

**ORIGINAL APPLICATION NO.694/2013
(Bashir Khan Daulat Khan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 09.03.2022

ORAL ORDER :

Shri A.S.Deshmukh, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 31-03-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.499/2015
(Dr. Maroti Dake Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 09.03.2022

ORAL ORDER :

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

2. S.O. to 31-03-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.137/2017
(Namdeo Arsale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 09.03.2022

ORAL ORDER :

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

2. S.O. to 31-03-2022.

MEMBER (A)

MEMBER (J)

**O.A.NO.626/2019, 641/2019 and 642/2019
(Sheshrao Giri & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 09.03.2022

ORAL ORDER :

Shri S.K.Mathpati, learned Advocate for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 31-03-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.26/2020
(Sanjay Salunke Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 09.03.2022

ORAL ORDER :

Shri Girish Nagori, learned Advocate for the applicant and Shri D.A.Madake learned Advocate for respondent no.19, are **absent**.

Shri S.K.Shirse, learned Presenting Officer for the respondents is present.

2. S.O. to 19-04-2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.22/2021
(Muktyarsing Theng Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 09.03.2022

ORAL ORDER :

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

2. S.O. to 07-04-2022. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

**O.A.NOS.820 TO 832 AND 837 TO 839 ALL OF 2019
(Yogesh B. Sonawane & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri S.R. Sapkal, learned Advocate for the applicants in all these cases and Shri M.S. Mahajan, learned C.P.O., Shri M.P. Gude, Shri N.U. Yadav, Shri V.R. Bhumkar, Smt. Sanjivani K. Deshmukh-Ghate, Smt. Deepali S. Deshpande, Shri D.R. Patil, Smt. M.S. Patni, Shri S.K. Shirse, respective learned Presenting Officers for the respondents in respective cases.

2. At the request of the learned P.Os., time is granted as a last chance for filing affidavit-in-reply on behalf of the respondents in all the cases.

3. S.O. to 04.04.2022

MEMBER (J)

**ORIGINAL APPLICATION NO.915 OF 2019
(Roshni S. Zatale Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri S.R. Sapkal, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officers for the respondents.

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

3. S.O. to 04.04.2022

MEMBER (J)

ORIGINAL APPLICATION NO. 1026 OF 2019
(Keshav M. Soundarmal Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

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 08.04.2022.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

ORIGINAL APPLICATION NO. 1093 OF 2019
(Bhanudas B. Putwad Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Shri R.B. Ade, learned Advocate for the applicant is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

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 11.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 4 OF 2020
(Chhaya S. Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri Praful Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

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

3. S.O. to 12.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 91 OF 2020
(Shyam K. Bhavsar Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Smt. Suchita Dhongde, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

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 Nos.1 to 3 and 5.

3. S.O. to 04.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 403 OF 2020
(Atul T. Jatale Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri Saket Joshi, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

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 06.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 579 OF 2020
(Dr. Shaikh Ambreen Fatima Abdul Hafiz Vs. State of
Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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 06.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 316 OF 2021
(Mahikarani N. Rankhamb @ Monikarani S. Kanke Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri H.P. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Short affidavit filed on behalf of the respondent No.3 as per order dated 27.10.2021 is taken on record.
3. Learned Advocate for the applicant has received the copy of the same.
4. S.O. to 06.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 343 OF 2021
(Raosaheb B. Neharkar Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Shri Gokul M. Shingare, learned Advocate for the applicant is **absent**. Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Await service of notice on the respondent No.2.
3. In view of absence of learned Advocate for the applicant, S.O. to 12.04.2022 for steps.

MEMBER (J)

ORIGINAL APPLICATION NO. 344 OF 2021
(Mohan N. Komatwar Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Shri Gokul M. Shingare, learned Advocate for the applicant is **absent**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

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 12.04.2022.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

ORIGINAL APPLICATION NO. 570 OF 2021
(Shivkumar B. Chamkure Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri O.D. Totawad, learned Advocate holding for Shri C.R. Thorat, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

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 12.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 729 OF 2021
(Ramdas L. Patil & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri Sudhir Patil, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

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 06.04.2022.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

ORIGINAL APPLICATION NO. 46 OF 2022
(Adinath A. Nagargoje Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

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 05.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 89 OF 2022
(Bhaskar V. Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

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 07.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 179 OF 2022
(Raju J. Somvanshi Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.B. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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 12.04.2022.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

**M.A.NO.626 OF 2019 IN O.A.ST.NO.2319 OF 2019
(Baban N. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted as a last chance for filing affidavit-in-reply on behalf of the respondent No.1.

3. S.O. to 05.04.2022.

MEMBER (J)

**M.A.NO.01 OF 2020 IN O.A.ST.NO.2317 OF 2019
(Devidas M. Kandhare Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent No.1. Shri G.N. Patil, learned Advocate for the respondent Nos.2 & 3 is **absent.**

2. Record shows that the affidavit-in-reply is already filed by the respondent Nos.2 & 3 and the same is adopted by the respondent No.1.

3. In view of above, S.O. to 05.04.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

M.A.NO.3 OF 2020 IN O.A.ST.NO.2143 OF 2019
(Dr. Deelip R. Tandale Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent Nos.1 & 2. Shri Ajinkya Reddy, learned Advocate for the respondent No.3 is **absent**.

2. Record shows that the affidavit-in-reply is already filed by the respondent No.3 and the same is adopted by the respondent Nos.1 & 2.

3. In view of above, S.O. to 05.04.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

M.A.NO.4 OF 2020 IN O.A.ST.NO.2316 OF 2019
(Laxman R. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent No.1. Shri G.N. Patil, learned Advocate for the respondent Nos.2 & 3 is **absent.**

2. Record shows that the affidavit-in-reply is already filed by the respondent Nos.2 & 3 and the same is adopted by the respondent No.1.
3. In view of above, S.O. to 05.04.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

**M.A.NO.5 OF 2020 IN O.A.ST.NO.2458 OF 2019
(Dr. Manik S. Mdke Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent Nos.1 to 4 & 6. Shri A.S. Reddy, learned Advocate for the respondent No.5 is **absent.**

2. At the request of the learned Advocate for the applicant, S.O. to 05.04.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

M.A.NO.6 OF 2020 IN O.A.ST.NO.2318 OF 2019
(Dattatrya K. Istake Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent No.1. Shri G.N. Patil, learned Advocate for the respondent Nos.2 & 3 is **absent.**

2. At the request of the learned Advocate for the applicant, S.O. to 05.04.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

**M.A.NO.557 OF 2019 IN O.A.ST.NO.1847 OF 2019
(Govardhan B. Dongre Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri S.R. Sapkal, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Record shows that the affidavit-in-reply is already filed on behalf of the respondent Nos.1 to 3.
3. S.O. to 04.04.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

**M.A.NO.38 OF 2020 IN O.A.ST.NO.2381 OF 2019
(Sujata R. Parsode Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri Sunil Jadhav, learned Advocate holding for Shri Bharat N. Gadegaonkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that there is typographical mistake as regards the name of the office of the respondent Nos.3 and 4.
3. The correct name of the office of the respondent No.3 is the Mechanical Circle, Nanded, whereas the name of the office of the respondent No.4 is Mechanical Division, Beed.
4. In view of above, the applicant seeks permission to correct the name of the office of the respondent Nos.3 and 4.
5. In the facts and circumstances, the applicant is allowed to carry out correction.
6. The applicant to carry out correction forthwith.
7. S.O. to 07.04.2022 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO.152 OF 2021
(Vishnu S. Misal Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 07.04.2022. Interim relief granted earlier to continue till then.

MEMBER (J)

**M.A.NO.96 OF 2020 IN O.A.ST.NO.239 OF 2020
(Kailas R. Walekar Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that he would file affidavit-in-rejoinder during the course of the day.
3. S.O. to 06.04.2022 for admission.

MEMBER (J)

**ORIGINAL APPLICATION NO.649 OF 2021
(Janak B. Puri Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri V. R. Bhumkar, learned Presenting Officer for the respondents.

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

3. S.O. to 30.03.2022.

MEMBER (J)

**M.A.NO.47 OF 2019 IN O.A.ST.NO.387 OF 2016
(Dr. Nomani Muhammed Mufti Taher Vs. State of
Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri C.V. Dharurkar, learned Advocate holding for Smt. Vinya Muley-Dharurkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 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 Division Bench. The Original Application is pertaining to Time Bound Promotion.

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

4. S.O. to 07.04.2022.

MEMBER (J)

M.A.NO.36 OF 2020 IN O.A.NO.940 OF 2019
(Ashok D. Phadnis Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

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

2. At the request of the learned Advocate for the applicant, S.O. to 11.03.2022.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022

ORIGINAL APPLICATION NO.79 OF 2021
(Datta G. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., S.O. to 11.03.2022

MEMBER (J)

ORIGINAL APPLICATION NO.787 OF 2018
(Shahadeo S. Bangar Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Shri Jayant S. Deshmukh, learned Advocate for the applicant is **absent**. Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 08.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.879 OF 2018
(Balasaheb M. Kaldate Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate holding for Shri S.B. Patil, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 11.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.129 OF 2019
(Tejrao B. Gadekar Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri B.S. Dhawale, learned Advocate holding for Shri J.N. Patil, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent Nos.1 & 2. Ms. Vaishali S. Chaudhari, learned Advocate for the respondent Nos.3 & 4 is **absent**.

2. At the request of the learned Advocate for the applicant, S.O. to 13.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.629 OF 2021
(Dr. Archana V. Bhosle Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 11.03.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.525 OF 2020
(Anita R. Pagare Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent Nos.1 to 3.

2. Record shows that the notice issued against the respondent No.4 was duly served upon the respondent No.4 by speed post. However, the respondent No.4 is absent and none appears for him till date.

3. Learned Advocate for the applicant submitted that after last date of hearing of this matter on 04.02.2022, he served copy of O.A. along with reply of respondent Nos.1 to 3 upon the respondent No.4 by speed post and intimated today's date. He produced on record the postal track report. It is taken on record and marked as document 'X' for the purpose of identification.

4. S.O. to 07.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.89 OF 2020
(Madhukar G. Bhalerao Vs. State of Maharashtra & Ors.)

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The matter is pertaining to benefit of G.R. dated 29.09.2003 to the applicant. It speaks of benefit of pay scale of higher post.

3. The pleadings are complete upto affidavit-in-rejoinder.

4. Learned Advocate for the applicant submitted that certain contentions raised in the affidavit-in-reply are contrary to the record and the same is pointed out by the applicant in his affidavit-in-rejoinder.

5. In the circumstances, learned P.O. seeks time to file affidavit-in-sur-rejoinder, if necessary.

6. S.O. to 05.04.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.1099 OF 2019
(Ramraje G. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 09.03.2022

ORAL ORDER :

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents.

2. During the course of arguments advanced on behalf of the applicant it transpires that there is reference to some instructions given by the G.A.D. vide letter dated 29.12.2017 in impugned order dated 21.11.2019 issued by the respondent No.1. Upon enquiry it reveals that the copy of the said letter which is based on the decision of the Hon'ble High Court dated 04.08.2017 on the subject of reservation in promotion is necessary.

3. In the circumstances, the learned P.O. to produce the copy of that letter.

4. The present matter be treated as part heard.

5. S.O. to 16.03.2022.

MEMBER (J)

SAS ORAL ORDERS 09.03.2022.

**M.A.NO. 240 OF 2020 IN O.A.ST.NO. 570 OF 2020 with
M.A.NO. 241 OF 2020 IN O.A.ST.NO. 569 OF 2020 with
M.A.NO. 257 OF 2020 IN O.A.ST.NO. 1154 OF 2020 with
M.A.NO. 258 OF 2020 IN O.A.ST.NO. 1076 OF 2020
(Rajendra R. Shah & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 09.03.2022

ORAL ORDER :

On 28.02.2022, the present matters were heard by the Single Bench and the same are closed for orders.

2. As per the Circular No. MAT/MUM/ESTT/732/ 2021, dated 25/28.05.2021 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 Division Bench. The present matters are pertaining to benefits of time bound promotion.

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

4. S.O. to 22.04.2022.

MEMBER (A)

**ORIGINAL APPLICATION NO. 01 OF 2022
(Vishnu B. More Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri Kiran G. Salunke, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought two weeks' time for filing affidavit in reply. Time granted as prayed for.

3. S.O. to 24.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 02 OF 2022
(Shkantilal D. Hiwarale Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri Kiran G. Salunke, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought two weeks' time for filing affidavit in reply. Time granted as prayed for.

3. S.O. to 24.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 196 OF 2021
(Sandip P. More Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel holding for Shri Kakasaheb B. Jadhav, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned Chief Presenting Officer submits that the respondents may not file any additional reply after amendment of the O.A. He further submits that the present case may be fixed for hearing.

3. Accordingly, list the present matter for hearing on 20.4.2022. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

**C.P.NO. 10/2020 IN O.A.NO. 913/2017
(Dilipkumar R. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri S.V. Deshmukh, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has filed sur-rejoinder and the same is taken on record and copy thereof has been served on the other side.

3. List the present case for hearing on 16.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION ST. NO. 1221 OF 2021
(Azroding Maheboob Pingari Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Suresh Pidgewar, learned counsel holding for Shri N.L. Choudhary, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Learned counsel for the applicant submits that he will file application for condonation of delay and sought two weeks' time. Time granted as prayed for.

3. S.O. to 29.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**C.P.NO. 33/2019 IN O.A.NO. 678/2017
(Markand Shyamsundar Bhalerao Vs. State of
Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Heard Shri Asif Ali, learned counsel holding for Smt. A.N. Ansari, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. In the present contempt petition the contempt is alleged of the order passed by this Tribunal in O.A. No. 678/2017 on 21.1.2019. Clause 'b' of the said order is relevant, which reads thus-

“(b) The Respondents are directed to convene a meeting of DPC within a period of three months to consider the case of Applicant in view of the Government Resolution dated 22.04.1996 and representation of Applicant dated 13.12.2016 and in case he is found selected to award all consequential benefits.”

3. In view of the directions given in the aforesaid clause 'b', the respondents were under obligation to hold meeting of the DPC within a period of three months from the date of passing of the order by this Tribunal. As such, DPC meeting must have been held on or before 20.4.2019. As is

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**C.P.NO. 33/2019 IN
O.A.NO. 678/2017**

revealing from the documents filed along with affidavit in reply the DPC meeting was held on 21.11.2019. In the affidavit in reply certain justification is given why DPC meeting could not be held within stipulated period. We need not much deliberate on the reasons which are assigned, suffice it to say that delay in holding the meeting of DPC does not appear intentional. As such, it cannot be held to be willful disobedience. According to the applicant, the decision taken is incorrect and not in accordance with the Government Resolution dated 22.4.1996. If that be so, the same cannot be adjudicated in the contempt petition. Therefore, the contempt petition stands disposed of with liberty to the applicant to take appropriate proceedings, if he so desires.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

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

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. In nutshell it is the contention of the applicants that without finalizing the provisional seniority lists of the cadre of Executive Engineers (Civil) as on 1.1.2019, 1.1.2020 and 1.1.2021, the promotions cannot be effected from the said cadre to the post of Superintending Engineer. Learned counsel has placed reliance on the Government Resolution dated 1.8.2019, wherein guidelines are laid down for effecting promotion of the State Government employees. Learned counsel more particularly referred to clause 5.2 of the said Government Resolution, which reads thus-

“सेवाजेष्ठतासूची :-

५.२.१. ज्या पदांवर पदोन्नती द्यावयाची आहे त्या पदांच्या निम्नस्तरीय पदांची निवडसूचीच्या वर्षाच्या लगतच्या वर्षाची अंतिम ज्येष्ठतासूची (सन २०१७-२०१८ ची निवडसूची असल्यास दि. ०१.०१.२०१७ रोजीची अंतिम ज्येष्ठतासूची) तयार करावी.”

3. As per the aforesaid clause, for effecting the promotions for the year 2020 and onwards the seniority lists as on 1.1.2019 must have been finally published. It is the contention of the applicants that it is the apprehension of the applicants that without finalization of the seniority lists as on 1.1.2019 and onwards promotions are likely to be effected, which may cause serious prejudice to the present applicants. Learned counsel in the circumstances has prayed for grant of interim relief.

4. On the previous date when the present matter was heard for some time, learned Chief Presenting Officer had made a statement that he will seek instructions. Today, learned Chief Presenting Officer has placed on record communication received to him dated 7.3.2022. According to the learned Chief Presenting Officer, in view of the explanation given in the said communication, no case is made out for granting any interim relief.

4. We have gone through the documents filed on record by the applicants. We have also perused the communication today placed on record by the learned Chief Presenting Officer. As has been pointed out by the learned counsel appearing for the applicants there appears factually incorrect statement in the communication placed on record today by the learned Chief Presenting Officer. It is apparently noticed that contrary stands are taken by the

respondents. As stated in the communication dated 7.3.2022, the respondents have not finalized the seniority list as on 1.1.2019 for the reason that the Special Leave Petition No. 28306/2017, wherein the issue of reservation in promotion is pending. However, pendency of the said S.L.P. does not seem to have prevented the respondents in finalizing the seniority list as on 1.1.2018 on 9.12.2019, the day on which also the S.L.P. No. 28306/2017 was pending before the Hon'ble Supreme Court. After having considered the facts as above and after having gone through the documents on record, there appears *prima facie* substance in the contention raised on behalf of the applicant that without finalizing the seniority list as on 1.1.2019 and of the onward period the promotions cannot be effected, in view of the policy decision taken by the State as per G.R. dated 1.8.2019. In the circumstances, we find it appropriate to pass the following order: -

ORDER

1. Issue notice to the respondents, returnable on 21.4.2022.
2. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
3. Applicant 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.

4. 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.

5. 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.

6. Interim relief in terms of prayer clause 'A' is granted till filing of the affidavit in reply by the respondents. The said prayer clause 'E' reads thus-

"E) Pending and 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)."

7. S.O. to 21.4.2022.

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

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 618 OF 2018
(Sharad Raut Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. The present case is not on today's board. It is taken on today's board.

3. On instructions, learned counsel appearing for the applicant makes a statement that the applicant may not be pressing the issue of seniority, in the event of allowing his application. He has tendered across the bar copy of the order dated 29.5.2019 and the same is taken on record. On instructions, learned counsel further submits that according to the information of the applicant, the candidates, who were allowed to join beyond the joining period of one month, had not prayed for extension of the said period and in spite of that they were permitted to join.

MEMBER (A)

MEMBER (J)

**M.A.NO. 95/2022 IN O.A.ST.NO. 109/2022
(Sanjay V. Mhaske Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Heard Ms. Amruta Paranjape-Menezes, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notice to the respondents in delay condonation application, returnable on 21.4.2022.
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 21.4.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

**M.A.NO. 77/2022 IN O.A.NO. 664/2021
(Sanjay D. Gangawane & Ors. Vs. State of Maharashtra
& Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned counsel for the applicants has tendered across the bar rejoinder affidavit in O.A. and the same is taken on record and copy thereof has been served on the other side.

3. List the present case for hearing on 16.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 192 OF 2022
(Dnyaneshwar R. Tidke Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri A.V. Thombre, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. By consent S.O. to 23.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 193 OF 2022
(Datta A. Dhage Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri A.V. Thombre, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. By consent S.O. to 23.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**O.A.NO. 316/2018 WITH M.A. NOS. 150 TO 156/2020
(Dr. Dattatraya Bhagwatrao Gholap & Ors. Vs. State of
Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel for the applicants, Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Santosh B. Bhosale, learned counsel for the applicants in M.A. Nos. 150 to 156 all of 2020 (**intervenors**). Shri Vivek Ingle, learned counsel for respondent No. 4 in O.A. (**absent**).

2. Learned counsel Shri V.B. Wagh appearing for the applicants seeks leave of this Tribunal to withdraw the present O.A.

3. Learned Presenting Officer submits for passing appropriate order.

4. In view of the submission made by both the parties, following order is passed: -

ORDER

(i) The present Original Application stands disposed of since withdrawn.

:: - 2 - ::

**O.A.NO. 316/2018 WITH
M.A. NOS. 150 TO
156/2020**

(ii) Since the O.A. itself stood disposed of since withdrawn nothing survives in the M.A. Nos. 150 to 156 all of 2020 and the same are also disposed of.

(iii) There shall be no order as to costs.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 906 OF 2018
(Chetan S. Ahire Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

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

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

3. S.O. to 19.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 814 OF 2018
(Chandrasen V. Gaysamudre Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri R.K. Jadhavar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 19.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 761 OF 2019
(Vitthal G. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri M.B. Sandanshiv, learned counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 19.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 540 OF 2020
(Shaikh Akbar Shaikh Rasul Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 20.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 225 OF 2021
(Surekha B. Ahdhale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri P.G. Tambade, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 20.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 266 OF 2021
(Laxmi N. Dhotre Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 21.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 349 OF 2021
(Anil C. Hugge & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri R.K. Ashtekar, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply on behalf of respondent No. 2. Time granted.

3. S.O. to 24.3.2022.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 418 OF 2021
(Dr. Shubhangi S. Gite Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri M.R. Kulkarni, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 21.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**O.A.NOS. 658, 659, 660 & 661 ALL OF 2021
(Syed Taufiq Harun & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri M.S. Karad, learned counsel for the applicants in all these cases and S/Shri M.S. Mahajan, D.R. Patil, I.S. Thorat & Mrs. Deepali S. Deshpande, learned Chief Presenting Officer and Presenting Officers for the respective respondents in respective cases, are present.

2. Learned Chief Presenting Officer & learned Presenting Officers have sought time for filing affidavit in reply in all these cases. Time granted.

3. S.O. to 25.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 722 OF 2021
(Ashok K. Bhalerao & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri A.B. Rajkar, learned counsel for the applicants, Shri S.K. Shirse, learned Presenting Officer for the respondent No. 1 and Shri M.C. Swamy, learned counsel for respondent Nos. 2 to 6, are present.

2. Learned Presenting Officer and learned counsel for the respondent Nos. 2 to 6 have sought time for filing affidavit in reply. Time granted.

3. S.O. to 22.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 763 OF 2021
(S.W. Khadse Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri A.W. Khadse, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 22.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 795 OF 2021
(Keshav B. Shirole Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 22.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 164 OF 2022
(Nasiroddin A. Shaikh Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri A.S. Mirajgaonkar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

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

3. S.O. to 25.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**O.A.NOS. 182 TO 187 ALL OF 2022
(Laxman S. Misal & Ors. Vs. State of Maha. & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri M.S. Karad, learned counsel for the applicants in all these cases and S/Shri M.S. Mahajan, M.P. Gude, D.R. Patil, N.U. Yadav, S.K. Shirse & Mrs. Deepali S. Deshpande, learned Chief Presenting Officer and learned Presenting Officers for the respective respondents in respective cases, are present.

2. Await service.
3. S.O. to 25.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**M.A.NO. 138/2019 IN O.A.NO. 805/2017
(Dr. Vanita N. Puri Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Vishnu Dhoble, learned counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Avinash S. Deshmukh, learned counsel for respondent No. 4, are present.

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

3. S.O. to 28.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**M.A.NO. 99/2020 IN O.A.ST.NO. 283/2020
(Swati S. Maknikar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri R.D. Biradar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 26.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**M.A.NO. 109/2018 IN O.A.ST.NO. 804/2018 WITH M.A. NO. 110/2018 IN O.A.ST.NO. 410/2018 WITH M.A. NO. 111/2018 IN O.A.ST.NO. 412/2018 WITH M.A.NO. 269/2018 IN O.A.ST.NO. 1036/2018 WITH M.A.NO. 366/2018 IN M.A.ST. 1591/2018 IN O.A.ST. 1592/2018 WITH M.A.270/2018 IN O.A.ST. 1034/2018 WITH M.A.NO. 353/2020 IN O.A.ST.NO. 1469/2020
(Punjaram N. Wathore & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants in all these cases and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents in all these cases, are present.

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

3. S.O. to 26.4.2022.

MEMBER (A)

MEMBER (J)

**M.A.NO. 52/2022 IN O.A.ST.NO. 1561/2021
(Syed Imran Ahmed S. Kalimullah Vs. State of
Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri C.R. Thorat, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 27.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**O.A.NO. 815/2021 WITH M.A.NO. 88/2022
(Ganesh M. Marathe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Shri B.S. Dhawale, learned counsel holding for Shri Jitendra V. Patil, learned counsel for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Harshal P. Randhir, learned counsel for proposed intervenor, are present.

2. Learned counsel for the applicant seeks extension of time for amending the prayer clause as is allowed by this Tribunal vide order dated 22.12.2021. Time granted.

3. S.O. to 19.4.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

**ORIGINAL APPLICATION NO. 152 OF 2020
(Avinash B. Londhe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Ms. Poonam V. Bodke Patil, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. List the present case for hearing on 28.3.2022.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 9.3.2022-HDD

C.P. 40/2019 IN O.A. 798/2018
(Rajendrakumar P. Barhate Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri Sachin S. Deshmukh, learned Counsel for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. On 5.1.2022 the learned Chief Presenting Officer has brought to our notice that the applicant has expired and his death certificate also has been filed on record. The applicant has expired on 30.4.2020. On 5.1.2022 Shri Sachin Deshmukh, learned Counsel appearing for the applicant was absent. In the interest of justice the matter was adjourned to 28.1.2022. On 28.1.2022 Ms. Megha Mali, learned Counsel appeared for Shri Sachin Deshmukh, learned Counsel for the applicant and sought time and therefore the matter was adjourned to today i.e. 9.3.2022.

3. Today also Shri Sachin Deshmukh, learned Counsel is absent. However, Shri S.K. Mathpati, learned Counsel submits that he has instructions to appear in the present matter and he sought some time to make

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C.P. 40/2019 IN O.A. 798/2018

Submissions whether the L.Rs. of deceased applicant intend to prosecute the matter further. Two weeks time is granted as a last chance.

4. S.O. to 23.3.2022.

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDERS 9.3.2022

**O.A. NOS. 825, 864, 865, 866 AND 867/2016
(Prakash A. Gaikwad & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Vijay B. Jogdand Patil, learned Counsel for the applicants in all these cases, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these cases and Shri H.A. Joshi, learned Counsel for respondent nos. 7 to 9 in O.A. No. 825/2016, are present.

S/shri Satyajit Bora / P.P. Kothari, learned Counsel for respondent no. 5 in O.A. Nos. 865, 866 & 867 all of 2016 and Shri Pradeep Patil, learned Counsel for respondent no. 5 in O.A. No. 864/2016 are **(absent)**.

2. S.O. to 6.4.2022 for hearing.

MEMBER (A)

MEMBER (J)

**O.A. NOS. 162, 163, 164, 173, 174, 175, 176 AND 221
ALL OF 2019
(M.P. Pawar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

None appears for the applicants in all these cases. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these cases is present.

2. In view of absence of applicants and their Counsel, S.O. to 11.4.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 58/2020
(Ritesh R. Kaware & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri R.K. Ashtekar, learned Counsel for the applicants, Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 to 3 and Shri Avinash S. Deshmukh, learned Counsel for respondent no. 4 , are present.

2. With the consent of both the sides, S.O. to 24.3.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 76/2016
(Shri Pramod S. Patil Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri M.M. Bhokarikar, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. On request of the learned Counsel for the applicant, just for placing the relevant judgments on record, the present matter is adjourned to 22.3.2022. We note that today we have heard the present matter at length and no further arguments would be permitted.

3. S.O. to 22.3.2022.

MEMBER (A)

MEMBER (J)

C.P. NO. 28/2020 IN O.A. 113/2012
(Shri Bhagwan T. Kadam Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri K.G. Salunke, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 11.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 265/2020
(Shri Gulab H. Panchal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 9.3.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 31.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 237/2021
(Shri Akshay V. Pardeshi Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri S.B. Solanke, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 31.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 337/2021
(Shri Sandip D. Golwal & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri Avinash R. Borulkar, learned Counsel for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 28.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 345/2021
(Smt. Suvarna R. JadhavVs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Shri S.B. Solanke, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 31.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 559/2021
(Shri Swapnil P. Holkar Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri R.K. Ashtekar, learned Counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 1.4.2022 for hearing.

MEMBER (A)

MEMBER (J)

M.A. 552/2019 IN O.A. ST. 1681/2019
(Smt. Sushma E. Chaudhari Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri S.S. Jadhavar, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 8.4.2022 for hearing.

MEMBER (A)

MEMBER (J)

M.A. 406/2019 IN O.A. ST. 1553/2019
(Shri Rajesh N. Ahire & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri Sandeep G. Kulkarni, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 8.4.2022 for hearing.

MEMBER (A)

MEMBER (J)

M.A. 198/2020 IN O.A. ST. 667/2020
(Smt. Pratibha G. Ahire Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri A.M. Hajare, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 24.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

M.A. 147/2020 IN O.A. 422/2018
(Shri Raghuvir V. Bhosale Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri Raghuvir V. Bhosale – party in person and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 31.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

M.A. 242/2021 IN O.A. 299/2019
(Shri Rahul T. Pol & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 9.3.2022

ORAL ORDER :

Ms. Preeti Wankhade, learned Counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 31.3.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 422/2020
(Shri Nilesh R. Tagad & Ors. Vs. State of Maharashtra & Ors.)

CORAM : **Hon'ble Justice Shri P.R. Bora, Member (J)**
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : **9.3.2022**

ORAL ORDER :

Shri Rahul Karpe, learned Counsel holding for Shri Sandeep G. Munde, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 11.3.2022 for hearing. **High on Board.**

MEMBER (A)

MEMBER (J)