

ORIGINAL APPLICATION NO. 360 OF 2019
(Dr. Atul A. Deshmukh Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 17.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 575 OF 2019
(Dr. Sachin D. Shekde & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single Bench due to non-availability of Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Santosh C. Bhosale, learned Advocate for the applicants (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 17.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 183 OF 2020
(Rajendra G. Sonawane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

3. Hence, S.O. to 24.01.2023 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 425 OF 2020
(Sachin U. Shinde & Ors.Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri H.A. Joshi, learned Advocate for the applicants has filed a **leave note**. Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri M.B. Bharaswadkar, learned Advocate for the respondent Nos.2 to 7 & 11.

2. In view of leave note of learned Advocate for the applicant, S.O. to 11.01.2023 for filing affidavit in rejoinder.

MEMBER (J)

**ORIGINAL APPLICATION NO. 184 OF 2021
(Haridas S. Ingle Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.B. Solanke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

3. S.O. to 17.01.2023.

MEMBER (J)

**ORIGINAL APPLICATION NO. 277 OF 2021
(Shivaji N. Wagh Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

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

3. S.O. to 10.02.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 339 OF 2021
(Arun S. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Amol B. Chalak, 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, last chance is granted for filing affidavit in rejoinder.

3. S.O. to 25.01.2023. Interim relief granted earlier to continue till then.

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)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Saket Joshi, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, one more last chance is granted for filing affidavit in rejoinder.

3. S.O. to 13.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 421 OF 2021
(Manohar M. Bharane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned Advocate for the respondent No.3.

2. At the request of the learned P.O., last chance is granted for filing affidavit in reply on behalf of the respondent Nos.1, 2 and 4.

3. S.O. to 27.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 482 OF 2021
(Kishor U. Chaudhari Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri H.P. Randhir, learned Advocate for the applicant and Smt. Sunita D. Shelke, learned Advocate for the respondent Nos.4 & 5, are **absent**. Heard Shri M.P. Gude, learned Presenting Officer for the respondents authorities.

2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondent Nos.1 to 3.

3. Final chance is also granted to respondent Nos.4 & 5 for filing affidavit in reply.

4. S.O. to 19.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 596 OF 2021
(Uday H. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Yogesh P. 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, time is granted for filing affidavit in rejoinder.

3. S.O. to 19.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 598 OF 2021
(Bramhdev M. Latpate Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

3. Hence, S.O. to 24.01.2023 for admission.

MEMBER (J)

**ORIGINAL APPLICATION NO. 624 OF 2021
(Pradeep D. Mulgir Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Suresh D. Dhongde, learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

3. Hence, S.O. to 24.01.2023 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 734 OF 2021
(Ganesh S. Panchal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Smt. Shilpa Awchar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

3. S.O. to 24.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 509 OF 2022
(Groundwater Engineers Association Maha. State Through
its President Balasaheb D. Patil Vs. State of Maharashtra &
Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Await service of notice upon the respondent No.3.

3. At the request of the learned C.P.O., time is granted for filing affidavit in reply on behalf of the respondent Nos. 1 & 2.

4. S.O. to 17.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 545 OF 2022
(Vitthal T. Chaduhari Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri A.S. Khedkar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned Advocate for the respondent Nos.3 & 4.

2. Affidavit in reply filed on behalf of the respondent No.1 is taken on record.

3. At request of learned P.O. and learned Advocate for the respondent Nos.3 & 4, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos.2, 3, 4 & 5.

4. S.O. to 27.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 616 OF 2022
(Seema A. Shaikh & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri S.D. Munde, learned Advocate for the applicants (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of the respondents.

3. S.O. to 17.01.2023. Interim relief earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 872 OF 2022
(Suresh C. Nargulla Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

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

2. Await service.
3. S.O. to 19.01.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 930 OF 2022
(Shagir Rustam Pathan Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri P.D. Suryawanshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that during the course of the day he would file service affidavit.
3. S.O. to 20.01.2023 for filing affidavit in reply.
4. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 931 OF 2022
(Jubirruddin Hamidoddin Shaikh Vs. State of Maharashtra
& Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri P.D. Suryawanshi, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that during the course of the day he would file service affidavit.
3. S.O. to 20.01.2023 for filing affidavit in reply.
4. Interim relief granted earlier to continue till then.

MEMBER (J)

M.A.NO. 138/2019 IN O.A.NO. 805/2017
(Dr. Vanita N. Puri Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Vishnu Dhoble, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the respondent No.4 in O.A.No.805/2017.

2. In view of absence of learned Advocate for the applicant, S.O. to 17.01.2023.

MEMBER (J)

M.A.NO. 09/2022 IN O.A.ST.NO. 1541/2021
(Laxmi B. Taji Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri S.S. Jadhavar, learned Advocate for the
applicant (**Absent**). Heard Shri M.P. Gude, learned
Presenting Officer for the respondents.

2. Await service.

3. S.O. to 18.01.2023.

MEMBER (J)

SAS ORAL ORDERS 13.12.2022

**M.A.NO. 16/2022 IN O.A.ST.NO. 1505/2021
(Ramesh R. Kulthe Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

3. S.O. to 17.01.2023.

MEMBER (J)

SAS ORAL ORDERS 13.12.2022

M.A.NO. 95/2022 IN O.A.ST.NO. 109/2022
(Sanjay V. Mhaske Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes,
learned Advocate for the applicant and Shri M.S.
Mahajan, learned Chief Presenting Officer for the
respondents.

2. Record shows that the affidavit in reply is
already filed on behalf of the respondent Nos.2 & 3.

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

4. S.O. to 17.01.2023.

MEMBER (J)

O.A.NOS. 117, 205, 396, 410, 416, 442, 453, 463, 479, 484, 542, 571, 590, 611, 613, 621, 686, 731, 594, 643 ALL OF 2015 & 2, 5, 171, 441, 258, 519 ALL OF 2016

(Ganendrasingh B. Chandel & Ors. Vs. State of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench due to non-availability of Division Bench)

DATE : 13.12.2022

ORAL ORDER :

S/Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, Smt. M.A. Kulkarni and Shri S.D. Dhongde, learned Advocate for the respective applicants in respective matters and Shri M.S. Mahajan, learned Chief Presenting officer for the respondent authorities in all these cases, are present.

Shri H.A. Joshi, learned Advocate for the applicant in O.A.No.643/2015, 258/2016 and 519/2016 has filed a **leave note**.

2. Second set is not filed by the applicants in all these cases.

3. S.O. to 21.02.2023 for final hearing.

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)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

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

2. S.O. to 13.01.2023 for final hearing.

MEMBER (J)

**O.A.NOS. 635/2015, 21/2016, 618/2016 AND
619/2016**

**(Dr. Maroti D. Dake & Ors. Vs. State of Maharashtra &
Ors.)**

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

(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Rahul Shimre, learned Advocate holding
for Shri R.P. Bhumkar and Shri M.R. Kulkarni,
learned Advocate for the respective applicants in
respective matters and Shri M.P. Gude, learned
Presenting Officer for the respondents in all these
matters, are present.

2. S.O. to 18.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 314 OF 2016
(Mohd Majeed Mohd Farku Miyan Deshmukh Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single Bench due to non-availability of Division Bench)

DATE : 13.12.2022

ORAL ORDER :

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

2. S.O. to 17.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 807 OF 2016
(Madhukar N. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned Advocate for the respondent No.2, are present.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 153 OF 2017
(Dr. Ramnath B. Hemke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

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

Shri A.D. Aghav, learned Advocate for the respondent Nos.4 & 5, **absent**.

2. S.O. to 19.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 221 OF 2017
(Hanuman A. Khokale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. S.O. to 17.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 226 OF 2017
(Baliram S. Kakade Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri K.M. Nagarkar, learned Advocate for the
applicant (**Absent**). Shri M.P. Gude, learned
Presenting Officer for the respondents, is present.

2. S.O. to 17.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 251 OF 2017
(Dr. Sham P. Toshniwal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri J.G. Toshniwal, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. S.O. to 17.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 256 OF 2017
(Rajendra R. Londhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

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

2. S.O. to 17.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 383 OF 2017
(Uttam S. Mundhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri S.G. Kulkarni, learned Advocate holding
for Shri A.S. Deshpande, learned Advocate for the
applicant and Smt. Deepali S. Deshpande, learned
Presenting Officer for the respondents, are present.

2. S.O. to 16.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 432 OF 2017
(Kishan P. Ghodekar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. S.O. to 18.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 696 OF 2018
(Sandeep O. Chetti Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 18.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 721 OF 2018
(Bhagwan L. Sangle Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned Advocate for the respondent Nos.2 & 3, are present.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 731 OF 2018
(Ramesh J. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Prakashsingh B. Patil, learned Advocate
for the applicant (**Absent**). Shri M.P. Gude, learned
Presenting Officer for the respondents, is present.

2. S.O. to 19.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 773 OF 2018
(Shivaji B. Satote Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Rahul Shimre, learned Advocate holding
for Shri R.P. Bhumkar, 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.2, are
present.

2. S.O. to 20.01.2023 for final hearing.

MEMBER (J)

O.A.NO. 805/2018 WITH O.A.NO. 806/2018
(Nagorao V. Karbhari & Ors. Vs. State of Maharashtra &
Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri N.R. Thorat, learned Advocate for the applicant in both the O.As., Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in both the O.As., Shri R.N. Bharaswadkar, learned Advocate for the respondent Nos.4,5 & 7 in O.A.No.805/2018 and Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the respondent No.4 in O.A.No.806/2018, are present.

2. S.O. to 12.01.2023 for final hearing.

MEMBER (J)

O.A.NO. 829/2018 WITH O.A.NO. 96/2020
(Kiran P. Prabhakar Kolte & Ors. Vs. State of Maharashtra
& Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Ms. Anagha Pandit, learned Advocate holding
for Shri S.B. Talekar, learned Advocate for the
applicants in both the O.As. and Shri M.S. Mahajan,
learned Chief Presenting Officer for the respondents
in both the O.As, are present.

2. S.O. to 19.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 866 OF 2018
(Venkat M. Methe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri S.G. Kulkarni, learned Advocate holding
for Shri Ajay S. Deshpande, learned Advocate for the
applicant and Shri M.P. Gude, learned Presenting
Officer for the respondents, are present.

2. S.O. to 16.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 927 OF 2018
(Shamrao N. Kadam & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single Bench due to non-availability of Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Vilas P. Savant, learned Advocate for the applicants (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. S.O. to 19.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 935 OF 2018
(Chandrabhan V. Veer Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

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 17.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 208 OF 2019
(Bhaskar P. Dole & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri Rahul Shimre, learned Advocate holding
for Shri R.P. Bhumkar, learned Advocate for the
applicants, Smt. Deepali S. Deshpande, learned
Presenting Officer for the respondent authorities and
Shri N.U. Yadav, learned Advocate for the
respondent No.4, are present.

2. S.O. to 19.01.2023 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 245 OF 2019
(Subhadra J. Mahuwale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter is placed before the Single
Bench due to non-availability of Division
Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri U.S. Kharat, learned Advocate holding for
Shri H.V. Tungar, learned Advocate for the applicant
and Shri M.P. Gude, learned Presenting Officer for
the respondents, are present.

2. S.O. to 18.01.2023 for final hearing.

MEMBER (J)

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

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

DATE : 13.12.2022

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. S.O. to 14.12.2022 for passing order on the point of interim relief.

MEMBER (J)

ORIGINAL APPLICATION NO. 84 OF 2022
(Bapu V. Vetal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri A.P. Avhad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

3. Learned Advocate for the applicant placed on record a copy of communication dated 29.11.2022 addressed by the respondent No. 1 to the respondent No. 2 and others giving approval to implement the recruitment process of Talathi. Copy of the said communication is taken on record and marked as document 'X' for the purpose of identification.

4. In the circumstances, if any action is taken by the respondents as regards recruitment of the post of Talathi, it will be subject to the outcome of the present Original Application to the extent of present applicant.

4. S.O. to 27.01.2023 for filing rejoinder affidavit, if any.

MEMBER (J)

**MA St. 3001/22 in MA St. 2056/22 in OA St. 2057/22
(Janya M. Patale & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Y.H. Jadhav, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in M.A.St. 3001/2022, returnable on 25.01.2023.
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 25.01.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

M.A. No. 553/2022 in O.A. St. No. 3004/2022
(Madhukar L. Rathod Vs. State of Maharashtra & Ors.)

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

(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Y.R. Barhate, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. By this Misc. Application, the applicant is seeking condonation of delay of about 18 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 challenging his impugned order of removal from service dated 18.11.2021 (Annexure R-19 in O.A.) issued by the respondent No. 3 i.e. the Divisional Agricultural Joint Director, Latur Division, Latur.

3. The accompanying O.A. along with the present M.A. is filed on or about 06.12.2022. There is marginal delay of about 18 days. The applicant is seeking punishment of removal from service. In the circumstances, refusing to condone the marginal delay would amount to defeat the cause of justice at the threshold. This is a fit case to condone the delay. Hence, the following order :-

//2// M.A. 553/2022 in
O.A. St. 3004/2022

ORDER

1. The M.A. No. 553/2022 is allowed.
2. The delay of 18 days caused in filing the accompanying Original Application is hereby condoned.
3. Accordingly, the M.A. stands disposed of. The Registry is directed to register and number the accompanying O.A. in accordance with law by taking into account other office objection/s, if any.
4. No order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION ST. NO. 3004 OF 2022
(Madhukar L. Rathod Vs. State of Maharashtra & Ors.)**

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

(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Y.R. Barhate, 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 30.01.2023.

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 30.01.2023.

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

MEMBER (J)

**ORIGINAL APPLICATION NO. 760 OF 2017
(Jeetesh A. Jangale Vs. State of Maharashtra & Ors.)**

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

(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate holding for Shri V.P. Patil, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. The present Original Application is filed seeking correction in profile of the applicant by showing the applicant belonging to OBC category on the website of MPSC for the post of Assistant Motor Vehicle Inspector in the recruitment of 2017.

3. Learned Advocate for the applicant submits that entire process of recruitment of the year 2017 in that regard has been completed. In view of the same, nothing remains to be decided in the present Original Application and it has become infructuous.

4. In view of above, the Original Application stands disposed of as infructuous. There shall be no order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO. 859 OF 2019
(Kalpesh R. Patil Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

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

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

3. S.O. to 21.12.2022. **High on Board.**

MEMBER (J)

ORIGINAL APPLICATION NO. 859 OF 2019
(Kalpesh R. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

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

2. The present matter has already been treated as
part heard.
3. S.O. to 21.12.2022. **High on Board.**

MEMBER (J)

**O.A. Nos. 95/2022, 97/2022 and M.A. 62/2022
in O.A. St. 209/2022
(Vijay U. Kale Vs. State of Maharashtra & Ors.)**

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

(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri G.M. Jadhav, learned Advocate for the applicant in all these cases and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities in all these cases.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 2 in O.A. No. 97/2022. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 25.01.2023. **High on Board.**

MEMBER (J)

C.P. No. 16/2020 in O.A. No. 886/2018
(Baliram D. Waghmare Vs. State of Maharashtra & Ors.)

WITH

C.P. No. 17/2020 in O.A. No. 883/2018
(Sawairam D. Rathod Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri L.R. Kardile, learned Advocate holding for Shri G.N. Kulkarni, learned Advocate for the applicants in both the cases and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in both the cases.

2. S.O. to 17.01.2023 for hearing.

MEMBER (J)

C.P. No. 20/2021 in O.A. No. 200/2016
(Shaikh Rahim Shaikh Chand Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Rahul Shimre, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. S.O. to 18.01.2023 for hearing.

MEMBER (J)

KPB ORAL ORDERS 13.12.2022

**ORIGINAL APPLICATION NO. 1387 OF 2000
(Prayagbai G. Ghule Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Heard Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities.

2. S.O. to 18.01.2023 for hearing.

MEMBER (J)

**O.A. No. 852/2017 with O.A. No. 853/2017
(Nilesh D. Kale Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in both the cases, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in both the cases and Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for respondent No. 5 in both the cease.

2. At the request of learned Advocate for the applicant, S.O. to 07.03.2023.

MEMBER (J)

**ORIGINAL APPLICATION NO. 42 OF 2018
(Tukaram P. Bondre Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri R.N. Bharaswadkar, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. S.O. to 18.01.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 646 OF 2019
(Manoj N. Pande Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Abhay Rathod, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri K.G. Salunke, learned Advocate for respondent Nos. 4, 5 & 7. Shri V.M. Mane, learned Advocate for respondent No. 6, **absent**.

2. S.O. to 19.01.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 1024 OF 2019
(Lata S. Sanap Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri G.K. Kshirsagar, learned Advocate for the
applicant (**Absent**). Heard Smt. Deepali S.
Deshpande, learned Presenting Officer for the
respondent authorities.

2. S.O. to 19.01.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 370 OF 2020
(Shrimant M. Ture Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. S.O. to 19.01.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 411 OF 2020
(Ashfaq Shahnoor Quraishi Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Second set not filed.
3. S.O. to 20.01.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 559 OF 2020
(Vishranti B. Giri Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri A.C. Deshpande, learned Advocate for the
applicant (**Absent**). Heard Shri M.P. Gude, learned
Presenting Officer for the respondent authorities.

2. S.O. to 20.01.2023 for hearing.

MEMBER (J)

O.A. No. 275/2021 with O.A. No. 276/2021
(Parmeshwar P. pawar & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri D.B. Bhangre, 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..

2. S.O. to 20.01.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 305 OF 2021
(Devidas G. Nandgaonkar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. S.O. to 23.01.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 440 OF 2021
(Waheeda Fiyjojoddin Kazi Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. S.O. to 23.01.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 511 OF 2021
(Dr. Sujitkumar S. Randive Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri A.D. Sugdare, learned Advocate for the applicant (**Leave Note**). Heard Shri M.P. Gude, learned Presenting Officer for the respondent authorities. Shri V.M. Vibhute, learned Advocate for respondent No. 5, **absent**.

2. S.O. to 23.01.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 608 OF 2021
(Pawansing R. Bight Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. S.O. to 23.01.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 652 OF 2021
(Sadashiv N. Pohandulkar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. S.O. to 24.01.2023 for hearing.

MEMBER (J)

**O.A. Nos. 670, 671, 672 & 673 all of 2021
(Gokul D. Patil & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these O.As.

2. Learned Chief Presenting Officer filed sur-rejoinder on behalf for respondent Nos. 1 to 3 to the rejoinder affidavit filed by the applicants in all these O.As. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 11.01.2023 for hearing.

MEMBER (J)

**M.A. No. 601/2019 in O.A. St. No. 2211/2019
(Maharashtra Rajya Rekhachitra Shakha Karmachari
Sanghatna Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Smt. P.R. Karpe, learned Advocate
holding for Shri Avinash Khedkar, learned Advocate
for the applicant and Shri M.P. Gude, learned
Presenting Officer for the respondent authorities.

2. S.O. to 13.01.2023 for hearing.

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)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for
the applicant and Shri N.U. Yadav, learned
Presenting Officer for the respondent authorities.

2. S.O. to 13.01.2023 for hearing.

MEMBER (J)

KPB ORAL ORDERS 13.12.2022

**M.A. No. 67/2021 in O.A. St. No. 268/2021
(Chikkahyakanahaalli Doddaiah Krishnaiah Setty Vs.
State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Avinash Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate for respondent No. 4.

2. S.O. to 13.01.2023 for further consideration.

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)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri H.D. More, learned Advocate for the
applicant and Shri M.P. Gude, learned Presenting
Officer for the respondent authorities.

2. S.O. to 13.01.2023 for hearing.

MEMBER (J)

KPB ORAL ORDERS 13.12.2022

**M.A. No. 206/2021 in O.A. St. No. 608/2021
(Nitin M. Baviskar Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for
the applicant and Smt. Deepali S. Deshpande,
learned Presenting Officer for the respondent
authorities.

2. S.O. to 16.01.2023 for hearing.

MEMBER (J)

M.A. No. 13/2022 in O.A. No. 553/2019
(Markand N. Gangaram & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Mujahed Hussain, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. S.O. to 23.01.2023 for further consideration.

MEMBER (J)

**M.A. No. 125/2022 in O.A. St. No. 120/2022
(Gunaji D. Rathod Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Shri V.S. Bhale, learned Advocate for the
applicant (**Absent**). Heard Shri M.P. Gude, learned
Presenting Officer for the respondent authorities.

2. S.O. to 16.01.2023 for hearing.

MEMBER (J)

M.A. No. 312/2022 in O.A. St. No. 1121/2022
(Dr. Balasaheb M. Kalegore & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri P.R. Tandale, learned Advocate for
the applicants and Shri N.U. Yadav, learned
Presenting Officer for the respondent authorities.

2. S.O. to 17.01.2023 for hearing.

MEMBER (J)

KPB ORAL ORDERS 13.12.2022

**M.A. No. 340/2022 in O.A. No. 588/2022
WITH
M.A. No. 341/2022 in O.A. No. 589/2022
WITH
M.A. No. 342/2022 in O.A. No. 590/2022
WITH
M.A. No. 343/2022 in O.A. No. 591/2022
WITH
M.A. No. 344/2022 in O.A. No. 592/2022
(Ramesh M. Chavan & ors. Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri Sarvesh Naik, learned Advocate for the applicants in all these cases and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in all these O.As.

2. S.O. to 17.01.2023 for hearing.

MEMBER (J)

**M.A. No. 474/2022 in O.A. No. 354/2022
(Riyaj M. Deshmukh Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for
the applicant and Shri N.U. Yadav, learned
Presenting Officer for the respondent authorities.

2. S.O. to 17.01.2023 for hearing.

MEMBER (J)

**M.A. No. 486/2022 in O.A. No. 397/2019
(Shilpa J. Ingale Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
(This matter has been placed before the
Single Bench due to non-availability of
Division Bench)

DATE : 13.12.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for
the applicant and Shri N.U. Yadav, learned
Presenting Officer for the respondent authorities.

2. S.O. to 17.01.2023 for hearing.

MEMBER (J)

KPB ORAL ORDERS 13.12.2022

ORIGINAL APPLICATION NO. 255 OF 2019
(Subhash Devrao Thale Vs. State of Maharashtra & Ors.)

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

DATE : 13.12.2022

ORAL ORDER :

Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. The present matter is to be treated as depart heard and it be placed before the regular Single Bench.

3. S.O. to 03.02.2023.

MEMBER (J)

**ORIGINAL APPLICATION NO. 405 OF 2019
(Shishupal S. Raut Vs. State of Maharashtra & Ors.)**

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

DATE : 13.12.2022

ORAL ORDER :

Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. The present matter is to be treated as depart heard and it be placed before the regular Single Bench.

3. S.O. to 03.02.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 939 OF 2019
(Dr. Yashwant S. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 13.12.2022

ORAL ORDER :

Heard Shri P.D. Bodade, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

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

3. S.O. to 16.12.2022.

MEMBER (J)

**O.A.NO. 1112/2022 WITH CAVEAT 40/2022
(Mohammad Raza Khan Vs. State of Maha. & Ors.)**

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

DATE : 13.12.2022

ORAL ORDER :

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

2. The Original Application has been filed by the applicant challenging the impugned order of transfer dated 9.12.2022 (Annexure 'A-4') issued by respondent No. 1, thereby transferring the applicant from the post of Deputy Director, Town Planning, Development Plan, Special Unit, Aurangabad Municipal Corporation to the post of Deputy Director, Town Planning, Maitri Kaksha, Maharashtra Rajya Laghu Udyog Vikas Mahamandal, Mumbai, on vacant post. The applicant is seeking interim stay to execution and implementation of the said order.

3. Respondent No. 1 has filed CAVEAT. In view of that learned Chief Presenting Officer seeks time for filing affidavit in reply and producing relevant documents on record. He further submitted that the applicant has been relieved from his present post. The copy of relieving order dated 9.12.2022 (Annexure 'A-6') is produced on record by the applicant himself.

:: - 2 - :: O.A.1112/22 WITH CAVEAT 40/22

4. Learned counsel for the applicant however, submitted that the applicant is holding the responsible post of Deputy Director, Town Planning, Development Plan, Special Unit, Aurangabad Municipal Corporation and he is the head of the said special unit. There is no mention of handing over the charge by the applicant to anybody. Moreover, nobody is placed or posted in his place at Aurangabad. In the circumstances, the applicant has not handed over the charge of his post to anybody.

5. Learned counsel for the applicant further submitted that the applicant apprehends that the respondents may try to bring the case of the applicant under second proviso to Sub-rule (1) of Rule 36 of the Maharashtra Civil Services (Joining Time, Foreign Service and Payments During Suspension, Dismissal and Removal) Rules, 1981, which provision is as under: -

36. Transfer to foreign service not permissible without consent.- (1) No Government servant may be transferred to foreign service against his will :

Provided that, -- -- - -- --

Provided further that this sub-rule shall not apply to the transfer of a Government servant recruited in service on or after 30th July, 1977 to the service of a body incorporated or not, which is wholly or substantially owned or controlled by Government.

:: - 3 - :: O.A.1112/22 WITH CAVEAT 40/22

6. As on today, according to the applicant, no requisite sanction order for transfer is served upon the applicant issued by the Government as contemplated under Rule 40 (1) of the Maharashtra Civil Services (Joining Time, Foreign Service and Payments During Suspension, Dismissal and Removal) Rules, 1981 before his transfer to foreign service as per the impugned order.

7. Upon enquiry in respect of handing over the charge, learned C.P.O. is unable to respond in spite of Caveat on record. In view of the same, learned counsel for the applicant apprehends that the respondents may create some back dated documents as regards handing over the charge. Learned C.P.O. to take note of the said submission.

8. As there is Caveat on record, in my opinion, it would be just and proper to grant reasonable time to the respondents to file affidavit in reply, if any and to place on record requisite documents at least on or before next date. In the facts and circumstances, the prayer for interim relief is kept open and will be considered on the next date.

9. S.O. to 16.12.2022.

MEMBER (J)

