

Date : 13.1.2023
O.A. NO. 47/2023
(Shri Anil R. Waghmare V/s State of Maharashtra
& Ors.)

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

1. Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned P.O. for respondents, are present.
2. Circulation is granted. Issue notice to the respondents, returnable on **10.2.2023**. The case be listed for admission hearing on **10.2.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

**ORIGINAL APPLICATION NO. 20 OF 2020
(Shri Shankar N. Kamble Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. The learned counsel for the applicant has sought time for filing the rejoinder affidavit as per order dated 9.11.2022. Time granted.

3. S.O. to 17.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 382 OF 2021
(Shaikh Hafijoddin Hanifoddin Shaikh Vs. State of
Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Shri J.M. Murkute, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri AC Deshpande, learned counsel for respondent nos. 3 & 4, are present.

2. Await Service.
3. S.O. to 17.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 509 OF 2021
(Dr. Ramling Mahajan & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Shri A.B. Girase, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The learned CPO has sought time for filing the affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 17.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 705 OF 2021
(Shri Balwant Mukhade Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. The learned counsel for the applicant has sought time for filing the rejoinder affidavit. Time granted.

3. S.O. to 8.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 830 OF 2021
(Shri Sanjay Pardikar Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. In spite of granting most last chance the respondents have not filed the affidavit in reply. Therefore, the present matter shall proceed further without affidavit in reply of the respondents.

3. S.O. to 13.2.2023 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

T.A. NO. 6/2022 W.P. 6466/2022
(Smt. Sharada Ganagawe & Ors. Vs. State of Maharashtra
& Ors.)

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

DATE : 13.1.2023

ORAL ORDER :

Shri K.M. More, learned counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice for respondent no. 1.
3. S.O. to 9.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

ORIGINAL APPLICATION NO. 424 OF 2022
(Shri Raosaheb K. Jare Vs. State of Maharashtra & Ors.)

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

DATE : 13.1.2023

ORAL ORDER :

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

2. The learned P.O. has tendered across the bar the sur-rejoinder on behalf of respondent nos. 2 & 3 to the rejoinder affidavit filed by the applicant. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 16.2.2023 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 471 OF 2022
(Shri Jayant Bhamre Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Shri V.G. Pingle, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present.

2. The learned PO has sought time for filing the affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 16.2.2023.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 595 OF 2022
(Dr. Dinesh Ravtales Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. The learned PO has sought time for filing the affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 14.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 760 OF 2022
(Shri Hitesh Vispute Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Shri KB Jadhav, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri Yogesh Patil, learned counsel for respondent no. 4, are present.

2. S.O. to 15.2.2023 for filing the affidavits in reply of the respective respondents.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

ORIGINAL APPLICATION NO. 795 OF 2022
(Dr. Dishwnath Biradar Vs. State of Maharashtra & Ors.)

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

DATE : 13.1.2023

ORAL ORDER :

Shri VP Golewar, learned counsel for the applicant and Shri VR Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. The learned PO has sought time for filing the affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 7.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 1059 OF 2022
(Shri Jayprakash Ramanand Vs. State of Maharashtra &
Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. The learned PO has tendered across the bar the affidavit in reply on behalf of respondent nos. 1 to 4. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 25.1.2023 for filing rejoinder, if any, by the applicant.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 1082 OF 2022
(Shri Bhimrao Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. Await Service for respondent no. 3.
3. S.O. to 15.2.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 13.1.2023

**ORIGINAL APPLICATION NO. 1090 OF 2022
(Shri Ashok Kakade Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Shri Shamsunder B. PATIL, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel has sought time for filing the rejoinder affidavit of the applicant. Time granted.
3. S.O. to 20.2.2023.
4. The interim relief to continue till then.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 1113 OF 2022
(Shri Dinesh Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. The learned PO has sought time for filing the affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 10.2.2023.

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

VICE CHAIRMAN

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

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

DATE : 13-01-2023

ORAL ORDER :

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

2. Learned P.O. has tendered across the bar communication dated 12-01-2023 received to the office of CPO from the Government. Same is taken on record. Learned P.O. seeks time to file affidavit in reply on behalf of the State authorities.

3. In fact, by this time respondents must have filed their affidavit in reply. However, in the interest of justice time is granted by way of last chance to file reply till next date. Learned P.O. undertakes to supply copy of the reply in advance to the other side.

4. S.O. to 20-01-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

**M.A.NO.543/2022 IN O.A.NO.1068/2022
(Devidas Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri A.V.Thombre, learned Counsel holding for Shri S.S.Thombre, learned Counsel for the applicant in M.A., Shri A.S.Deshmukh, learned Counsel for applicant in O.A. and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Today, because of paucity of time, the present matter could not be heard. It stands adjourned to 16-01-2023. Parties shall note that the matter will be taken up for hearing immediately after the urgent matters are over.

3. S.O. to 16-01-2023. Interim relief to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

ORIGINAL APPLICATION NO.301/201
(D.P.Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 13-01-2023

ORAL ORDER :

Heard Shri A.S.Deshmukh, learned Counsel holding for Shri G.J.Pahilwan, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities.

2. Original Application stands dismissed for the reasons to be recorded in detail.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.848/2022, 892/2022,
893/2022, 895/2022, 869/2022 and 894/2022
(Vilas Thombre, Balaji Potdar & Ors. Vs. State of
Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Heard Shri J.S.Deshmukh, learned Counsel for the applicant in O.A.No.848/2022 and Shri Ajay S. Deshpande, learned Counsel for applicants in other O.As. and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

2. Arguments are heard. Reserved for order.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.154/2020
(V.V.Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri Mujahed Hussain, learned Counsel for the applicant is **absent**. Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri Shamsundar B. Patil, learned Counsel for respondent no.4, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.49/2021
(Vandana Sarode Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

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

3. S.O. to 21-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.199/2021
(Ravindra Kshirsagar Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. On request of both sides, S.O. to 21-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.375/2021, 376/2021,
377/2021, 402/2021, 403/2021, 404/2021 and
417/2021
(Ravindra Kulkarni & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri Prashant Deshmukh, learned Counsel for the applicants and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. On request of both sides, S.O. to 14-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.477/2021
(Tukaram Bhojane Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. On request of learned Presenting Officer, S.O. to 17-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.06/2022
(Ramesh Shahane Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.10/2022
(Akash Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.85/2022
(Madhav Nilawad Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri S.B.Jadhav, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 16-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**M.A.NO.567/2022 IN O.A.NO.1100/2022
(Dr. Namita Korwate Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. Learned C.P.O. files affidavit in reply on behalf of respondent nos.1 to 3. It is taken on record. Copy thereof is supplied to the other side.

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

M.A.NO.568/2022 IN O.A.NO.1099/2022
(Dr. Sapna H. Tallarwar Vs. State of Maharashtra & Ors.)

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

DATE : 13-01-2023

ORAL ORDER :

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

2. Learned C.P.O. files affidavit in reply on behalf of respondent nos.1 to 3. It is taken on record. Copy thereof is supplied to the other side.

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**M.A.NO.10/2023 IN O.A.NO.1048/2022
(Ajaykumar B. Chavan Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Ku. Anagha Pandit, learned Counsel holding for Talekar and Associates for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.748/2017
(Parasram N. Sonawane Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri M.A.Manjramkar, learned Counsel for the applicant, Shri S.K.Shirse, learned Presenting Officer for the respondent authorities and Shri S.S.Bhuse, learned Counsel for respondent no.3, are present.

2. S.O. to 22-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.104/2019
(Shaikh Shaifoddin Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. S.O. to 22-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

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

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

DATE : 13-01-2023

ORAL ORDER :

Shri A.D.Gawre, learned Counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri S.D.Dhongde, learned Counsel for respondent nos.4 and 5, are present.

2. S.O. to 21-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.77/2020
(Mahesh Khedkar Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.87/2020
(Rajendra Kamble Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Ku. Preeti Wankhade, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 21-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.514/2020
(Kamlakar Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. S.O. to 21-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.229/2021
(Balbirsingh Tyagi Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri K.G.Salunke, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.361/2021
(Madhukar Misal Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 24-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.578/2021
(Nanasaheb Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 23-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.615/2021
(Dr. Godavari Vaidya Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri V.G.Pingle, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. files affidavit in reply on behalf of the respondents. It is taken on record. Copy thereof be supplied to the other side.

3. S.O. to 20-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.714/2021
(Rahul Malsamindar Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

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

2. S.O. to 24-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

T.A.NO.08/2022 IN W.P.NO.3060/2022
(Kailas Yarmurwad Vs. State of Maharashtra & Ors.)

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

DATE : 13-01-2023

ORAL ORDER :

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

2. S.O. to 23-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

ORIGINAL APPLICATION NO.44/2022
(Rekha Wagatkar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13-01-2023

ORAL ORDER :

Shri Subhash Chillarge, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondent authorities, are present.

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

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.145/2022
(Bhimrao Mhaske Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri P.M.Gaikwad, learned Counsel for the applicant, Shri S.K.Shirse, learned Presenting Officer for the respondent authorities and Shri S.S.Shete, learned Counsel for respondent no.5, are present.

2. S.O. to 21-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**ORIGINAL APPLICATION NO.689/2022
(Madhav Marde & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 13-01-2023

ORAL ORDER :

Shri K.G.Salunke, learned Counsel for the applicant, Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities and Shri G.N.Patil, learned Counsel for respondent no.6, are present.

2. S.O. to 06-02-2023.

VICE CHAIRMAN

YUK ORAL ORDER 13.01.2023

**M.A.NO. 67 OF 2021 IN O.A.ST.NO. 268 OF 2021
(Chikkahayakanahalli D. Krishnaiah Setty Vs. State of
Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.S. Deshmukh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate for the respondent No.4, are present.

2. S.O. to 03.02.2023 for further consideration.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

**C.P. 35/2019 IN O.A. 59/2017 WITH O.A. 273/2017
(Vishwanath B. Baswante & Ors. Vs. State of Maharashtra
& Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri V.P. Golewar, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present Contempt Petition is closed for order.

MEMBER (A)

MEMBER (J)

**C.P.NO. 50 OF 2019 IN O.A.NO. 242 OF 2017
(Mohan R. Chaudhari Vs. State of Maharashtra & Ors.)**

WITH

**C.P.NO. 51 OF 2019 IN O.A.NO. 648 OF 2017
(Bhaskar S. Patil Vs. State of Maharashtra & Ors.)**

WITH

**C.P.NO. 52 OF 2019 IN O.A.NO. 878 OF 2016
(Nitinkumar T. Adhe Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri Anant D. Sugdare, learned Advocate for the applicants in all these O.As. and Shri D.R. Patil, learned Presenting Officer for the respondent authorities in all these O.As., are present. Smt. Sunita D. Shelke, learned Advocate for the respondent Nos. 2 & 3 in C.P.No. 50/2019 and for respondent Nos. 3 & 4 in C.P.No. 51 & 52 of 2019, is **absent**.

2. S.O. to 14.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 487 OF 2017
(Bhagwanrao J. Nagargoje Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri I.D. Maniyar, learned Advocate holding for Shri Shri A.N. Patale, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 17.02.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 694 OF 2018
(Somnath S. Reddy Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri M.S. Sonawane, learned Advocate for the respondent No.4 and Shri Ajay S. Deshpande, learned Advocate for the respondent Nos. 5 & 6, are present.

2. S.O. to 14.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 372 OF 2019
(Dr. Sanjay V. Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. As per the Circular No. MAT / MUM/ JUD/ 1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to Time Bound Promotion/A.C.P.S.

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

4. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 633 OF 2019
(Meena C. Shivagunde Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.S. Deshmukh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri K.U. More, learned Advocate for the respondent No.4, are present.

2. S.O. to 15.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 759 OF 2019
(Dr. Gopikrishna P. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 15.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 857 OF 2019
(Bibhishan R. Chole Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. S.O. to 16.02.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 84 OF 2020
(Chunilal M. Yawalkar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 157 OF 2020
(Rohidas T. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.S. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 08.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 190 OF 2020
(Rajendra S. Aware Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. S.O. to 10.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**O.A.NO. 212/2021 WITH O.A.NO. 213/2021
(Dr. Rahul P. Waghmare & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri J.S. Deshmukh, learned Advocate for the applicants in both the O.As. and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents in both the O.As., are present.

2. S.O. to 30.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

ORIGINAL APPLICATION NO. 780 OF 2021
(Dr. Gajanan A. Surwade Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 10.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 784 OF 2021
(Raghunath L. Bhadke Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 797 OF 2021
(Ranjana D. Jaybhaye Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.N. Shelke, learned Advocate holding for
Shri S.D. Munde, learned Advocate for the applicant
and Shri N.U. Yadav, learned Presenting Officer for
the respondents, are present.

2. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

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

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.D. Joshi, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri S.G. Kulkarni, learned Advocate for the respondent No.8, are present.

Shri Amol T. Jagtap, learned Advocate for the respondent No.9 and Shri Akshay H. Joshi, learned Advocate for the respondent No.7, are **absent**.

2. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 33 OF 2022
(Vitthal N. Kokulwar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. S.O. to 30.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 34 OF 2022
(Sachin D. Shrimanwar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 30.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 53 OF 2022
(Sudhakar N. Dusane Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A.NO. 601/2019 IN O.A.ST.NO. 2211 OF 2019
(Maharashtra Rajya Rekhachitra Shakha Karmachari
Sanghatna through it's President Zali Ahmed Jafri Vs.
State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.N. Shelke, learned Advocate holding for
Shri A.S. Khedkear, learned Advocate for the
applicant and Shri V.R. Bhumkar, learned
Presenting Officer for the respondents, are present.

2. S.O. to 14.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

**M.A.NO.41/2021 WITH M.A.ST.NO.89/2021 WITH
M.A.ST.NO.90/2021 IN O.A.ST.NO.91/2021
M.A.NO.42/2021 WITH M.A.ST.NO.66/2021 WITH
M.A.ST.NO.67/2021 IN O.A.ST.NO.68/2021
M.A.NO.65/2021 WITH M.A.ST.NO.271/2021 WITH
M.A.ST.NO.272/2021 IN O.A.ST.NO.274/2021
M.A.NO.92/2021 WITH M.A.ST.NO.244/2021 WITH
M.A.ST.NO.245/2021 IN O.A.ST.NO.241/2021
M.A.NO.93/2021 WITH M.A.ST.NO.248/2021 WITH
M.A.ST.NO.249/2021 IN O.A.ST.NO.246/2021
(Marathwada Van Va Samaji Vanikaran Rojandari Va
Kayam Kamgar Karmachari Va Sarva Shramik Sanghatana
through its General Secretary Vs. State of Maharashtra &
Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri Avishkar Shelke, learned Advocate for the applicants in all these cases and S/shri M.S. Mahajan, S.K. Shirse, V.R. Bhumkar, N.U. Yadav and Smt. Sanjivani K. Deshmukh-Ghate, learned Chief Presenting Officer and Presenting Officers for the respondents in respective cases, are present.

2. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

M.A.NO. 62/2020 IN O.A.NO. 461 OF 2020
(The Chief Engineer Water Resources Department A'bad
Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.B. Patil, learned Advocate for the applicant in present M.A./respondent Nos. 2 to 4 in O.A., Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri R.P. Bhumkar, learned Advocate for the respondent No.1 in M.A./applicant in O.A., are present.

2. S.O. to 07.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A.NO. 111/2021 IN O.A.ST.NO. 439/2021
(Shivaji T. Kote & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Ms. P.R. Wankhade, learned Advocate for the applicants, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri J.M. Murkute, learned Advocate for the respondent Nos. 35, 50, 58 & 59, are present.

2. S.O. to 13.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

M.A.NO. 165/2021 IN O.A.NO. 36/2013
(Anil B. Tirthkar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Shritej Surve, learned Advocate holding for Shri Hemant Surve, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 12.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

M.A.NO. 194/2021 IN O.A.NO. 497/2019
(Ravindra N. Turukmane Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Shritej Surve, learned Advocate holding for Shri Hemant Surve, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 12.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

M.A.NO. 504/2022 IN O.A.NO. 104/2022
(Bhagwan N. Ugalmugale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Smt. P.R. Bharaswadkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 10.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

ORIGINAL APPLICATION NO. 404 OF 2017
(Ravindra R. Mungale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicant has filed a **leave note**. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.

2. S.O. to 09.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

O.A. Nos. 445, 446, 447, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 494, 113 AND 114, ALL OF 2017, M.A. No. 325/2017 IN O.A. St. No. 941/2017, M.A. No. 36/2019 IN M.A. St. No. 82/2019 IN O.A.ST.NO.83/2019 AND M.A. No. 144/2019 IN O.A. St. No. 400/2019 (Marathwada Van Va Samajik Vanikaran Rojandari Va Kayam Kamgar Karmachari Va Sarva Shramik Sanghatana, Beed & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard S/shri A.S. Shelke, S.S. Shinde & V.G. Pingle, learned Advocates for the respective applicants in respective cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these O.As.

2. S.O. to 09.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 961 OF 2017
(Manoj J. Agale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.S. Kulkarni, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. S.O. to 18.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

T.A.NO. 03/2018 (W.P.NO. 9260/2018)
(Mangesh R. Datar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Ms. Preeti R. Wankhade, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 16.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

T.A.NO. 09/2018 (W.P.NO. 11503/2018)
(Ashish S. Shejwal & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Ms. Preeti R. Wankhade, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 16.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

ORIGINAL APPLICATION NO. 57 OF 2018
(Uttam T. Dabhade & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.D. Dhongde, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 17.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

ORIGINAL APPLICATION NO. 141 OF 2019
(Dr. Pandharinath S. Gawali & Ors. Vs. State of
Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.S. Deshpande, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 17.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

M.A.NO.498/2019 IN O.A.ST.NO. 1959/2019
(Ramrao D. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.G. Pingle, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 17.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 13.01.2023

**ORIGINAL APPLICATION NO. 200 OF 2021
(Sudhir L. Borhade Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.N. Shelke, learned Advocate holding for Shri Avinash S. Khedkar, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate for the respondent Nos. 4 & 5, are present.

2. As per the Circular No. MAT / MUM/ JUD/ 1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to Time Bound Promotion/A.C.P.S.

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

4. S.O. to 14.02.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 439 OF 2013
(Sakharam G. Chougule Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri R.D. Khadap, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. None present on behalf of the applicant though the matter is fixed for final hearing peremptorily.

3. The matter is old. In view of the same, it is fixed for final hearing/dismissal on 25.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 499 OF 2015
(Dr. Maroti D. Dake Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. Learned Advocate for the applicant submitted that he would seek instructions from the applicant as to whether he is interested in prosecuting the matter further or not.

3. In view of above, S.O. to 25.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 146 OF 2016
(Rakesh A. Thakre Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.D. Kotkar, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Record shows that this matter is unattended since 18.08.2022. The matter is old one. It appears that the applicant is not interested in prosecuting the matter.

3. In view of same, the Original Application is dismissed in default.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 178 OF 2016
(Deorao R. Jondhale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.S. Panpatte, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Record shows that this matter is unattended since 07.11.2022. The matter is old one. It appears that the applicant is not interested in prosecuting the matter.

3. In view of same, the Original Application is dismissed in default.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 233 OF 2016
(Pankaj W. Pangul Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Heard Ms. Megha Mali, learned Advocate holding for Shri S.K. Mathpati, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to take instruction as to whether the applicant is interested to proceed with the matter or not. Time granted as a last chance.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 350 OF 2016
(Sanjay D. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 30.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 626 OF 2016
(Savita U. Hake Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 30.01.2023 for final hearing.
3. Interim relief to continue till then.

MEMBER (A)

MEMBER (J)

O.A.NOS. 268 TO 271 ALL OF 2017
(Vishal W. Machave & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.B. Talekar, learned Advocate for the applicants in all these O.As. (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents in all these O.As.

2. None present on behalf of the applicants though the matters are fixed for final hearing peremptorily.

3. The matters are old. In view of the same, the same are fixed for final hearing/dismissal on 31.01.2023.

MEMBER (A)

MEMBER (J)

DATE : 13.01.2023

M.A. No. 25/2023 in O.A. St. No. 1976/2022
(Dhanashree S. More Vs. The State of Maha. & Ors.)

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

1. Shri S.G. Kulkarni, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **13.02.2023**. The case be listed for admission hearing on **13.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 13.01.2023

ORIGINAL APPLICATION NO. 53 OF 2023

(Satish K. Marathe Vs. The State of Maha. & Ors.)

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

1. Shri S.A. Kulkarni, learned Advocate for the applicant and Shri S.K. Shirse, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **10.02.2023**. The case be listed for admission hearing on **10.02.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

**M.A.NO. 210/2015 IN O.A.ST. NO. 439/2015 WITH
M.A.NO. 212/2015 IN O.A.ST. NO. 441/2015 WITH
M.A.NO. 213/2015 IN O.A.ST. NO. 432/2015 WITH
M.A.NO. 214/2015 IN O.A.ST. NO. 451/2015 WITH
M.A.NO. 215/2015 IN O.A.ST. NO. 443/2015 WITH
M.A.NO. 216/2015 IN O.A.ST. NO. 435/2015 WITH
M.A.NO. 217/2015 IN O.A.ST. NO. 437/2015 WITH
M.A.NO. 227/2015 IN O.A.ST. NO. 455/2015 WITH
M.A.NO. 228/2015 IN O.A.ST. NO. 453/2015 WITH
M.A.NO. 240/2015 IN O.A.ST. NO. 957/2015 WITH
M.A.NO. 241/2015 IN O.A.ST. NO. 955/2015 WITH
M.A.NO. 242/2015 IN O.A.ST. NO. 960/2015 WITH
MA 202/2014 IN MA ST. 447/2014 IN OA ST. 449/2014
(Syed Sarfaraz Ahmed & Ors. Vs. State of Maha. & Ors.)**

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

and

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 13.01.2023

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicants in all these cases, Shri N.U. Yadav, learned Presenting Officer for the respondent No. 1 in all these cases, Shri G.N. Patil, learned Advocate for respondent Nos. 2 to 4 in M.A. Nos. 210, 213, 215, 217, 227, 228 all of 2015 & 202/2014 and S.B. Patil, learned Advocate for the respondent Nos. 2 to 4 in M.A. Nos. 240/15, 241/15, 242/15.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matters are pertaining to benefits of time bound promotion / challenging G.Rs.

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

4. S.O. to 17.02.2023.

MEMBER (A)

MEMBER (J)

**O.A. Nos. 377/2019, 378/2019, 379/2019,
381/2019, 382/2019, 565/2019, 630/2019,
660/2019, 661/2019, 988/2019, 108/2020,
109/2020 and 656/2022
(Somnath A. Nande & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate holding for Shri V.S. Panpatte and Shri R.C. Bramhankar, learned Advocates for the respective applicants in respective O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these O.As.

2. The present matters are already been treated as part heard.

3. At the request of learned Advocate for the applicants, S.O. to 20.01.2023. **High on Board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 259 OF 2018
(Naseem Banu Nazir Patel Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 16.01.2023. **High on board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 154 OF 2017
(Naseem Banu Nazir Patel Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The present matter is to be treated as part heard.
3. S.O. to 16.01.2023. **High on board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1115 OF 2022
(Dattatray M. Kawade Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri J.M. Murkute, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant seeks liberty to amend the present O.A. for giving date of Sub-Service Departmental Examination and to join the person who is likely to be adversely affected and therefore, he seeks time. Time granted.

3. S.O. to 02.02.2023.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION ST. NO. 1718 OF 2022
(Dinkara R. Bhosarikar Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

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

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 15.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 34 OF 2023
(Prakash M. Shelar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 15.02.2023.

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

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

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

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

7. S.O. to 15.02.2023.

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

MEMBER (A)

MEMBER (J)

M.A. St. No. 664/2022 in O.A. St. No. 665/2022
(Reshma K. Kamble & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri P.G. Tambade, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Advocate for the applicant, S.O. to 17.02.2023 re-hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 634 OF 2021
(Shankar S. Waghmare Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri I.D. Maniyar, learned Advocate holding for Shri V.S. Panpatte, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Advocate for the applicant seeks time for filing rejoinder affidavit. Time granted.
3. S.O. to 10.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**O.A. No. 758/2021 with O.A. No. 769/2021
(Vaishali S. Landge Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri R.O. Awasarmol, learned Advocate for the applicants in both the O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities in both the O.As., are present.

2. S.O. to 16.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 13.01.2023

ORIGINAL APPLICATION NO. 586 OF 2022
(Suvarna P. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri Avishkar Shelke, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. S.O. to 23.01.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

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

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri Avishkar Shelke, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to benefits of time bound promotion / ACPS.

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

4. S.O. to 18.02.2023.

MEMBER (A)

MEMBER (J)

**M.A. No. 48/2021 in O.A. St. No. 175/2021
(Chandu G. Waghmare Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Heard Smt. Scuhtia Dhongde, learned Advocate holding for Shri S.D. Dhongde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to benefits of time bound promotion / ACPS.

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

4. S.O. to 17.02.2023.

MEMBER (A)

MEMBER (J)

**M.A. No. 79/2021 in O.A. St. No. 288/2021
(Pralhad V. Fiske Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri H.D. More, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant filed affidavit along with documents. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1094 OF 2019
(Tushar C. Musale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri Shritej Surve, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant placed on record a copy of E-mail message received from the applicant and seeks permission to withdraw the present Original Application. Same is taken on record and marked as document 'X' for the purpose of identification.

3. We have no reason to refuse the permission for withdrawal of the present O.A. Hence, permission to withdraw the O.A. is granted. The O.A. stands disposed of as withdrawn with no order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 615 OF 2019
(Shafi Kssimsab Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Abhijit Avhad, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. At the request of learned Chief Presenting Officer, time is granted as one more last chance for filing affidavit in reply on behalf of respondent Nos. 1 & 3 to 5.
3. S.O. to 10.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 947 OF 2019
(Dr. Anil R. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Ms. Preeti Waghmare, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant seeks time for filing rejoinder affidavit. Time granted as most last chance.

3. S.O. to 08.02.2023.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 226 OF 2020
(Haridas R. Ghuge Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Heard Ms. Preeti Waghmare, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant seeks time for filing rejoinder affidavit. Time granted as most last chance.

3. S.O. to 08.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 383 OF 2020
(Sachin D. Maindale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri O.Y. Kashid, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed on behalf of the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.

3. S.O. to 17.02.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 440 OF 2020
(Sitaram D. Kolte & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to benefits of time bound promotion / ACPS.

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

4. S.O. to 08.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 438 OF 2020
(Anil P. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.M. Gaikwad / N.L. Choudhari, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed on behalf of the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.

3. S.O. to 17.02.2023 for admission.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 446 OF 2020
(Sandip P. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.B. Girase / Y.B. Bolkar, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. As none present for the applicant, S.O. to 08.02.2023 as one more last chance for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 467 OF 2020
(Krishna T. Wagh & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of the respondents. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 07.02.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 553 OF 2020
(Bhujang M. Khedkar Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Avinash Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 07.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 32 OF 2021
(Mukinda T. Bhalerao Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Smt. Ujjwal S. Patil, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed on behalf of the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.

3. S.O. to 08.02.2023 for admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 366 OF 2021
(Narayansingh B. Thakur Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Avinash Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed on behalf of the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.

3. S.O. to 08.02.2023 for admission.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 700 OF 2021
(Somnath S. Reddy Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri Avinash Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities and Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for respondent No. 7, are present.

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

3. S.O. to 06.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 677 OF 2022
(Ambrish K. Bhusane & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.V. Thombre, learned Advocate holding for Shri S.S. Dargad, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present. None present on behalf of private respondent Nos. 3 to 6, though duly served.

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

3. S.O. to 06.02.2023 for filing rejoinder affidavit and for filing affidavit in reply on behalf of respondent No. 1, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 831 OF 2022
(Dr. Sambhaji B. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Heard Shri Shritej Surve, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, issue fresh notices to the respondents, returnable on 15.02.2023.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 15.02.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 834 OF 2022
(Rajendra S. Sanap Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 2 to 4.

3. S.O. to 10.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 873 OF 2022
(Dr. Vidya M. Shingare Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Ashwin Sakolkar, learned Advocate holding for Shri S.B. Patil, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Await service of notices upon the respondents.
3. S.O. to 10.02.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1085 OF 2022
(Santosh B. Ugale Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that during the course of the day service affidavit would be filed.

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

3. S.O. to 09.02.2023.

MEMBER (A)

MEMBER (J)

**M.A. No. 449/2019 in O.A. St. No. 1490/2019
(Sunil M. Lagad Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri A.P. Sonpethkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed on behalf of the applicant in M.A. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.

3. S.O. to 14.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

M.A. No. 90/2020 in O.A. No. 1067/2019
(Prakash J. Pawara Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

Shri Dhananjay Mane, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of the respondents in M.A. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 06.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A. No. 01/2021 in O.A. St. No. 443/2020
(Ratnabai G. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.G. Pingle, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of the respondents in M.A. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A. No. 57/2021 in O.A. St. No. 118/2021
(Bhalchandra S. Waghule Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri V.G. Pingle, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of the respondents in M.A. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 09.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A. No. 324/2021 in O.A. St. No. 947/2021
(Dr. Sudam H. Mogle Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

Shri Ashwin Sakolkar, learned Advocate holding for Shri S.B. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of the respondents in M.A. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 10.02.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A. No. 315/2021 in O.A. St. No. 1338/2021
(Chandrashekhar S. Iyer Vs. State of Maharashtra & Ors.)**

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

DATE : 13.01.2023

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit in M.A.

3. S.O. to 07.02.2023.

MEMBER (A)

MEMBER (J)

M.A. St. No. 105/2023 in O.A. No. 215 OF 2022
(Salim Mohd. Hanif Shaikh & Anr.Vs. State of Maharashtra & Ors.)

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

DATE : 13.01.2023

ORAL ORDER :

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

2. The respondent No. 25 has filed the present Misc. Application seeking to recall the order dated 25.11.2022 passed in M.A. No. 515/2022 made by the respondent No. 25 seeking intervention. The operative part of the said order is as follows :-

- “(i) The present applicant is allowed to join as intervenor in O.A. No. 215/2022 as respondent No. 25 to the extent and on the basis of contentions raised in para Nos. 13 & 14 of the present M.A.
- (ii) The applicants in O.A. shall carry out the necessary amendment in the O.A. forthwith.
- (iii) Accordingly, M.A. No. 515/2022 stands disposed of with no order as to costs.

//2// M.A. St. 105/2023 in
O.A. 215 OF 2022

- (iv) The Original Applicant No. 215/2022 will proceed further for arguments on behalf of the parties.
- (v) S.O. to 30.11.2022.”

3. The reasons stated by the respondent No. 25 in this Misc. Application are that some allegations were cast against the learned Advocate appeared on behalf of respondent No. 25 and that when the respondent No. 25 is being joined as party respondent to the O.A., he has full-fledged right of hearing, which cannot be taken away.

4. Learned Advocate for the applicants in O.A. submitted that the applicant in the present M.A. / respondent No. 25 is one of the respondents in the O.A. and as such, this application can be considered for giving full-fledged hearing.

5. Learned C.P.O. and learned Advocate for respondent Nos. 4 to 24 on the other hand submitted that after joining this applicant as respondent No. 25 in the O.A., the respondent No. 25 filed his affidavit in reply and at that point of time, this Tribunal has observed in farad sheet order dated 30.11.2022 as follows :-

“Heard Shri Saket Joshi, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the

//3// M.A. St. 105/2023 in
O.A. 215 OF 2022

applicants, Shri M.S. Deshmukh with Shri U.L. Momale, learned Advocate for the respondent Nos.4 to 20 & 22 to 24 in O.A., Shri M.S. Mahajan, learned Presenting Officer for the respondent No.1 to 3 and Shri V.B. Wagh, learned Advocate for the intervenor/Respondent No.25.

2. Learned Advocate for the intervenor/respondent No.25 sought oral permission to file affidavit in reply of the intervenor in the Original Application.

3. Learned C.P.O. for the respondent Nos.1 to 3 and learned Advocate for the respondent Nos.4 to 24 opposed for filing of the affidavit in reply. Learned Advocate for the applicant has not opposed for filing affidavit in reply.

4. The order dated 25.11.2022 passed in M.A.No.515/2022 in Original Application No.215/2022 would show that the intervenor is allowed to join as intervenor respondent in Original Application No.215/2022 as respondent No. 25 to the extent and on the basis of contention raised in paragraph Nos.13 and 14 in M.A. and allowing to advance oral arguments.

5. In view of that the intervenor/respondent No.25 is entitled to advance his arguments on the basis of contentions raised by him in the intervenor application. In view of the observations made by us in the said order, the said intervenor/respondent No.25 would not be entitled to file separate affidavit in reply. However, if the learned Advocate for the intervenor/respondent No.25 is desirous of treating the contention raised therein as written submissions on behalf of the intervenor/respondent No.25, the same is allowed. The affidavit in reply filed today on behalf of the intervenor/respondent No.25 is taken on record for the abovesaid purpose. It will be restricted to the observation made as above.

6. Further, as the learned Advocate for the applicant was not available in the first half the matter

//4// M.A. St. 105/2023 in
O.A. 215 OF 2022

was posted post lunch at 3 p.m. Learned Advocate Shri Saket Joshi, holding for Shri A.S. Deshmukh submitted that at this juncture also, the learned Advocate for the applicant is busy before the Hon'ble Single Bench.

7. In this case, the interim relief is granted and it is understood by all the parties that the matter is to be heard expeditiously. In such circumstances, we have allowed the learned Advocate for the respondent Nos.4 to 24 to advance his arguments to utilize the time of the bench.

8. The matter is part heard. By consent of all the parties, now it is posted for final hearing on 06.12.2022. Interim relief granted earlier to continue till then.”

6. After having considered this M.A. and submissions made on behalf of the contesting parties, it can be seen that though the applicant in the present M.A./ respondent No. 25 was restricted to intervene in the O.A. to the extent of submissions made in M.A. No. 515/2022, latter on by the order dated 30.11.2022 his affidavit in reply is treated as his submissions. In view of the same, scope of the earlier order dated 25.11.2022 is already expanded. This is a peculiar matter, which was already fixed for final hearing and which is expedited by the order of the Hon'ble High Court, at that stage of the matter the applicant in the present M.A. / respondent No. 25 was allowed to join as intervenor in the O.A. and he is being joined as respondent No. 25.

//5// M.A. St. 105/2023 in
O.A. 215 OF 2022

7. Admittedly, the O.A. No. 1078/2016 filed by the present applicant / respondent No. 25 is pending before Principal Seat of this Tribunal at Mumbai. The prayers of the said O.A. are already incorporated by us in farad sheet order dated 09.01.2023. In the circumstances, the respondent No. 25 has come before this Tribunal on his own rights and in our considered opinion, considering the peculiar facts and circumstances of this case and expeditious hearing, we have allowed the respondent No. 25 to intervene in the O.A. in restricted manner, which was allowed by the order dated 25.11.2022. No specific provision is pleaded by the respondent No. 25 in the present M.A. under which circumstances this Tribunal can recall the order dated 25.11.2022. The applicant in the present M.A. / respondent No. 25 has his own remedy, but his limited interest is protected by the order dated 25.11.2022. In such circumstances, in our considered opinion, the interest of the respondent No. 25 as an intervenor is substantially protected by the order dated 25.11.2022 passed in M.A. 515/2022 and also by subsequent order in farad sheet issued on 30.11.2022.

8. In view of the same, in our considered opinion, there is no merit in the present M.A. seeking recall of our order dated 25.11.2022. It is not disputed that in fact the respondent No. 25 wants to support the claim of the

//6// M.A. St. 105/2023 in
O.A. 215 OF 2022

original applicants and his contention is not adverse to the claim made by the applicants. We have to consider basically the claim made by the applicants and incidentally this Tribunal can consider the contentions raised by the respondent No. 25 made in his affidavit in reply, which is treated as written submissions. To that extent, the respondent No. 25 has a right to participate before this Tribunal through his learned Advocate. In view of this, the present M.A. St. No. 105/2023 stands dismissed without any order as to costs. The learned Advocate for respondent No. 25 (intervenor) to proceed with his oral arguments in O.A.

MEMBER (A)

KPB ORAL ORDERS 13.01.2023

MEMBER (J)

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

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

DATE : 13.01.2023

ORAL ORDER :

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

2. At this stage, learned Advocate for the respondent No. 25 seeks liberty to submit the written notes of argument along with bunch of documents.

3. Liberty as prayed for by the respondent No. 25 is granted. The written notes of argument are taken on record and copies thereof have been served on the other sides.

4. Learned C.P.O. and learned Advocate for respondent Nos. 4 to 24 submitted that the written notes of argument can be considered within the parameters of the order dated 25.11.2022.

5. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 40 OF 2023
(Sunanda D Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 13.1.2023

ORAL ORDER :

Shri Abhijit Namde, learned counsel for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 21.2.2023.

VICE CHAIRMAN

ORAL ORDER 13.1.2023-HDD

M.A.NO. 19/2023 IN O.A.ST.NO. 602/2022
(Bharat V. Lahane Vs. State of Maharashtra & Ors.)

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

DATE : 13.1.2023

ORAL ORDER :

Shri C.R. Thorat, learned counsel for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 21.2.2023.

VICE CHAIRMAN

ORAL ORDER 13.1.2023-HDD

**M.A.NO.522/2022 IN O.A.ST.NO. 951/2022
(Pratik S. Dube Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

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

2. Since nobody appears for the applicant, S.O. to 16.2.2023.

VICE CHAIRMAN

ORAL ORDER 13.1.2023-HDD

**ORIGINAL APPLICATION NO. 414 OF 2021
(Shaikh Gulab Sher Muhammad Shaikh Vs. State of
Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Heard Smt. Suchita Amit Dhongde, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant, on instructions, seeks leave of this Tribunal to withdraw the present Original Application. Hence, the following order is passed: -

ORDER

The Original Application is disposed of since withdrawn with no order as to costs.

VICE CHAIRMAN

ORAL ORDER 13.1.2023-HDD

**M.A.NO. 178/2022 IN O.A.ST.NO. 447/2022
(Ratnabai B. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Heard Shri M.R. Wagh, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. At the request of learned counsel for the applicant, reissue notice to the respondents in delay condonation application, returnable on 21.2.2023.

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

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

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

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

7. S.O. to 21.2.2023.

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

VICE CHAIRMAN

**M.A.NO. 208/2022 IN O.A.ST.NO. 794/2021
(Vishwas R. Nimbalkar Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Heard Shri A.V. Sakolkar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. At the request of learned counsel for the applicant, reissue notice to the respondents in delay condonation application, returnable on 14.2.2023.

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

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

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

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

7. S.O. to 14.2.2023.

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

VICE CHAIRMAN

M.A.NO. 21/2023 IN O.A.ST.NO. 50/2023
(Vithal Ramrao Motarwar & Anr. Vs. State of Maharashtra
& Ors.)

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

DATE : 13.1.2023

ORAL ORDER :

Heard Shri P.V. Ambade, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

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

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

VICE CHAIRMAN

ORAL ORDER 13.1.2023-HDD

**ORIGINAL APPLICATION ST.NO. 50 OF 2023
(Vithal Ramrao Motarwar & Anr. Vs. State of Mah. & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Heard Shri P.V. Ambade, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 21.2.2023.

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. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 21.2.2023.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 30 OF 2023
(Pralhad Gyanba Ranveer Vs. State of Maharashtra & Ors.)**

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

DATE : 13.1.2023

ORAL ORDER :

Heard Shri S.D. Joshi, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 21.2.2023.

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. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 21.2.2023.

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

VICE CHAIRMAN

