

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI BENCH AT  
AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*

**Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN**

*And*

**THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)**

**Old DB Matters**

**Date :-01/12/2023**

**Suplimentary Board**

<b>Sr. No</b>	<b>Case No.</b>	<b>District</b>	<b>Advocate's &amp; Applicant's Name</b>	<b>Subject</b>	<b>Remarks</b>	
<b>Due Admission Matter</b>						
<b>1</b>	OA851/09	A'bad	Adv.Ajay Deshpande (Sunita S Sabu @ Sunita S Pophale)	Departmental Enquiry	<b><u>Pending Before Supreme Court</u></b> Reply Filed by R-1 & R-2	06.12.2023
<b>Final Hearing Matters</b>						
<b>2</b>	TA11/99 In WP3251/93 With	P'bhnai	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana through its Joint Secretary, M.S. Sonwane) <b><u>Adv.Vivek Bhavthankar for R.Nos.2&amp;3</u></b>	Termination		06.12.2023
<b>3</b>	TA19/99 In WP2311/94 With	P'bhnai	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana)	Termination		06.12.2023

4	TA26/99 In WP2772/93 With	P'bhnai	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana, P'Bhani & Ors)	Termination		06.12.2023
5	TA47/99 In WP776/95 With	P'bhani	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana)	Termination Termination Termination		06.12.2023
6	TA7/99 In WP3765/97 with	P'bhnai	Adv.S.R. Barlinge (Vyankati S Agase & Ors)			06.12.2023
7	TA6/06 With WP4261/95 with	Jalna	Adv.Party In Person (Goverdhan Ganoji)			06.12.2023
8	TA36/02 In WP3007/91 With	A'nagar	Adv.S.K. Shelke/ Adv.S.U. Jadhav (Ahmenagar Zilla wan Kamgar Union through its Vice President, Gulabrao Deshmukh)	Termination		06.12.2023
9	MA311/08 In TA42/99 In	P'bhnai	Adv.Subhash Mundhe (Ram U Dumane)	M.A. For Vacate I.R.		06.12.2023

	WP1274/91 With					
<b>10</b>	TA17/99 In WP2791/94 With	P'bhnai	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana)	Termination		06.12.2023
<b>11</b>	TA35/98 In WP296/98 With	Jalna	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana, A'bad)	Termination		06.12.2023
<b>12</b>	MA309/08 In TA24/99 In WP3607/93 With	P'bhnai	Adv.B.B. Yenge (The Dy. Director of Social Forestry P'bhnai)	M.A. For Vacate I.R.		06.12.2023
<b>13</b>	MA306/08 In TA36/99 In WP652/94 With	P'bhnai	Adv.B.B. Yenge (The Dy. Director of Social Forestry Division Officer, P'bhnai)	M.A. For Vacate I.R.		06.12.2023
<b>14</b>	TA28/99 In WP1253/91 With	P'bhnai	Adv.S.R. Barlinge (Dasa N Shere & Ors.)	Termination		06.12.2023

<b>15</b>	TA30/99 In WP617/94 With	P'bhnai	Adv.S.K. Shelke (Parubai G Varad & Ors.)	Termination		06.12.2023
<b>16</b>	TA33/99 In WP3776/97 with	Dhule	Adv.S.K. Shelke (Dhule Zila Van Kamgar Shramik Sangh.)	Termination		06.12.2023
<b>17</b>	TA34/99 In WP3620/97 With	A'bad	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana)	Termination		06.12.2023
<b>18</b>	TA37/99 In WP1382/94 With	P'bhnai	Adv.S.R. Barlinge (Keshv H Kamble & Ors.)	Termination		06.12.2023
<b>19</b>	TA14/99 In WP3770/97 With	A'bad	Adv.S.R. Barlinge (Harman V Surwase & Ors.)	Termination		06.12.2023
<b>20</b>	TA16/99 In WP1226/91 With	Jalna	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana through its General Secretary, B.V. Bansod)	Termination		06.12.2023

21	TA13/99 In WP777/95 With	P'bhni	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana)	Termination		06.12.2023
22	TA20/99 In WP882/91 With	A'bad	Adv.S.K. Shelke (Marathwada Sarva Shramik Sanghtana, A'bad)	Termination		06.12.2023
23	TA38/99 In WP329/92	A'nagar	Adv.S.K. Shelke (Ahmednagra Zilla Van Kamgar Union A'nagar)	Termination		06.12.2023
24	OA363/10	Hingoli	Adv.J.B. Choudhary (Dileep W Chaoure)	Reversion	<b><u>Pending Before Hon'ble High Court</u></b> Reply Filed by R- 1 to R-4	06.12.2023

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*

**Before: - THE HON'BLE JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN**

**And**

**THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)**

**Date:- 01/12/2023**

<b>Sr. No</b>	<b>Case No.</b>	<b>District</b>	<b>Advocate's &amp; Applicant's Name</b>	<b>Subject</b>	<b>Remarks</b>	
<b>Urgent Admission Matters</b>						
<b>1</b>	Rev04/22 In OA108/19	A'bad	Adv.P.R. Wankhade (Krishna R Rathod)	Review Petition		Dismissed
<b>2</b>	TA21/23 WP4842/21	P'bhani	Adv.S.S. Jadhavar (Vithal S Rathod)	Selection Process (MPSC)		18.12.2023
<b>3</b>	TA23/23 WP13531/23	J'gaon	Adv.Suchita Upadhyay (Kishor B Deshmukh & Ors.)	Promotion	<b>Circulation</b>	16.01.2024
<b>4</b>	OA1013/23	P'bhani	Adv.M.V. Ghatge/ Adv.M.S. Taur (Abdul Ansar Abdul Sattar)	Selection Process		Dismissed
<b>5</b>	OA1015/23	A'bad	Adv.K.V. Patil	Selection Process	<b>Circulation</b>	17.01.2024

			(Pragati P Shingade)			
6	OAS296/23	Jalna	Adv.Sayyed Tausseef Yaseen (Waseem Ayaz Baig)	Selection Process/ Merit List	<b>With Office Objection</b>	20.12.2023
7	RevSt2237/23 In OA354/23	A'bad	PO MAT A'bad (The State of Maharashtra & Ors.) <b><u>Adv.Amol R Gaikwad in OA354/23</u></b> (Bhanudas D Shirrao)	Review Petition	<b>Circulation with Office Objection</b>	Rev. Disposed
8	RevSt2238/23 In OA355/23	A'bad	PO MAT A'bad (The State of Maharashtra & Ors.) <b><u>Adv.Amol R Gaikwad in OA355/23</u></b> (Vishwanath B Gite)	Review Petition	<b>Circulation with Office Objection</b>	Rev. Disposed
9	MASt2253/23 In OAS2249/23	A'nagar	Adv.Ajit B Kale (Muladharan Prakalpagrasth Kruti Samiti, A'nagar through Secretary Maruti S Bachkar)	M.A. Seeking Permission to File OA in Representative capacity	<b>with Office Objection</b>	M.A. Disposed O.A. – 04.12.2023

10	OASt2264/23	N'bar	Adv.Mahesh S Deshmukh/ Adv.U.L. Momale (Sanjay S Patil)	Seniority List	<b>Circulation with Office Objection</b>	08.01.2024
11	OASt2271/23	A'nagar	Adv.M.S. Deshmukh/ Adv.U.L. Momale (Sanjay D Shelke)	Seniority List	<b>Circulation with Office Objection</b>	08.01.2024
12	OASt2277/23	HJ'gaon	Adv.M.S. Deshmukh/ Adv.U.L. Momale (Dipak M Patil)	Seniority List	<b>Circulation with Office Objection</b>	08.01.2024
<b>Order Matters</b>						
13	MA456/18 In OAST1919/18	A'bad	Adv.Ajay S Deshpande (Lakshman K Nirmal) <b><u>Adv.S.R. Kedar for R.No.3</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-2	02.01.2024
14	MA277/19 In OASt09/19	Nanded	Adv.A.D. Kaware (Kishan E Vibhute) <b><u>Adv.R.D. Kulkarni for R.No.7 in OA</u></b>	M.A. For Condonation of Delay	For Hearing	02.01.2024



15	MA96/22 In OASt96/22	Nanded	Adv.Vikram Kadam (Panjabrao D Bhosale & Others)	M.A. For Condonation of Delay	For Hearing	03.01.2024
16	MA154/22 In OASt517/22	A'nagar	Adv.V.P. Narwade (Savita S Warale)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-3 to R-5	03.01.2024
17	MA419/22 In OASt1536/22	A'bad	Adv.A.D. Gadekar (Haribhau L Ghodke)	M.A. For Condonation of Delay	For Hearing	MA Disposed  O.A. Notice- 23.01.2024
18	MA544/22 In OA762/18	O'bad	Adv.V.V. Deshmukh <b>in</b> <b>MA544/22</b> (Maharashtra Rajya Bazar Samiti Karmachari Seva Nivrutti Vetan Yojna, Pune Through its CEO, Balasaheb G Katore)  <b><u>Adv.S.D. Joshi in</u></b> <b><u>OA762/18</u></b> (Sahebrao D Deshmukh & Ors.)	M.A. For Adding Party Respondents  Challenging G.R.	Affidavit in reply Filed by Petitioners in MA544/22  Reply Filed by R-1 to R-3 in OA762/18	12.12.2023
19	MA239/23 In	Jalna	Adv.V.B. Wagh <b>in</b>	M.A.239/23 For Direction	Reply Filed by R-1 to R-3 in	20.12.2023

	MA359/22 In OA729/222  <b>with</b>		<b>MA239/23 in OA729/22</b> (Dnyaneshwar B Jadhav & Ors.)  <b>Adv.Amol B Chalak For Intervenor in MA359/22</b> (Pavansing M Chungda & Ors.)	M.A.359/22 For Intervention	MA239/23	
<b>20</b>	MA257/23 In MA563/22 In OA730/22	Beed	Adv.V.G. Pingle In <b>MA257/23 in OA730/22</b> (Gajanan P Chaudhari & Ors.)  <b><u>Adv.R.A. Joshi For Intervenor in MA563/22</u></b> (Bhausahab R Bhosale & Ors.)	M.A.257/23 For Direction  M.A.563/22 For Intervention	Reply Filed by by R-1 to R-3 in MA257/23	20.12.2023
<b>Due Admission Matters</b>						
<b>21</b>	OA487/17	Nanded	Adv.A.N. Patale (Bhagwanrao J Nagargoje)	Seniority/ Promotion	For Admission Reply Filed by R-1 to R-5	03.01.2024
<b>22</b>	OA42/19	O'bad	Party In Person (Ramraje G Pawar)	Promotion/ Seniority	For Hearing Reply Filed by R-2	03.01.2024
<b>23</b>	OA380/19	Beed	Adv.C.A. Shingare (Bhnudas E Ugale & Ors.)	Dismissal	Reply Filed by R-1 to R-3	18.12.2023

24	OA651/19	Beed	Adv.Prabhakar N Nagargoje (Chandulal D Ghule)	Discharge/ Termination	For Admission Reply Filed by R-2 & R-3	05.01.2024
25	OA724/19	O'bad	Adv.Ajay S Deshpande (Kailas I Khandagale & Ors.)	Selection/ Appointment	For Hearing	18.12.2023
26	OA811/19	Dhule	Adv.Deepak D Choudhari (Bhushan D Kagane)	Dismissal From Service	For Hearing Reply Filed by R-1 to R-3	01.02.2024
27	OA133/20	P'bhani	Party In Person (Alka S Mundhe)	Advertisement	For Hearing Reply Filed by R-1, R-2 & R- 4	05.01.2024
28	OA226/20	A'bad	Adv.P.R. Wankhade (Haridas R Ghuge)	Selection/ Select List	For Admission Reply Filed by R-1 & R-2	29.01.2024
29	OA375/20 With	Beed	Adv.Avinash S Deshmukh  <b>Adv.Avinash S</b>	Termination	For Hearing Reply Filed by R-2 to R-4	20.12.2023

			<b>Deshmukh has Filed Leave Note From 21.11.2023 to 12.12.2023</b> (Amol M Naikwade)			
<b>30</b>	OA376/20 With	P'bhani	Adv.Avinash S Deshmukh (Govind K Surnar)	Termination	For Hearing Reply Filed by R-4	20.12.2023
<b>31</b>	OA418/20 With	Beed	Adv.Avinash S Deshmukh (Popat K Gonde & Ors.)	Termination	For Hearing Reply Filed by R-2 & R-3	20.12.2023
<b>32</b>	OA428/20 With	Hingoli	Adv.Avinash S Deshmukh (Bandu S Bontalwar)	Termination	For Hearing Reply Filed by R-1 to R-3	20.12.2023
<b>33</b>	OA434/20	P'bhani	Adv.Avinash S Deshmukh <b>Adv.Avinash S Deshmukh has Filed Leave Note From 21.11.2023 to 12.12.2023</b> (Mahesh D Desai)	Termination	For Hearing Reply Filed by R-1 to R-3	20.12.2023
<b>34</b>	OA385/20	Nanded	Adv.R.D. Khadap (Rajinder singh Shobha Singh Kolhapure)	Compulsory Retirement	For Admission Reply Filed by R-1 to R-3	25.01.2024

35	OA480/20	Beed	Adv.R.D. Biradar/ Adv.S.U. Shaikh (Prakash P Nirmal & Ors.)	Reversion	For Hearing Reply Filed by R-1 & R-2	30.01.2024
36	OA335/21	P'bhani	Adv.Kailas B Bhise (Dyaneshwar B Bulbule & Ors.)	Challenging Seniority List (Kotwal)	For Hearing Reply Filed by R-2, R-3 & R- 7	29.01.2024
37	OA476/21	Beed	Adv.Mohit R Deshmukh (Machindra K Bhalerao)	Revision of Pay Scale/ Deemed Date of Promotion	For Hearing Reply Filed by R-2	09.01.2024
38	OA608/21	A'nagar	Adv.Avinash S Deshmukh <b>Adv.Avinash S Deshmukh has Filed Leave Note From 21.11.2023 to 12.12.2023</b> (Pawansing R Bighot)	Termination	For Hearing Reply Filed by R-1 to R-4	19.12.2023
39	OA623/21	P'bhani	Adv.Preeti R Wankhade (Mehboobali Y Khan Pathan)	Promotion	For Hearing Reply Filed by R-2 to R-3 <b>Ref.Order dtd.31.01.2023</b> For Filing Affidavit in Rejoinder <b>Ref.Order dtd.</b>	05.01.2024

					<b>23.11.2023</b>	
<b>40</b>	OA787/21	A'nagar	Adv.A.S. Khedkar (Raosahb B Gunjal) <b><u>Adv.Shamsunder B Patil</u></b> <b><u>for R.Nos.3 to 5</u></b>	Revision of Pay Scale	For Admission Reply Filed by R-1 & R-3 to R-5	24.01.2024
<b>41</b>	OA788/21	A'nagar	Adv.A.S. Khedkar (Sunil D Kulkarni) <b><u>Adv.Shamsunder B Patil</u></b> <b><u>for R.Nos.3 &amp; 4</u></b>	Revision of Pay Scale	For Admission Reply Filed by R-1 & R-3 to R-5	24.01.2024
<b>42</b>	OA64/22	Nanded	Adv.Avinash S Deshmukh  <b>Adv.Avinash S Deshmukh has Filed Leave Note From 21.11.2023 to 12.12.2023</b>  (Bhimrao K Gaikwad)	Promotion	For Hearing	20.12.2023
<b>43</b>	OA196/22	Jalna	Adv.S.A. Deshmukh (Alka T Pagare)	Promotion	For Hearing Reply Filed by R-2 & R-3	19.01.2024
<b>44</b>	OA394/22	Jalna	Adv.S.B. Jadhav (Heena Chand Patel)	Selection Process/ Appointment	For Hearing Reply Filed by R-1 & R-2	15.02.2024

45	OA767/22	Dhule	Adv.Kakasaheb B Jadhav (Jaywant R Wagh)	Resignation Qualifying Service, Seniority	For Hearing Reply Filed by R-3 to R-5	08.01.2024
46	OA820/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V.T. Patil (Navnath U Jadhav)	Major Punishment	For Admission Reply Filed by R-4	09.02.2024
47	OA962/22	Nanded	Adv.P.P. Uttarwar (Raju U Hanuvate & Ors.)	Seniority/ Promotion	For Hearing Respondents will be at liberty to filed Affidavit in Reply & Applicants will be at liberty to file rejoinder affidavit  <b>Ref.Order dtd. 27.03.2023</b>	13.02.2024
48	OA1019/22	Beed	Adv.Swaraj S Tandale (Indrakant H Shendurkar)	Promotion/ Deemed Date	For Admission	13.12.2023
49	OA137/23	A'bad	Adv.K.B. Jadhav (Vijay V Pagare)	Termination	For Hearing Reply Filed by R-1 to R-5	08.1.2024

50	OA493/23	P'bhani	Adv.Jiwan J Patil (Dnyaneshwar D Dhongade & Ors.)	Seniority List	For Hearing Reply Filed by R-1 to R-3	05.01.2024
<b>Final Hearing Matters</b>						
51	TA2/12 WP9902/11	O'bad	Adv.A.L. Tikle/ Adv.R.V.Naiknaware (Radha N Choure)	Selection/ Appointment	Reply Filed by R-2	07.02.2024
52	OA595/16	O'bad	Adv.Bharat R Waramaa (Dhanraj R Dhumare)  <b><u>Adv.Avinash S. Deshmukh for R.No.5</u></b>  Adv.Avinash S Deshmukh has Filed Leave Note From 21.11.2023 to 12.12.2023	Appointment	Reply Filed by R-2 & R-5	22.1.2024
53	OA153/17	Jalna	Adv.J.S. Deshmukh (Dr.Ramnath B Hemke)  <b><u>Adv.Avinash D Aghav fro R.NoS. 4 &amp; 5</u></b>	Suspension Period Minor Penalty	Reply Filed by R-4 to R-6	5.2.2024
54	OA661/17	A'nagr	Adv.A.G. Ambetkar (Shailendra S Kapse)	Promotion	Reply Filed by R-1 to R-5	18.1.2024



55	OA762/17	Beed	Adv.A.N. Nagargoje/ Adv.Prasad Jadhavar (Manoranjan R Dhas)	Cancellation of Nomination of Nominee of Freedom Fighter	Reply filed by R-2 & R-3	5.1.2024
56	OA141/18	A'bad	Adv.V.B. Wagh (Nanda P Bankar) <b><u>Adv.A.S. Deshmukh for R.No.2</u></b> Adv.Avinash S Deshmukh has Filed Leave Note From 21.11.2023 to 12.12.2023	Promotion/ Seniority List	Reply Filed by R-1 & R-2	25.1.2024
57	OA805/18 With	A'bad	Adv.N.R. Thorat (Nagorao V Karbhari) <b><u>Adv.R.N. Bharaswadkar for R.No.4, 5 &amp; 7</u></b>	Promotion	Reply Filed by R-1 to R-5, R- 7	2.2.2024
58	OA806/18	A'bad	Adv.N.R. Thorat (Zumber K Sonawane) <b><u>Adv.Ajay Deshpande for R.No.4</u></b>	Promotion	Reply Filed by R-1 to R-3	2.2.2024
59	OA1030/19	Dhule	Adv.Talekar & Associates (Dr.Jaya P Dighe)	Seniority Deem Date	Reply Filed by R-1, R-2, R-4 &	7.2.2024

			<u>Adv.A.B. Rajkar for R.No.5 to 12 &amp; 14</u>  <u>Adv.A.S. Shelke for R.No.15</u>  <u>Adv.N.S. Choudhary for R.No.13</u>		R-5 to R-15	
60	OA1065/19	A'nagar	Adv.V.B. Wagh (Dr.Jahagirdar D Nizam)	Condonation of Technical Break/  Count the Past Service	Reply Filed by  R-1 to R-3	18.12.2023
61	OA28/20	Beed	Adv.K.G. Salunke (Anil P Salve)	Promotion	Reply Filed by R-1 & R-2	5.12.2023

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*  
**Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN**

*And*

**THE HON'BLE SHRI VINAY KARGAONKAR, MEMBER (A)**

**Date: -01/12/2023**

**For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	CP38/23 In	Latur	Adv U P Giri (Manohar K Suryawanshi)	Contempt Petition	For Filing Affidavit in Reply	

	OA538/21					Disposed of
2	CP15/23 In OA219/19	Jalna	Adv J S Deshmukh (Dr. Jasmina H Dekiwadiya)	Contempt Petition	For Filing Affidavit in Reply	22.1.2024
3	CP16/23 In OAS19/20	Jalna	Adv J S Deshmukh (Pralhad L Rathod)	Contempt Petition	For Filing Affidavit in Rejoinder	22.1.2024
4	CP17/23 In OA16/20	Jalna	Adv J S Deshmukh (Sahebrao S Kale)	Contempt Petition	For Filing Affidavit in Rejoinder	22.1.2024
5	CP18/23 In OA17/20	Jalna	Adv J S Deshmukh (Bapurao R Patil)	Contempt Petition	For Filing Affidavit in Rejoinder	22.1.2024
6	CP19/23 In OA18/20	Beed	Adv J S Deshmukh (Shivnath U Vyavhare)	Contempt Petition	For Filing Affidavit in Rejoinder	22.1.2024
7	OA504/22	A'bad	Adv.A.S. Deshpande (Kiran S Pawar)	De Novo Enquiry	For Filing Affidavit in Rejoinder	19.12.2023

8	OA768/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V.T. Patil (Satish D Narwade)	Removal From Service	Reply Filed ByR-4 & For Filing Affidavit in Reply of other Respondents.	9.12.2023
9	OA87/23	Jalna	Adv Ajay S Deshpande (Milind S Ghorpade & Ors.)	Departmental Examination	For Filing Affidavit in Rejoinder	10.1.2024
10	OA107/23	Nanded	Adv.Jiwan J Patil (Sanjay V Nagamwad & Ors.)	Final Seniority List	For Filing Affidavit in Rejoinder	5.1.2024
11	OA181/23	A'bad	Adv S P Koli (Dr. Pravara P Kulkarni & Ors.)	Selection Process	For Filing Affidavit in Reply	20.12.2023
12	OA229/23	Beed	Adv Omprakash Y Kashid/ Adv V T Patil (Rajendra P Sanap)	Denial of Departmental Enquiry Report	For Filing Affidavit in Reply	9.12.2023
13	OA357/23	Latur	Adv Sayyed Tauseef Yaseen	Selection Process	Notice Not Collected	20.12.2023

			(Shubham H Waghmare & Ors.)			
14	OA364/23	O'bad	Adv A S Bayas (Dilip R Adatrao)	Selection Process	Await Service R-4 & For Filing Affidavit in Rejoinder	14.2.2024
15	OA491/23	Hingoli	Adv J J Patil (Kailash V Waghmare & Ors.)	Seniority List	For Filing Affidavit in Reply  Amended Protion of O.A	5.1.2024
16	OA507/23 With	A'bad	Adv Sachin S Deshmukh (Mamta B Ghayal)	Selection Process	For Filing Affidavit in Reply	25.1.2024
17	OA524/23	A'bad	Adv S B Kakde (Suwarnamala S Bikkad)	Selection Process (MPSC)	For Filing Affidavit in Reply	25.1.2024
18	OA572/23	Jalna	Adv J J Patil (Mukund B Unhale & Ors.)	Seniority List	By way of Last Chance For Filing Affidavit in Reply R-3  For Filing Affidavit in Rejoinder to the	5.1.2024

					Affidavit in Reply Filed R-1 & R-2	
19	OA573/23	Jalna	Adv J J Patil (Prabhakar K Ghuge)	Seniority List	By way of Last Chance For Filing Affidavit in Reply R-3  For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed R-1 & R-2	5.1.2024
20	OA574/23	A'bad	Adv J J Patil (Pralhad S Lokhande)	Seniority List	By way of Last Chance For Filing Affidavit in Reply R-3  For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed R-1 & R-2	5.1.2024
21	OA575/23	A'bad	Adv J J Patil (Mangala M More)	Seniority List	By way of Last Chance For Filing Affidavit in	5.1.2024

					Reply R-3 For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed R-1 & R-2	
22	OA601/23	Beed	Adv S R Kedar (Santosh S Kasbe)	Selection Process (MPSC)	For Filing Affidavit in Reply	29.1.2024
23	OA610/23	Latur	Adv R D Biradar/ Adv S U Shaikh (Shridhar R Kundatwad)	Removal From Service	For Filing Affidavit in Reply	29.1.2024
24	OA712/23	O'bad	Adv P M Nagargoje (Vinayak D Wadmare) <b><u>Adv K J Ghute Patil</u></b> <b><u>For R-6</u></b>	Departmental Enquiry	For Filing Affidavit in Reply	30.1.2024
25	OA869/23	O'bad	Adv Vivek G Pingle/ Adv Pallavi Karhadkar (Tanaji P Hanwate)	Departmental Enquiry Promotion	For Filing Affidavit in Reply	22.12.2023
26	OA910/23	Beed	Adv V P Savant (Madhukar D Bhandare)	D.E/ Suspension Period/ Pension	For Filing Affidavit in Reply	20.12.2023

27	OA945/23	P'rbn	Adv S S Jadhavar (Sunil M Lande & Ors.)	Selection Process	For Filing Affidavit in Reply	18.12.2023
28	O960/23	Jalna	Adv S S Jadhavar (Mahadu R Munmane)	Selection Process	Await Service R-3	18.12.2023
29	OA1007/23	Nanded	Adv L V Sangit (Srikant U Jadhav & Ors.)	Seniority List	For Filing Affidavit in Reply	18.12.2023
<b>Order Matters</b>						
30	MA263/22 In OASt986/22	Nanded	Adv B G Deshmukh (Vankat R Potdar) <b><u>Adv V V Ingle For R-4</u></b>	M.A For Condonation of Delay	As a Last Chance For Filing Affidavit in Rejoinder	9.1.2024
31	MA05/23 With MA398/21 in OASt1666/22	A'bad	Adv.H.P. Jadhav (Sadashiv S Shingare)	M.A. for Amendment	For Filing Affidavit in Reply	11.1.2024

Assistant Registrar  
M. A. T. Bench at A' bad



**List of Cases set down for Physical Hearing/Admission/Order/etc.before Hon'ble Single Bench  
Before: -THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)**

**Date: -01/12/2023**

**For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	OA164/21	A'bad	Adv P R Wankhade (Balu A Chavan)	Suspension	For Filing Affidavit in Rejoinder	11.01.2024
2	OA833/21	A'bad	Adv D B Thoke (Deepali Y Patil) <b><u>Adv R A Joshi For R-4</u></b>	Police Patil	For Filing Affidavit in Reply R-4	22.12.2023
3	OA575/22	Nanded	Adv Anant D Gadekar (Yayati T Ghorband)	Refund of Recovered Amount	For Filing Affidavit in Reply	10.01.2024
4	OA576/22	Beed	Adv Anant D Gadekar (Subhash H Puri)	Refund of Recovered Amount	For Filing Affidavit in Reply R-3 & R-4	10.01.2024
5	OA636/22	Jalna	Adv A N Patil- Barhate (Kavita S Khokhale)	Directions/ Compassionate Appointment	For Filing Affidavit in Rejoinder	10.01.2024
6	OA727/22	Nanded	Adv Aparna S Sapate/ Adv S SShinde/ Adv P H Patil/ (Laxman N Mahure)	Kotwal	Last Chance For Filing Affidavit in Rejoinder	15.12.2023
7	OA846/22	A'bad	Adv Anant D Gadekar (Sadashiv M Sawai)	Refund of Recovered Amount	For Filing Affidavit in Reply	10.01.2024
8	OA847/22	Latur	Adv Anant D Gadekar (Keshav G Lohar)	Refund of Recovered Amount	For Filing Affidavit in Reply	10.01.2024
9	OA67/23	Dhule	Adv V B Wagh (Nilesh C Nemane)	Suspension	Await Service	05.01.2024
10	OA81/23	A'bad	Adv K B Jadhav (Vaibhav D Wagh&Ors.)	Compassionate Appointment	Last Chance For Filing Affidavit in Reply <b><u>Ref Order</u></b> <b><u>Dtd.</u></b> <b><u>18.09.2023</u></b>	14.12.2023

11	OA185/23	A'bad	Adv A D Gadekar (Chandrakala W Gaikwad&Ors.)	Compassionate Appointment	Reply Filed By R-1 to R-3 <b>Ref Order</b> <b>Dtd.24.08.2023</b>	10.01.2024
12	OA200/23	A'nagar	Adv S D Joshi (Rajendra G Mane)	Absorption	Reply Filed By R-2 R-4 to R- 6 & For Filing Affidavit in Rejoinder	05.01.2024
13	OA511/23	A'bad	Adv O D Mane/ AdvAO Mane ( Shankar W Kale)	Interest on Delayed Payment	Reply Filed By R-2	15.12.2023
14	OA597/23	Nanded	Adv V B Wagh (Ashish N Hiware)	Suspension	Reply Filed By R-1 to R-4	18.12.2023
15	OA681/23	A'bad	Adv K B Jadhav (Dr.Prashant R Ghodke) <b>Adv R T Deshmukh For R-4</b>	Suspension/ Revocation of Suspension	For Filing Affidavit in Reply	08.01.2024
16	OA682/23	A'bad	Adv K B Jadhav (Dr. Suresh G Ghule) <b>Adv Deepak Rajput R-4</b>	Suspension/ Revocation of Suspension	For Filing Affidavit in Reply	08.01.2024
17	OA763/23	A'bad	AdvVivek G Pingle/ AdvPallaviKarhadkar (Angad T Navatakke)	Pension	For Filing Affidavit in Reply	15.12.2023
18	OA817/23	Jalna	Adv V G Pingle AdvPallviKarhadkar (Vaishali N Kattul)	Benefits of G.R	For Filing Affidavit in Reply	08.12.2023
19	OA801/23 With	P'rbn	AdvAmol R Gaikwad (Murlidhar G Rathod)	Pay & Allowances	For Filing Affidavit in Reply	12.01.2024
20	OA802/23 With	P'rbn	AdvAmol R Gaikwad (Dnyanoba S Kokate)	Pay & Allowances	For Filing Affidavit in Reply	12.01.2024
21	OA803/23 With	P'rbn	AdvAmol R Gaikwad (Janardhan N Keadri)	Pay & Allowances	For Filing Affidavit in Reply	12.01.2024
22	OA804/23	P'rbn	AdvAmol R Gaikwad (Sarjerao L Tupsamindar)	Subsistance Allowance	For Filing Affidavit in Reply	12.01.2024

<b>Order Matters</b>						
<b>23</b>	MA41/23 In OASt346/21	A'bad	Adv P V Suryawanshi (Suryakant S Bhalerao)	M.A For Condonation of Delay	By way of Last Chance For Filing Affidavit in Reply	02.01.2024
<b>24</b>	MA204/23 In OA697/22	Nanded	Adv G N Kulkarni (Mohammad Shahejada Mohammad Sultan)	M.A For Condonation of Delay	Await Service	02.01.2024
<b>25</b>	MA205/23 In OA698/22	Nanded	Adv G N Kulkarni (Ahmed Khan Inyat Khan)	M.A For Condonation of Delay	For Filing Affidavit in Reply	02.01.2024
<b>26</b>	MA238/23 In OA438/23	Pune	Adv P R Tandale (Dr.Dilip C Godse&Ors.)	M A For Condonation of Delay	For Filing Affidavit in Reply	16.01.2024
<b>27</b>	MA335/23 In OASt1123/23	P'rbn	Adv S V Suryawanshi (Amreen Begum Shaikh Aziz)	M.A For Condonation of Delay	Reply Filed By Respondents	05.01.2024
<b>28</b>	MA382/22 In OASt1465/22	Nanded	Adv K B Jadhav (Madhukar S Muneshwar)	M.A For Condonation of Delay	For Filing Affidavit in Rejoinder	10.01.2024
<b>29</b>	MA431/23 In OA845/23	Nanded	Adv A G Vasmatkar (Vishwanath S Kirtane&Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	08.01.2024
<b>30</b>	MA473/23 In MA474/23 In OASt2140/22	Amaravati	Adv P R Tandale (Dr.GajananG Mohalle&Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	16.01.2024

**M.A.NO. 497 OF 2023 IN O.A.ST.NO. 2103 OF 2023  
(Akansha R. Jogdande @ Akansha D. Solse & Anr. Vs. State  
of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri S.T. Mahajan, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. This is an application filed by the applicants seeking permission to sue the respondents jointly.

3. Learned counsel for the applicants submits that the applicant No.1 is the daughter of applicant No.2 and the Original Application is filed for appointment on compassionate ground.

4. 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, to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

5. 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 (J)**

**ORIGINAL APPLICATION ST.NO. 2103 OF 2023**  
**(Akansha R. Jogdande @ Akansha D. Solse & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri S.T. Mahajan, learned counsel for the applicants and Shri N.U. Yadav, learned 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. 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.

//2// O.A.St. 2103/2023

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. The 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 (J)**

**M.A.NO. 543 OF 2023 IN O.A.NO. 427 OF 2023  
(Amol J. Parkhe & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri H.P. Jadhav, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants submits that during pendency of this Original Application the applicants' claim seeking some substitution with regard to the compassionate appointment came to be rejected by the department and the present O.A. is filed before this Tribunal for substitution.

3. Learned counsel for the applicant submits that in view of same, the amendment has sought for formal in nature and the same may be allowed.

4. Learned P.O. has no objection to allow the application seeking amendment.

5. The Original Application is yet not admitted. In view of same and also for the reason that the proposed amendment is formal in nature and in continuation with the order passed by the department rejecting the claim of the applicant seeking substitution and the same claim is made in

//2// M.A. 543/2023 In  
O.A. 427/2023

the present O.A., the same deserves to be allowed.  
Hence, the following order:-

**ORDER**

- (A) The Misc. Application No. 543/2023 is allowed.
- (B) Necessary amendment be carried out within the period of two weeks from the date of this order and the amended copy of O.A. be placed on record and be served upon the other side.
- (C) The Misc. Application is accordingly disposed of without any order as to costs.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 427 OF 2023**  
**(Amol J. Parkhe & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri H.P. Jadhav, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent No.3. The same is taken on record and copy thereof is given to learned counsel appearing for the applicants.

3. Learned counsel for the applicants submits that the applicants do not wish to file rejoinder.

4. Pleadings are complete. List the matter for admission hearing on 18.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1005 OF 2023**  
**(Hemant Ramesh Devkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri Ajit B. Kale, 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 20.12.2023.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

//2// O.A. 1005/2023

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. The learned C.P.O. appears for all the respondents and seeks time for taking instructions.
8. S.O. to 20.12.2023.
9. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 621 OF 2023**  
**(Chhandak G. Lokhande Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Smt. Archana Therokar, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri R.N. Bharaswadkar, learned counsel for respondent No.3, are present.

2. Learned P.O. submits across the bar the affidavit in sur-rejoinder on behalf of respondent Nos. 1 & 2. The same is taken on record and copies thereof are already given to other sides.

3. In view of same, pleadings are complete. List the matter for admission hearing on 07.12.2023.

4. The interim relief granted earlier to continue till then.

**MEMBER (J)**

**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 : 01.12.2023**

**ORAL ORDER :**

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that during course of the day the affidavit in rejoinder will be filed.

3. Pleadings are complete. List the matter for admission hearing on 11.01.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 727 OF 2022**  
**(Laxman N. Mahure Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri P.H. Patil, learned counsel for the applicant and Shri D.R. Patil, 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 15.12.2023.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 511 OF 2023  
(Shankar W. Kale Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

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

3. S.O. to 15.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 681 OF 2023**  
**(Dr. Prashant R. Ghodke Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri R.T. Deshmukh, learned counsel for respondent No.4, are present.

2. At the request made on behalf of respondents, S.O. to 08.01.2024 for filing affidavit in reply. Interim relief granted earlier to continue till then.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023



**ORIGINAL APPLICATION NO. 682 OF 2023**  
**(Dr. Suresh G. Ghule Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri R.T. Deshmukh, learned counsel for respondent No.4, are present.

2. At the request made on behalf of respondents, S.O. to 08.01.2024 for filing affidavit in reply. Interim relief granted earlier to continue till then.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 763 OF 2023**  
**(Angad T. Navatakke Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri V.G. Pingle, learned counsel for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, 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 15.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 817 OF 2023  
(Vaishali N. Kattul Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri V.G. Pingle, learned counsel for the applicants and Smt. M.S. Patni, 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 08.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 681 OF 2023**  
**(Dr. Prashant R. Ghodke Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri R.T. Deshmukh, learned counsel for respondent No.4, are present.

2. At the request made on behalf of respondents, S.O. to 08.01.2024 for filing affidavit in reply. Interim relief granted earlier to continue till then.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**M.A.NO. 71 OF 2020 IN O.A.ST.NO. 2465 OF 2019  
(Sujata R. Puri Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Shubham Jayabhar, learned counsel holding for Shri D.R. Jayabhar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.12.2023 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**M.A.NO. 403 OF 2021 IN O.A.ST.NO. 1539 OF 2021  
(Uttamrao S. Joshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 18.01.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**M.A.NO. 143 OF 2022 IN O.A.ST.NO. 75 OF 2022  
(Sudhir S. Bramhne Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for Shri Abhijeet B. Kale, 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 11.01.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 361 OF 2019**  
**(Jijabai J. Sonwane & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel holding for Shri A.D. Gadekar, 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 15.12.2023 for further hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023



**ORIGINAL APPLICATION NO. 522 OF 2022  
(Shobha B. Parodwad & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri S.B. Jadhav, learned counsel for the applicants, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicants, S.O. to 24.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 514 OF 2022  
(Madhukar S. Dudhgaonkar Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri K.B. Bhise, learned counsel for the applicant has filed a **leave note**. Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 503 OF 2022  
(Kailas R Walekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, 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 P.O., S.O. to 15.12.2023 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 410 OF 2022**  
**(Anand T. Chintakute Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri N.P. Dube, learned counsel for the applicants, is **absent**. Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits across the bar the additional affidavit in reply on behalf of respondent Nos. 1 to 3 along with spare copy for the applicant. The same is taken on record.

3. In view of absence of learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 102 OF 2022**  
**(Sumitrabai V. Adke & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri D.G. Kamble, learned counsel for the applicants, is **absent**. Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicants, S.O. to 22.01.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 444 OF 2021  
(Shivkumar A. Pohal Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. S.O. to 22.12.2023 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 487 OF 2020**  
**(Usha R. Bahirat Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Shirish M. Kamble, learned counsel for the applicant, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 81 OF 2018**  
**(Sayyed Wali Abdul Khadar Vs. State of Maharashtra &**  
**Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. Heard learned counsel for the applicant to some extent.
3. Office is hereby directed to annex the disposed of O.A.No. 405/2017 to this O.A. on or before the next date of hearing.
4. S.O. to 07.12.2023 for hearing.

**MEMBER (J)**



**M.A.ST.NO. 1523 / 2023 IN M.A.NO. 167 /2022 IN  
O.A.ST.NO. 553 OF 2022**

**(Agatrao N. Kolekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri D.V. Jadhav, learned counsel holding for Shri R.V. Naiknavare, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. This application is filed seeking amendment for adding Deputy Conservator of Forest (Wildlife) Regional Office, Aurangabad as party Respondent in M.A. No. 167/2022 and O.A.St. No. 553/2022.

3. Learned counsel for the applicant submits that the Divisional Forest Officer by order dated 25.02.2021 forwarded the proposal to the Divisional Forest Officer (Wildlife), Aurangabad for grant of pension and gratuity. However, his claim was eventually rejected. In the facts and circumstances of the case, the Deputy Conservator of Forest (Wildlife) is necessary party.

4. Learned P.O. for the respondents has no objection for the aforesaid addition.

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5. In view of above and for the reasons stated in the application, the Misc. Application St. 1523/2023 deserves to be allowed. Hence the following order:-

**ORDER**

- (A) The Misc. Application St. No. 1523/2023 is allowed in terms of prayer clause 'C'.
- (B) Necessary amendment be carried out forthwith and the amended copy of M.A. & O.A. be placed on record and be served upon the other side.
- (C) The present Misc. Application is accordingly disposed of without any order as to costs.

**MEMBER (J)**

**M.A.NO. 167 /2022 IN O.A.ST.NO. 553 OF 2022  
(Agatrao N. Kolekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri D.V. Jadhav, learned counsel holding for Shri R.V. Naiknavare, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Issue notice to newly added respondent in M.A., returnable on 09.01.2024.

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.

//2// M.A. 167/2022 In  
O.A.St. 553/2022

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. The learned P.O. appears for all the respondents and seeks time for taking instructions.
8. S.O. to 09.01.2024.
9. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**M.A.NO. 99 OF 2023 IN O.A.NO. 816 OF 2023**  
**(Pritam R. Bansode & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri P.V. Suryawanshi, learned counsel for the applicants, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicants, S.O. to 15.01.2024 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**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 : 01.12.2023**

**ORAL ORDER :**

Shri Prateek R. Talwar, learned counsel holding for Shri A.M. Hajare, learned counsel for the applicant, Shri D.R. Patil, 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 11.01.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 11 OF 2021**  
**(Ravikant R. Hadoltikar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

Shri G.N. Patil, learned counsel for respondent Nos. 3 & 4, is **absent**.

2. At the request of learned counsel for the applicant, S.O. to 12.01.2024.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023

**ORIGINAL APPLICATION NO. 833 OF 2021  
(Deepali Y. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Rahul A. Shinde, learned counsel holding for Shri D.B. Thoke, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

Shri R.A. Joshi, learned counsel for respondent No.4, is **absent**.

2. S.O. to 22.12.2023 for filing affidavit in reply on behalf of respondent No.4.

**MEMBER (J)**

SAS ORAL ORDERS 01.12.2023



**ORIGINAL APPLICATION NO. 648 OF 2022  
(Nilesh V. Sapkale Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Mahesh K. Bhosale, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Heard learned counsel for the applicant for some extent.

3. Learned counsel for the applicant has placed reliance in the case **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550.** In this case the Division Bench of Hon'ble High Court of Bombay in paragraph No.6 has made the following observations:-

“6. In this view of the matter, we find that the restriction imposed by the Government Resolution dated 20.05.2015 that name of legal representative of deceased employee cannot be considered in place of another legal representative of that deceased employee whose name happens to be in the waiting list for giving appointment on compassionate ground, is unjustified. Hence, we pass the following order: ORDER I) We hold that the restriction imposed by the Government

Resolution dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, is unjustified and it is directed that it be deleted.

II) We hold that the petitioner is entitled for consideration for appointment on compassionate ground with the Zilla Parishad, Parbhani. III) The respondent no.2 - Chief Executive Ofcer is directed to include the name of the petitioner in the waiting list of persons seeking appointment on compassionate ground, substituting his name in place of his mother's name. IV) The respondent no.2 - Chief Executive Ofcer is directed to consider the claim of the petitioner for appointment on compassionate ground on the post commensurate with his qualifications and treating his seniority as per the seniority of his mother. V) Rule is made absolute in the above terms. VI) In the circumstances, the parties to bear their own costs.”

4. So far as paragraph No. (i) of paragraph No.6 is concerned, the Division Bench of Hon'ble High Court of Bombay has specifically directed that the restriction imposed by the G.R. dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking

appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, **is unjustified and it is directed that it be deleted** (emphasis supplied).

5. So far as the G.R. dated 21.09.2017 is concerned, it appears that vide paragraph No.21 the Government has considered and permitted the substitution only in case of death of the person seeking compassionate appointment whose name is included in waiting list and not in any other case.

6. In view of aforesaid directions in the case of **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550**, learned P.O. is hereby directed to take specific instructions from General Administration Department, State of Maharashtra with regard to the deletion of aforesaid restriction, which is part of G.R. dated 20.05.2015 and make appropriate submissions on the next date of hearing.

7. S.O. to 14.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 649 OF 2022**  
**(Prema S. Gadve Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. Heard learned counsel for the applicant for some extent.

3. Learned counsel for the applicant has placed reliance in the case **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550.** In this case the Division Bench of Hon'ble High Court of Bombay in paragraph No.6 has made the following observations:-

“6. In this view of the matter, we find that the restriction imposed by the Government Resolution dated 20.05.2015 that name of legal representative of deceased employee cannot be considered in place of another legal representative of that deceased employee whose name happens to be in the waiting list for giving appointment on compassionate ground, is unjustified. Hence, we pass the following order: ORDER I) We hold that the restriction imposed by the Government

Resolution dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, is unjustified and it is directed that it be deleted.

II) We hold that the petitioner is entitled for consideration for appointment on compassionate ground with the Zilla Parishad, Parbhani. III) The respondent no.2 - Chief Executive Officer is directed to include the name of the petitioner in the waiting list of persons seeking appointment on compassionate ground, substituting his name in place of his mother's name. IV) The respondent no.2 - Chief Executive Officer is directed to consider the claim of the petitioner for appointment on compassionate ground on the post commensurate with his qualifications and treating his seniority as per the seniority of his mother. V) Rule is made absolute in the above terms. VI) In the circumstances, the parties to bear their own costs.”

4. So far as paragraph No. (i) of paragraph No.6 is concerned, the Division Bench of Hon'ble High Court of Bombay has specifically directed that the restriction imposed by the G.R. dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking

appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, **is unjustified and it is directed that it be deleted** (emphasis supplied).

5. So far as the G.R. dated 21.09.2017 is concerned, it appears that vide paragraph No.21 the Government has considered and permitted the substitution only in case of death of the person seeking compassionate appointment whose name is included in waiting list and not in any other case.

6. In view of aforesaid directions in the case of **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550**, learned P.O. is hereby directed to take specific instructions from General Administration Department, State of Maharashtra with regard to the deletion of aforesaid restriction, which is part of G.R. dated 20.05.2015 and make appropriate submissions on the next date of hearing.

7. S.O. to 14.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 81 OF 2023**  
**(Vaibhav D. Wagh & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Heard learned counsel for the applicants for some extent.

3. Learned counsel for the applicants has placed reliance in the case **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550**. In this case the Division Bench of Hon'ble High Court of Bombay in paragraph No.6 has made the following observations:-

“6. In this view of the matter, we find that the restriction imposed by the Government Resolution dated 20.05.2015 that name of legal representative of deceased employee cannot be considered in place of another legal representative of that deceased employee whose name happens to be in the waiting list for giving appointment on compassionate ground, is unjustified. Hence, we pass the following order: ORDER I) We hold that the restriction imposed by the Government

Resolution dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, is unjustified and it is directed that it be deleted.

II) We hold that the petitioner is entitled for consideration for appointment on compassionate ground with the Zilla Parishad, Parbhani. III) The respondent no.2 - Chief Executive Officer is directed to include the name of the petitioner in the waiting list of persons seeking appointment on compassionate ground, substituting his name in place of his mother's name. IV) The respondent no.2 - Chief Executive Officer is directed to consider the claim of the petitioner for appointment on compassionate ground on the post commensurate with his qualifications and treating his seniority as per the seniority of his mother. V) Rule is made absolute in the above terms. VI) In the circumstances, the parties to bear their own costs."

4. So far as paragraph No. (i) of paragraph No.6 is concerned, the Division Bench of Hon'ble High Court of Bombay has specifically directed that the restriction imposed by the G.R. dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking



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O.A.81/2023

appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, **is unjustified and it is directed that it be deleted** (emphasis supplied).

5. So far as the G.R. dated 21.09.2017 is concerned, it appears that vide paragraph No.21 the Government has considered and permitted the substitution only in case of death of the person seeking compassionate appointment whose name is included in waiting list and not in any other case.

6. In view of aforesaid directions in the case of **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550**, learned P.O. is hereby directed to take specific instructions from General Administration Department, State of Maharashtra with regard to the deletion of aforesaid restriction, which is part of G.R. dated 20.05.2015 and make appropriate submissions on the next date of hearing.

7. S.O. to 14.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 864 OF 2022**  
**(Gajanan B. Dandge & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Smt. Vidya Taksal, learned counsel for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Heard learned counsel for the applicants for some extent.

3. Learned counsel for the applicants has placed reliance in the case **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550.** In this case the Division Bench of Hon'ble High Court of Bombay in paragraph No.6 has made the following observations:-

“6. In this view of the matter, we find that the restriction imposed by the Government Resolution dated 20.05.2015 that name of legal representative of deceased employee cannot be considered in place of another legal representative of that deceased employee whose name happens to be in the waiting list for giving appointment on compassionate ground, is unjustified. Hence, we pass the following order: ORDER I) We hold that the restriction imposed by the Government

Resolution dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, is unjustified and it is directed that it be deleted.

II) We hold that the petitioner is entitled for consideration for appointment on compassionate ground with the Zilla Parishad, Parbhani. III) The respondent no.2 - Chief Executive Officer is directed to include the name of the petitioner in the waiting list of persons seeking appointment on compassionate ground, substituting his name in place of his mother's name. IV) The respondent no.2 - Chief Executive Officer is directed to consider the claim of the petitioner for appointment on compassionate ground on the post commensurate with his qualifications and treating his seniority as per the seniority of his mother. V) Rule is made absolute in the above terms. VI) In the circumstances, the parties to bear their own costs."

4. So far as paragraph No. (i) of paragraph No.6 is concerned, the Division Bench of Hon'ble High Court of Bombay has specifically directed that the restriction imposed by the G.R. dated 20.05.2015 that if name of one legal representative of deceased employee is in the waiting list of persons seeking

appointment on compassionate ground, then that person cannot request for substitution of name of another legal representative of that deceased employee, **is unjustified and it is directed that it be deleted** (emphasis supplied).

5. So far as the G.R. dated 21.09.2017 is concerned, it appears that vide paragraph No.21 the Government has considered and permitted the substitution only in case of death of the person seeking compassionate appointment whose name is included in waiting list and not in any other case.

6. In view of aforesaid directions in the case of **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors. reported in 2020 (3) ALL MR 550**, learned P.O. is hereby directed to take specific instructions from General Administration Department, State of Maharashtra with regard to the deletion of aforesaid restriction, which is part of G.R. dated 20.05.2015 and make appropriate submissions on the next date of hearing.

7. S.O. to 14.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 2264 OF 2023  
(Sanjay S. Patil Vs. State of Maharashtra & Ors.)**

**ORIGINAL APPLICATION ST. NO. 2271 OF 2023  
(Sanjay D. Shelke Vs. State of Maharashtra & Ors.)**

**ORIGINAL APPLICATION ST. NO. 2277 OF 2023  
(Deepak M. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri M.S. Deshmukh, learned counsel for the applicants and Shri M.S. Mahajan & Mrs. Deepali S. Deshpande, learned Chief Presenting Officer and Presenting Officer for the respective respondents in respective matters.

2. Since in all these applications the grievance raised and the reliefs claimed by these applicants are identical, we have heard all these applications together and deem it appropriate to pass this common order.

3. The grievance of the applicants is that in the seniority list published on 15.6.2023 their seniority has been adversely disturbed and persons junior to

**:: - 2 - :: O.A. ST. NO. 2264/2023 & Ors.**

them have been erroneously shown above them in the seniority list. Learned counsel for the applicants pointed out that some of the applicants have already raised challenge to the said seniority list before this Tribunal and this Tribunal has passed certain interim orders in their favour. All these orders are placed on record.

4. Learned counsel for the applicants submitted that now the applicants are served with the show cause notices for their reversion to the lower post. Learned counsel submitted that in the interim order passed by this Tribunal in O.A. No. 526/2023, this Tribunal has considered the grievance of the applicant therein. Learned counsel submitted that the applicants in the present OAs stand at par with the applicants in the said matter. Learned counsel submitted that one of the applicants has already submitted reply to the show cause notice and others are in the process of submitting the said reply. Learned counsel further submitted that however, there is strong apprehension that the respondents may at any time pass an order reverting these applicants to the lower post. In the circumstances,

**:: - 3 - :: O.A. ST. NO. 2264/2023 & Ors.**

learned counsel has prayed for interim relief, thereby restraining the respondents from taking any further action in pursuance of the show cause notice so issued.

5. Learned Chief Presenting Officer submits that for want of instructions he is unable to make his submissions as about the facts involved in the present matters. Insofar as legal position is concerned, learned C.P.O. submitted that no blanket orders can be passed in such matters, unless the entire material comes on record. He has, therefore, prayed for rejecting the request for grant of interim relief so made by the applicants.

6. We have duly considered the submissions made on behalf of the applicants. We have also gone through the documents placed on record. The grievance raised and the relief sought in the present matters is identical with the challenge raised and the prayers made in O.A. No. 526/2023. In O.A. No. 526/2023 this Tribunal has granted interim orders in favour of the applicant therein.

**:: - 4 - :: O.A. ST. NO. 2264/2023 & Ors.**

7. Having considered the submissions advanced on behalf of the applicants and on perusal of the documents filed on record, there appears *prima facie* substance in the grievance raised by the applicants that their seniority has been improperly disturbed. In the present matters, the applicants are served with the show cause notices for their reversion because of change in their seniority in the seniority list now published. In the circumstances, the applicants have certainly made out a case for grant of interim relief in their favour. We are however, not inclined to grant blanket stay as has been prayed for by the applicants. Instead we deem it appropriate to direct the respondents to maintain status quo in respect of the present position of the applicants till filing of the affidavit in reply by the respondents. Hence, the following order: -

### **ORDER**

(i) Issue notice to respondents, returnable on 08.01.2024. **Respondents are directed to maintain status quo in respect of the present position of the applicants till filing of the affidavit in reply by them.**



**:: - 5 - :: O.A. ST. NO. 2264/2023 & Ors.**

(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 08.01.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**REVIEW APPLICATION ST. NO. 2237/2023 IN  
O.A. NO. 354/2023  
(State of Maharashtra & Ors. Vs. Bhanudas D. Shirao)**

**REVIEW APPLICATION ST. NO. 2238/2023 IN  
O.A. NO. 355/2023  
(State of Maharashtra & Ors. Vs. Vishwanath B. Gite)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri I.S. Thorat, learned counsel for the applicants in the Review Applications/respondents in O.A. and Shri A.R. Gaikwad, learned counsel for the respondents in Review Applications/applicants in O.As.

2. When the present matters are taken up for consideration, learned Presenting Officer seeks leave to convert the present Review Applications into the Misc. Applications.

3. Leave granted as prayed for. Office is directed to register the present Review Applications as Misc. Applications.

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**R.A. ST. NO. 2237/2023 IN**  
**O.A. NO. 354/2023 & Anr.**

4. Learned Presenting Officer submitted that the period for completing the enquiry proceedings of 04 weeks is too short, since there are in all 06 delinquents. Learned P.O. further submitted that the proceedings are regularly being held and the respondents are trying to complete the enquiry at the earliest possible time, however, it could not become possible to complete it as directed by this Tribunal within 04 weeks. Learned P.O. submits that in the circumstances more 08 weeks' time may be granted for completing the enquiry.

5. Learned counsel for respondents in Review Applications has strongly opposed for extension of any such time. Learned counsel submitted that enquiry proceedings were initiated in the year 2021 and in the circumstances, by this time, the enquiry proceedings must have been completed. Learned counsel further submitted that the applicant in O.A. No. 354/2023 is aspiring his promotion to the post of Deputy Superintendent of Prison and that process is in progress. He further submitted that if the enquiry proceedings are prolonged, only on the ground that enquiry is pending against the applicant, he will be kept out of consideration for the said promotion. Learned counsel, in the circumstances, has opposed for extension of any time.

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**R.A. ST. NO. 2237/2023 IN**  
**O.A. NO. 354/2023 & Anr.**

6. After having considered the submissions made on behalf of both the parties, we deem it appropriate to pass the following order :-

**ORDER**

(i) Time for completing the enquiry is extended by 08 weeks' from the date of this order.

(ii) Insofar as the applicant (Bhanudas Dangal Shrirao) in O.A. NO. 354/2023 is concerned, it is directed that in the meanwhile if the promotions are effected to the post of Deputy Superintendent of Prison, the promotions so granted, would be subject to outcome of the enquiry proceedings initiated against the applicant.

(iii) Review Applications/Misc. Applications stand disposed of in the above terms. No order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1015 OF 2023**  
**(Kum. Pragati P. Shingade Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri Kalyan V. Patil, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents .

2. Issue notice to respondents, returnable on 17.01.2024.
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 17.01.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**T.A.NO. 02/2012 (W.P.NO. 9902/2011)**  
**(Radha Nagnath Choure Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 7.12.2023.

**MEMBER (A)**  
ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**

**T.A.NO. 21/2023 (W.P.NO. 4842/2021)**  
**(Vithal S. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri P.G. Tambade, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. After having considered the prayers made in the application, it *prima facie* appears that the present application may not be entertained by this Tribunal for want of any consequential relief/s claimed by the applicant. The applicant shall explain the circumstances on the next date.

3. S.O. to 18.12.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 01.12.2023-HDD

**M.A.NO. 419/2022 in o.a.st.no. 1536/2022  
(Haribhau L. Ghodke Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri A.D. Gadekar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. For the reasons stated in the application, which according to us are just and sufficient, the delay occurred in filing accompanying Original Application is condoned. The accompanying Original Application be registered in accordance with law.

3. The Misc. Application stands disposed of in the above terms. No order as to costs.

**MEMBER (A)**

ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**



**ORIGINAL APPLICATION ST. NO. 1536 OF 2022  
(Haribhau L. Ghodke Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri A.D. Gadekar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 23.01.2024.
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 23.01.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.ST.NO. 2253/2023 IN O.A.ST. 2249/2023**  
**(Muladharan Prakalpagrasth Kruti Samiti, Ahmednagar,**  
**through its Secretary, Maruti Sonyabapu Bachkar Vs.**  
**State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri Ajit B. Kale, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned counsel for the applicant has tendered across the bar copy of the resolution dated 5.11.2023 and the same is taken on record. After having heard learned counsel and after having gone through the contents of the application, we are inclined to allow the present application. Hence, the following order: -

**ORDER**

(i) The Misc. Application St. No. 2253/2023 is allowed. There shall be no order as to costs.

(ii) The Original Application to come up for hearing on 4.12.2023.

**MEMBER (A)**  
ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 296 OF 2023  
(Waseem Ayiaz Baig Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Sayyed Yaseen, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. Since nobody appears for the applicant, S.O. to 20.12.2023.

**MEMBER (A)**

ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 107 OF 2023**  
**(Sanjay V. Nagamwad & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Dhananjay Chincholkar, learned counsel holding for Shri Jiwan J. Patil, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has tendered across the bar additional affidavit in reply on behalf of respondent Nos. 1 & 2 in amended O.A. and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 5.1.2024.

**MEMBER (A)**  
ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**

**O.A.NOS. 572 & 573 BOTH OF 2023**  
**(Mukund Baburao Unhale & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Dhananjay Chincholkar, learned counsel holding for Shri Jiwan J. Patil, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents in both the cases, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 3 in both the matters and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 5.1.2024.

**MEMBER (A)**  
ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 869 OF 2023**  
**(Tanaji P. Hanwate Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Vivek G. Pingle, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has tendered across the bar additional 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. S.O. to 22.2.2024.

**MEMBER (A)**  
ORAL ORDERS 01.12.2023-HDD

**VICE CHAIRMAN**

**M.A. 239/2023 IN M.A. 359/2022 IN O.A.NO. 729/22  
(Dnyaneshwar B. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

**M.A. 257/2023 IN IN M.A. 563/22 IN O.A. 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 : 01.12.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicants in M.A. No. 239/2023 and in O.A. No. 729/2022, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Amol CHalak, learned counsel for the applicants in M.A. No. 359/2022 , are present.

Shri V.G. Pingle, learned counsel for the applicants in M.A. No. 257/2023 and in O.A. No. 730/2022 and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

Shri R.A. Joshi, learned counsel for applicants in M.A. No. 563/2023, is absent.

2. S.O. to 20.12.2023. I.R. granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**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 : 01.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, 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 applicant has amended Original Application under the permission of this Tribunal; however the respondent authorities have not filed additional affidavit in reply.

3. Learned Presenting Officer submits that some time is required to take instructions from the concerned respondent/s in this regard and to file additional affidavit in reply, if so required.

4. S.O. to 22.12.2023 for hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 404 OF 2023**  
**(Javedkhan M. Pashakhan Pathan Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant on instructions of the applicant, who is personally present before this Tribunal seeks leave to withdraw this Original Application with liberty to the applicant to file an application in the similar line afresh before respondent No. 2.

3. Leave granted. The Original Application is disposed of as withdrawn with liberty to the applicant to file an application afresh to the respondent No. 2 in the same line and in the event if such an application is filed within 4 weeks, the respondent No. 2 is directed to consider the same on its own merits without getting prejudice that on earlier occasion the applicant has approached this Tribunal. There shall be no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 835 OF 2021  
(Vaidilal P. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri S.B. Solanke, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 3 & 4.

2. Part heard.

3. At the request of learned counsel for the applicant, S.O. to 18.12.2023 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 753 OF 2022**  
**(Shravankumar P. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri Amol Kokad, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Part heard.

3. At the request of learned counsel for the applicant, S.O. to 22.12.2023 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 856 OF 2022  
(Chandrakant V. Sadakal Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri N.B. Narwade, learned counsel for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 23.01.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**ORIGINAL APPLICATION NO. 33 OF 2023  
(Prajakta V. Devkule Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. S.O. to 14.12.2023 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 139 OF 2017**  
**(Shaikh Liyakat Shaikh Dildar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. S.O. to 19.12.2023 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

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

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri J.N. Patil, learned counsel for the applicant (**Absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present. Smt. Vaishali Chaudhari, learned counsel for respondent Nos. 3 & 4, is **absent**.

2. As none present for the applicant, S.O. to 12.01.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 543 OF 2019**  
(Shivprasad C. Potpalliwar & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri G.R. Jadhav, learned counsel for the applicants (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 and 3, are present.

2. S.O. to 12.01.2024 for final hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 858 OF 2019**  
**(Annarao L. Bhosale & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri S.B. Kakde, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.12.2023 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**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 : 01.12.2023**

**ORAL ORDER :**

Shri A.D. Kawre, learned counsel for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel for respondent Nos. 4 & 5, are present.

2. As none present for the applicant, S.O. to 11.01.2024 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 : 01.12.2023**

**ORAL ORDER :**

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

2. S.O. to 11.01.2024 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 : 01.12.2023**

**ORAL ORDER :**

Shri V.P. Kadam, learned counsel for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 11.01.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**ORIGINAL APPLICATION NO. 51 OF 2021  
(Devidas F. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Amit Savale, learned counsel for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 11.01.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 270 OF 2021**  
**(Nanda V. Solanki & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned counsel for the applicants (**Leave Note**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicants, S.O. to 11.01.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

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

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned counsel for the applicants (**Leave Note**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicants, S.O. to 11.01.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**ORIGINAL APPLICATION NO. 39 OF 2022**  
**(Vishal U. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. S.O. to 14.12.2023 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023



**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 : 01.12.2023**

**ORAL ORDER :**

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

2. Pleadings are complete.

3. List the matter for admission hearing on 18.12.2023.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 200 OF 2023  
(Rajendra G. Mane Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. Learned counsel for the applicant submits across the bar rejoinder affidavit. Same is taken on record and copy thereof is given to other side.

3. Pleadings are complete. List the matter for admission hearing on 05.01.2024.

**MEMBER (J)**

**M.A. No. 238/2023 in O.A. No. 438/2023  
(Dr. Dilip C. Godse & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri P.R. Tandale, learned counsel for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. It appears that affidavit in reply to the application seeking condonation of delay is already filed.

3. In view of the same, list the matter for hearing on 16.01.2024.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**MA 473/2023 in MA 474/2023 in OA St. 2140/2023  
(Dr. Gajanan G. Mohalle & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri P.R. Tandale, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondents to the application seeking condonation of delay. Time granted.

3. S.O. to 16.01.2024.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**O.A. Nos. 801, 802, 803 & 804 all of 2023**  
**(Murlidhar G. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri A.R. Gaikwad, learned counsel for the applicants in all these O.As. and Shri M.P. Gude, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. Learned Presenting Officer submits that during the course of the day affidavit in reply will be filed in all these O.As.

3. S.O. to 12.01.2024 for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDER 01.12.2023

**C.P.NO.39/2023 IN O.A.NO.1005/2022  
(Ganpat H. Darade Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri Shubham Kadam, learned Counsel holding for Shri P.M.Nagargoje learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned Counsel on instructions received from the applicant seeks leave to withdraw the present contempt petition. Hence the following order:

**ORDER**

Leave granted. Contempt petition stands disposed of since withdrawn without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**C.P.NO.38/2023 IN O.A.NO.538/2021**  
**(Manohar Surywanshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri U.P.Giri, learned Counsel for the applicant/petitioner 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. has placed on record communication dated 30-11-2023 received to the office of CPO from the Assistant Director, Vocational Education and Training, Regional Office, Chhatrapati Sambhajinagar. Same is taken on record. From the documents it is revealed that the order passed by this Tribunal is being implemented and the necessary actions are initiated in that regard.

3. Learned Counsel appearing for the petitioner submits that in view of the statement so made by the learned P.O. contempt petition can be disposed of. Hence, the following order:

**ORDER**

In view of the fact that the order passed by the Tribunal is being implemented, contempt petition stands disposed of.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.1019/2022  
(Indrakant Shendurkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. Learned CPO has sought one more adjournment to file the affidavit in reply. Request is opposed by the learned Counsel appearing for the applicant, however, in the interest of justice time is granted till 13-12-2023. If the reply is not filed on or before the next date matter will be heard without reply of the respondents.

3. S.O. to 13-12-2023.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.945/2023**  
**(Sunil Lande & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri P.G.Tambade, learned Counsel holding for Shri S.S.Jadhavar 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 on behalf of the respondents. Time is granted.
3. S.O. to 18-12-2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.960/2023**  
**(Mahadu R. Munmane Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Shri P.G.Tambade, learned Counsel holding for Shri S.S.Jadhavar learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned PO has sought time to file affidavit in reply on behalf of the respondents. Time is granted.
3. S.O. to 18-12-2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**T.A.NO.23/2023 (W.P.NO.13531/2023)**  
**(Kishor Deshmukh & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 16-01-2024.

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.

7. S.O. to 16-01-2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

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

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Ku. Priti Wankhade, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities.

2. Learned Counsel has sought review of the order passed by the Tribunal on 30-03-2022 in O.A.No.108/2019. It is the contention raised on behalf of the applicant that had the respondents accommodated respondent no.4 to fill the vacancy arose in Open category, the applicant was having chances of his appointment from DT(A)/VJ(A) category. According to the applicant the Tribunal while deciding the O.A. vide the judgment under review failed in considering the said aspect and that is the apparent error on the face of record.

3. We have gone through the order passed by this Tribunal in O.A., review of which is sought by the applicant. In paragraph 5 onwards the Tribunal

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R.A.NO.04/2022 IN O.A.NO.108/2019

has recorded its analysis and in paragraph 6 the conclusion is recorded. After having gone through the analysis so made and conclusion recorded by the Tribunal, in the light of the contentions raised in review application it does not appear to us that any apparent error has occurred while delivering the said judgment. Review application, therefore, deserves to be dismissed. Hence, the following order:

ORDER

Review Application No.04/2022 stands dismissed, however, without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.1013/2023**  
**(Abdul Ansar Abdul Sattar Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.12.2023**

**ORAL ORDER :**

Heard Shri M.S.Taur, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities.

2. The applicant applied for the post of Physical Training Instructor in pursuance of the advertisement published on 10-05-2023 read with corrigendum dated 17-05-2023. Vide the said advertisement 3 posts are advertised. One is reserved for VJ(A) second is for OBC and third is reserved for EWS candidate. Applicant belongs to EWS category. In the written examination the applicant secured 108 marks. Another candidate from EWS category, namely, Ashika Kanak Baraliya received 116 marks and was therefore selected for the seat reserved for EWS category. VJ(A) candidate, however, could not become available. It is the contention of the applicant that in view of the provision under clause 6.5 of the advertisement for

non-availability of VJ(A) candidate the applicant was liable to be selected being next candidate in the merit list. In the circumstances, applicant has preferred the present O.A. seeking directions against the respondents to hold him entitled for appointment on the seat reserved for VJ(A) candidate.

3. Applicant has raised one more ground of objection that by issuing corrigendum the respondents have provided 100% reservation for the post of Physical Training Instructor. According to the applicant it is impermissible and against the Constitutional provisions.

4. In view of the submissions made, we have perused clause 6.5 of the advertisement, which reads thus:

“6-5 foewDr tkrh (v) HkVD;k tekrrh (c) HkVD;k tekrrh (d) o HkVD;k tekrrh (M) izoxkZlkBh vkjfkrr vlysyh ins vkarjifjorZuh; vlwu vkjfkrr inklkBh lacaf/kr izoxkZrhy ;ksX; o ik= mesnokj miyC/k u >kY;kl vj;kor 'kklu /kksj.kkizek.ks miyC/k

izoxkZrhy mesnokjkpk fopkj xq.koRrsP;k  
vk/kkjkoj dj.;kr ;sbZy-”

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5. Referring to the aforesaid clause, it has been argued that for non-availability of the candidate belonging to VJ(A) category, the seat reserved for the said category could have been filled in by giving appointment to the applicant who comes from EWS category and who is at the third place in the merit list. The interpretation so made by the learned Counsel of the aforesaid provision is difficult to be accepted. Reading of the aforesaid clause would mean that the seat reserved for the candidates belonging to VJ(A), NT(B), NT(C) and NT(D) are interchangeable. Meaning thereby that in case the seat is reserved for the candidate belonging to VJ(A) category but no candidate is available from the said category and if the candidate is available possessing adequate merit belonging to any of the other categories i.e. NT(B) or NT(C) or NT(D) such a candidate can be accommodated in place of the VJ(A) candidate or vice-versa. The aforesaid provision in no case can be interpreted to mean that for non-availability of VJ(A) candidate the seat



reserved for the said category can be filled in by the candidate coming from EWS category. Therefore,

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there appears no substance in the grievance raised by the applicant and the prayer made in the O.A.

6. Another ground of objection raised by the applicant is that there cannot be a 100% reservation. Learned Counsel for the applicant has submitted that there are 3 posts advertised of Physical Training Instructor; one is for EWS, another is for OBC and third one is for VJ(A) candidate. According to the learned Counsel this amounts to 100% reservation which is impermissible.

7. The aforesaid contention also cannot be accepted having regard to the pleadings in the O.A. Advertisement is issued inviting applications for several posts and not only for the post of Physical Training Instructor. It is further specifically mentioned in clause 6.1 of the advertisement that the reservations are prescribed as per the demand made by the Government.

8. It is further significant to note that without raising any such objection the applicant has participated in the recruitment process. After

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having participated in the recruitment process, the applicant cannot now raise any such objection. Moreover, such a ground cannot be raised by the applicant who himself is claiming a seat from the reserved category.

9. Considering the facts as aforesaid, it does not appear to us that any case is made out by the applicant even for issuance of notice to the respondents. O.A., therefore, deserved to be dismissed summarily. Hence, the following order is passed:

ORDER

O.A. is dismissed. No order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**