

**ORIGINAL APPLICATION NO.502/2020**  
**(Shrikant B. Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Heard Shri V.G.Pingle, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities.

2. It is the grievance of the applicant that though he got retired on 30-09-2019 on attaining the age of superannuation, till today, his pension papers are not forwarded to the A.G. Office for grant of regular pension. It is his further grievance that, he has not yet received amount of gratuity as well as the benefit of commutation of pension as well as leave encashment. The applicant has, therefore, approached this Tribunal with the following prayers:

*“A) The Hon'ble Tribunal may kindly be pleased to allow the Original Application.*

*B) The Hon'ble Tribunal may kindly be pleased to direct the Respondent No.1 to 4 to forward, process and grant the pensionary benefits alongwith the interest for delayed pension to the Original Applicant forthwith alongwith all the consequential benefits from the date of*

*Superannuation of the Original Applicant in the interest of justice.*

*C) Any other equitable and suitable relief may kindly be granted in favour of the Original Applicant in the interest of justice.”*

3. In the affidavit in reply filed on behalf of the respondents, the contention has been raised that in the audit conducted of the relevant period some financial irregularities were noticed to which according to the respondents, the applicant was responsible. In the circumstances, regular pension as well as the amount of gratuity, leave encashment, commutation of pension etc. are withheld by the respondents. From the averments in the affidavit in reply, it is further revealed that an enquiry was conducted and its report was also submitted; but disciplinary authority was not satisfied with the said report and therefore the respondents decided to conduct a fresh enquiry. This appears to be the only ground for not releasing the aforesaid amounts which the applicant has claimed in the present O.A.

4. When the matter was heard, pointed queries were made by the Tribunal to the learned P.O. as to whether any statement of charge has been issued till

date to the applicant and whether any departmental enquiry has been initiated or any other effective steps are taken for proceeding with the said enquiry. Learned P.O. on instructions received from Dr. A.S.Ingole, Administrative Officer, who is present before the Tribunal submitted that, till today, no steps have been taken to proceed with the enquiry as has been indicated in the affidavit in reply as well as the reply given to the representation made by the applicant on 18-07-2020. In view of the fact that though period of more than two and half years has lapsed, no steps are taken by the respondents, applicant has become entitled for the regular pension as well as for the admissible financial benefits. It need not be stated that even for conducting the regular enquiry certain time schedule is fixed and respondents are supposed to complete the enquiry within the specified period. In the present matter though more than 3 years have lapsed from the retirement of the applicant, no steps have been taken even to commence the enquiry against the applicant. Merely on the ground that departmental enquiry is contemplated, pensionary benefits payable to the applicant cannot be withheld

for indefinite period. At the most, respondents can obtain undertaking from the applicant that, in case, he is held guilty in the departmental enquiry contemplated against him, he will refund the amounts received by him within the period which may be specified in the said undertaking. In the circumstances, the applicant has certainly made out a case for allowing the present Original Application. Hence, the following order:

ORDER

- [i] Original Application is allowed.
- [ii] By obtaining the necessary undertaking/bond from the applicant, respondents are directed to release the amount of gratuity and other admissible retiral benefits to the applicant and forward the pension papers to A.G. Office for grant of regular pension within 6 weeks from the date of this order.
- [iii] It shall be open for the respondents to conduct departmental enquiry as may be permissible under Rule 27 of the Maharashtra Civil Services (Pension) Rules, 1982.
- [iv] There shall be no order as to costs.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 19/2023**  
**(Dr. Ajit P. Thorbole Vs. State of Mah. & Ors.)**  
**AND**  
**ORIGINAL APPLICATION NO. 20/2023**  
**(Shri Nanasaheb S. Agale Vs. State of Mah. & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Heard Shri SD Joshi, learned counsel for the applicants in both the matters and Shri MS Mahajan & Smt. Deepali S. Deshpande, learned Chief Presenting Officer & learned Presenting Officer for the respondent in respective matters.

2. Since the issues raised in both these Original Applications are identical I have heard both these matters together and I deem it appropriate to pass this common order in both these applications.

3. Applicant, Dr. Ajit Prakash Thorbole, in O.A. No. 19/2023 is working as Sub Divisional Officer at Karjat. Dist. Ahmednagar, whereas applicant, Shri Nanasaheb S. Agale, in O.A. No. 20/2023 is working as Tahsildar at Karjat, Dist. Ahmednagar. Applicants have preferred these OAs challenging order dated 30.12.2022 whereby the applicants have

been suspended in contemplation of enquiry to be conducted against both of them. In exception to the impugned order the applicants have raised several grounds. Applicants have also prayed for interim relief thereby seeking stay to the impugned order till decision of the present OAs.

4. While arguing for interim relief the thrust of the learned counsel for the applicants is on the ground that the order so passed is without jurisdiction and without any authority of law. It is contended that both the Officers are assigned some duties and responsibilities in respect of Election of the Legislative Council of Maharashtra more particularly pertaining to the election of Nashik Graduate Constituency. Learned counsel submitted that vide Government order/notification dated 17.9.2021 both the officers are notified for discharging the duties as specified in the said Notification in connection with the aforesaid Election. Learned counsel pointed out that the Election Commissioner of India vide its Notification dated 29.12.2022 has declared the said election. Learned counsel submitted that in view of provisions

U/s 28(A) of the Representation of the People Act, 1951 the applicants in both the OAs are now subjected to the control, superintendence and discipline of the Election Commission. Learned counsel submitted that after issuance of the Notification dated 29.12.2022 no action much less impugned order could not have been passed against the applicants without consultation of the Election Commission. Learned counsel placed reliance on the judgment of the Hon'ble Madhya Pradesh High Court in the case of **Santosh Malviya Vs. State of Madhya Pradesh and Another, Writ Petition No. 6944/2019** decided on 11.9.2019. Learned counsel submitted that in the identical set of facts the Hon'ble Madhya Pradesh High Court has set aside the order of suspension passed against the petitioner in the said Writ Petition during existence of the model Code of Conduct.

5. Learned Chief Presenting Officer at the outset has prayed for time for filing detailed affidavit in reply to the contentions raised in the OAs and submitted that unless complete facts come on record it will be unjust to pass even any interim

order. Learned CPO further submitted that the contention of the applicants that the impugned order has been passed after commencement of the model Code of Conduct, is also factually incorrect. Learned CPO submitted that the decision to place the applicants under suspension was in fact taken and declared on 27.12.2022 itself and formal order communicating the said decision has been passed on 30.12.2022. Learned CPO has placed on record the minutes of the discussion held in the Session of Maharashtra Legislative Assembly. Reading out the minutes of the business transacted on 27.12.2022, learned CPO submitted that the decision to suspend the applicants must be held to have taken on 27.12.2022 i.e. prior to commencement of the model Code of Conduct. Reading out the impugned order the learned CPO submitted that in the opening paragraph the facts are appropriately mentioned and in the second paragraph it is further clarified that formal order is passed on 30.12.2022. According to learned CPO, bar of section 28(A) of the Representation of the People Act, 1951 therefore may not be applicable in the present matter.



**:: - 5 - :: O.A.NOS. 19 & 20 of 2023**

6. Learned counsel for the applicants has also made certain submissions on merits of the matter. It was his contention that no factually correct information was brought on record, though the Collector, Ahmednagar has in his report provided all the relevant particulars explaining the actions initiated by the applicants to combat the illegal activities in respect of stone crushers. Learned counsel submitted that considering the facts as aforesaid even on factual aspects and merits of the said facts the impugned order cannot be sustained. It has also been argued by the learned CPO that accepting the request of the applicants of grant of interim relief as has been prayed by them would amount to granting of final relief, which has been claimed in the OAs. He has therefore prayed for rejecting the request for interim relief.

7. I have duly considered the submissions advanced on behalf of the applicants, as well as, on behalf of the respondent authorities. I have also gone through the documents placed on record. As I have earlier noted, several grounds are raised in exception to the impugned order.

8. In support of the prayer for interim relief, the learned counsel for the applicants has, however, pressed the only ground which pertains to non-competence of the State Government to take any action against its officers designated for the conduct of election without consultation of the Election Commission. It is not in dispute that the said period has commenced from 29.12.2022 on which the Election Commission has notified the election of Nashik Graduate Constituency. Two submissions are made on behalf of respondents in oppose to the arguments advanced on behalf of the applicants; first is that the decision was taken prior to commencement of the Code of Conduct period and another that granting of interim relief would amount to grant of final relief.

9. It is true that in the session of assembly certain questions were raised by the Members of the Legislative Assembly pertaining to running of stone crushers in the subject area. Minutes which are placed on record reveal that, in the House, the Hon'ble Revenue Minister has assured the Members of the Assembly that action will be taken against all

**:: - 7 - :: O.A.NOS. 19 & 20 of 2023**

erring officials and that such Officers will be immediately suspended. It is also true that in the impugned order also there is reference about the assurance so given by the Hon'ble Minister on Floor of Assembly. The fact, however, remains that the impugned order suspending the applicants has been passed on 30.12.2022.

10. The minutes of the business transacted on 27.12.2022 in legislative assembly reveal that the Hon'ble Revenue Minister assured the Members of the House that the errant Government officials will be suspended, but the order of suspension has been undisputedly passed on 30.12.2022 and must be held to have become operative from the said date and not from any prior date. In the case before the Hon'ble Madhya Pradesh High Court (cited supra) the petitioner therein was placed under suspension vide order dated 14.3.2019. The order of suspension was challenged by the said petitioner mainly on the ground that the said order was passed when the model code of conduct was in force. The said petitioner was assigned with election duties of Lok Sabha election during the relevant period. It was the

argument on behalf of the said petitioner that the order of suspension could have been passed against the said petitioner only after obtaining the permission from the Election Commission. The Hon'ble Madhya Pradesh High Court accepted the argument advanced on behalf of the petitioner and set aside the order of suspension passed against the said petitioner holding that when the order of suspension was passed the State Government has no authority to pass such an order during existence of model code of conduct without permission from the Election Commission. In the instant matter also both the applicants have been assigned with the duties pertaining to election of Nashik Graduate Constituency. The said election has been notified by the Election Commission of India vide its notification dated 29.12.2022. Section 28-A of the Representation of the People Act, 1951 provides that returning officer, presiding officer, etc. shall be on deputation to Election Commission. The said section reads as under: -

*“[28A. Returning officer, presiding officer, etc., deemed to be on deputation to Election Commission. —The returning officer, assistant returning officer, presiding officer, polling officer, and any other officer appointed under this Part, and any police officer designated for the time being by the State Government, for the conduct of any election shall be deemed to be on deputation to the Election Commission for the period commencing on and from the date of the notification calling for such election and ending with the date of declaration of the results of such election and accordingly, such officers shall, during that period, be subject to the control, superintendence and discipline of the Election Commission.”*

Thus, the applicants who are entrusted with the election duties must be deemed to be on deputation with the Election Commission. Administrative and Disciplinary control over the applicants would be of the Election Commission during the period of code of conduct. If the impugned order is perused it nowhere reveals that before passing the said order the State Government has consulted or had obtained the permission from the Election Commission.

11. For the reasons stated as aforesaid, in my opinion, the applicants have certainly made out a

prima facie case. It prima facie appears that the State Government could not have passed the impugned order without obtaining the permission from the Election Commission. The impugned order thus, appears to have been passed in violation of the provisions under Section 28-A of the Representation of the People Act, 1951. In the circumstances, while issuing notice to the respondents and requiring them to submit their say in regard to the contentions raised in the OAs I deem it appropriate to temporarily stay the effect and operation of the impugned order dated 30.12.2022 till filing of the affidavit in reply by the respondents. Hence, the following order: -

**ORDER**

- (i) Issue notices to the respondents, returnable on 16.1.2023, **till then the impugned order dated 30.12.2022 shall temporarily stand stayed.**
- (ii) Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- (iii) Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete

**:: - 11 - :: O.A.NOS. 19 & 20 of 2023**

paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

(iv) This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

(v) The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

(vi) S.O. to 16.1.2023.

(vii) Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**M.A.NO.08/2023 IN O.A.ST.NO.1856/2022  
(Babamiya Pathan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities.

2. For the reasons stated in the application which are just and sufficient, the delay caused of 12 days for filing the O.A. is condoned. M.A. stands disposed of accordingly with no order as to costs.

3. O.A. be registered and numbered as per rules after removal of office objections, if any.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023



**O.A.ST.NO.1856/2022**  
**(Babamiya Pathan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notice to the respondents, returnable on 15-02-2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 15-02-2023.

8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.112/2019  
(Sheela Mohite Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri Satish P. Dhoble, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 14-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO. 740/2019, 741/2019,  
742/2019, 743/2019, 745/2019, 746/2019, 01/2021  
and 45/2021,  
(Natharao Dodabe & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Heard Shri M.B.Bharaswadkar, learned Counsel for the applicants and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities.

2. Arguments are heard for some time.
3. For further consideration, S.O. to 11-01-2023.

**High on Board.**

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.301/2021  
(D.P.Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Heard Shri A.S.Deshmukh, learned Counsel holding for Shri G.J.Pahilwan, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities.

2. Arguments are heard for some time.
3. For further consideration, S.O. to 13-01-2023.

**High on Board.**

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.160/2022  
(Anant Kendrekar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri Akshay Kulkarni, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent of both parties, S.O. to 16-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.229/2021  
(Balbirsing Tyagi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri K.G.Salunke, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. On consent of both sides, S.O. to 13-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.44/2021  
(Sugam Rathod & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri V.G.Pingle, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.144/2021  
(Vitthal Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 15-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023



**ORIGINAL APPLICATION NO.236/2021  
(Vikram Garje Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri A.S.Deshmukh, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.534/2021  
(Shaikh Mohammad Shoeb Sarfaraz Vs. State of  
Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri S.D.Dhongde, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.550/2021  
(Shobha Bidhe & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri C.V.Dharurkar, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 23-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.20/2022  
(Dnyaneshwar Sanap Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri S.D.Dhongde, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.159/2022  
(Sanjay Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Heard Shri Akshay Kulkarni, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities.

2. Arguments are heard for some time.
3. For further consideration, S.O. to 10-01-2023.

**High on Board.**

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**M.A.NO.156/2022 IN O.A.ST.NO.621/2021  
(Bhimrao Bilappatte Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri M.L.Muthal, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**M.A.NO.543/2022 IN O.A.NO.1068/2022  
(Devidas Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri S.S.Thombre, learned Counsel for the applicant in M.A., Shri A.S.Deshmukh, learned Counsel for the applicant in O.A. and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10-01-2023. Interim relief granted earlier to continue till then.

3. Matter be kept for hearing at 3.00 p.m.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**ORIGINAL APPLICATION NO.502/2017  
(Public Prosecutors Association, Maharashtra State :  
Through its President and Vice President Vs. State of  
Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Shri A.S.Deshmukh, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 15-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023



**C.P.NO.09/2021 IN O.A.NO.70/2018**  
**(Dadabhau Parte Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 09-01-2023**

**ORAL ORDER :**

Ku. Preeti Wankhade, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 23-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 09.01.2023

**C.P.NO. 33/2022 IN O.A.NO. 832/2016**  
**(Vishal P. Gangawane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.G. Kulkarni, learned Advocate holding for Shri A.S. Deshpande, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. Await service of notice.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 09.01.2023

**C.P.NO. 38/2022 IN O.A.NO. 573/2020**  
**(Prakash B. Ghadgine Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.M. Nagarkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 09.01.2023

**C.P.NO. 39/2022 IN O.A.NO. 208/2021**  
**(Dnyaneshwar B. Biradar & Ors. Vs. State of Maharashtra**  
**& Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.B. Solanke, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service of notice.

3. S.O. to 06.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 09.01.2023

**C.P.NO. 42/2022 IN O.A.NO. 801/2012**  
**(Baliram B. Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.D Dhongde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. Affidavits in reply filed on behalf of the respondent Nos. 2 & 3 separately are taken on record and copies thereof have been served on the other side.

3. S.O. to 08.02.2023 for filing affidavit in rejoinder, if any.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 128 OF 2019**  
**(Ganesh T. Pagare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.M. Mene, learned Advocate holding for Shri Suhas P. Urgunde, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri R.N. Dhakane, learned Advocate holding for Shri R.D. Khadap, learned Advocate for the respondent No.6, are present.

2. At the request of learned P.O. and learned Advocate for the respondent No.6, one more last chance is granted for filing affidavit in reply on behalf of the respondent Nos.1,4, 5 and 6.

3. S.O. to 19.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**O.A.Nos. 631/2019, 677/2019 AND 714/2019  
(Dilip V. Kadam & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri R.N. Dhakane, learned Advocate holding for Shri Rahul D. Khadap, learned Advocate for the applicants in O.A.Nos. 631 & 714/2019, Shri A.S. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant in O.A.No.677/2019 and Shri D.R. Patil, learned Presenting Officer for the respondents in all these O.As., are present.

2. Affidavit in reply filed on behalf of respondent Nos. 2 & 3 in O.A.No. 677/2019 is taken on record. The applicant is at liberty to file affidavit in rejoinder in O.A.No.677/2019.

3. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents in O.A.No.631/2019 and on behalf of Nos. 1 & 4 in O.A.No. 714/2019.

4. S.O. to 09.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 811 OF 2019**  
**(Bhushan D. Kagane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Deepak D. Choudhari, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondents, is present.

2. Record shows that in spite of grant of opportunities, affidavit in rejoinder is not filed on behalf of the applicant.

3. Today, the learned Advocate for the applicant is absent.

4. In view of above, S.O. to 07.02.2023 for admission.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 371 OF 2022**  
**(Babasaheb B. Bhosle Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 07.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 430 OF 2022**  
**(Swannand B. Thorve & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri R.O. Awasarmol, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondent No.2.

3. S.O. to 08.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 450 OF 2022**  
**(Sanket D. Khairnar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 08.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 454 OF 2022**  
**(Rajendra B. Kawale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri V.V. Gujar, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 09.02.2023 for filing affidavit in rejoinder.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 520 OF 2022**  
**(Satish B. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.G. Ambetkar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. Affidavit in reply filed on behalf of the respondent No.2 is taken on record and copy thereof has been served on the other side.

3. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondent No.1.

4. S.O. to 06.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 605 OF 2022**  
**(Pandhari M. Mundhe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri G.N. Kulkarni, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondents, is present.

2. Affidavit in reply filed on behalf of the respondent Nos. 1 to 4 is taken on record.

3. S.O. to 08.02.2023 for filing affidavit in rejoinder, if any.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 637 OF 2022**  
**(Vishal G. Bochare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.
3. S.O. to 09.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 661 OF 2022**  
**(Dilip S. Taru Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 09.02.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 664 OF 2022**  
**(Vinod J. Sonune & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri R.O. Awasarmol, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondent No.2.
3. S.O. to 08.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 702 OF 2022**  
**(Nitin S. Hagare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.B. Solanke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Await service of notice on respondent No.1.
3. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondent Nos. 2 to 4.
4. S.O. to 09.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 766 OF 2022**  
**(Keshav M. Jambutkar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. Affidavit in rejoinder filed by the applicant is taken on record and copy thereof has been served on the other side.
3. S.O. to 10.02.2023 for admission.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 875 OF 2022**  
**(Dr. Anup R. Naik Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.
3. S.O. to 10.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 882 OF 2022**  
**(Dr. Swati V. Phad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service of notice.

3. S.O. to 10.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 925 OF 2022**  
**(Vijaykumar P. Kulkarni & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri R.R. Kakani, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 15.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 959 OF 2022**  
**(Amol N. Waghmare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.A. Nimbalkar, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate holding for Shri S.P. Urgunde, learned Advocate for the respondent No.3, are present.

2. At the request made on behalf of the respondents, time is granted for filing affidavit in reply.

3. S.O. to 13.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 985 OF 2022  
(Vitthal H. Wanve Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for M.S. Karad, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 13.02.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 1062 OF 2022**  
**(Pawan M. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.
3. S.O. to 10.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1067 OF 2022**  
**(Shivaji D. Sirsat Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri P.M. Shinde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. Await service of notice.
3. At the request of the learned Advocate for the applicant, time is granted for taking necessary steps.
4. S.O. to 14.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1077 OF 2022**  
**(Ganesh D. Nagargoje & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. Await service of notice.
3. S.O. to 13.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1078 OF 2022**  
**(Vikas N. Khedkar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. Await service of notice.
3. S.O. to 13.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1092 OF 2022**  
**(Satish S. Gadve & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri M.J. Sharma, learned Advocate holding for Shri Mohit Deshmukh, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 08.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 295/2021 IN O.A.ST.NO. 1154/2021  
(Mrunalini P. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondent No.1.
3. S.O. to 02.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 09.01.2023

**M.A.NO. 94/2022 IN O.A.ST.NO. 249/2022**  
**(Dipak S. Sherkhane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri G.J. Kore, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondents.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 348/2022 IN O.A.ST.NO. 1262/2022  
(Deorao S. Aher Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 02.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 09.01.2023



**C.P.NO. 01 OF 2023 IN O.A.NO. 608 OF 2018**  
**(Narendra S. Suryawanshi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Issue notice to the respondents in C.P., returnable on 09.02.2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 09.02.2023.

8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 02 OF 2023 IN O.A.ST.NO.3062 OF 2022  
(Vishal N. Sonsale & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Heard Shri A.S. Khedkar, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause of action is identical and the applicants have prayed for same relief, in order to avoid the multiplicity, leave to sue jointly is granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 3062 OF 2022  
(Vishal N. Sonsale & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Heard Shri A.S. Khedkar, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Issue notice to the respondents, returnable on 09.02.2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

//2// O.A.St. 3062/2022

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

**7. The selection process if any made to the post of Surveyor/Clerk would be subject to outcome of the present Original Application.**

8. S.O. to 09.02.2023.

9. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**MEMBER (J)**

**M.A.ST.NO. 3083/2022 IN O.A.ST.NO.3084/2022  
(Pratulchandra N. Gundre & Ors. Vs. State of Maharashtra  
& Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Heard Shri R.P. Bhumkar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks permission to delete the name of the applicant Nos. 7 & 8 as they are retired from the offices which are not within the jurisdiction of this Tribunal. Permission as prayed for is granted.

3. At the request of the learned Advocate for the applicant, S.O. to 16.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.ST.NO. 3085/2022 IN O.A.ST.NO.3086/2022  
(Shivaji R. Lagas & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Heard Shri R.P. Bhumkar, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 16.01.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 09.01.2023

**O.A.Nos. 377/2019, 378/2019, 379/2019,  
381/2019, 382/2019, 565/2019, 630/2019,  
660/2019, 661/2019, 988/2019, 108/2020,  
109/2020 AND 656/2022**  
(Somnath A. Nande & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Heard Shri V.S. Panpatter and Shri R.C. Bramhankar, respective learned Advocates for the applicants in respective O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondents in all these O.As.

2. The present matters be treated as part heard.
3. S.O. to 13.01.2023. **High On Board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 215 OF 2022**  
**(Salim Mohd Hanif Shaikh & Ors. Vs. State of Maharashtra**  
**& Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities Shri U.L. Momale, learned Advocate for the respondent Nos.4 to 20 & 22 to 24 and Shri V.B. Wagh, learned Advocate for the respondent No.25, are present.

2. Learned Advocate for the applicant filed praecipe on record seeking speaking to minutes contending that in farad sheet order passed on 04.01.2023, in paragraph Nos. 3 & 4 it is incorrectly mentioned that O.A.No.1078/2016 filed by the respondent No.25 is of similar type as that the present O.A.No. 215/2022.

3. In order to clarify the said farad sheet order dated 04.01.2023, prayers in O.A.No. 215/2022 and



//2//

O.A.215/2022

O.A.No. 1078/2016 are reproduced herein under:-

**“Prayers of O.A.No. 215/2022 are as under:-**

- A) *This Original Application may kindly be allowed thereby directing Resp No.1 to finalize the provisional seniority lists of the cadre of Executive Engineers (Civil) as on 01/01/2019, 01/01/2020 and 01/01/2021 within stipulated period of three months or within such stipulated period as deemed fit and appropriate by this Hon’ble Tribunal.*
- B) *This Original Application may kindly be allowed thereby directing the Resp. No.1 not to effect any promotion to the cadre of Superintending Engineers from the cadre of Executive Engineers (Civil) before finalizing the provisional seniority lists of the cadre of Executive Engineers (Civil) as on 01/01/2019, 01/01/2020 and 01/01/2021.*
- C) *Costs of this Original Application may kindly be awarded to the applicants.*

//3//

O.A.215/2022

D) *Any other appropriate reliefs as may be deemed fit by this Hon'ble Tribunal may kindly be granted.*

**Interim Reliefs**

E) *Pending the admission, hearing and final disposal of this Original Application Resp. No.1 may kindly be restrained from effecting any promotion to the cadre of Superintending Engineers from the cadre of Executive Engineers (Civil)."*

**Prayers of O.A. 1078/2016 are as under:-**

i) *It be declared that the provisional seniority list of the Executive Engineer (Civil) in Water Resources Department for the period from 01.04.1995 to 31.12.2000 published vide Government Circular dated 26.04.2012 (Annexure A-1), the alleged Seniority list for the period from 01.04.1995 to 31.12.2000 allegedly finalized on 07.05.2013 which is subsequently revised on 22.11.2013 and the provisional seniority list of the Executive Engineer (Civil) in Water*

//4//

O.A.215/2022

*Resources Department for the period from 01.01.2001 to 31.12.2013 (Annexure A-2) is illegal being contrary to the relevant rules and the ratio laid down by the Hon'ble Supreme Court in Direct Recruit's case.*

- ii) *The impugned provisional seniority list of the Executive Engineer (Civil) in Water Resource Department for the period from 01.04.1995 to 31.12.2000 published vide Government Circular dated 26.04.2012 (Annexure A-1) the alleged Seniority list for the period from 01.04.1995 to 31.12.2000 allegedly finalized on 07.05.2013 which is subsequently revised on 22.11.2013 and the provisional seniority list of the Executive Engineer (Civil) in Water Resources Department for the period from 01.01.2001 to 31.12.2013 (Annexure A-2) be quashed and set-aside, being issued on colourable exercise of power.*

//5//

O.A.215/2022

iii) *The respondent be directed to prepare fresh provisional and thereafter final seniority list for the period from 01.04.1995 to 31.12.2000 and provisional and final seniority list for the period from 01.01.2001 to 31.12.2012 after taking into consideration the actual date of promotion to the post of Executive Engineer of the deponents for the purpose of fixing seniority at appropriate place in the Cadre of Executive Engineers, Water Resources Department in accordance with law within the stipulated period*

*Amended prayer (v) in Para No.9: It further prayed that the final seniority list dated 30.08.2014 (Annexure A-9) be quashed and set aside being totally illegal and Non applicant No.1 be directed to prepare a fresh seniority list for the period from 01.01.2001 to 01.01.2014 after taking into consideration the actual respective dates of promotions of the deponents to the post of Executive*

//6//

O.A.215/2022

*Engineers for the purpose of fixing their seniority at appropriate places in the cadre of Executive Engineers, Water Resources Department, in accordance with law within a stipulated period and grant them all consequential benefits arising out of same in the interest of justice.”*

4. In view of these prayers, at the appropriate stage, the aspect raised by the respondent No.25 in this Original Application will be considered.
5. Learned Advocate for the respondent No.25 submits that hearing of O.A.No. 1078/2016 is now adjourned to 16.01.202.
6. The present matter has already been treated as part heard.
7. S.O. to 10.01.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**MA 542/2022 with MA 261/2022 with MA  
257/2022 in OA 447/2022**

**(Dr. Shvshakti D. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and**

**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant in MA 542/222 / intervenor, Shri S.B. Bhosale, learned Advocate for applicants in M.A. Nos. 261/2022 & 257/2022, Shri Mohit Deshmukh, learned Advocate for applicants in O.A. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 18.01.2023 for rehearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**O.A. No. 154/2017 with O.A. No. 259/2018  
(Naseem Banu Nazir Patel Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicant in both the O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in both the O.As., are present.

2. S.O. to 13.01.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 845 OF 2017**  
**(Rambhau L. Kuskar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24.01.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 569 OF 2018**  
**(Prashant A. Bonge Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.B. Solanke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. The present matter has already been treated as part heard.
3. S.O. to 25.01.2023. **High on board**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 435 OF 2019**  
**(Sadhu K. Lohar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri H.A. Joshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The present matter is to be treated as part heard.

3. S.O. to 19.01.2023. **High on board**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 532 OF 2020**  
**(Hemant J. Kinhikar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.01.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 185/2021 in O.A. No. 257/2021**  
**(Nanasaheb L. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 31.01.2023 for hearing. **High on board.**

3. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 09.01.2023

**M.A. No. 192/2021 in O.A. No. 258/2021  
(Laxman N. Sormare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 31.01.2023 for hearing. **High on board.**
3. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 408 OF 2021**  
**(Urmila M. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned Advocate for respondent No. 2, are present.

2. At the request of learned Advocate for respondent No. 2, time is granted for filing affidavit in reply.

3. S.O. to 16.01.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 41/2022 in O.A. No. 458/2018  
(Anita B. Kolgane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.02.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 09.01.2023

**C.P. No. 36/2018 in O.A. No. 846/2011  
WITH  
C.P. No. 37/2018 in O.A. No. 843/2011  
WITH  
C.P. No. 38/2018 in O.A. No. 842/2011  
WITH  
C.P. No. 39/2018 in O.A. No. 278/2012  
WITH  
C.P. No. 40/2018 in O.A. No. 634/2011  
WITH  
C.P. No. 41/2018 in O.A. No. 277/2012  
(Vilas S. Patil and Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri J.B. Choudhary, learned Advocate for the applicants in all these cases (**Leave Note**). Shri S.K. Shirse, learned Presenting Officer for the respondents in all these cases, is present.

2. S.O. to 06.02.2022 for hearing.

**MEMBER (A)**

**MEMBER (J)**



**C.P. No. 07/2021 in O.A. No. 768/2017  
(Rajan a. Lengde Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate for respondent Nos. 2 to 4, are present.

2. S.O. to 06.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 09.01.2023

**ORIGINAL APPLICATION NO. 274 OF 2017**  
**(Anil A. Beedkar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Y.P. Deshmukh, learned Advocate for the applicants (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. S.O. 08.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 577 OF 2017**  
**(Ramesh G. Chaudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Ketan Pote, learned Advocate holding for Shri A.G. Ambetkar, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri Avinash Deshmukh, learned Advocate for respondent No. 3, are present.

2. S.O. to 06.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 115 OF 2019**  
**(Santosh B. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.P. Dhobale, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 07.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 151 OF 2019**  
**(Sachin A. Gade & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 815 OF 2019**  
(Rajendrakumar P. Barhate Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Sachin Deshmukh, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Special Counsel for respondent Nos. 1 and 2, are present.

2. S.O. to 08.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 354 OF 2020**  
**(Suresh L. Kamthane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned Advocate for respondent Nos. 4, 6 and 7, are present.

2. S.O. to 08.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 557 OF 2020**  
**(Savita S. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.A. More, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 334 OF 2021**  
**(Madhuri B. Panzade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Jagish Bansod, learned Advocate for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri S.B. Solanke, learned Advocate for respondent No. 3, are present.

2. S.O. to 09.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 401 OF 2021**  
**(Ramreddy R. Aitwar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 767 OF 2021  
(Baliram B. Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 798 OF 2021**  
**(Bharat Z. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 426 OF 2022  
(Urmila S. Phule @ Urmila P. Narwade Vs. State of  
Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri B.G. Deshmukh, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 10.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. Nos. 451/2022, 452/2022 & 453/2022**  
(Dhammapal E. Ughade & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri H.V. Tungar, learned Advocate for the applicants in all these O.As., Shri B.S. Deokar, learned Presenting Officer for the respondent authorities in all these O.As. and Shri V.H. Solunke, learned Advocate for respondent Nos. 4 & 5 in all these O.As., are present.

2. S.O. to 06.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 09.01.2023

**MA 25/2021 with MA 206/2020 in OA 1100/2019  
(Yogesh S. Shinde & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri G.K. Kshirsagar, learned Advocate for the applicants in M.A. No.25/2021 & for respondent Nos.85 to 101 in M.A.No.206/2020 (**Absent**). Shri Avinash Deshmukh, learned Advocate for the applicant in M.A. No. 206 of 2020 & O.A. No. 1100 of 2019, Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities in all these cases and Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the respondent Nos. 102 to 105 in M.A.No.206/2020, are present.

Shri S.S. Tope, learned Advocate for the respondent Nos.12 & 15 in M.A.No.206/2020, Shri Sachin Randive, learned Advocate for the respondent Nos.18, 19, 22, 23, 24, 28 to 32, 34 to 37, 39 & 40, 42 in M.A. 206/2020 and Amol P. Ghule Patil, learned Advocate for the respondent Nos.81 to 84 in M.A.No.206/2020, are **absent**.

2. S.O. to 01.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 736 OF 2012**  
**(Devidas R. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Sudhir Patil, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 16.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 680 OF 2013**  
**(Vilas R. Gandhane & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri P.V. Suryawanshi, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 461 OF 2015**  
**(Vijay L. Tarode Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 689 OF 2015**  
**(Dr. Shrikant B. Tambe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, Shri P.R. Patil, learned Advocate for respondent No. 5 and Shri V.B. Wagh, learned Advocate for respondent No. 6, are present.

2. S.O. to 08.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 185 OF 2016**  
**(Lalu J. Pawara Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri G.R. Jadhav, learned Advocate holding for Shri Avishkar Shelke, learned , learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned Advocate for respondent No. 4, are present. Shri C.V. Bhadane, learned Advocate for respondent No. 3, **absent**.

2. S.O. to 02.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 117 OF 2017**  
**(Changdev N. Dhawale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri S.D. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 124 OF 2017  
(Govind B. Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri A.D. Gadekar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 03.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 152 OF 2017**  
**(Hitendra J. Chatre Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Vijay Deshmukh, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 03.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 383 OF 2018**  
**(Meraj Begum Sayeed Abdul Khalak Vs. State of**  
**Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 06.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 591 OF 2018**  
**(Purushottam N. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri J.B. Choudhary, learned Advocate for the applicant (**Leave Note**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to benefits of time bound promotion / ACPS.

4. In view of the same, the present matter be placed before the Single Bench for further hearing.

5. S.O. to 06.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**O.A. No. 925/2018 with O.A. No. 464/2019  
(Kisan D. Pawar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

S/shri A.C. Deshpande & A.B. Rajkar, learned Advocate for the respective applicants in respective O.As. and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities in both the O.As., are present.

2. S.O. to 07.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. Nos. 192, 193 & 194 all of 2019**  
(Kashinath T. Soundalkar & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Smt. Vidya Adkine, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicants in all these O.As., Shri I.S. Thorat, learned Presenting Officer for the respondent authorities in all these O.As. and Shri S.B. Mene, learned Advocate for respondent Nos. 1 & 2 in all these O.As., are present.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matters are pertaining to benefits of time bound promotion / ACPS.

3. In view of the same, the present matters be placed before the Single Bench for further hearing.

4. S.O. to 08.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 230/2020 in O.A. No. 325/2020  
(Sandip B. Thakur Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
and  
Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri K.G. Salunke, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 03.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 09.01.2023

**O.A. Nos. 468, 469 & 478 all of 2020**  
**(Kuldeep I. Chole & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Avinash Khedkar, learned Advocate holding for Shri S.D. Munde, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these O.As., are present.

2. S.O. to 09.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 09.01.2023

**ORIGINAL APPLICATION NO. 292 OF 2021**  
**(Kashinath H. Devtule Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Shri Avinash Khedkar, learned Advocate holding for Shri S.D. Munde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 891 OF 2018**  
**(Dr. Uddhav S. Khaire Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**and**  
**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 09.01.2023**

**ORAL ORDER :**

Dr. Uddhav Khaire, applicant in person and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 20.01.2023 for re-hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 585 OF 2020  
(Andan B. Datar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Smt. Vidya Taksal, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 14.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD



**ORIGINAL APPLICATION NO. 538 OF 2019  
(Jawahar R. Bhoi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Vidya A. Taksal, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 13.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 43 OF 2021  
(Chandramuni T. Kamble Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Sandeep G. Kulkarni, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent Nos. 2 & 3, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 13.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 164 OF 2021  
(Balu A Chavan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 7.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 406 OF 2021**  
**(Sajed Mubasshiruddin Siddiqui Vs. State of Maha. & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 7.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 593 OF 2021  
(Gajanan P. Joshi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Sandeep G. Kulkarni, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned counsel for respondent Nos. 2 & 3, are present.

2. Await service for respondent No. 4.

3. S.O. to 15.2.2023 for filing affidavit in reply on behalf of respondent Nos. 1, 3 & 5.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 665 OF 2021  
(Shankar S Kale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 6.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**O.A.NOS. 550 TO 566 ALL OF 2022**  
**(Raghoji R. Bele & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

S/Shri Vivek G. Pingle & P.M. Shinde, learned counsel for the respective applicants in respective cases and S/Shri V.R. Bhumkar, N.U. Yadav, B.S. Deokar, I.S. Thorat, S.K. Shirse, D.R. Patil, Smt. Sanjivani Deshmukh-Ghate and Mrs. Deepali S. Deshpande, learned Presenting Officers for the respective respondent authorities in respective cases, are present.

2. Learned Presenting Officers have sought time for filing affidavit in reply. Time granted.

3. S.O. to 10.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 704 OF 2022  
(Prakash S. Aghav Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tender across the bar affidavit in reply on behalf of respondent Nos. 1 & 2 and the same is taken on record and copy thereof has been served on the other side.

3. At the request of learned counsel for the applicant, S.O. to 13.2.2023 for filing rejoinder affidavit.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD



**ORIGINAL APPLICATION NO. 864 OF 2022  
(Gajanan B. Dandge & Ors. Vs. State of Maha. & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Smt. Vidya A. Taksal, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 13.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 1074 OF 2022  
(Sagar S. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 7.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**M.A.NO. 592/2019 IN O.A.ST.No. 2196/2019  
(Arvind A Joshi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri V.S. Kadam, learned counsel for the applicant, Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri G.N. Patil, learned counsel for respondent Nos. 2 & 3, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 8.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**M.A.NO. 88/2021 IN O.A.ST.NO. 323/2021  
(Shrikant K. Bhale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Await service.
3. S.O. to 14.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**M.A.NO. 194/2022 IN O.A.ST.NO. 616/2022  
(Sunil D. Kakade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 14.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 633 OF 2022**  
**(Dr. Sanjay B. Dhage Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Shamsunder B. Patil, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request learned Presenting Officer, S.O. to 10.2.2023 for filing affidavit in reply as a last chance. If the affidavit in reply is not filed within the given period, matter shall be heard without reply of the respondents.

3. S.O. to 6.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 777 OF 2021  
(Mohd Usman Khan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri G.J. Dahad, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 19.1.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**ORIGINAL APPLICATION NO. 548 OF 2022  
(Dilip R. Bari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Affidavit in reply is not filed. List the matter for hearing on 19.1.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD



**ORIGINAL APPLICATION NO. 147 OF 2022  
(Bhaskar D. Nelte Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri J.B. Choudhary, learned counsel for the applicant has filed leave note. Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by the learned counsel for the applicant, S.O. to 15.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**O.A.NOS. 457, 458 & 462 ALL OF 2020  
(Samba H. Sarpate Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Shri Prasad D. Jarare, learned counsel for the applicants, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities in all these cases and Smt. Anuradha S. Mantri, learned counsel for respondent No. 2 in all these cases, are present.

2. At the request and by consent of both the sides, S.O. to 31.1.2023.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**M.A.NO. 06/2023 IN O.A.ST.NO. 13/2023**  
**(Sayyed Shafi Sayyed Lal & Ors. Vs. State of Maharashtra**  
**& Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Heard Shri P.V. Suryawanshi, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDER 9.1.2023-HDD

**M.A.NO. 06/2023 IN O.A.ST.NO. 13/2023**  
**(Sayyed Shafi Sayyed Lal & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM :** **Hon'ble Shri Justice P.R. Bora,**  
**Vice Chairman**

**DATE :** **9.1.2023**

**ORAL ORDER :**

Heard Shri P.V. Suryawanshi, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 14.2.2023.

3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 14.2.2023.

8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 903 OF 2022  
(Balaji G. Kharat Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Justice P.R. Bora,  
Vice Chairman**

**DATE : 9.1.2023**

**ORAL ORDER :**

Heard Shri V.A. Dhakne, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant seeks leave of this Tribunal to correct address of respondent No. 4. Leave granted. Amendment be carried out forthwith.

3. Learned counsel for the applicant requested to issue fresh notice to respondent No. 4 on the corrected address.

4. After carrying out the amendment, issue fresh notice to respondent No. 4 on the corrected address, returnable on 13.2.2023.

5. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

6. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly

authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

8. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

9. S.O. to 13.2.2023.

10. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**