

**ORIGINAL APPLICATION NO. 632 OF 2021  
(Harishchandra G. Lohkare Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.R. Tapse, learned counsel holding for Shri P.D. Suryawanshi, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

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

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 470 OF 2022  
(Prasad D. Mule Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3.

2. It appears that the respondent Nos. 2 & 3 have not filed their affidavit in reply. The learned counsel representing them is unable to explain as to whether it is the case of substitution or the applicant's application seeking compassionate appointment came to be rejected solely on the ground that the application was not submitted within the stipulated period of one year after attaining the age of majority.

3. In view of same, the respondent No. 2 is directed to remain present in person before this Tribunal on the next date of hearing in case if the affidavit in reply is not filed.

4. S.O. to 25.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 473 OF 2022**  
**(Satish S. Vairale Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. At the request of learned P.O., S.O. to 29.01.2024.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 446 OF 2023**  
**(Virbahadur K. Gurung Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. Part Heard.
3. S.O. to 06.02.2024 for further hearing.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 453 OF 2023**  
**(Shamkumar V. Wallekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri P.B. Kadam, learned counsel holding for Shri K.B. Bhise, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant seeks time to file affidavit in rejoinder. Time granted.

3. S.O. to 20.03.2024 for hearing/for filing affidavit in rejoinder.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 593 OF 2023**  
**(Chetan S. Malunde Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. S.O. to 16.02.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 772 OF 2023**  
**(Vijaya S. Nilewad Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri V.P. Kadam, learned counsel holding for Mrs. A.N. Ansari, 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 01.02.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 408 OF 2019**  
**(Sandeep G. Salve Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri H.V. Tungar, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. This Original Application is of the year 2019.

3. In view of above, S.O. to 14.03.2024 for passing order.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas



**ORIGINAL APPLICATION NO. 434 OF 2019**  
**(Namdeo S. Ghone Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri S.D. Dhongde, learned counsel for the applicant has filed a **leave note**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicant, S.O. to 14.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 907 OF 2019**  
**(Dr. Namdeo V. Korde Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri J.S. Deshmukh, learned counsel for the applicant and Shri C.V. Dharurkar, learned counsel for the respondent No.6, are **absent**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. This Original Application is of the year 2019.

3. In view of above, S.O. to 14.03.2024 for passing order.

**MEMBER (J)**

**O.A.No. 98/2020 With Caveat No. 78/2019  
(Bhavana R. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

Shri Manish Bhambre, learned counsel for respondent No.2 (Caveator), is **absent**.

2. Though the learned counsel for the applicant and learned P.O. are ready to work out the matter, the respondent No. 2 is absent.

3. S.O. to 01.02.2024 as a last chance to respondent No.2 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 233 OF 2020  
(Arun A. Ghate Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri V.G. Pingle, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent No.4, are present.

2. Learned counsel for the applicant placed on record the copies of orders passed by the Hon'ble High Court of Bombay, Bench at Aurangabad along with one G.R. dated 15.12.2022. The same are taken on record and copies thereof are given to other sides.

3. S.O. to 11.03.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 581 OF 2020  
(Ganesh S. Khetre Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri V.P. Kadam, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 02.02.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 11.01.2024 sas

**ORIGINAL APPLICATION NO. 464 OF 2021**  
**(Vilas K. Hiwale Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. It is a part heard matter. At the request of learned P.O., S.O. to 25.01.2024 for further hearing.

**MEMBER (J)**

**M.A. No. 143/2022 in O.A. St. No. 75/2022**  
**(Sudhir S. Bramhne Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 19.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024

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

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Ms. Preeti Wankhade, 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 13.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024



**ORIGINAL APPLICATION NO. 387 OF 2021  
(Shankar B. Ghogare Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 15.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 422 OF 2021  
(Satish A. Trimukhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 25.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 676 OF 2021  
(Navnath J. Kachare Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri A.D. Gadekar, learned counsel for respondent Nos. 5 & 6, are present.

2. At the request of learned counsel for the applicant, S.O. to 22.02.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024

**ORIGINAL APPLICATION NO. 513 OF 2022  
(Vikram S. Vairale Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri Akshay Kulkarni, 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 25.01.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024

**ORIGINAL APPLICATION NO. 645 OF 2022  
(Jayprakash A. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.A. Khande, learned counsel holding for Shri A.M. Hajare, learned counsel for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri S.D. Joshi, learned counsel for respondent Nos. 2, 3, 5 & 6, are present.

2. At the request of learned counsel for the applicant, S.O. to 13.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 734 OF 2022  
(Shrimant M. Murkute Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.O. Mane, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 13.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 168 OF 2023  
(Ishwar V. Dahiphale Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, 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 19.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 830 OF 2018  
(Shailendra H. Mali Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri Shamsunder B. Patil, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present. Shri M.V. Bhamre, learned counsel for respondent No. 5, is **absent**.

2. At the request of learned Presenting Officer, S.O. to 18.01.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024



**ORIGINAL APPLICATION NO. 1049 OF 2019  
(Pralhad L. Bhalerao Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.D. Kawre, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present. Shri S.D. Dhongde, learned counsel for respondent Nos. 4 & 5 (**Leave Note**).

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 977 OF 2023**  
**(Digambar S. Naiknaware Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri A.O. Mane, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits affidavit in reply on behalf of respondent Nos. 1, 3 & 4. Same is taken on record and copy thereof is given to learned counsel for the applicant.

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

4. S.O. to 13.03.2024 for filing affidavit in reply on behalf of respondent No. 2 and for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 149 OF 2023  
(Vijay R. Thorat Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. Learned C.P.O. submits that during the course of the day affidavit in reply on behalf of respondent Nos. 3 & 4 will be filed.

3. S.O. to 18.03.2024 for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 672 OF 2023  
(Ganpat U. Radkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. Even though the last chance is given, the affidavit in reply is not filed on behalf of respondents.

3. In view of above, list the matter for admission hearing on 15.02.2024. Liberty is granted to the respondents to file the affidavit in reply on the next date of hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 840 OF 2023  
(Sandip J. Shirsath Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri B.R. Warma, learned counsel for the applicant and Shri A.K. Tiwari, learned counsel for respondent No. 4, are **absent**.

Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 2 & 3. Learned P.O. submits that the respondent No. 1 is adopting the affidavit in reply filed on behalf of respondent Nos. 2 & 3. Same is taken on record along with spare copy for other side.

3. Pleadings completed. List the matter for admission hearing on 21.03.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 929 OF 2023  
(Gopal P. Sanap Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri D.S. Patil, learned counsel for the applicant, is **absent**.

Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 2 & 3 separately. Learned P.O. submits that the respondent No. 1 is adopting the affidavit in reply filed on behalf of respondent Nos. 2 & 3. Same are taken on record along with spare copies for the applicant.

3. Pleadings completed. List the matter for admission hearing on 19.03.2024 and for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 308 OF 2023  
(Dattatray B. Kakde Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri V.Y. Patil, learned counsel for the applicant, is **absent**.

Heard Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Learned P.O. on instructions in writing dated 09.01.2024 submits that the entire pensionary benefits have been paid to the applicant except the commutation of pension and to that extent the proposal has been submitted to the Accountant General-II, Nagpur. Learned P.O. submits that in view of the same, nothing survives for further consideration in the present Original Application. Learned P.O. submits that however the necessary affidavit to clarify the same will be filed on the next date of hearing.

3. S.O. to 25.01.2024.

**MEMBER (J)**

**M.A. No. 359/2023 in O.A. St. No. 1560/2023  
(Trishna M. Mali Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Smt. Vidya Taksal, learned counsel for the applicant, is **absent**.

Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 1 to 5 in M.A. Same are taken on record along with spare copies for the applicant.

3. List the matter for hearing on 21.03.2024.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 15 OF 2024**  
**(Raju H. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri R.A. Joshi, 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 25.01.2024.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024

**ORIGINAL APPLICATION NO. 36 OF 2024**  
**(Saraswati K. Bhojne Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Smt. M.A. Kulkarni, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 21.02.2024.

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 21.02.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 44 OF 2023**  
**(Prashant B. Kachhawa Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned counsel for the applicant.

Shri Ajay Deshpande, learned Special Counsel for respondents (**Leave Note**).

2. In view of leave note filed by learned Special Counsel, S.O. to 16.01.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 597 OF 2023**  
(Ashish N. Hiware Vs. State of Maharashtra & Ors.)

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

**DATE : 11.01.2024**

**ORAL ORDER :**

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

2. It is a part heard matter.

3. Learned Presenting Officer seeks time to comply with the directions given by this Tribunal on 18.12.2023. Time granted.

4. S.O. to 19.01.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 806 OF 2023**  
**(Sunil R. Mamilwad & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri Dhananjay Mane, learned counsel holding for Shri Nagesh Talekar, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. It is a part heard matter.
3. At the request of learned counsel for the applicants, one week time is extended to carry out the amendment as per the order dated 20.12.2023.
4. S.O. to 19.01.2024 for further hearing.

**MEMBER (J)**

**M.A. No. 164/2022 in O.A. St. No. 2280/2019**  
**(Govardhan H. Chavan Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri P.H. Patil, learned counsel holding for Shri P.B. Patil, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Leave to file synopsis of events to explain the delay in nutshell.

3. S.O. to 01.02.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024

**ORIGINAL APPLICATION NO. 1119 OF 2023 with  
Caveat No. 40/2023  
(Dr. Milind V. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Shri R.S. Pawar, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri J.B. Choudhary, learned counsel for respondent No. 5, are present.

2. The present matter is not on board, at the request of learned counsel for the applicant it is taken on board.

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

4. In view of the same, returnable date is extended by another 04 weeks.

5. S.O. to 17.01.2024.

**MEMBER (J)**

**MA 07/2024 in MA St. 44/2024 in OA St. 2449/2023  
(Pandurang G. More & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Shri P.S. Jadhav, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

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

3. For the reasons stated in the applications, and since the cause and the prayers are identical and since the applicants have prayed for same relief and the applicants are from the same department and out of them, two applicants have been retired on attaining the age of superannuation and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. M.A. St. No. 44/2024 be registered and numbered, after removal of office objections, if any. Accordingly, M.A. No. 07/2024 stands disposed of. No order as to costs.

**MEMBER (J)**



**M.A. St. No. 44/2024 in O.A. St. No. 2449/2023**  
**(Pandurang G. More & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Shri P.S. Jadhav, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. After registration, issue notices to respondents in M.A., returnable on 21.03.2024.

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.

7. S.O. to 21.03.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1100 OF 2023**  
**(Dr. Sanjay M. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Shri S.D. Joshi, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Avinash Deshmukh along with Shri Shamsunder B. Patil, learned counsel for respondent No. 4.

2. Learned counsel for the applicant submits affidavit, wherein certain allegations have been made against the respondent No. 4 and respondent No. 1 also. Same is taken on record and copy thereof is given to other sides. Learned counsel submits that even though his entire belongings are in the Government Quarter at Aurangabad, the said Government Quarter has been sealed.

4. Learned counsel for respondent No. 4 seeks time to file detailed reply to the above affidavit filed by the applicant.

5. Learned C.P.O. submits a copy of communication dated 11.01.2024 received from the Under Secretary, Government of Maharashtra, wherein it is stated that

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O.A. No. 1100/2023

the process of appointment of Special Counsel is still going on and since the applicant has already joined the post of his transfer, the present matter may be kept after four weeks for filing affidavit in reply, as there is no urgency in the matter.

6. By order dated 22.12.2023 this Tribunal has directed the learned C.P.O. to call upon the original record and proceedings and keep the same ready with him for hearing. However, the learned C.P.O. has expressed his inability to produce the original record. It reveals from the letter dated 11.01.2024 that the appointment of Special Counsel is yet to be made and the learned C.P.O. is showing his inability to cooperate the Tribunal. In view of the same, this Tribunal left with no other alternative, but to direct the learned C.P.O. to keep present the respondent No. 1 personally, in case till the next date the original record is not produced before the Tribunal. Learned C.P.O. is also requested to convey today's discussion to the respondent No. 1 and also convey, to complete the process of appointment of Special Counsel at the earliest.

7. S.O. to 25.01.2024.

**MEMBER (J)**

**M.A. No. 231/2021 in O.A. St. No. 782/2021**  
**(Raju T. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Smt. Suchita Dhongde, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that in fact there are various in correct affirmation of facts in the pleadings so also in the prayer clause. Learned counsel submits that it is thus difficult to carry out the amendment in the pleadings, which may be for alternate sentence and in view of the same, along with prayer, the entire Original Application is required to be substituted.

3. In view of the same, learned counsel for the applicant on instructions seeks leave to withdraw the present M.A. along with O.A. with liberty to tile fresh O.A. along with M.A. seeking condonation of delay with the ground that the present O.A. along with M.A. for condonation of delay was pending before this Tribunal since 2021.

//2//

M.A. 231/2021 in  
O.A. St. 782/2021

4. I find much substance in the contentions raised on behalf of the applicant by the learned counsel. In view of the same, leave granted. The M.A. along with O.A. are disposed of as withdrawn with liberty to the applicant to file O.A. along with M.A. seeking condonation of delay afresh, if such liberty is exercised by the applicant within a period of one month from today. No order as to costs.

**MEMBER (J)**

KPB ORAL ORDER 11.01.2024

**M.A. No. 208/2023 in O.A. St. No. 544/2023**  
**(Nisha Balasaheb Ghatule Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Smt. Nima Suryawanshi, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that there is a delay of 515 days caused in filing the accompanying O.A. The Original Application pertains to compassionate appointment. The husband of the applicant was working with the respondent No. 3 as Cook. He died in harness during the service tenure on 15.06.2019. The respondents by communication dated 16.09.2020 rejected the claim of the applicant on the ground that she is having three children after cutoff date 31.12.2001. Learned counsel pointed out that after death of bread earner of the family, the applicant become helpless and she was not having source to maintain her family and her children. It is difficult for her to seek legal advice and approach this

//2// M.A. No. 208/2023 in  
O.A. St. No. 544/2023

Tribunal in time. The delay is not intentional one and there is no in action on part of the applicant.

3. Learned P.O. resisted the application seeking condonation of delay on the ground that the delay has not been satisfactorily explained by the applicant. There is no substance in the Misc. Application and the same is liable to be dismissed.

4. It appears that the applicant is widow of Government servant. Her husband died while in service on the post of Cook i.e. Class-IV post on 15.06.2019. He left behind him his wife i.e. the present applicant and minor children including 03 daughters and one handicapped son. It appears that after death of bread earner of family, the applicant had to face lot of financial crises, because of which the delay has been caused in approaching this Tribunal in time. There is no intentional or deliberate delay, nor any inaction on part of the applicant. Thus considering the entire aspects of the case, I am inclined to condone the delay. Hence, the following order :-

//3// M.A. No. 208/2023 in  
O.A. St. No. 544/2023

**ORDER**

- (i) The M.A. No. 208/2023 is hereby allowed in terms of prayer clause 4(B).
- (ii) The delay of 515 days caused in filing the accompanying O.A. is hereby condoned.
- (iii) Accompanying O.A. be registered and numbered in accordance with law.
- (iv) Accordingly, M.A. stands disposed of. No order as to costs.

**MEMBER (J)**



**O.A. St. No. 544/2023**  
**(Nisha B. Ghatule Vs. State of Maharashtra & Ors.)**

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

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Smt. Nima Suryawanshi, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notices to the respondents, returnable on 11.03.2024.

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 11.03.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 882 OF 2021**  
**(Shaligram Bhimaji Dudhe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**  
**And**  
**Hon'ble Shri Vinay Kargaonkar, Member (A)**  
**(Reference Bench)**

**DATE : 11.01.2024**

**ORAL ORDER :**

Heard Shri V.R. Borkar, learned counsel holding for Shri K.G. Salunke, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Avinash Deshmukh, learned counsel as amicus curiae.

2. The present matter is closed for orders.

**MEMBER (A)**

**MEMBER (J)**