

**ORIGINAL APPLICATION NO. 915/2024**  
**(Venkantrao Dadarao Mundhe Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri Madhur B. Pophale, learned counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. On the previous date i.e. on 27.08.2024 also no one caused appearance for the applicant. Today also when the matter is called out, no one has caused appearance. In the interest of justice, S.O. to 27.09.2024. If the matter is not prosecuted further on the given date, necessary order would follow.

**MEMBER (A)**

ARJ ORAL ORDER 10.09.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 913/2024**  
**(Devdan Ratnakar Hiwale Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri Sunil V. Salve, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 15.10.2024.

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

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

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

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

7. S.O. to 15.10.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 93/2019**  
**(Priyanka J. Janephalkar Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri J.M. Murkute, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. On joint request, S.O. to 12.09.2024 for orders.

**MEMBER (A)**  
ARJ ORAL ORDER 10.09.2024

**VICE CHAIRMAN**

**C.P. NO. 41/2024 IN O.A. NO. 891/2018**  
**(Dr. Uddhav S. Khaire Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

None appears for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of applicant and his counsel, S.O. to 12.11.2024.

**MEMBER (A)**  
ARJ ORAL ORDER 10.09.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1055/2024**  
**(Prashant Pandurang Sadavarte Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri C.V. Dharurkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant undertakes to rectify the office objections by placing on record the legible copies of the concerned documents.

3. When the present matter is taken up for consideration, the learned counsel for the applicant in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

4. As is revealing from the pleadings in the present Original Application the applicant is nominee of freedom

fighter. In the year 1996 the applicant was appointed on the basis of Government Circular dated 04.03.1991 and is working since then i.e. from the date of his appointment on the said post. Learned counsel for the applicant submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicant in the present application apprehends the termination of his services on the aforesaid ground. According to the applicant, he has been duly appointed and has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by the applicant thereby seeking directions against the respondents not to take any coercive action against him on the basis of G.R. dated 28.08.2024.

5. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matter are identical with the facts, which existed in

earlier 02 matters i.e. O.A. Nos. 980 and 987 both of 2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicant in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-९, dated 28.08.2024.**

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

(iii) 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.

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

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

(vi) S.O. to 25.09.2024.

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

**ORIGINAL APPLICATION NO. 1057/2024**  
**(Bhagwan Manjerao Kolte Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri K.A. Ingle, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant undertakes to remove the office objections by placing on record the legible copies of the concerned documents.

3. When the present matter is taken up for consideration, the learned counsel for the applicant in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

4. As is revealing from the pleadings in the present Original Application the applicant is nominee of freedom



fighter. In the year 1999 the applicant was appointed on the basis of Government Circular dated 04.03.1991 and is working since then i.e. from the date of his appointment on the said post. Learned counsel for the applicant submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicant in the present application apprehends the termination of his services on the aforesaid ground. According to the applicant, he has been duly appointed and has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by the applicant thereby seeking directions against the respondents not to take any coercive action against him on the basis of G.R. dated 28.08.2024.

5. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matter are identical with the facts, which existed in

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**O.A. NO. 1057/2024**

earlier 02 matters i.e. O.A. Nos. 980 and 987 both of 2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicant in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-९, dated 28.08.2024.**

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

(iii) 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.

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

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

(vi) S.O. to 25.09.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1059/2024**  
**(Kamlakar Chintaman Bhosle Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri Prashant B. Jadhav, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant undertakes to rectify the office objections by placing on record the legible copies of the concerned documents.

3. When the present matter is taken up for consideration, the learned counsel for the applicant in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

4. As is revealing from the pleadings in the present Original Application the applicant is nominee of freedom

fighter. In the year 1995 the applicant was appointed on the basis of Government Circular dated 04.03.1991 and is working since then i.e. from the date of his appointment on the said post. Learned counsel for the applicant submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicant in the present application apprehends the termination of his services on the aforesaid ground. According to the applicant, he has been duly appointed and has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by the applicant thereby seeking directions against the respondents not to take any coercive action against him on the basis of G.R. dated 28.08.2024.

5. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matter are identical with the facts, which existed in

earlier 02 matters i.e. O.A. Nos. 980 and 987 both of 2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicant in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-९, dated 28.08.2024.**

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

(iii) 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.

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

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

(vi) S.O. to 25.09.2024.

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

**ORIGINAL APPLICATION NO. 1064/2024**  
**(Madhav Jalaba Shinde Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri V.B. Madan-Patil, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant undertakes to rectify the office objections by placing on record the legible copies of the concerned documents.

3. When the present matter is taken up for consideration, the learned counsel for the applicant in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

4. As is revealing from the pleadings in the present Original Application the applicant is nominee of freedom

fighter. In the year 1997 the applicant was appointed on the basis of Government Circular dated 04.03.1991 and is working since then i.e. from the date of his appointment on the said post. Learned counsel for the applicant submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicant in the present application apprehends the termination of his services on the aforesaid ground. According to the applicant, he has been duly appointed and has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by the applicant thereby seeking directions against the respondents not to take any coercive action against him on the basis of G.R. dated 28.08.2024.

5. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matter are identical with the facts, which existed in

earlier 02 matters i.e. O.A. Nos. 980 and 987 both of 2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicant in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-९, dated 28.08.2024.**

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

(iii) 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.

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

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

(vi) S.O. to 25.09.2024.

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



**ORIGINAL APPLICATION NO. 1065/2024**  
**(Sushma Namdeorao Khedkar Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri P.R. Bora, Vice Chairman,  
AND  
Shri Vinay Kargaonkar, Member (A)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri V.B. Madan-Patil, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant undertakes to rectify the office objections by placing on record the legible copies of the concerned documents.

3. When the present matter is taken up for consideration, the learned counsel for the applicant in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

4. As is revealing from the pleadings in the present Original Application the applicant is nominee of freedom

fighter. In the year 1992 the applicant was appointed on the basis of Government Circular dated 04.03.1991 and is working since then i.e. from the date of his appointment on the said post. Learned counsel for the applicant submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicant in the present application apprehends the termination of her services on the aforesaid ground. According to the applicant, she has been duly appointed and has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by the applicant thereby seeking directions against the respondents not to take any coercive action against her on the basis of G.R. dated 28.08.2024.

5. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matter are identical with the facts, which existed in

earlier 02 matters i.e. O.A. Nos. 980 and 987 both of 2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicant in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-९, dated 28.08.2024.**

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

(iii) 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.

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

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

(vi) S.O. to 25.09.2024.

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

**M.A.NO. 18/2024 IN O.A.ST.NO. 1199/2023**  
**(Piraji Shivram Amberao Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri C.V. Dharurkar, learned counsel holding for Shri H.H. Padalkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents on M.A. for condonation of delay, returnable on 11.10.2024.

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 11.10.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO. 349/2023 IN O.A.ST.NO. 1475/2023**  
**(Namdeo N. Panchal Vs. The State of Maharashtra & Ors.)**

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

**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri C.V. Dharurkar, learned counsel holding for Shri H.H. Padalkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents on M.A. for condonation of delay, returnable on 15.10.2024.

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

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

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

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

7. S.O. to 15.10.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 393 OF 2024**  
**(Dr. Shaikh Wahab Ayub Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Kalidas B. Bhise, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.10.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**M.A. NO. 444/2024 IN O.A.NO. 1063/2024**  
**(Ashok Bhika Aaher & Ors. Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri Aakash D. Gade, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants seeks leave of this Tribunal to add Deputy Director, Health Services, M.I.D.C. Latur as respondent No. 7. Leave as prayed for is granted. The necessary amendment be carried out forthwith.

3. Learned counsel for the applicants submitted that all the applicants in the present application are presently working in the offices falling within the jurisdiction of this Tribunal. It is further contended that the applicants have common grievance and they are seeking common relief. In the circumstances, the request is made for permission to sue jointly.

3. The learned Presenting Officer has submitted for passing appropriate orders.

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**M.A. NO. 444/2024 IN**  
**O.A.NO. 1063/2024**

4. Having considered the fact that cause of action has arisen within the jurisdiction of this Bench of the Tribunal and further fact that the applicants possess common grievance and relief sought is also identical, we deem it appropriate to allow the present application. Hence the following order:-

**ORDER**

- (i) The Misc. Application is allowed, subject to payment of court fee stamps, if not paid.
- (ii) Accompanying O.A. be registered and numbered, after removal of office objections, if any.
- (iii) There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD



**ORIGINAL APPLICATION NO. 1063 OF 2024**  
**(Ashok Bhika Aaher & Ors. Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri Aakash D. Gade, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration, the learned counsel for the applicants in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

3. As is revealing from the pleadings in the present Original Application the applicants are nominees of freedom fighters'. They were appointed in the period ranging between the years 1999 to 2007 on the basis of Government Circular dated 04.03.1991 and are working since then i.e. from the date of their appointment on the

respective posts. Learned counsel for the applicants submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicants in the present application apprehend the termination of their services on the aforesaid ground. According to these applicants, they have been duly appointed and each one of them has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by these applicants thereby seeking directions against the respondents not to take any coercive action against these employees on the basis of G.R. dated 28.08.2024.

4. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matters are identical with the facts, which existed in earlier 02 matters i.e. O.A. Nos. 980 and 987 both of

2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicants in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-१, dated 28.08.2024.**

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

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

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

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

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Applicants are directed to file affidavit of compliance and notice.

(vi) S.O. to 25.09.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 346 OF 2024**  
**(Amit Shripati Wagh Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Pramod A. Pisal, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 03.10.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 705 OF 2024**  
**(Dr. Sanjeeta Vijay Bansode Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted by way of last chance.

3. S.O. to 03.10.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 618 OF 2024**  
**(Nagesh Anilrao Hippargekar Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri Vishal Rathod, learned counsel holding for Shri Hanmant V. Patil, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. At the request of learned counsel for the applicant reissue notice to respondents, returnable on 10.10.2024.

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 10.10.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 864 OF 2023**  
**(Amarsngh R. Hazari Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

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

2. S.O. to 03.10.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD



**ORIGINAL APPLICATION NO. 03 OF 2022**  
**(Sunil Sandu Ingle Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri C.V. Dharurkar, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 03.10.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 537 OF 2024**  
**(Prashant Pitambar Sonawane Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted by way of last chance.

3. S.O. to 24.09.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**C.P.NO. 11/2024 IN O.A.NO. 372/2019**  
**(Dr. Sanjay V. Deshpande Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

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

2. Learned counsel appearing for the applicant has sought time to take instructions so as to take steps to substitute the name of the respondent. Granted.

3. S.O. to 04.10.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**M.A.NO. 304/2024 IN O.A.NO. 926/2023**  
**(Shrikant G. Talegave Vs. The State of Maharashtra & Ors.)**

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

**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri J.M. Wagh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents on M.A., returnable on 03.10.2024.

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 03.10.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 443 OF 2024**  
**(Shriram Bhagoji Gawade Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri R.G. Tupe, learned counsel holding for Shri Rahul O. Awasarmol, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 2 & 3 and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 24.10.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 358 OF 2024**  
**(Jitendra Zinga Kanhaiye Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of sole respondent and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 24.09.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 466 OF 2024**  
**(Vikas Daulatrao Wagh Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri U.S. Mote, learned counsel holding for Shri Bharat R. Waramaa, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 03.10.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**O.A.NO. 867/2024 WITH M.A.NO. 446/2024**  
**(Tanvir Haroon Shaikh Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned counsel for intervenor, are present.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record and copy thereof has been served on the other side.

3. Learned PO submits that no separate affidavit in reply may be required to be filed by respondent No. 1 and respondent No. 1 is adopting affidavit in reply filed by respondent No. 2.

4. The applicant and other respondents shall file affidavit in reply to the intervention application by the next date, if necessary. It would be open for the applicant to file rejoinder affidavit to the reply filed by the State authorities, if he so desires.

5. S.O. to 26.09.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 980 OF 2024**  
**(Dhananjay S. Tadlimbekar Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri R.N. Bharaswadkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Though the present matter is shown in 'await service category'. Learned counsel for the applicant submits that all the respondents are duly served and he will file service affidavit during the course of the day in the registry. Learned Presenting Officer to take instructions whether the service has been effected and if so file the affidavit in reply on behalf of all the respondents on the next date.

3. S.O. to 25.09.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**C.P.NO. 61/2023 IN O.A.ST.NO. 1185/2019**  
**(Amit Shivanand Swami Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Ajay S. Deshpande, learned counsel for the applicant and Shri S.S. Dambe, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 24.09.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 147 OF 2024**  
**(Amit Shivanand Swami Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Ajay S. Deshpande, learned counsel for the applicant and Shri S.S. Dambe, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24.09.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 923 OF 2024**  
**(Vivek Vijay Jamdade & Ors. Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Ajay S. Deshpande, learned counsel for the applicants, Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities and Shri P.G. Suryawanshi, learned counsel holding for S.B. Talekar, learned counsel for respondent No. 4, are present.

Shri V.B. Wagh, learned counsel appeared today and submits that he has instructions from respondent No. 7 to appear on his behalf. He undertakes to file VAKALATNAMA on behalf of the said respondent in the office of this Tribunal.

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 1 and the same is taken on record and copy thereof has been served on the other side.

3. Learned counsel for respondent No. 4 seeks leave of this Tribunal to place on record additional affidavit in reply stating that in the previous affidavit in reply some

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**O.A. NO. 923/2024**

documents remained to be referred. Leave granted. Additional affidavit in reply be taken on record. Copy of the same be given to all concerned.

4. Learned counsel for respondent No. 7 seeks time to file affidavit in reply. Time granted.

5. S.O. to 18.09.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 842 OF 2024**  
(Anand Babanrao Rupnar & Ors. Vs. The State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant, Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, Shri Avinash S. Deshmukh, learned counsel for respondent Nos. 9 & 12, Shri Ajay Deshpande, learned counsel for respondent Nos. 7 & 8 and Shri J.B. Choudhary, learned counsel for respondent No. 11, are present.

2. Learned Chief Presenting Officer submits that para-wise reply is received and the affidavit in reply will be filed within 2/3 days.

3. Learned counsel for respondent Nos. 7 & 8 has filed affidavit in reply on behalf of the said respondents and the same is taken on record and copy thereof has been served on the other side.

4. Learned counsel appearing for respondent Nos. 9 & 12 also seeks time for filing affidavit in reply. Time granted.

5. S.O. to 13.09.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO. 337/2024 IN O.A.NO. 826/2024**  
**(Vaibhav Rajendra Dhole Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri R.R. Raghuwanshi, learned counsel holding for Shri P.D. Bachate, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 04.10.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**M.A.NO.239/2023      IN      M.A.NO.359/2022      IN**  
**O.A.NO.729/2022**  
**(Dnyaneshwar B. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**  
**WITH**  
**M.A.NO.257/2023      IN      M.A.NO.563/2022      IN**  
**O.A.NO.730/2022**  
**(Gajanan P. Chaudhari & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri V.B.Wagh, learned Counsel for the applicants in M.A.239/23, O.A.729/22, M.A.257/23 & O.A.730/22, and Shri S.S. Dambe, learned Presenting Officers for the respondent authorities, Shri Ashish Hazari, learned counsel holding for Shri Amol B. Chalak, learned Counsel for intervenors in M.A.359/2022 and Shri R.A.Joshi, learned Counsel for intervenors, are present.

2. Learned Presenting Officer seeks leave of this Tribunal to file affidavit in reply on behalf of respondent Nos. 1& 2 in O.A. No. 729/2022. Learned counsel for the applicant graciously consented for taking affidavit in reply. The same is taken on record and copy thereof has been served on the other side.



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3. List the matter for hearing on 10.12.2024.  
Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 982 OF 2018**  
**(Smt. Shakuntala Sanjay Kapoor Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. The present case is not on board. It is taken on board at the request of learned counsel for the applicant.

3. On instructions, learned counsel for the applicant seeks leave of this Tribunal to withdraw the present Original Application. In view of the submissions, the following order is passed: -

**ORDER**

The Original Application stands disposed of since withdrawn, however, without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 818 OF 2021**  
**(Dr. Ashwini Ashokrao Patil Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant, Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, Shri S.G. Kulkarni, learned counsel for respondent No. 8, **are present**.

Shri Ajit Kadethankar, learned counsel for respondent No. 6, Shri Akshay H. Joshi, learned counsel for respondent No. 7, Shri Amol Jagtap, learned counsel for respondent No. 9, **(absent)**.

2. The present case is not on board. It is taken on board at the request of learned counsel for the applicant.

3. S.O. to 24.09.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 672 OF 2024**  
**(Smt. Priyanka Deelip Wani Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Ajay S. Deshpande, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. The present case is not on board. It is taken on board at the request of learned counsel for the applicant.
3. Learned counsel for the applicant has filed rejoinder affidavit and the same is taken on record and copy thereof has been served on the other side.
4. S.O. to 18.09.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A. NO. 445/2024 IN O.A.NO. 1066/2024**  
**(Sanjay Janardhan Jadhav & Ors. Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri Vishnu Madan Patil, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants submitted that all the applicants in the present application are presently working in the offices falling within the jurisdiction of this Tribunal. It is further contended that the applicants have common grievance and they are seeking common relief. In the circumstances, the request is made for permission to sue jointly.

3. The learned Presenting Officer has submitted for passing appropriate orders.

4. Having considered the fact that cause of action has arisen within the jurisdiction of this Bench of the Tribunal and further fact that the applicants possess common grievance and relief sought is also identical, we deem it appropriate to allow the present application. Hence the following order:-

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**M.A. NO. 445/2024 IN**  
**O.A.NO. 1066/2024**

**ORDER**

- (i) The Misc. Application is allowed, subject to payment of court fee stamps, if not paid.
- (ii) Accompanying O.A. be registered and numbered, after removal of office objections, if any.
- (iii) There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 10.09.2024-HDD

**ORIGINAL APPLICATION NO. 1066 OF 2024**  
**(Sanjay Janardhan Jadhav & Ors. Vs. The State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri Vishnu Madan Patil, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants undertakes to rectify the office objection by substituting pages which are not legible with the legible pages.

3. When the present matter is taken up for consideration, the learned counsel for the applicants in the present matter pointed out that the facts in the present matter are identical with the facts which existed in Original Application No. 980/2024. Learned counsel in the circumstances has prayed for the interim relief as has been granted in favour of the applicants in O.A. no. 980/2024. It is also pointed out that this Tribunal has also passed similar order in Original Application No. 987/2024 also.

3. As is revealing from the pleadings in the present Original Application the applicants are nominees of freedom fighters'. They were appointed in the period ranging between the years 1991 to 2000 on the basis of Government Circular dated 04.03.1991 and are working since then i.e. from the date of their appointment on the respective posts. Learned counsel for the applicants submitted that the Government has issued G.R. dated 28.08.2024, whereby a decision has been taken to cancel the Circular dated 04.03.1991. Learned counsel further submitted that in the said G.R. the Government has issued directions to the concerned appointing authorities to terminate the services of the Freedom Fighters' nominees, who have not been appointed as per the prescribed procedure and the prescribed mode of appointment, meaning thereby that, who have been directly appointed without following the aforesaid procedure. The applicants in the present application apprehend the termination of their services on the aforesaid ground. According to these applicants, they have been duly appointed and each one of them has been working with the Government from the last couple of years. In the circumstances, interim relief is sought by these applicants thereby seeking directions against the respondents not to take any coercive action against these employees on the basis of G.R. dated 28.08.2024.



4. After having gone through the pleadings in the Original Application and the documents placed on record therein, it is noticed that the facts involved in the present matters are identical with the facts, which existed in earlier 02 matters i.e. O.A. Nos. 980 and 987 both of 2024, wherein this Tribunal has granted interim relief in favour of the applicants in the said applications. Hence, the following order:-

**ORDER**

(i) Issue notice to respondents, returnable on 25.09.2024. **Till then the respondents shall not take any coercive action against the applicants in light of impugned Government Resolution bearing No. नामनि-२०२४/प्र.क.७२/स्वासेक-१, dated 28.08.2024.**

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

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

(iv) This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

(Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

(vi) S.O. to 25.09.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 200 OF 2018  
(Dinkar G. Shahane Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.09.2024 for final hearing.

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024

**ORIGINAL APPLICATION NO. 137 OF 2020  
(Lalit G. Pandule Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent of both the sides, S.O. to 16.10.2024 for final hearing.

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024

**ORIGINAL APPLICATION NO. 637 OF 2021**  
**(Ravindra G. Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri J.B. Choudhary, learned counsel for the applicant has filed a **leave note**. Smt. V.P. Choudhari, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicant, S.O. to 20.11.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 249 OF 2023**  
**(Rajendra D. Shinde Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Vinayak P. Narwade, learned counsel for the applicant, is **absent**. Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits short affidavit on behalf of respondent No.7 along with spare copy for the other side. The same is taken on record.
3. S.O. to 28.10.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 425 OF 2023**  
**(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Heard both the sides finally and disposed of the present Original Application by consent at admission stage.

3. It appears that by order dated 06.09.2022 the applicant came to be suspended w.e.f. 07.09.2022 while working as a Police Naik at Traffic Branch, Dhule City. By order dated 21.10.2022 though the applicant came to be reinstated, however, posted at Police Head Quarter, Dhule. Learned counsel for the applicant informs that before filing of the Original Application the departmental enquiry was completed and certain punishment was inflicted on the applicant.

4. In view of same, the applicant may file the appropriate representation before the respondents specifying therein his choice of posting so also for

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regularization of suspension period and upon filing the same, the respondent authorities may consider the same on its own merits.

5. It appears that nothing survives for further consideration in this Original Application. The Original Application is accordingly disposed of. No costs.

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024



**ORIGINAL APPLICATION NO. 508 OF 2023**  
**(Shalini P. Bidarkar Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 16.10.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024

**ORIGINAL APPLICATION NO. 815 OF 2023**  
**(Bijusing D. Gusinge Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri S.S. Tandale, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits additional reply on behalf of respondent No.3 to the amended O.A. The same is taken on record and copy thereof is given to learned counsel today itself.

3. Learned counsel seeks two weeks time to go through the said additional reply and file rejoinder, if it is necessary. Time granted.

4. S.O. to 26.09.2024 for filing rejoinder, if any and for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 930 OF 2023**  
**(Dr. Pravinkumar B. More Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri A.S. Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 09.10.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024

**ORIGINAL APPLICATION NO. 931 OF 2023**  
**(Dasrao T. Deshpande Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri G.R. Bhumkar, learned counsel holding for Shri R.K. Ashtekar, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 24.10.2024 for filing affidavit in rejoinder, if any and for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1044 OF 2023  
(Hussaini A. Samra Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 28.10.2024 for filing affidavit in rejoinder, if any and for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1098 OF 2023  
(Manoj A. Dusane Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri P.B. Jadhav, learned counsel holding for Shri S.B. Ghute, learned counsel for the applicant and Smt. V.P. Choudhari, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 13.11.2024 for filing affidavit in rejoinder/for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 55 OF 2024  
(Shivaji D. Sanap Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri J.M. Murkute, learned counsel for the applicant, is **absent**. Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. S.O. to 14.11.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 107 OF 2024**  
**(Ashwamedh B. Jagtap Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri Mohit R. Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant on instructions seeks leave to withdraw the present Original Application. Leave granted.

3. In view of above, the Original Application is disposed of as withdrawn. No costs.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 114 OF 2024**  
**(Gangasagar B. Kokate Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri M.V. Thorat, learned counsel for the applicant, Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities and Shri A.S. Deshmukh, learned counsel for respondent No.4.

2. Learned counsel for the applicant submits on record certain documents indicating that during pendency of this Original Application the applicant has submitted another resignation dated 23.08.2024 of the post of Grampanchayat Member and it was accepted on 05.09.2024 by the concerned Panchayat Samiti. Learned counsel for the applicant has not disputed that at the time of passing of the impugned order dated 31.01.2024 appointing thereby the respondent No.4 on the post of Police Patil of concerned village and till the resignation is accepted on 05.09.2024, the applicant was working as Grampanchayat Member of village Patnur, Tal. Ardhapur, Dist. Nanded.

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3. It appears that the applicant though submitted the resignation dated 29.12.2023, however, the said resignation remained pending for the reason best known to the applicant and subsequent resignation came to be filed during pendency of this Original Application.

4. Learned P.O. placed on record Xerox copies of relevant documents today itself. The same are accepted and copies thereof are given to other side.

5. The present matter is reserved for order.

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024

**ORIGINAL APPLICATION NO. 423 OF 2024**  
**(Achyut G. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri J.S. Deshmukh, learned counsel for the applicant, is **absent**. Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 1 to 3 along with spare copy for the other side. The same is taken on record.
3. List the matter on 07.10.2024 for filing affidavit in rejoinder, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 397 OF 2024  
(Dattatry M. More Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri P.B. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks leave to file affidavit in reply on behalf of respondent Nos. 1 to 4 and 6. Leave granted. The reply is accepted and copy thereof is given to other side today itself.

3. Learned counsel for the applicant submits that the written notes of arguments are ready. However, learned counsel for the applicant seeks time to go through the said reply and make appropriate submissions on the next date or to submit the written notes of arguments, already prepared. Time granted.

4. S.O. to 21.10.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 302 OF 2024  
(Seema V. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Shri Sunil P. Koli, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

Shri V.P. Kadam, learned counsel for respondent No.4, is **absent**.

2. This is a part heard matter.
3. Learned P.O. in compliance with the order dated 31.07.2024 passed by this Tribunal submits that the original record is reserved.
4. Learned P.O. is directed to keep the record available on the next date of hearing since learned counsel representing the respondent No.4 is absent today.
5. S.O. to 19.09.2024 for further hearing.

**MEMBER (J)**

**M.A.NO. 427 OF 2024 IN O.A.NO. 1019 OF 2024**  
**(Milind B. Sawwase & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri S.S. Thombre, learned counsel for the applicants and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants submits that all the applicants are from the same department and they have filed this Original Application jointly for the same relief on the same cause of action.

3. In view of same and for the reasons stated in the application, to avoid the multiplicity, Misc. Application is allowed. The applicants are permitted to sue/prosecute jointly the Original Application filed by them, subject to payment of court fee stamps, if not paid.

4. The present M.A.No. 427/2024 stands disposed of accordingly without any order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1019 OF 2024**  
**(Milind B. Sawwase & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM :** Justice Shri V.K. Jadhav, Member (J)

**DATE :** 10.09.2024

**ORAL ORDER :**

Heard Shri S.S. Thombre, learned counsel for the applicants and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue notices to respondents, returnable on 24.09.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

7. S.O. to 24.09.2024 **in urgent admission category.**

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

**MEMBER (J)**

SAS ORAL ORDER 10.09.2024



**ORIGINAL APPLICATION NO. 322 OF 2023**  
**(Chhaya M. Suradkar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Shrimant Mundhe, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 25.09.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 394 OF 2024**  
**(Sanjay G. Amrutwar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri U.S. Mote, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 09.10.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 819 OF 2024**  
**(Kakasaheb S. Doiphode Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri H.P. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits affidavit in reply on behalf of sole respondent. Same is taken on record and copy thereof is given to learned counsel for the applicant today itself.

3. Learned counsel for the applicant submits that the applicant is not willing to file rejoinder affidavit.

4. List the matter for admission hearing on 24.09.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 820 OF 2024**  
**(Ajay V. Kasture Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri H.P. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, time is granted for affidavit in reply on behalf of respondents.

3. S.O. to 24.09.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 572 OF 2024  
(Vinod M. Pandit Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Swaraj Tandale, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 03.10.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 573 OF 2024**  
**(Pratik R. Malwade Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Swaraj Tandale, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 03.10.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 624 OF 2024**  
**(Dinesh B. Nerkar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Swaraj Tandale, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. List the matter for admission hearing on 26.09.2024 with liberty to respondent Nos. 1, 2 & 4 to file affidavit in reply, if any till then or to adopt the affidavit in reply filed on behalf of respondent No. 3.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 823 OF 2024**  
**(Meera D. Kale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Sachin Tambe, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 24.10.2024.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 785 OF 2024**  
**(Dnyaneshwar B. Bhosale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Smt. Archana Therokar, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits that during the course of the day affidavit in reply will be filed.
3. S.O. to 27.09.2024 for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 129 OF 2024**  
**(Bhimrao V. Mhaske Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri P.M. Gaikwad, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel Shri A.D. Gadekar, submits that he has instructions to appear for respondent No. 5 and thus seeks time to file affidavit in reply. Time granted.

3. Learned Presenting Officer also seeks time to file affidavit in reply on behalf of respondent Nos. 1 to 4. Time granted.

4. S.O. to 04.10.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 796 OF 2023**  
**(Laxman N. Mandale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Ms. P.R. Deshpande, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 21.10.2024 for hearing.

**MEMBER (J)**

**M.A. No. 112/2024 in O.A. St. No. 571/2024**  
**(Babasaheb L. Chavan & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri M.S. Mahajan, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicants and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicants, S.O. to 18.11.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024

**M.A. No. 493/2023 in O.A. St. No. 1818/2023  
(Nana W. More Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri P.D. Bodade, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. It appears that in the year 1995, the applicant came to be retired compulsorily. The applicant has filed representation in the year 2019 and counted the delay from that date. It appears that the delay has not been counted properly.

3. In view of above, the Registrar of this Bench shall hear learned counsel for the applicant and find out as to what is the exact delay caused in filing the accompanying Original Application and submit report accordingly.

3. S.O. to 19.09.2024.

**MEMBER (J)**

**M.A. No. 570/2023 in O.A. St. No. 2370/2023  
(Shrawan G. Chabukswar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri S.R. Kolhare, learned counsel for the applicant (**Absent**). Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 13.11.2024.

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024

**M.A. No. 387/2024 in O.A. No. 716/2024  
(Kashinath S. Bharte Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 18.09.2024.

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024

**M.A. No. 430/2024 in O.A. No. 477/2024  
(Bhagwan S. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri M.S. Mahajan, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 24.09.2024.

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024



**ORIGINAL APPLICATION NO. 946 OF 2024**  
**(Ramesh Narayan Swami Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri D.T. Devane, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities.

2. Leave to add The Pay Verification Unit, Aurangabad as party respondent to the present Original Application.

3. Learned counsel for the applicant submits that the applicant came to be retired as Additional Superintendent of Police (ACB) on 29.02.2024 on attaining the age of superannuation. Except the amount of GPF, the applicant has not received any pensionary benefits. Leaned counsel has pointed out that the applicant's pension proposal has been forwarded, but the same is pending and during pendency of the said proposal, by order dated 23.04.2024 (Annexure A-4) the provisional pension was granted to the applicant. However, the said provisional pension to the extent of 50% was paid to the applicant till the month of August, 2024 only and not afterwards.

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O.A. No. 946/2024

4. In view of above, issue notices to the respondents, returnable on 16.10.2024. **Meanwhile, the respondents are hereby directed to grant and continue the provisional pension to the applicant till further orders.**

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.

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O.A. No. 946/2024

Applicant is directed to file affidavit of compliance and notice.

9. S.O. to 16.10.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024

**ORIGINAL APPLICATION NO. 964 OF 2024**  
**(Dattatrya D. Sonune Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri A.R. Gaikwad, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 19.11.2024.
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 19.11.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 979 OF 2024**  
**(Subhash B. Chavan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri S.B. Sontakke, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 29.10.2024.
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 29.10.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 921 OF 2016  
(Sanjay T. Mali Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri A.D. Sugdare, learned counsel for the applicant (**Leave Note**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. It is a part heard matter. In view of leave note filed by learned counsel for the applicant, S.O. to 14.11.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 174 OF 2017**  
**(Dr. Madhav F. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time to produce on record the original service book of applicant as directed. Time granted.

3. S.O. to 19.09.2024 for final hearing.

**MEMBER (J)**

**M.A. No. 521/2023 in O.A. St. No. 2116/2023  
(Shivaji S. Chemte Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri Vishal Rathod, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for the applicant and Smt. Vanita Choudhary, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.11.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024



**M.A. No. 530/2023 in O.A. St. No. 2216/2023**  
**(Shaikh Mumtaj Shaikh Ibrahim Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant seeks time to file synopsis of events to explain the delay. Time granted.

3. S.O. to 20.09.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024

**M.A. No. 424/2024 in O.A. No. 545/2023  
(Vaishali A. Salve Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. The applicant has filed present Misc. Application seeking directions to respondent No. 1 to consider her claim for posting on the post of Circle Officer, Savedi, Dist. Ahmednagar, for which place the applicant has exercised option before the impugned General Transfers in the year 2023.

3. Learned Presenting Officer seeks time to take instructions in this regard and to file appropriate reply, if so needed. Time granted.

4. S.O. to 20.09.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 988 OF 2024**  
**(Santosh G. Yewale & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel holding for Shri A.B. Rajkar, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. I have heard learned counsel for the applicants for some time.

3. Leave to correct the nomenclature of respondent No. 3.

4. Issue notices to the respondents, returnable on 18.09.2024.

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

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O.A. No. 988/2024

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. It appears that in response to communication dated 30.07.2024 (Annexure A-5), all the applicants have submitted applications of their consent on 31.07.2024.

**10. Learned Presenting Officer is hereby directed to take specific instructions about the letter/communication dated 30.07.2024 (Annexure A-5) issued by respondent No. 3 to all the Commandant Officers in Nanded District, wherein the last date of filing of the application by Home Guards like the applicants, whose**

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O.A. No. 988/2024

**tenures of Home Guard stood completed within a period of January, 2010 to 17.07.2015 in terms of Circular dated 21.10.2022, is mentioned as 01.08.2024.**

11. S.O. to 18.09.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 10.09.2024

**M.A. No. 447/2024 in O.A. No. 727/2022**  
**(Laxman N. Mahure Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri P.H. Patil, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Leave to correct the proposed prayer clause A-2 in M.A. No. 447/2024.

3. It appears that though by impugned order dated 24.03.2022, the respondent No. 4 has rejected the prayer made by the applicant for his appointment as Kotwal solely on the ground that the applicant has not submitted application within one year from the date of finalization of select list for the post of Kotwal, ignoring the fact that the applicant has already submitted application / representation dated 24.10.2016, which is well within one year from the date of publication of select list for the post of Kotwal.

4. In view of above and for the reasons stated in the application, M.A. No. 447/2024 is hereby allowed. The applicant is permitted to amend the

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M.A. 447/2024 in  
O.A. 727/2022

O.A. and to delete the existing prayer clause (A) in O.A. and to add prayer clause A-1 and A-2 as per para No. 4 of this M.A. and also permitted to insert para No. 5-A in O.A. The applicant shall carry out the necessary amendment on or before the next date of hearing. The applicant shall produce amended copy of O.A. on record and also to serve the same on the other side.

5. The Misc. Application is accordingly disposed of. No order as to costs.

6. The O.A. to come up for hearing on 13.09.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 905 OF 2024**  
**(Satish E. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri V.B. Anjanwatikar, learned counsel for the applicant and Smt. Vanita Choudhary, learned Presenting Officer for the respondent authorities, are present.

2. The present matter is not on board. At the request of learned counsel for the applicant same is taken on board.

3. Learned counsel for the applicant submits that inadvertently the notices were not collected from the office.

4. In view of the same, returnable date is extended till 26.09.2024.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 242 OF 2024**  
**(Ramesh P. Chavhan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Shri V.B. Anjanwatikar, learned counsel for the applicant and Smt. Vanita Choudhary, learned Presenting Officer for the respondent authorities, are present.

2. The present matter is not on board. At the request of learned counsel for the applicant same is taken on board.

3. Learned counsel for the applicant submits that inadvertently the notices were not collected from the office.

4. In view of the same, returnable date is extended till 26.09.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1040 OF 2024**  
**(Balu Gangadhar Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri B.R. Kedar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. By impugned order dated 30.08.2024, the applicant came to be transferred from the post of Deputy Controller of Legal Meteorology, District Jagaon to Latur-Dharashiv on the same post (there is one post for two districts of Deputy Controller of Legal Metrology). The applicant was due for transfer. Though the applicant has exercised options for five places, however, those were not considered, despite the fact that the applicant has filed representation at the appropriate time stating therein that his daughter is suffering from mental illness.

3. Learned Presenting Officer as per the oral directions given by this Tribunal, on instructions submits that at present the post at Nashik-2 (the place for which the applicant has exercised choice option at Sr. No. 1) is still vacant.

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O.A. 1040/2024

4. In terms of Annexure-1 along with Statement-2 of G.R. dated 09.04.2018, the preference as per Sr. No. 2 is required to be considered if the Government employee, who is suffering from certain diseases or on the ground that any children of such a Government employee is suffering from mental illness.

5. In this context, learned counsel for the applicant has pointed out that daughter of the applicant viz. Gauri Balu Jadhav, age 26 years is suffering intellectual disability, which is to the extent of 50% as certified by the notified Medical Authority. The said certificate is annexed to the present Original Application at page no. 22 of paper book. Learned counsel has pointed out that the applicant is going to retire within a period of two years on attaining the age of superannuation.

6. In view of above submissions, learned Presenting Officer is directed to take specific instructions in this regard from the concerned respondent/s in writing as to whether the impugned order of transfer can be modified in terms of G.R. dated 09.04.2018 and the applicant can be

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O.A. 1040/2024

transferred at Nashik-2 on the post of Deputy Controller of Legal Meteorology, which is still vacant.

7. Learned counsel for the applicant submits that though the applicant is relieved from the post of Deputy Controller of Legal Meteorology, District Jagaon, however, the additional charge of the said post has been given to the similar officer of Jalgaon District.

8. Learned P.O. on instructions submits that nobody has been posted at Jalgaon at present and additional charge is remained with the said officer even today itself.

9. In view of the same, though the applicant is relieved and if not joined the post of transfer as per the impugned transfer order dated 30.08.2024, as an interim order he may be allowed to work on the post Deputy Controller of Legal Meteorology at Jagaon till further orders.

10. S.O. to 18.09.2024 **in urgent admission category.**

**MEMBER (J)**

**O.A. 884/2017, O.A. 886/2017, O.A. 887/2017, O.A. 888/2017, O.A. 889/2017, O.A. 890/2017, O.A. 891/2017, O.A. 892/2017, O.A. 893/2017, O.A. 894/2017 and O.A. 895/ 2017**  
**(Prabhakar D. Mali & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 10.09.2024**

**ORAL ORDER :**

Heard Shri Mohit Deshmukh, learned counsel for the applicants in all these O.As., Shri D.M. Hange, learned Presenting Officer for the respondent authorities in all these O.As., Shri Vivek Deshmukh, learned counsel for the respondent No. 5 in O.A. Nos. 884, 888, 892 & 893 all of 2017, Smt. S.G. Jahagirdar, learned counsel holding for Shri N.K. Tungar, learned counsel for respondent No. 5 in O.A. Nos. 886 & 895 both of 2017 and Shri Vivek Deshmukh, learned counsel holding for Shri Abhijit More, learned counsel for respondent No. 5 in O.A. No. 887/2017 at length.

Shri B.R. Sontakke Patil, learned counsel for respondent No.5 in O.A. No. 891/2017, is **absent**.

2. Learned counsel appearing for respondent No. 5 in O.A. Nos. 884, 888, 892 & 893 all of 2017 seeks leave to filed affidavit in reply on behalf of respondent No. 5.

3. Learned counsel for the applicants has no objection for the same.

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4. In view of above, affidavit in reply on behalf of respondent No. 5 is accepted and copy thereof is given to learned counsel for the applicants today itself.

5. Learned counsel for the applicants submits that the applicants are not willing to file any rejoinder affidavit.

6. Learned P.O. and learned counsel appearing for respondent No. 5 in O.A. Nos. 886 & 895 both of 2017 adopt the submissions made by learned counsel Shri Vivek Deshmukh, representing for respondent No. 5 in O.A. Nos. 884, 888, 892 & 893 all of 2017 and also holding for Shri Abhijit More, learned counsel for respondent No. 5 in O.A. no. 887/2017.

7. Part heard.

8. At the request of learned counsel for the applicants and learned counsel for respondent No. 5, S.O. to 18.09.2024 for further hearing.

**MEMBER (J)**