

ORIGINAL APPLICATION NO. 706 OF 2022
(Suhas T. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri P.G. Rodge, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.K. Kamble, learned counsel for respondent No. 4.

2. Part heard.

3. By consent all the parties, S.O. to 08.01.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1039 OF 2022
(Waman M. Ambad Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.V. Wadwale, learned counsel holding for Shri V.P. Savant, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1040 OF 2022
(Govind Y. Solunke Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.V. Wadwale, learned counsel holding for Shri V.P. Savant, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 118 OF 2023
(Shakuntalal B. Biradar Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.V. Wadwale, learned counsel holding for Shri V.P. Savant, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 292 OF 2023
(Sameer H. Umralkar Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 06.02.2024 for hearing.

MEMBER (J)

Later on

3. Learned counsel for the applicant is present and requested for early date.

4. S.O. to 19.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 303 OF 2014
(Prakash N. Shirvastav Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri A.D. Sugdare, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Part heard.
3. At the request of learned Presenting Officer, S.O. to 09.01.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 387 OF 2016
(Dr. Nomani Muhammed Mufti Tahair Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Smt. Vinaya Muley-Dharurkar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 488 OF 2019
(Shaikh Ajmal Shaikh Abdulla Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Kunal Kale, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 31.01.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 11.12.2023

ORIGINAL APPLICATION NO. 1048 OF 2019
(Ramchandra L. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri K.M. Nagarkar, learned counsel for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 to 4, are present.

2. This is old matter of the year 2019.

3. As none present for the applicant, S.O. to 31.01.2024 for passing order of dismissal.

MEMBER (J)

ORIGINAL APPLICATION NO. 1092 OF 2019
(Dhanaji R. Marakwad Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri C.R. Thorat, learned counsel for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. This is old matter of the year 2019.

3. As none present for the applicant, S.O. to 31.01.2024 for passing order of dismissal.

MEMBER (J)

ORIGINAL APPLICATION NO. 03 OF 2020
(Anil V. Lad Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri M.S. Karad, learned counsel for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present. Shri Avinash Deshmukh, learned counsel for respondent No. 5 (**Leave Note**).

2. As none present for the applicant, S.O. to 31.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 211 OF 2020
(Nilesh B. Dighe Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri M.S. Taur, learned counsel for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 31.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 333 OF 2020
(Arjun M. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent No. 2, are present.

2. At the request of learned counsel for respondent No. 2, S.O. to 18.12.2023 for final hearing.

MEMBER (J)

KPB ORAL ORDER 11.12.2023

ORIGINAL APPLICATION NO. 558 OF 2021
(Prakash S. Aghav Patil Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Avinash Deshmukh, learned counsel for the applicant (**Leave Note**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicant, S.O. to 31.01.2024 for final hearing.

MEMBER (J)

DATE : 11.12.2023

ORIGINAL APPLICATION NO. 1044 OF 2023

(Hussaini Areeb Samra Vs. The State of Maha. & Ors.)

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

1. Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **04.01.2024**. The case be listed for admission hearing on **04.01.2024**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

ORIGINAL APPLICATION NO. 488 OF 2023
(Avinash G. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Dhanajay Mane, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that during pendency of this Original Application the name of the applicant has been re-entered in the waiting list. Learned counsel for the applicant placed on record the copy of communication dated 04.12.2023 received from Deputy Commissioner of Police, Chatrapati Sambhajanagar. The same is taken on record and marked as document 'X' for the purpose of identification. In view of same, this Original Application has become infructuous.

3. In view of above submissions, the Original Application is hereby disposed of as infructuous. No order as to costs.

MEMBER (J)

**M.A.NO. 545 OF 2023 IN O.A.ST.NO. 2125 OF 2023
(Ravindra R. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri G.L. Deshpande, learned counsel for the applicant is **absent**. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 30.01.2024.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**M.A.NO. 548 OF 2023 IN O.A.ST.NO. 2302 OF 2023
(Sachin V. Ingalkar & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicants has filed a **leave note**. Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicants, S.O. to 08.01.2024.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**M.A.NO. 549 OF 2023 IN O.A.ST.NO. 2303 OF 2023
(Vasundhara N. Wahtule & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicants has filed a **leave note**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicants, S.O. to 08.01.2024.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**ORIGINAL APPLICATION NO. 1021 OF 2023
(Priyanka S. Sanap Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicant has filed a **leave note**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicant, S.O. to 08.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION ST. NO. 2076 OF 2023
(Shaikh Iqbal Shaikh Jamil Vs. State of Maharashtra &
Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri Sunil Nimbalkar, learned counsel holding for Shri Amol S. Gandhi, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 22.01.2024.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**M.A.NO. 203 OF 2023 IN O.A.ST.NO. 728 OF 2023
(Kailas V. Dagahale Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**M.A.NO. 505 OF 2023 IN O.A.NO. 504 OF 2023
(Avinash S. Panpatte Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri A.D. Sugdare, learned counsel for the applicant at length and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. It appears that while issuing notices on 27.06.2023, this Tribunal has directed the respondents to allow the applicant to work at his existing post and it would be open for the respondents, to decide the representation of the applicant submitted on 22.05.2023 by the said date. It further appears that the respondent No.2 i.e. District Collector, Nanded by order dated 09.08.2023 has decided the said representation which according to learned counsel for the applicant is contrary to clause (C) sub-clause (5) of G.R. dated 09.04.2018.

3. Learned counsel for the applicant submits that in case of any irregularity in the transfer order, then the authority who has transferred the concerned employee is responsible for the said irregularity and as such the said transfer is to be reconsidered by the Superior Officer of the concerned department within 30 days.

//2// M.A.505/2023 In
O.A. 504/2023

4. Learned counsel for the applicant submits that the applicant is working on his post in terms of interim relief granted by this Tribunal.

5. In view of same, the interim relief to that extent is hereby continued till the next date of hearing. The applicant shall amend the O.A. to challenge the order dated 09.08.2023, if so desires.

6. The Misc. Applicant is accordingly disposed of.

7. Original Application to come up on board on 18.01.2024 for hearing.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**ORIGINAL APPLICATION NO. 610 OF 2022
(Bhanudas A. Kalhapure & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 22.01.2024 for hearing.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

**ORIGINAL APPLICATION NO. 420 OF 2023
(Mamta S. Vipute Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

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

Shri Y.M. Patil, learned counsel for respondent No.3, is **absent**.

2. At the request of learned counsel for the applicant, S.O. to 25.01.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 696 OF 2022
(Sarjerao V. Thombre & Orrs. Vs. State of Maharashtra &
Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelek, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent No.1, are present.

None appears for respondent No.2, though duly served.

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondent No.1. Time granted.

3. S.O. to 22.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 460 OF 2023
(Manisha T. Gite Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri Dhananjay Mane, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the affidavit of service is already filed.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondents. Time granted.

4. S.O. to 30.01.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 461 OF 2023
(Pravin Y. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri Dhananjay Mane, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the affidavit of service is already filed.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondents. Time granted.

4. S.O. to 30.01.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 522 OF 2023
(Mahesh E. Vispute Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Dhananjay Mane, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 30.01.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 510 OF 2023
(Rajendra V. Marale Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondents. Time granted as a last chance.

4. S.O. to 25.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 898 OF 2023
(Madhukar L. Dodake Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri K.G. Salunke, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent No.1, is present.

2. Shri Vishnu Kande, learned counsel holding for Shri Ajinkya Reddy files **VAKALATNAMA** on behalf of respondent No.2 and seeks time to file affidavit in reply on behalf of said respondent. Time granted.

3. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent No.1. The same is taken on record along with spare copy for the applicant.

4. S.O. to 25.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 404 OF 2022
(Mahesh D. Nagargoje Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

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

2. The present matter has already been treated as part heard.

3. S.O. to 09.01.2024 for further hearing.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

ORIGINAL APPLICATION NO. 720 OF 2021
(Ramchandra G. Sawant Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

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

2. Pleadings are complete. List the matter for admission hearing on 08.01.2024.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

ORIGINAL APPLICATION NO. 54 OF 2022
(Bhagwat S. Mane & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri V.G. Pingle, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 30.01.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 38 OF 2022
(Dilip B. Bharaskar Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

None present for the applicant. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. Even on earlier occasion, the applicant and his learned counsel remained absent.

3. In view of same, S.O. to 18.01.2024 for passing order.

MEMBER (J)

ORAL ORDER 11.12.2023 sas

ORIGINAL APPLICATION NO. 783 OF 2021
(Gulab Sitaram Jondhale Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.S. Khedkar, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent Nos. 3 & 4, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 232 OF 2023
(Anjali B. Narhare Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri K.G. Salunke, learned counsel holding for Shri V.D. Gunale, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri P.G. Rodge, learned counsel holding for Shri K.P. Ropdge, learned counsel for respondent No.3, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.01.2024 for filing affidavit in rejoinder/ for further consideration.

MEMBER (J)

ORIGINAL APPLICATION NO. 38 OF 2019
(Anant G. Munde Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 4 & 5, are present.

2. Learned counsel for the applicant submits that the identical matters are kept for hearing on 30.01.2024. Hence the present matter also be kept on the same date.

3. In view of above, S.O. to 30.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 53 OF 2019
(Dilip R. Pande & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel for the applicants, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 4 to 9, are present.

2. Learned counsel for the applicants submits that the identical matters are kept for hearing on 30.01.2024. Hence the present matter also be kept on the same date.

3. In view of above, S.O. to 30.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 71 OF 2019
(Anant N. Ballal & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel for the applicants, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel for respondent Nos. 5 to 9, are present.

2. Learned counsel for the applicants submits that the identical matters are kept for hearing on 30.01.2024. Hence the present matter also be kept on the same date.

3. In view of above, S.O. to 30.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 297 OF 2019
(Balaji M. Shinde & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri D.P. Madkar, learned counsel holding for Shri D.S. Manorkar, learned counsel for the applicants, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3 are present.

2. Learned counsel for the applicants submits that the identical matters are kept for hearing on 30.01.2024. Hence the present matter also be kept on the same date.

3. In view of above, S.O. to 30.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.544/2022
(Jagdshi N. Yengupatla Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Sanjay N. Pagare, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Onkar Joshi, learned Counsel holding for Shri Jiwan J. Patil, learned Counsel for respondent no.4, are present.

2. Learned Counsel for the applicant seeks time to file rejoinder affidavit. Time is granted as prayed for.
3. List the matter on 04-01-2024.

MEMBER (A)
YUK ORAL ORDER 11.12.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO.641/2023
(Ranjeet N. Andhale Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

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

2. Learned CPO has sought time to file affidavit in reply. Time is granted as prayed for.
3. S.O. to 16-01-2024. Interim relief granted earlier to continue till then.

MEMBER (A)
YUK ORAL ORDER 11.12.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO.306/2023
(Hanuman P. Jarare Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel submits that the affidavit in rejoinder on behalf of the applicant will be filed during the course of the day. If the rejoinder is filed, it be taken on record. Learned Counsel for the applicant to serve copy of the same on the other side.

3. S.O. to 13-02-2024.

MEMBER (A)
YUK ORAL ORDER 11.12.2023

VICE CHAIRMAN

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

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri R.P.Bhumkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration learned P.O. pointed out that the reply of respondent no.3 is already there on record and other respondents may not file their separate affidavit in reply. Learned P.O. submits that this fact was not brought to the notice of the Tribunal earlier and in the circumstances costs was imposed. Request is made for recalling the said order.

3. In view of the submissions so made earlier order imposing costs is recalled. Matter be placed for hearing on tomorrow.

4. S.O. to 12-12-2024.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDER 11.12.2023

ORIGINAL APPLICATION NO.752/2022
(Manisha Panchal Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Amol B. Chalak, learned counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities.

2. Learned Counsel for the applicant files affidavit in rejoinder. It is taken on record. Copy thereof has been supplied to the other side.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondent no.1. Time is granted as prayed for.

4. S.O. to 17-01-2024. Interim relief granted earlier to continue till then.

MEMBER (A)
YUK ORAL ORDER 11.12.2023

VICE CHAIRMAN

C.P.NO.32/2023 IN NO.379/2018

(Dr. Kanchan T. Bhorge & Ors. Vs. State of Maharashtra & Ors.)

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

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 11.12.2023

ORAL ORDER :

Ku. Preeti Wankhade, learned Counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has tendered copy of order dated 12-09-2023 passed in Writ Petition No.8875/2023 & 10489/2023 wherein the Hon'ble High Court has stayed the judgment and order passed by this Tribunal on 18-08-2022, contempt of which is alleged in the contempt petition.

3. In view thereof, matter stands adjourned to 15th April, 2024.

MEMBER (A)

YUK ORAL ORDER 11.12.2023

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 485 OF 2021
(Amol Jalindar Kale Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

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

None appears for respondent Nos. 5 & 6.

2. List the present matter for hearing on 4.1.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

ORIGINAL APPLICATION NO. 851 OF 2023
(Sagar Vilas Holkar & Ors, Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Avinash S. Khedkar, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Chief Presenting Officer has sought time to file affidavit in reply. Time granted by way of last chance.

3. S.O. to 21.12.2023.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

**ORIGINAL APPLICATION NO. 1034 OF 2023
(Dr. Rekha G. Gaikwad Vs. State of Maharashtra & Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Neha B. Kamble, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 05.01.2024.
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 05.01.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 499/2023 IN O.A.ST.NO. 1968/2023
(Bhagwat Vikram Garje & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri S.A. Nagarsoge, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

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

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION ST.NO. 1968 OF 2023
(Bhagwat Vikram Garje & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri S.A. Nagarsoge, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 05.01.2024.
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.
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.
8. **Issue of interim relief is kept open.** S.O. to 05.01.2024.
9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)
ORAL ORDERS 11.12.2023-HDD

VICE CHAIRMAN

M.A.NO. 560/2023 IN O.A.NO. 962/2023
(Snehal M. Dhakne & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Santosh S. Jadhavar, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Perused the application for amendment. It is evident that the amendment sought is inconsonance with the prayers already made in the O.A. The amendment application is, therefore, deserves to be allowed. Hence, the following order: -

ORDER

- (i) The Misc. Application is allowed.
- (ii) The necessary amendment be carried out in the O.A. within a week and copy of amended O.A. be served on the other side.
- (iii) In the meanwhile, it would be open for the respondents to file reply to the amended portion of O.A.
- (iv) There shall be no order as to costs.
- (v) The Original Application to come up for hearing on 13.2.2024.

MEMBER (A)
ORAL ORDERS 11.12.2023-HDD

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1047 OF 2023
(Dr. Vasuda B. Musale. Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Swaraj S. Tandale, learned counsel holding for Shri B.R. Kedar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 15.01.2024.
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. Learned P.O. appears for all the respondents and seeks time for taking instructions.
8. S.O. to 15.01.2024.
9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)
ORAL ORDERS 11.12.2023-HDD

VICE CHAIRMAN

**M.A.ST.NO. 2331/2023 IN O.A.ST.2329/2023
(The Association of Sub-ordinate Service of Engineers,
Mah. State through its President Unmesh B. Mudbidrikar
Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Yashodeep Deshmukh, learned counsel holding for Shri Anand D. Kawre, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Arguments are heard of the learned counsel for the applicants on the office objections. Learned counsel submits that the applicant Association is recognized Association and it can very well file the application in representative capacity. We are convinced with the submissions made on behalf of the applicants. The office objections are overruled.

3. Association, as well as, two other independent applicants have filed this M.A. seeking permission to file original application jointly.

4. Having regard to the fact that the same cause is being agitated, we are inclined to allow sue jointly application hence, the following order: -

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**M.A.ST.NO. 2331/2023 IN
O.A.ST.2329/2023_**

ORDER

- (i) Leave to sue jointly granted, subject to payment of court fee stamps, if not paid.
- (ii) Accompanying O.A. be registered and numbered in accordance with law.
- (iii) The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

ORIGINA APPLICATION ST. NO. 2329 OF 2023
(The Association of Sub-ordinate Service of Engineers,
Mah. State through its President Unmesh B. Mudbidrikar
Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Yashodeep Deshmukh, learned counsel holding for Shri Anand D. Kawre, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Arguments of learned counsel appearing for the applicants for grant of interim relief, are heard. Learned Chief Presenting Officer appearing for the respondent authorities, is also heard.

3. Learned C.P.O. pointed out that the O.As., having similar issue raised therein, are kept for hearing tomorrow i.e. on 12.12.2023. Learned C.P.O. submits that it would be appropriate if all the similar applications are decided at a time. We accept the said request.

4. Issue notice to respondents, returnable on 12.12.2023.

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

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

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. The present O.A. be tagged with O.A. Nos. 979, 999 & O.A.St. No. 2309 ALL OF 2023. Learned C.P.O. has sought time to file affidavit in reply.

10. S.O. to 12.12.2023.

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

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 547/2023 IN O.A.NO. 917/2023
(Kanad Tatyaram Ugalmugle Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri Amol B. Chalak, learned counsel for the applicant in M.A./respondent No. 3 in O.A., Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Mohit R. Deshmukh, learned counsel for respondent No. 4 in M.A./ applicant in O.A.

2. After having heard learned counsel appearing for the parties and after having gone through the contentions raised in the affidavit in reply filed on behalf of respondent No. 3 in O.A. and the documents annexed thereto, we are inclined to modify the order as below passed on 25.10.2023: -

In the meanwhile, if the appointment is given to respondent No. 3 in O.A., it shall be subject to outcome of the present O.A.

3. O.A. to come up for hearing on 4.1.2023.

MEMBER (A)

VICE CHAIRMAN

**O.A.NOS. 1008, 1016, 1017 & 1037 ALL OF 2022
(Suresh Reta More & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri A.M. Hajare, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities in all these matters.

2. Learned Presenting Officer submits that para-wise remarks have already been forwarded to the concerned respondents, however, approval is yet not received. Learned P.O. has, therefore, sought one week's time. Time granted as prayed for.

3. S.O. to 21.12.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

C.P.ST.NO. 504/2023 IN O.A.NO. 57/2020
(Sayema Suleman Pathan & Ors. Vs. State of Maharashtra
& Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Heard Shri A.B. Rajkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. On instructions, learned counsel for the applicant seeks leave of this Tribunal to withdraw the contempt petition. Hence, the following order: -

ORDER

The contempt petition stands disposed of since withdrawn without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

ORIGINAL APPLICATION NO. 206 OF 2023
(Anil Raosing Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

Shri Prafulla Bodade, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.1.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

**ORIGINAL APPLICATION NO. 207 OF 2023
(Baliram Tukaram Barhe Vs. State of Maharashtra & Ors.)**

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

DATE : 11.12.2023

ORAL ORDER :

Shri Prafulla Bodade, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.1.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD

ORIGINAL APPLICATION NO. 547 OF 2022
(Ganesh S. Chavan Vs. State of Maharashtra & Ors.)

M.A.NO. 161/2023 IN O.A.NO. 616/2022
(Abhijit Tatyaram Pore Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO. 784 OF 2022
(Jitesh P. Wagh Vs. State of Maharashtra & Ors.)

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

DATE : 11.12.2023

ORAL ORDER :

S/Shri Amol Chalak & Avinash S. Khedkar, learned counsel for the respective applicants in respective matters and S/Shri I.S. Thorat, V.R. Bhumkar & Smt. Deepali S. Deshpande, learned Presenting Officers for the respective respondents in respective matters, are present.

2. S.O. to 13.12.2023. Interim relief granted earlier in O.A. Nos. 547/2022 to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 11.12.2023-HDD