

**ORIGINAL APPLICATION NO.1112/2022 WITH
CAVEAT NO.40/2022
(Mohammad Raza Khan Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

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. Learned CPO has tendered affidavit in reply on behalf of respondent nos.1 and 2. Same is taken on record. Copy is given to the other side.

3. In the present matter, it appears that formal notice has not been issued to respondent no.3 i.e. the Commissioner, Municipal Corporation, Aurangabad. Since the caveat is filed on behalf of the respondent State, after hearing the caveator as well as the applicant, interim order was passed. However, since the respondent no.3 is party to the present O.A., he needs to be formally served. Hence, the applicant shall serve the respondent no.3 also.

4. Issue formal notice to the respondent no.3, returnable on 19-01-2023.

=2= O.A.NO.1112/2022 WITH CAVEAT NO.40/2022

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 19-01-2023.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.710/2021
(Shivshakti M. Kendre Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Heard Shri P.A.Bharat, learned Counsel holding for Shri U.L.Momale, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities.

2. Affidavit in reply has not been filed on behalf of the respondents and the matter has been heard without reply of the respondents.

3. It is the grievance of the applicant that she has been inconveniently transferred at Village Gokul Gondegaon, Tq. Mahur from Village Singarwadi, Tq. Kinwat vide impugned order dated 09-08-2021. It is the further contention of the applicant that her husband is working as a Primary Teacher in Zilla Parishad Primary School at Village Chikhali, Tq. Kinwat. She has, therefore, made a representation on 31-08-2021 thereby praying for her transfer at any vacant post in Tq. Kinwat. Said representation has not yet been decided by the respondents.

The applicant has resumed at the transferred place and is discharging her duties there.

4. Having regard to the facts as aforesaid, it appears to me that the present O.A. can be disposed of without going into the merits of the objections raised in the O.A. by giving following directions to respondent no.3. Hence, the following order:

ORDER

[i] Respondent no.3 shall decide the representation submitted by the applicant on 31-08-2021 within 6 weeks from the date of this order by taking into account the benefits provided to the Government employees under the scheme of couple convenience.

[ii] O.A. stands disposed of in the aforesaid terms without any order as to costs.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.636/2022
(Kavita Khokhale Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri A.N.Patil Barhate, learned Counsel for the applicant is **absent**. Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities is present.

2. Record shows that neither the applicant nor Counsel for the applicant have attended the previous dates, however, in the interest of justice matter stands adjourned.

3. If no steps are taken to proceed with the matter on the next date, necessary orders would follow.

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

VICE CHAIRMAN

M.A.NO.03/2023 IN O.A.ST.NO.16/2023
(Babu Tukadekar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities.

2. M.A.No.03/2023 is preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, since the cause and the prayers are identical and applicants have prayed for same relief, to avoid the multiplicity of litigation, leave to sue jointly is granted, subject to payment of court fee stamps, if not paid. M.A.No.03/2023 is disposed of. No costs.

4. O.A. be registered and numbered in accordance with law after removal of office objections, if any.

VICE CHAIRMAN

O.A.ST.NO.16/2023

(Babu Tukadekar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notice to the respondents, returnable on 16-02-2023.

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 16-02-2023.

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

VICE CHAIRMAN

**M.A.NO.04/2023 IN O.A.NO.727/2022
(Laxman Mahure Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Heard Shri P.H.Patil, 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 matter stands restored to its original file. M.A.No.04/2023 stands disposed of. No costs.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLCIATION NO.727/2022
(Laxman Mahure Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Heard Shri P.H.Patil, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities.

2. After restoration of O.A., issue notice to the respondents, returnable on 16-02-2023.

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 16-02-2023.

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

VICE CHAIRMAN

ORIGINAL APPLICATION NO.08/2020
(Arvind Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

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

2. Learned Counsel for the applicant has submitted affidavit in rejoinder to the affidavit in reply submitted on behalf of the respondents. Same is taken on record. Copy is given to the other side.
3. List the matter for further consideration on 16-02-2023.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.588/2020
(Savita Salve Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri S.S.Shinde, learned Counsel for the applicant is **absent**. Shri I.S.Thorat, learned Presenting Officer for the respondent authorities is present.

2. On 14-11-2022 following order was passed:

“2. On 5.7.2022 the matter was adjourned by observing that the rejoinder is not filed. Thereafter the matter was posted on 3.8.2022, 6.9.2022, 17.10.2022, however, on none of the said dates neither the applicant or his counsel has caused the appearance. In the interest of justice the matter stands adjourned for hearing on 2.12.2022. If the matter is not worked out on the given date the same shall stand dismissed for want of prosecution.”

3. Today also none is present for the applicant. It seems that the applicant has lost interest in prosecuting the matter further. Hence, the following order:

ORDER

O.A. is dismissed for want of prosecution.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.648/2021
(Dr. Usha Bholane Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Alkesh Jadhav, learned Counsel holding for Shri A.P.Gase, learned Counsel for the applicant, Shri S.K.Shirse, learned Presenting Officer for the respondent authorities and Shri N.R.Dayama, learned Counsel for respondent no.5, are present.

2. At the request of learned Counsel for the applicant, S.O. to 19-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.703/2021
(Hema Dangat Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Shri V.S.Undre, learned Counsel for the applicant is **absent**. Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri R.A.Joshi, learned Counsel for respondent no.6, are present.

2. On 28-11-2022 following order was passed:

“2. Today when the matter is called out no one has caused appearance for the applicant. Previous record shows that the applicant is not attentive in prosecuting this matter. Though today the matter is for filing rejoinder since it has not been filed, list the matter for hearing on 10.1.2023.”

3. Today also none has caused appearance in the present matter. In the interest of justice, S.O. to 30-01-2023 by way of last chance.

4. However, it is clarified that if the matter is not proceeded further by the applicant same shall stand dismissed for want of prosecution on the said date.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.843/2022
(Krishna E. Ghuge Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri A.S.Deshmukh, learned Counsel for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri S.D.Joshi, learned Counsel for respondent no.4 and Shri S.B.Mene, learned Counsel for respondent nos.2 and 3, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 12-01-2023.

3. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**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 : 10-01-2023

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 11-01-2023. Interim relief granted earlier to continue till then.

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**REVIEW NO.02/2021 IN O.A.NO.654/2018
(Somnath B. Bagul & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri S.D.Dhongde, learned Counsel for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 30-01-2023.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**REVIEW NO.03/2021 IN O.A.NO.653/2018
(Gorakshanath Londhe & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri S.D.Dhongde, learned Counsel for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 30-01-2023.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**REVIEW NO.01/2022 IN O.A.NO.384/2019
(Vinayak B. Kapse & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri M.B.Kolpe, learned Counsel for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 31-01-2023.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**REVIEW NO.04/2022 IN O.A.NO.108/2019
(Krishna R. Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Ku. Preeti Wankhade, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 31-01-2023.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.1161/2022
(Varsha M. Ghugari Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Ku. Preeti Wankhade, learned Counsel for the applicant, Shri D.R.Patil, learned Presenting Officer for the respondent authorities and Smt. Suchita Dhongde, learned Counsel for respondent no.4, are present.

2. Affidavit in reply is tendered by the learned P.O. on behalf of respondent nos.1 to 3. Learned Counsel appearing on behalf of respondent no.4 has also tendered affidavit in reply of the said respondent. Affidavits in reply so filed are taken on record. Copies be provided to the other side.

3. List the matter for hearing day after tomorrow.

4. S.O. to 12-01-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.483/2022
(Sanjay Fasale Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri O.D.Mane, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel submits that the applicant is not intending to file any rejoinder. Hence, list the matter for hearing on 14-02-2023.

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.1088/2022
(Dr. Gautam B. Sawase Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Shri V.B.Wagh, learned Counsel for the applicant, Shri B.S.Deokar, learned Presenting Officer for the respondent authorities and Shri A.S.Deshmukh, learned Counsel for respondent no.3, are present.

2. Learned P.O. has tendered explanation of respondent no.2 as was sought for by this Tribunal. Same is taken on record.

3. Learned Counsel for respondent no.3 submits that during the course of the day he will file affidavit in reply. If the same is filed, it be taken on record. Copy be supplied to the other side.

4. S.O. tomorrow i.e. on 11-01-2023.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.654/2022
(Shivanand Koli Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri M.S.Chaudhari, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits that during the course of the day affidavit in reply on behalf of respondent nos.1 and 2 will be filed. If the same is filed, it be taken on record. Copy be supplied to the other side.

3. List the matter for hearing. In the meanwhile, it will be open for the applicant to file rejoinder, if necessary.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.1051/2022
(Dr. Nilima Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri D.T.Devane, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of the respondents. Time is granted by way of last chance.
3. S.O. to 31-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.586/2020
(Sonali Barhate Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel holding for Shri Ashish B. Rajkar, learned Counsel for the applicant, Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities and Shri N.U.Yadav, learned Counsel for respondent nos.2 and 3, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.366/2022
(Rahul Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 06-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**M.A.NO.201/2020 IN O.A.ST.NO.464/2020
(Satish Gugale Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

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

2. Learned P.O. submits that separate reply of added respondent may not be necessary and the said respondent adopts the reply submitted on behalf of respondent nos.1 and 2.

3. List the matter for hearing on application for condonation of delay.

4. S.O. to 20-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.492/2022
(Pankaj Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri S.P.Shirsat, learned Counsel holding for Shri N.L.Choudhari, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Though ample opportunities are granted, affidavit in rejoinder is not filed.

3. Hence, list the matter for hearing on 14-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.1025/2022
(Azizkhan Yusufkhan Pathan Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Shri N.D.Sonawane, learned Counsel for the applicant is **absent**. Smt. M.S.Patni, learned Presenting Officer for the respondent authorities is present.

2. Since none appears for the applicant, S.O. to 15-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**M.A.NO.228/2021 IN O.A.ST.NO.775/2021
(Jagannath Mundhe Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Alkesh Jadhav, learned Counsel holding for Shri J.M.Murkute, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. On request of learned Counsel for the applicant, S.O. to 17-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.309/2021
(Dinesh Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Pramod D. Patil, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.505/2021
(Bhaskar Suryawanshi Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri G.N.Kulkarni, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

Shri S.S.Ware, learned Counsel for respondent no.4 and Shri I.D.Maniyar, learned Counsel for respondent no.3, are **absent**.

2. S.O. to 08-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.188/2022
(Gorakh Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

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

2. S.O. to 08-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.278/2022
(Anwar Khan Pathan Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

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

2. S.O. to 09-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.296/2022
(Madhuri Choudhari Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Amar Lavte, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.745/2022
(Karbhari Bahure Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Deepak K. Raut, learned Counsel for the applicant is **absent**. Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities is present.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.2 and 3. It is taken on record. She undertakes to supply copy of the reply to the learned Counsel for the applicant.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.970/2022
(Raju Korde Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri N.P.Bangar, learned Counsel for the applicant is **absent**. Smt. M.S.Patni, learned Presenting Officer for the respondent authorities and Shri S.B.Mene, learned Counsel for respondent nos.3 to 6 , are present.

2. S.O. to 13-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.1018/2022
(Mangilal Shirsath Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

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

2. S.O. to 13-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**M.A.NO.485/2022 IN O.A.ST.NO.1748/2022
(Gangadhar Fasale & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri A.G.Ambetkar, 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 10.01.2023

**ORIGINAL APPLICATION NO.489/2019
(Vinod Kandere Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Alkesh Jadhav, learned Counsel holding for Shri J.M.Murkute, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities, are present.

2. On request of learned Counsel for the applicant, S.O. to 16-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.564/2019
(Vijay Lad Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri V.G.Pingle, learned Counsel for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri D.T.Devane, learned Counsel for respondent no.5, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.835/2019
(Sanjay Churmurkar Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri A.S.Deshmukh, learned Counsel for the applicant, Shri N.U.Yadav, learned Presenting Officer for the respondent authorities and Shri S.B.Mene, learned Counsel for respondent nos.2 and 3, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.347/2020
(Jitendra Raipure Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Smt. Asha N. Gore, learned Counsel for the applicant is **absent**. Shri N.U.Yadav, learned Presenting Officer for the respondent authorities is present.

2. S.O. to 17-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.531/2020
(Maink Chavan Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

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

2. S.O. to 13-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.07/2021
(Arun Thakur Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri V.B.Wagh, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.160/2021
(Mayur Sonawane Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri A.S.Deshmukh, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.166/2021
(Suryakant Tatode Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Sanjay Wakure, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.175/2021 & 689/2021
(Ajay More Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.270/2021
(Nandu Saonaki & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

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

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

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.374/2021
(Pradeep Puri Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

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 15-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

ORIGINAL APPLICATION NO.393/2021
(Anjanabai Ingale & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10-01-2023

ORAL ORDER :

Shri A.S.Deshmukh, 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 10.01.2023

**ORIGINAL APPLICATION NO.25/2022
(Shailesh Gavit Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri Swapnil Joshi, learned Counsel holding for J.P.Legal Associates for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

**ORIGINAL APPLICATION NO.402/2022
(Maroti Panchal Vs. State of Maharashtra & Ors.)**

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

DATE : 10-01-2023

ORAL ORDER :

Shri K.G.Salunke, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 25-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 10.01.2023

C.P.NO. 26 OF 2020 IN O.A.NO. 772 OF 2018
(Anil S. Barkul Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri Kishor D. Khade, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. Learned P.O. for the respondents placed on record the copy of order dated 27.05.2022 in which the name of the applicant is at Sr. No.100, whereby the applicant is transferred from Dhule District Prison to Nashik Road Central Prison as per his request. It is taken on record and marked as document 'X' for the purpose of identification.

3. In view of the same, the grievance raised by the applicant regarding non compliance of order dated 11.10.2028 passed in O.A. No. 772/2018 said to have been redressed.

4. In view of above, present Contempt Petition stands disposed of. No order as to costs.

MEMBER (A)

MEMBER (J)

C.P.NO. 1/2021 IN O.A.NO. 83/2018
(Vyankat S. More & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri K.M. Nagarkar, learned Advocate for the applicants (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 06.02.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 10.01.2023

ORIGINAL APPLICATION NO. 156 OF 2020
(Raju A. Ghodke & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.C. Deshpande, learned Advocate for the applicants (**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 by the applicants.
3. In view of above, S.O. to 07.02.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 153 OF 2021
(Dr. Kiran P. Rochkari Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri M.R. Kulkarni, learned Advocate for the applicant has filed a **leave note**. Smt. M.S. Patni, 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 10.02.2023.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 176 OF 2021
(Ganesh B. Gambhire Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri B.V. Thombre, learned Advocate for the applicant and Shri B.S. Deokar, 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 applicant.
3. S.O. to 25.01.2023 for admission.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 281 OF 2021
(Kirti M. Nagargoje Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

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 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. 694 OF 2021
(Avinash G. Chonde Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

2. Record shows that affidavit in reply is already filed on behalf of the respondent Nos. 2 to 4.

3. S.O. to 09.02.2023 for filing affidavit in rejoinder, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 768 OF 2021
(Arvind R. Bhingardive & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicants and Smt. M.S. Patni, 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. The applicant is at liberty to file affidavit in rejoinder to the affidavit in reply filed on behalf of the respondent No.2.

4. S.O. to 10.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 382 OF 2022
(Rajendra R. Shah Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

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

3. 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 voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to Time Bound Promotion/Benefit of G.R.

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

5. S.O. to 01.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 383 OF 2022
(Gangadhar R. Muley Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

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

3. 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 voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to Time Bound Promotion/Benefit of G.R.

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

5. S.O. to 01.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 384 OF 2022
(Suresh L. Ghule Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

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

3. 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 voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to Time Bound Promotion/Benefit of G.R.

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

5. S.O. to 01.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 385 OF 2022
(Yuvraj S. Kalshetty Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

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

3. 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 voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to Time Bound Promotion/Benefit of G.R.

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

5. S.O. to 01.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 676 OF 2022
(Balaji B. Tekale & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

2. Record shows that affidavit in reply is only filed on behalf of the respondent No.3.

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

4. S.O. to 10.02.2023.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 684 OF 2022
(Shivraj V. Chidre Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri Uddhav L. Momale, learned Advocate for the applicant and Smt. M.S. Patni, 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. 694 OF 2022
(Pradeep 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 : 10.01.2023

ORAL ORDER :

Shri S.B. Patil, 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., last chance is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 06.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 867 OF 2022
(Shaikh S. Kamruddin Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Ms. M.M. Deshpande, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present. Shri V.S. Kadam, learned Advocate for the respondent Nos. 2 & 3, is **absent**.

2. Await service of notice on the respondent No.3.
3. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondent No.1.
4. S.O. to 13.02.2023.

MEMBER (A)

MEMBER (J)

**O.A.NOS. 886/2022, 887/2022 AND 921/2022
(Shkriniwas P. Karve Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri S.M. Kulkarni, learned Advocate for the applicant in all these O.As. (**Absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents in all these O.As., is present.

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

3. S.O. to 13.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 943 OF 2022
(Balaji G. Madaswar Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.S. Deshmukh, 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. 946 OF 2022
(Madhukar V. Kshirsagar Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.S. Deshmukh, 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., time is granted for filing affidavit in reply on behalf of the respondents.
3. S.O. to 10.02.2023.

MEMBER (A)

MEMBER (J)

**M.A.NO. 202/2020 IN O.A.ST.NO. 443/2020
(Rama L. Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Smt. Vijaya Adkine, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents in M.A.
3. Hence, fix the Misc. Application for hearing on 06.02.2023.

MEMBER (A)

MEMBER (J)

**M.A.273/2020 WITH M.A.ST.1289/2021 IN O.A.684/2020
(Vasant B. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri M.R. Kulkarni, learned Advocate for the applicant has filed a **leave note**. Shri B.S. Deokar, learned Presenting Officer for the respondents, is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 07.02.2023 for filing affidavit in rejoinder.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 10.01.2023

M.A.NO. 14/2021 IN O.A.ST.NO. 1471/2020
(varsha M. Kalyankar Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri Kishor B. Brde, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. Affidavit in reply filed on behalf of the respondent No.3 is taken on record.

3. S.O. to 03.02.2023 for filing affidavit in rejoinder if any.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 10.01.2023

M.A.NO. 27/2021 IN O.A.ST.NO. 47/2021
(Ramesh L. Kamble Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri Sajitkhan M. Pathan, learned Advocate for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. Record shows that affidavit in reply is already filed on behalf of the respondent Nos. 1 & 2 in M.A.
3. In view of absence of learned Advocate for the applicant, S.O. to 07.02.2023.

MEMBER (A)

MEMBER (J)

**M.A.NO. 176/2021 IN O.A.ST.NO. 498/2021
(Pruthviraj S. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Smt. Vijaya Adkine, learned Advocate holding for Shri V.B. Wagh, 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 in M.A.

3. S.O. to 06.02.2023.

MEMBER (A)

MEMBER (J)

M.A.NO. 385/2021 IN O.A.NO. 555/2021
(Mahendra D. Suryawanshi Vs. State of Maharashtra &
Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Smt. Suchita Dhongde, learned Advocate holding for Shri Suresh Dhongde, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.P. Shirsat, learned Advocate holding for Shri N.L. Choudhari, learned Advocate for the respondent Nos. 3 & 4, are present.

2. At the request made on behalf of the respondents, one more last chance is granted for filing affidavit in reply.

3. S.O. to 07.02.2023.

MEMBER (A)

MEMBER (J)

M.A.NO. 115/2022 IN O.A.ST.NO. 138/2022
(Mangesh S. Vishwasu Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri P.C. Dubey, learned Advocate holding for Shri V.R. Jain, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. Affidavit in reply filed on behalf of the respondent Nos. 1 to 3 is taken on record.

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

MEMBER (A)

MEMBER (J)

**M.A.NO. 158/2022 IN OA.ST.NO. 1221/2022
(Azroddin M. Pinjari Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri S.P. Sirsat, learned Advocate holding for Shri N.L. Choudhari, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri B.G. Deshmukh, learned Advocate for the respondent No.8, are present.

2. Record shows that affidavit in reply is only filed on behalf of the respondent No.4.
3. In spite of grant of opportunities, affidavit in reply is not filed on behalf of other respondents.
4. In view of above, fix the Misc. Application for hearing on 09.02.2023.

MEMBER (A)

MEMBER (J)

M.A.NO. 359/2022 IN O.A.NO. 729/2022
(Pavansing M. Chungda & Ors. Vs. State of Maharashtra &
Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.S. Khedkar, learned Advocate holding for Shri Amol B. Chalak, learned Advocate for the applicants in M.A., Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned Advocate for the respondent Nos. 4 to 9 in M.A./ applicants in O.A.No. 729/2022, are present.

2. Record shows that affidavit in reply is already filed on behalf of the respondent Nos. 4 to 9 in M.A.

3. Record further shows that in spite of grant of opportunities, the respondent Nos. 1 to 3 have failed to file affidavit in reply.

4. In view of above, S.O. to 07.02.2023 for filing affidavit in rejoinder to the affidavit in reply filed on behalf of the respondent Nos. 4 to 9, if any. Interim relief granted earlier in O.A. to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 807 OF 2022
(Mohd Razakhan Mohd Abdul Sattarkhan Vs. State of
Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, S.O. to 06.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 21 OF 2023
(Mohan Khanderao Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate holding for Shri Kishor G. Gaikwad, learned Advocate for the applicant and Shri S.K. Shirse, 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. 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)

ORIGINAL APPLICATION NO. 24 OF 2023
(Ashok O. Mahajan Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Ms. M.M. Deshpande, learned Advocate holding for Shri C.V. Dharurkar, 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, S.O. to 01.02.2023.

MEMBER (A)

MEMBER (J)

**M.A.NO. 9 OF 2023 IN O.A.ST.NO. 34 OF 2023
(Mahendra Ambadas Kadam Vs. State of Maharashtra &
Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Issue notice to the respondents in M.A., returnable on 08.02.2023.

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. The respondent Nos. 3 & 4 be served through appointing authority.

8. S.O. to 08.02.2023.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 556 OF 2020
(Umakant L. Bedse Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Written notes of submissions filed by the applicant is taken on record.
3. The preset matter be treated as part heard.
4. S.O. to 20.01.2023. **High on Board.**

MEMBER (A)

MEMBER (J)

**R.A.NO. 4 OF 2017 IN O.A.NO. 223 OF 2014
(Kakasaheb B. Zalte Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 07.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 10.01.2023

ORIGINAL APPLICATION NO. 572 OF 2021
(Babasaheb E. Jakate Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri V.M. Maney, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Record shows that pleadings are complete.
3. Fix the matter for hearing on 08.02.2023.

MEMBER (A)

MEMBER (J)

**M.A.NO. 60 OF 2021 IN O.A.NO. 85 OF 2021
(Dr. Balaji Marotrao Shinde Vs. State of Maharashtra &
Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Heard Smt. Vijaya Adkine, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant on instructions of applicant seeks permission to withdraw the Original Application.

3. We have no reason to refuse the permission to withdraw the Original Application when the withdrawal is sought unconditionally.

4. Accordingly, the Original Application stands disposed of as withdrawn. Consequently, Misc. Application also stands disposed of. No order as to costs.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 15 OF 2014
(Bipin Pradip Sonar Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Heard Smt. Vijaya Adkine, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant on instructions of applicant seeks permission to withdraw the Original Application.

3. We have no reason to refuse the permission to withdraw the Original Application when the withdrawal is sought unconditionally.

4. Accordingly, the Original Application stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 232 OF 2019
(Maruti T. Kamble & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard V.G. Pingle, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. S.O. to 08.02.2023. **High on Board.**

MEMBER (A)

MEMBER (J)

**M.A.NO. 563 OF 2022 IN O.A.NO. 730 OF 2022
(Bhausahab R. Bhosale & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri R.A. Joshi, learned Advocate for the applicant in present M.A./intervenors, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri V.G. Pingle, learned Advocate for the respondent No. 1 to 7 in M.A./applicants in O.A.

2. Affidavit in reply filed on behalf of the respondent Nos. 1 to 7 in M.A. is taken on record and copy thereof has been served on the other side.

3. Fix the Misc. Application for hearing on 07.02.2023. Interim relief granted earlier in O.A. to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 826 OF 2022
(Mujeebkhan Mehboobkhan Pathan Vs. State of
Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri Ajay Deshpande, learned Advocate for the respondent No.5, Shri D.R. Shelke, learned Advocate for the respondent No.6, Shri Avinash S. Deshmukh, learned Advocate for the respondents Nos. 7 & 8 and Shri Mahesh S. Deshmukh, learned Advocate for the respondent Nos. 9 to 28.

2. Record shows that pleadings in this Original Application are complete.

3. Learned Advocate for the applicant seeks liberty to file short affidavit. Liberty as prayed for is granted and the short affidavit filed by the applicant is taken on record.

4. The respondents are at liberty to file response to short affidavit.

5. S.O. to 17.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 774 OF 2022
(Angad R. Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri R.P. Bhumkar, learned Advocate for the applicant and Smt. Deepali S. Deshpade, learned Presenting Officer for the respondents, are present.

2. S.O. to 17.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

**M.A.NO. 28 OF 2022 IN O.A.ST.NO. 57 OF 2022
(Pankaj Dattatraya Soundankar Vs. State of Maharashtra &
Ors.)**

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

DATE : 10.01.2023

O R D E R

By this application the applicant is seeking condonation of delay of about 4 years 2 months and 12 days caused in filing the accompanying Original Application under Section 19 of Administrative Tribunals Act, 1985 seeking compassionate appointment.

2. The deceased father of the applicant namely Dattatraya Pandharinath Soundankar who was in Government service as Talathi died in harness on 25.05.2007 (Annex. 'A-1'). In view of the Government policy, the applicant made applications dated 21.07.2007 and 17.11.2007 (Annex. 'A-2' collectively) along with requisite documents seeking compassionate appointment. However, the applicant

//2// M.A.No. 28/2022 in
O.A.St.No. 57/2022

is denied compassionate appointment as per impugned communication dated 05.03.2016 (Annex. 'A-10') issued by the respondent No.2 for the reason that the mother of the applicant was already in semi-Government employment and as such, the applicant was not entitled for the compassionate appointment.

3. It is submitted that in fact, after filing of the application by the applicant for seeking compassionate appointment, proposal dated 18.11.2014 (Annex. 'A-5') was forwarded by the respondent No.3 to respondent No.2 recommending the name of the applicant. In the said recommendation, it was mentioned that the mother of the applicant, who is widow of the deceased Government servant was in semi-Government service, who is retired on 30.06.2012 on

//3// M.A.No. 28/2022 in
O.A.St.No. 57/2022

superannuation and as such the family needed economic help.

4. The Original Application along with this delay condonation application is made on 10.01.2022. There is a delay in filing the Original Application. However, the delay is not deliberate. The applicant also received subsequent communication dated 26.10.2016 (Annex. 'A-12' collectively) whereby the claim of the applicant was rejected. It is submitted that the applicant has good case on merits for seeking compassionate appointment. Compassionate appointment was denied to him for wrong reasons and by not taking into consideration the fact that the mother of the applicant retired from semi-Government service. Moreover, pandemic situation prevailing from March, 2020 onward till December,

//4// M.A.No. 28/2022 in
O.A.St.No. 57/2022

2021. Immediately, thereafter, the Original Application is filed. The applicant was suffering from hyper tension cervical lumber spondailis sciatica (left) during the period of September, 2016 to December, 2020 for which he was undergone medical treatment. Hence, this application.

5. Affidavit in reply is filed on behalf of the respondent No.2. Thereby he denied adverse contentions raised by the applicant. It is submitted that no sufficient cause has been shown for condonation of delay. The applicant has not filed the Original Application within the prescribed period of limitation. There is inordinate delay. Hence, the application is liable to be rejected.

6. I have heard at length the arguments advanced by Shri V.G. Pingle, learned Advocate for the applicant on one hand and Smt. Deepali S.

//5// M.A.No. 28/2022 in
O.A.St.No. 57/2022

Deshpande, learned Presenting Officer for the respondents on other hand.

7. Perusal of the documents on record would show that at the time of making application, in the affidavit, the applicant had disclosed the fact that his mother was in semi-Government service and retired on 30.06.2012. Financial condition of the applicant is not good. In view of the same, it cannot be said that the applicant sufferance the fact that his mother was in semi-Government service. In the circumstances, the aspect as to whether the applicant is eligible and entitled for getting compassionate appointment is required to be considered on merits. No doubt there is delay of about 4 years 2 months and 20 days. The applicant has produced medical certificate to support the ground of illness. Considering the claim

//6// M.A.No. 28/2022 in
O.A.St.No. 57/2022

of the applicant, refusing to condone the delay is likely to defeat the cause of justice at the threshold. In view of the same, in my considered opinion, this is a fit case to condone delay of about 4 years, 2 months and 20 days years caused in filing the Original Application by construing the expression sufficient cause liberally by imposing moderate costs upon the applicant. I compute the costs of Rs.1,500/- (One Thousand Five Hundred only) on the applicant and proceed to pass the following order: -

ORDER

The Misc. Application No. 28/2022 is allowed in following terms:-

- (A) The delay of about 4 years 2 months and 20 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is

//7// M.A.No. 28/2022 in
O.A.St.No. 57/2022

hereby condoned subject to payment of costs of Rs.1,500/- (One Thousand Five Hundred only) by the applicant. The amount of costs shall be deposited in the Registry of this Tribunal within a period of one month from the date of this order.

- (B) Upon satisfaction of the costs as above, the accompanying O.A. be registered and numbered by taking in to account other office objection/s, if any.

MEMBER (J)

**M.A.NO. 91 OF 2021 IN O.A.ST.NO. 327 OF 2021
(Bhaginath Chandrabhan MalikaR Vs. State of Maharashtra
& Ors.)**

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

DATE : 10.01.2023

O R D E R

By this application the applicant is seeking condonation of delay of about 4 years and 260 days caused in filing the accompanying Original Application under Section 19 of Administrative Tribunals Act, 1985 seeking regularization in service as Vanmajoor in view of G.R. dated 31.10.2013 (Annex. 'A-7') issued by the Rural Development and Water Conservation Department, Maharashtra State.

2. It is the contention of the applicant that he was working as daily wager under the respondent No. 4 and 5 w.e.f. 01.01.1985. He worked on daily wages till about the year 2012. The Department of Rural Development and Water Conservation, Maharashtra State under which the offices of the respondent Nos.

//2// M.A.No. 91/2021 in
O.A.St.No. 327/2021

4 & 5 come, issued G.R. dated 31.10.2013 (Annex. 'A-7') based on the previous G.R. dated 16.10.2012 (Annex. 'A-5') issued by Revenue and Forest Department. Thereby it was provided that who worked for five years during the period from 01.11.1994 to 30.06.2004 including 240 days in each of these five years were to be regularized. The name of the applicant was not considered for such regularization though he fulfilled requisite condition.

3. The applicant sought information under R.T.I. about the said scheme. He received the information vide communication dated 17.12.2013 (Annex. 'A-8') and dated 01.04.2014 (Annex. 'A-9') from the department. He came to know that the persons named Shri Hansraj Kachru Dukre and Shri Dhannu Budha Phule, who were working along with the applicant were regularized. After receipt of the

//3// M.A.No. 91/2021 in
O.A.St.No. 327/2021

information, the applicant persuaded his grievance through Maharashtra State Rojandari Van Kamgar Kruti Samiti, Aurangabad, who made representation to the respondent No.3 on 24.12.2014 (Annex. 'A-11'). However, it did not bare any fruits. Hence, the applicant preferred this Original Application. However, there is delay. The applicant is poor and landless person and belongs to Bhilla category recognized as Scheduled Tribe. He could not approach this Tribunal within the prescribed period of limitation. Hence this application.

4. The affidavit in reply is filed jointly on behalf of the respondent Nos. 1 & 2 and also jointly on behalf of the respondent Nos. 3 to 5. Thereby it is submitted that no sufficient cause is shown for condonation of delay. The applicant has no good case on merits. The delay is more than 8 years. The

//4// M.A.No. 91/2021 in
O.A.St.No. 327/2021

applicant is not in service since 2012 as his services were not continued being not required. Hence, application is liable to be dismissed.

5. I have heard at length the arguments advanced by Shri G.R. Jadhav, learned Advocate holding for Shri Avishkar Shelke, learned Advocate for the applicant on one hand and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent on other hand.

6. The Original Application along with this delay condonation application is filed on or about 12.03.2021. The applicant is seeking his right of regularization as per G.R. dated 31.10.2013 (Annex. 'A-7'). The applicant said to have sought information under R.T.I. from the department as per letter dated 25.11.2013 which information he got under letter dated 17.12.2013 (Annex. 'A-8'). Thereafter, he

//5// M.A.No. 91/2021 in
O.A.St.No. 327/2021

through Maharashtra State Rojandari Van Kamgar Kruti Samiti, Aurangabad said to have persuaded the remedy by making representation dated 24.12.2014 (Annex. 'A-11') to respondent No.3. That did not bare any fruits. In view of the same, considering the date of G.R. dated 31.10.2013, the applicant ought to have filed Original Application within one year and six months from there i.e. on or before 30.04.2015. However, the Original Application along with this delay condonation application is filed on 12.03.2021. In view of the same, there is delay of about 5 years and 11 months.

7. It is seen that the applicant is rustic villager belonging to Scheduled Tribe. He is a landless person. In view of the same, in my considered opinion, the case is required to be

//6// M.A.No. 91/2021 in
O.A.St.No. 327/2021

considered liberally. Refusing to condone delay is likely to defeat the cause of justice at the threshold. In view of the same, in my considered opinion, this is a fit case to condone delay by imposing moderate costs upon the applicant. I compute the costs of Rs.500/- (Five Hundred only) on the applicant and proceed to pass the following order: -

ORDER

The Misc. Application No. 91/2021 is allowed in following terms:-

- (A) The delay caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned subject to payment of costs of Rs.500/- (Five Hundred only) by the applicant. The amount of costs shall be deposited in the Registry of this

//7// M.A.No. 91/2021 in
O.A.St.No. 327/2021

Tribunal within a period of one month
from the date of this order.

- (B) Upon satisfaction of the costs as above,
the accompanying O.A. be registered and
numbered by taking in to account other
office objection/s, if any.

MEMBER (J)

**O.A.NO.239/2018 WITH M.A.NO. 386/2019 WITH
M.A.NO.387/2019 WITH M.A.NO. 388/2019
(Priyanka Prakash Chothe Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, Shri M.B. Kolpe, learned Advocate for the respondent No.3, Shri H.A. Joshi, learned Advocate for the respondent Nos. 5, 7, 8, 14, 19, 23, 24, 29, 34, 36, 39, 40, 42, 45 & 46, Shri M.P. Bhaskar, learned Advocate for the respondent Nos. 6 & 44, Shri Ganesh Gadhe, learned Advocate for the respondent Nos.4, 17 & 20 and for applicant in M.A.No.386,387 & 388/2019. None appears for other respondents.

2. Learned Advocate for the applicant on instructions of applicant seeks permission to withdraw the present Original Application as the grievance raised by the applicant is redressed.

3. We have no reason to refuse the permission to withdraw the present Original Application when the withdrawal is sought unconditionally.

//2//

O.A.239/2018

4. Accordingly, Original Application stands disposed of as withdrawn. Consequently, Misc. Applications also stand disposed of. No order as to costs.

MEMBER (A)

SAS ORAL ORDERS 10.01.2023

MEMBER (J)

ORIGINAL APPLICATION NO. 517 OF 2018
(Pooja B. Pansare Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri A.S. Deshmukh, learned Advocate for the respondent Nos. 4 to 7.

2. Learned Advocate for the applicant on instructions of applicant seeks permission to withdraw the present Original Application as she has got appointment.

3. It seems that the grievance raised by the applicant is redressed as she has got appointment. Hence, the permission to withdraw the present Original Application is granted.

4. Accordingly, Original Application stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 47 OF 2019
(Suresh M. Jaybhaye Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities. Shri S.C. Arora, learned Advocate for the respondent No. 4, is **absent**.

2. Learned Advocate for the applicant on instructions of applicant seeks permission to withdraw the present Original Application.

3. We have no reason to refuse the permission to withdraw the present Original Application when the withdrawal is sought unconditionally.

4. Accordingly, Original Application stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 468 OF 2020
(Kuldeep Indramohan 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 : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants on instructions of applicants seeks permission to withdraw the present Original Application as the grievance raised by the applicants are redressed.

3. We have no reason to refuse the permission to withdraw the present Original Application when the withdrawal is sought unconditionally.

4. Accordingly, Original Application stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 469 OF 2020
(Nikita Ashok Khadekar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants on instructions of applicants seeks permission to withdraw the present Original Application as the grievance raised by the applicants are redressed.

3. We have no reason to refuse the permission to withdraw the present Original Application when the withdrawal is sought unconditionally.

4. Accordingly, Original Application stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 478 OF 2020
(Vijaya Ramdas Kanthale & Ors. Vs. State of Maharashtra
& Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicants on instructions of applicants seeks permission to withdraw the present Original Application as the grievance raised by the applicants are redressed.

3. We have no reason to refuse the permission to withdraw the present Original Application when the withdrawal is sought unconditionally.

4. Accordingly, Original Application stands disposed of as withdrawn. No order as to costs.

MEMBER (A)

MEMBER (J)

DATE : 10.01.2023

M.A. No. 13/2023 in O.A. St. No. 2076/2022
(Govind S. Keshtraphale Vs. The State of Maha. & Ors.)

Per :- Standing directions of Hon'ble
Chairperson, M.A.T., Mumbai-

1. Shri Ashish Rajkar, learned Advocate for the applicant and Shri I.S. Thorat, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **08.02.2023**. The case be listed for admission hearing on **08.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 10.01.2023

**M.A. No. 12/2023 in O.A. St. No. 2072/2022
(Yograj V. Pawar Vs. The State of Maha. & Ors.)**

**Per :- Standing directions of Hon'ble
Chairperson, M.A.T., Mumbai-**

1. Shri Ashish Rajkar, learned Advocate for the applicant and Shri B.S. Deokar, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **08.02.2023**. The case be listed for admission hearing on **08.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 10.01.2023

ORIGINAL APPLICATION NO. 33 OF 2023

(Prajakta V. Devkule Vs. The State of Maha. & Ors.)

**Per :- Standing directions of Hon'ble
Chairperson, M.A.T., Mumbai-**

1. Shri A.V. Thombre, learned Advocate for the applicant and Smt. S.K. Ghate-Deshmukh, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **08.02.2023**. The case be listed for admission hearing on **08.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 10.01.2023

ORIGINAL APPLICATION NO. 35 OF 2023

(Narayan D. Gayke Vs. The State of Maha. & Ors.)

**Per :- Standing directions of Hon'ble
Chairperson, M.A.T., Mumbai-**

1. Shri A.V. Thombre, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **08.02.2023**. The case be listed for admission hearing on **08.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 10.01.2023

ORIGINAL APPLICATION NO. 29 OF 2023

(Malsing T. Naik (Bhil) Vs. The State of Maha. & Ors.)

**Per :- Standing directions of Hon'ble
Chairperson, M.A.T., Mumbai-**

1. Shri Yogesh Jadhav, learned Advocate for the applicant and Smt. Deepali Deshpande, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **07.02.2023**. The case be listed for admission hearing on **07.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of 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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

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

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3, Shri Mahesh Deshmukh along with Shri U.L. Momale, learned Advocate for respondent Nos. 4 to 24 and Shri V.B. Wagh, learned Advocate for intervenor / respondent No. 25.

2. Learned Advocate for respondent No. 25 seeks time to argue the matter or to file written submissions. Time granted.
3. During the course of arguments, learned C.P.O. submitted that he will produce a copy of order dated 04.12.2019 passed in O.A. No. 1025/2019 referred to in para No. 6 of the Government Circular dated 09.12.2019 and / or letter of CPO, MAT, Mumbai dated 04.12.2019 on or before the next date of hearing.
4. The present matter has already been treated as part heard.
5. S.O. to 13.01.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 190 OF 2017
(Dattatraya J. Zombade Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate holding for Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 25 OF 2019
(Dnaneshwar D. Kale Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Heard Smt. Priya R. Bharaswadkar, learned Advocate holding for Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 768 OF 2019
(Balasaheb T. Deshmukh Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

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 17.01.2023 for re-hearing. **High on Board.**

MEMBER (A)

MEMBER (J)

C.P. No. 19/2020 in O.A. No. 704/2017
(Asman D. Garje & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicants (**Leave Note**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 19.01.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

C.P. No. 27/2020 in O.A. No. 749/2017
(Mohammad Abdul Hai Mohammad Abdul Gani & Ors. Vs.
State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicants (**Leave Note**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 19.01.2023.

MEMBER (A)

MEMBER (J)

**C.P. No. 01/2022 in T.A. No. 2/2021 (WP 2612/2021)
(Samiksha Chandrakar and Anr. Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri Ajay Deshpande, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 20.01.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

ORIGINAL APPLICATION NO. 192 OF 2016
(Maroti S. Koli Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.S. Golegaonkar, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 07.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 749 OF 2016
(Sachin A. Palkhe Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, 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 hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 906 OF 2016
(Dr. Atul R. Ladwanjari Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.G. Talhar, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present. Shri H.P. Kshirsagar, learned Advocate for respondent No. 4, **absent**.

2. S.O. to 10.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 758 OF 2017
(Dadarao D. Borade Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

2. S.O. to 03.03.2023 for hearing. Second set not filed.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 177 OF 2019
(Vinodkumar V. Swami Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri G.N. Kulkarni, 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)

**O.A. No. 294/2019 with O.A. No. 296/2019
(Sujata R. Palve & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.C. Deshpande, learned Advocate for the applicants in both the O.As. (**Absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities in both the O.As., is present.

2. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1035 OF 2019
(Dr. Sonali B. Sayamber Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

2. S.O. to 03.03.2023 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 538 OF 2020
(Sachin S. Pardeshi Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri J.S. Gangawane, learned Advocate for the applicant (**Leave Note**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 122 OF 2021
(Mohan 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 : 10.01.2023

ORAL ORDER :

Shri M.K. Bhosale, learned Advocate for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**O.A. Nos. 124/2021, 125/2021 & 155/2021
(Kiran B. Kamle & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Smt. Suchita Dhongde, learned Advocate for the applicants in all these O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

ORIGINAL APPLICATION NO. 231 OF 2021
(Sushilkumar B. Jahav 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 : 10.01.2023

ORAL ORDER :

Shri S.B. Solanke, learned Advocate for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 407 OF 2021
(Aziz Immam Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri G.L. Deshpande, learned Advocate for the applicant (**Absent**). Smt. M.S. Patni, 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.

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

4. S.O. to 30.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 149 OF 2022
(Sulochana P. Patare Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 06.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 403 OF 2022
(Pandit S. Tiparse Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri Dhananjay Mane, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 446 OF 2022
(Giriraj K. Joshi Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.P. Latange, learned Advocate for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate holding for Shri S.G. Bhalerao, learned Advocate for respondent Nos. 3 & 4.

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 ACPS /Revision of pay Scale.

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

4. S.O. to 24.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

M.A. No. 308/2021 in O.A. No. 492/2021
(Ganesh K. Chate & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

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

2. S.O. to 07.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

**M.A. No. 383/2022 in O.A. No. 687/2022
(Shivaji S. Kawade Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 07.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

**M.A. No. 439/2022 in O.A. No. 498/2022
(Sandip 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 : 10.01.2023

ORAL ORDER :

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

2. S.O. to 07.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

**M.A. No. 528/2022 in O.A. No. 651/2022
(Vithal M. Wagh Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.M. Jaware, learned Advocate for the applicant in the present M.A. / intervenor (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned Advocate for the applicant in O.A., are present.

2. S.O. to 06.02.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

**MA 5/2023 with MA 398/2021 in OA St. 1666/2022
(Sadashiv S. Shingare Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri H.P. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 31.01.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

O.A. Nos. 159/2010, 341/2010 & 424/2015
(Dr. Prakash A. Sawant & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri P.H. Sukale, learned Advocate holding for Shri K.J. Suryawanshi, learned Advocate for the applicants in all these O.As., Shri S.K. Shirse, learned Presenting Officer for the respondent authorities in all these O.As. and Shri K.G. Salunke, learned Advocate for respondent No.10 in O.A. No. 424/2015, are present.

Shri Sachin Joshi, learned Advocate for respondent No. 9, Shri Vivek Bhavthankar, learned Advocate for respondent No. 11, Shri S.T. Shelke, learned Advocate for respondent No. 13, Shri S.B. Gastgar, learned Advocate for respondent No. 14, Shri U.B. Bondar, learned Advocate for respondent No. 7 and Shri S.S. Dambe, learned Advocate for respondent No. 8 in O.A. No. 424/2015, are absent.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 535 OF 2013
(Shubhangi A. Shejul 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 : 10.01.2023

ORAL ORDER :

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

2. S.O. to 25.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 575 OF 2013
(Sharad E. Madne Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri S.S. Jadhavar, learned Advocate for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 25.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 556 OF 2014
(Sanjay R. Patange Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

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

2. S.O. to 25.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 629 OF 2016
(Shankar S. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 27.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 12 OF 2017
(Bapu G. Kapale Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri S.G. Kulkarni, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present. Shri G.N. Patil, learned Advocate for respondent Nos. 2 & 3, **absent**.

2. S.O. to 31.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 45 OF 2017
(Sunita R. Thite Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri Ajay Deshpande, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 31.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 776 OF 2017
(Moni V. Varghase Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri M.R. Kulkarni, learned Advocate for the applicant (**Leave Note**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

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

MEMBER (A)

MEMBER (J)

O.A. Nos. 829, 830 & 831 all of 2017
(Dattatraya D. Jaybhay & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.D. Godbharle, learned Advocate for the applicants in all these O.As. (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities in all these O.As., are present.

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

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 10.01.2023

**ORIGINAL APPLICATION NO. 710 OF 2018
(Rajendra S. More Vs. State of Maharashtra & Ors.)**

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

DATE : 10.01.2023

ORAL ORDER :

Shri P.H. Patil, learned Advocate holding for Shri P.B. Patil, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, 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 matter is pertaining to benefits of time bound promotion / ACPS.

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

4. S.O. to 02.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 410 OF 2019
(Santosh R. Jagdale Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri Ajay Deshpande, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present. Shri M.R. Kulkarni, learned Advocate for respondent No. 2 (**Leave Note**).

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 28 OF 2020
(Anil P. Salve Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri K.G. Salunke, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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. 320 OF 2020
(Santosh N. Dhongde Vs. State of Maharashtra & Ors.)

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

DATE : 10.01.2023

ORAL ORDER :

Shri V.B. Wagh, 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)