

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL  
MUMBAI**

**BENCH AT AURANGABAD**

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

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

**And**

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

**Date:- 15/03/2024**

<b>Sr. No</b>	<b>Case No.</b>	<b>District</b>	<b>Advocate's &amp; Applicant's Name</b>	<b>Subject</b>	<b>Remarks</b>	
<b>Urgent Admission Matters</b>						
<b>1</b>	CP13/22 In OA130/17	Beed	Adv.S B Jadhav (Priyanka A Dongre)	Contempt Petition	<b>20.06.2024</b>	
<b>2</b>	OA1021/22	Jalna	Adv.C V Dharurkar (Madhav K Khaire)	Departmental Enquiry	<b>30.04.2024</b>	
<b>3</b>	OA09/24	P'bhani	Adv.Shamsunder B Patil (Dr.Bapurao K Pawar)	Seniority List		
<b>4</b>	TA09/24 WP1043/24	N'bar	Adv.Gajendra D Jain(Bhansali) (Imrankhan Ahemadkhan Pinjari)	Selection Process	<b>03.04.2024</b>	
<b>5</b>	OA186/24	Jalna	Adv.C V Dharurkar/ Adv.Vinaya Muley (Shamrao A Gite)	Departmental Enquiry	<b>30.04.2024</b>	

6	OA294/24	Chh.S' Nagar	Adv.Saket G Joshi (Dr. Pallavi G Narwane)	Appointment		
7	OA295/24	A'bad	Adv.Joslyn A Menezes (Sachin D Bhume)	Departmental Enquiry		
8	OA811/19	Dhule	Adv.Deepak D Choudhari (Bhushan D Kagane)	Dismissal From Service	27.03.2024	
<b>Order Matters</b>						
9	MA53/19 In OAS185/19	J'gaon	Adv.Suchita A Dhongde (Ashok B Amrutkar) <b><u>Adv.S S Chillarge for R.No.3</u></b>	M.A. For Condonation of Delay	02.04.2024	
10	MA496/23 In OA222/23	A'bad	Adv.A S Deshpande (Vijay U Awadhane & Ors.)	M.A. For Direction/ I.R.	26.03.2024	
11	MA56/24 In OA64/24 <b>With</b> Caveat 43/23 to 70/23	A'bad	Adv.Neha B Kamble (Shubham M Vanjare & Ors.) <b><u>Adv. Kalyan V Patil/Adv.R R Avhad for Caveators i.e. Caveat No.43/23 to 70/23</u></b> (Nikhil V Patil & Ors.)	M.A.56/24 For Direction  OA64/24 For Selection Process	19.03.2024	
12	MA87/24 In OA145/24	Chh. S' Nagar	Adv. Neha B Kamble <b>In MA 87/24 In</b>	M.A.87/24 For Direction	19.03.2024	

	<b>With Caveat 43/23 to 70/23</b>		<p><b>OA145/24</b> (Ramesh V Hadbe &amp; Ors.)</p> <p><b><u>Adv.Sangharsh V Waghmare For Respective Respondents</u></b> (Sushant M Patil &amp; Ors.)</p> <p><b><u>Adv.R R Avhad/Adv.K V Patil for Caveator i.e.Caveat No.43/23 to 70/23</u></b> (Nikhil V Patil) <b><u>Adv.Avinash S Deshmukh For R.Nos. 3 to 6 in OA145/24</u></b></p>	OA145/24 For Selection Process		
<b>Due Admission Matters</b>						
<b>13</b>	CP43/19 In MA97/12 In OA817/11	P'bhani	Adv.Ashish B Rajkar (Dharamapal U Dethe) <b><u>Adv.D T Devane for R.No.3</u></b>	Contempt Petition	23.04.2024	
<b>14</b>	OA31/19	J'gaon	Adv.Kunal A Kale (Vivek P Bhamre) <b><u>Adv.N R Dayama for R.No.4</u></b>	Promotion/ Service Benefits	05.04.2024	
<b>15</b>	OA246/19	Latur	Adv.S B Solanke (Shriniwas S Kulkarni & Ors.)	Appointment	04.04.2024	
<b>16</b>	OA299/19 With Caveat30/23	A'bad	Adv.Preeti R Wankhade	Advertisement/ Allow to Appear For	07.05.204	

	<b>with</b>		(Rahul T Pol & Ors.) <b><u>CPO MAT A'BAD</u></b> <b><u>For Caveator</u></b> (i.e. The Commissioner, Health & Mission Director National Health Mission, Maharashtra State, Arogya Bhavan, Saint George Hospital Compound, Near CST Mumbai)	Exam		
<b>17</b>	OA463/21	A'bad	Adv.P R Wankhade (Payal P Tathe)	Selection Process	07.05.2024	
<b>18</b>	OA1035/19	A'bad	Adv.V B Wagh (Dr. Sonali B Sayamber)	Challenging G.R./ Refixation of Pay Scale	06.05.2024	
<b>19</b>	OA41/20	Hingoli	Adv.Avinash S Deshmukh (Nagesh C Kumbre)	Continuation	16.04.2024	
<b>20</b>	OA107/20	Nanded	Adv.M R Kulkarni (Dr.Abdul Mubashir Abdul Majid Siddiqui & Ors.)	Count the Part Service/ Refixation of Pay	17.04.224	
<b>21</b>	OA133/20	P'bhani	Party In Person (Alka S Mundhe)	Advertisement	15.04.2024	
<b>22</b>	OA164/20	Dhule	Adv.A M Hajare (Hemant M Chhajer)	Departmental Enquiry	26.04.2024	
<b>23</b>	OA265/20	O'bad	Adv.Avinash S Deshmukh	Reversion		

			(Gulab H Panchal)			
24	OA04/21	J'gaon	Adv.Ajay S Deshpande (Kiran S Pawar)	Promotion	26.04.2024	
25	OA100/21	A'bad	Adv.Dhananjay A Mane (Manisha T Gite)	Departmental Exam/ Pay Fixation	29.04.2024	
26	OA170/21	A'bad	Adv. Talekar & Associates (Shivkumar V Chivde) <b><u>Adv. J P Legal for R.Nos.5 to 7</u></b>	Selection	02.04.2024	
27	OA171/21	A'bad	Adv. Talkear & Associates (Shivkumar V Chivde) <b><u>Adv.J P Legal for R.Nos.5 &amp; 6</u></b>	Selection	02.04.2024	
28	OA275/21 <b>with</b>	Jalna	Adv.D B Bhange (Parmeshwar P Pawar)	Selection/ Appointment	29.04.2024	
29	OA276/21	A'nagar	Adv.D B Bhange (Akshay V Thorat)	Selection/ Appointment	29.04.2024	
30	OA685/21	A'bad	Party In Person (Amol V Chate & Ors)	Challenging Advertisement	15.04.2024	
31	OA724/21	Dhule	Adv.Pramod S Gaikwad (Sunil S Mate) <b><u>Adv.Ganesh Kedar for R.No.8</u></b>	Enquiry	25.04.2024	

32	OA734/21	Latur	Adv.M L Dharashive/ Adv.Shilpa Awchar (Ganesh S Panchal)	Termination	22.04.2024	
33	OA770/21	Hingoli	Adv.S S Londhe (Gangaram S Bele)	Seniority List/ Promotion	30.04.2024	
34	OA786/21	A'nagar	Adv.Manoj A Dond (Yogesh A Misal & Ors.)	Seniroyty/ Promotion	30.04.2024	
35	OA107/22	A'bad	Adv.Sunil B Jadhav (Mohan S Desale)	Extending the Period of Probation	30.04.2024	
36	OA198/22	A'bad	Adv.R B Ade (Sachin H Bidkar)	De Novo Enquiry	30.04.2024	
37	OASt376/22	P'bhani	Adv.O Y Kashid (Abhilash V Gore)	Departmental Enquiry	19.04.2024	
38	OA533/22	A'bad	Adv.V B Wagh (Sunil N Jahagirdar)	Major Punishment	10.04.2024	
39	OA547/22 <b>with</b>	P'bhani	Adv.Amol B Chalak (Ganesh S Chavan)	Examination/ Eligibility/ Select List	18.03.2024	
40	MA161/23 In OA616/22 <b>with</b>	Pune	Adv A S Khedkar (Abhijit T Pore)	M.A For Adding Party as Applicant		
41	OA784/22	Dhule	Adv.A S Khedkar (Jitesh P Wagh) <b><u>Adv.S S Thombre For R.No.9</u></b>	Selection Process		

<b>42</b>	OA579/22	Latur	Adv. P R Tandale (Dr. Satyavijay N Jadhav)	Challenging Recruitment Rules/ Seniority	02.05.2024	
<b>43</b>	OA581/22	Beed	Adv.Avinash V Choudhari (Vijay B Deshmukh)	Promotion	02.05.2024	
<b>44</b>	OA690/22	A'bad	Adv. P V Bodke Patil (Sachin J Gadekar)	Interview	29.04.2024	
<b>45</b>	OA768/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V T Patil (Satish D Narwade)	Removal From Service	19.04.2024	
<b>46</b>	OA820/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V T Patil (Navnath U Jadhav)	Major Punishment	19.04.2024	
<b>47</b>	OA1015/22	Jalna	Adv.O Y Kashid (Vilas D Jagtap)	Preliminary Enquiry/ Departmental Enquiry	19.04.2024	
<b>48</b>	OA26/23	J'gaon	Adv.Rahul O Awasarmol (Vilas G Dongre & Ors)	Seniority List	07.05.2024	
<b>49</b>	OA128/23	Latur	Adv.A A Phad (Gajanan H Shinde)	Promotion	18.04.2024	
<b>50</b>	OA229/23	Beed	Adv.Omprakash Y Kashid (Rajendra P Sanap)	Denial of Departmental Enquiry Report	19.04.2024	

51	OA366/23 With Caveat12/23	Nanded	Adv.A S Deshmukh (Nitin B Kolkekar) <b><u>Adv.Ajay S Deshpande for Ceaveator i.e. R.Nos. 3 &amp; 4</u></b>	Seniority List/ Reversion	20.03.2024	
52	OA956/23 with	Latur	Adv.J J Patil <b>Adv.J J Patil has Filed Leave Note From 11.03.2024 to 15.03.2024</b> (Kishor A Patil) <b><u>Adv. S A Dhongde For R.No.2</u></b>	Promotion	30.04.2024	
53	OA957/23	Latur	Adv.J J Patil <b>Adv.J J Patil has Filed Leave Note From 11.03.2024 to 15.03.2024</b> (Rajendra S Halkude)	Promotion		
54	OA981/23	Latur	Party In Person (Swati S Maknikar)	Appointment	04.04.2024	
<b>Final Hearing Matters</b>						
55	OA345/17	P'bhani	Adv.A D Gadekar (Abhiman M Kale) <b><u>Adv.Shamsunder B Patil for R.Nos.2 to 6</u></b>	Termination	16.04.2024	
56	OA603/17 With	Latur	Adv.Avinash S Deshmukh (Jaideep A Limbale & Ors)	Challenging G. R.	28.03.2024	



<b>57</b>	OA604/17 With	P'bhani	Adv.Avinash S Deshmukh (Kishor S Sabhadinde & Ors)	Challenging G. R.		
<b>58</b>	OA605/17 With	O'bad	Adv.Avinash S Deshmukh (Pratap B Jalkute)	Challenging G. R.		
<b>59</b>	OA606/17 With	Beed	Adv.Avinash S Deshmukh (Bhausahab B Rathod & Ors)	Challenging G. R.		
<b>60</b>	OA607/17 With	Nanded	Adv.Avinash S Deshmukh (Praveen A Kulkarni & Ors)	Challenging G. R.		
<b>61</b>	OA608/17 With	A'nagar	Adv.Avinash S Deshmukh (Sachin M Ralebhat)	Challenging G. R.		
<b>62</b>	OA609/17 With	A'bad	Adv.Avinash S Deshmukh (Pramod U Nade)	Challenging G. R.		
<b>63</b>	OA780/17	Beed	Adv.P R Wankhade (Ramhari N Kamble)	Challenging G. R.		
<b>64</b>	OA833/18	J'gaon	Adv.Naseem R Shaikh (Prashant A Falke)	Dismissal	04.04.2024	
<b>65</b>	OA141/19	A'bad	Adv.A S Deshpande/ Adv.V P Potbhare (Dr.Pandharinath S Gawali & Ors.)	N.P.A.	17.04.2024	



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

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

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

**And**

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

**Date: -15/03/2024**

**For Reply Board**

<b>Sr. No.</b>	<b>Case No.</b>	<b>District</b>	<b>Advocate's &amp; Applicant's Name</b>	<b>Subject</b>	<b>Remarks</b>	
<b>Due Admission Matters</b>						
<b>1</b>	OA423/20	Dhule	Adv N L Chaudhari (Rahul P.Deore)	Promotion	16.04.2024	
<b>2</b>	OA792/21	A'bad	Adv.K.B. Jadhav (Rajendra B Pawar)	Pay Fixation/ Revision of Pay	14.06.2024	
<b>3</b>	OA507/22	Beed	Adv.V.S. Kadam (Lande Akshay Ramnath)	Selection List	01.04.2024	
<b>4</b>	OA508/22	A'nagar	Adv.V.S. Kadam (Mangesh D Auti)	Selection List	<b>01.04.2024</b>	
<b>5</b>	OA210/22	O'bad	Adv K G Salunke/ Adv K B Jadhav (Mangesh M Waghlikar & Ors.)	Seniority List	18.04.2024	
<b>6</b>	OA237/22	Jalna	Adv.S.S. Jadhavar (Vinayak U Banchod)	Seniroyty List/ Promotion	18.04.2024	

7	OA445/22	Nanded	Adv.R.A. Joshi (Shilpa S Dhanmane & Ors.)	Examination	18.04.2024
8	OA1026/22	Nanded	Adv S B Patil (Dr. Pradeep V Kendre)	Eligibility / Interview	25.04.2024
9	OA105/23	P'bhani	Adv.N.B. Jadhav/ Adv.K.G. Salunke (Vilas K Katkar)	Appointment	29.04.2024
10	OA662/23	A'bad	Adv K B Jadhav (Rajesh R Potpallewar)	Promotion	04.04.2024
11	OA671/23	Beed	Adv K J Ghute Patil (Rahim S Mogal)	Departmental Enquiry	<b><u>19.04.2024</u></b>
12	OA850/23	O'bad	Adv Ajinkya A Reddy (Yuvraj S Bhosale)	Soniority	16.04.2024
13	OA864/23	Dhule	Adv Avinash S Deshmukh (Amarsingh R Hazari)	Continuation of Service	28.03.2024
14	OA1027/22	Hingoli	Adv S B Patil (Dr. Sachin O Khakare)	Eligibility / Interview	25.04.2024
15	OA1079/23	A'bad	Adv Amol B Chalak (Rajesh D Mane)	Appointment	19.04.2024

<b>16</b>	OA1094/23	Dharashiv	Adv S S Jadhavar (Pradip M Chandanshive)	Departmental Enquiry Suspension Posting	18.04.2024	
<b>17</b>	OA1120/23	A'bad	Adv B N Magar- Patil (Satule C Virabhadra & Ors.)	Selection Process	19.03.2024	
<b>18</b>	OA80/24	A'nagar	Party in Person (Vishal A Dhole)	Appointment Posting	01.04.2024	
<b>19</b>	OA270/24	Jalna/A'nagar	Adv Ajay S Deshpande (Santosh M Jadhav & Ors.) <b><u>Adv M S Taur</u></b> <b><u>for Caveator</u></b>	Seniority List	21.03.2024	
<b>Order Matters</b>						
<b>20</b>	MA35/18 In OAST97/18	A'nagar	Adv.S.S. Jadhavar (Nilesh R Tagad) <b><u>Adv.M.B. Kolpe</u></b> <b><u>for R.No.2</u></b>	M.A. For Condonation of Delay	16.04.2024	
<b>21</b>	MA357/23 In OA06/23	Dhule	C P O Mat A'bad (The State of Maharashtra & Ors.) Adv V B Wagh <b>In OA 06/23</b> (Pandurang G Lomole)	M.A For Modification of Interim Order	28.03.2024	

<b>22</b>	MA390/23 In OASt1562/23	Nanded	Adv.R.D. Khadap (Balaji V Malchature)	M.A. For Condonation of Delay	24.04.2024	
<b>23</b>	MA579/23 With MASt2324/23 In OASt2325/23	Beed	Adv C V Dharurkar (Pallavi S Karande & Ors.)	M.A For Condonation of Delay	03.04.2024	

**ORIGINAL APPLICATION NO. 545 OF 2023**  
**(Vaishali A. Salve Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant has submitted representation dated 20.02.2024 to the District Collector, Ahmednagar stating therein that the posts in terms of the options exercised by him of Circle Officer, Belvandi, Tq. Shrigonda, Dist. Ahmednagar and Circle Officer, Nalegaon, Tq. and Dist. Ahmednagar are still vacant and therefore, she may be considered on either of the said post. Learned counsel has pointed out that the applicant has exercised the said options due to the family difficulties. Learned counsel submits that if the said representation is considered by the respondent authorities, the present O.A. can be disposed of. Copy of the said representation dated 20.02.2024 is taken on record and marked as document 'X' for identification.

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O.A. No. 545/2023

3. Learned Presenting Officer seeks time take instructions from the concerned respondent/s in this regard. Time granted.

4. S.O. to 28.03.2024 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024



**ORIGINAL APPLICATION NO. 17 OF 2022**  
**(Baburao M. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri S.S. Tandale, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 26.04.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 27 OF 2022**  
**(Shaikh Hamed Shaikh Hyder Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri I.D. Maniyar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 10.06.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 903 OF 2022**  
**(Balaji G. Kharat Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri A.D. Dhakne, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent No. 3, are present.

2. By consent, S.O. to 10.06.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 978 OF 2022**  
**(Ganesh J. Kharadkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri Vishnu Kande, learned counsel holding for Shri Ajinkya Reddy, learned counsel for respondent No. 2, are present.

2. At the request of learned Presenting Officer, S.O. to 10.04.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 1094 OF 2022**  
**(Madhav B. Wangaje Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri D.K. Dagadkhair, learned counsel for the applicant (**Absent**). Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, as a last chance, S.O. to 11.06.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 1095 OF 2022**  
**(Tukaram S. Pohare Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri D.K. Dagadkhair, learned counsel for the applicant (**Absent**). Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, as a last chance, S.O. to 11.06.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**O.A. No. 414/2023 with M.A. No. 360/2023**  
**(Sachinsingh B. Chauhan Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 10.04.2024 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 591 OF 2023**  
**(Sanjay P. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri P.B. Umrani, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 26.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024



**ORIGINAL APPLICATION NO. 790 OF 2023 WITH  
CAVEAT NO. 29/2023  
(Dinesh C. Maliagir Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri B.R. Warama, learned counsel for the applicant (**Absent**). Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri P.B. Patil, learned counsel for respondent No. 5 (Caveator), are present.

2. Learned counsel for respondent No. 5 insisted for vacating interim relief. This Tribunal has passed the well-reasoned order and granted the interim relief. Thus, in absence of the counsel appearing for the applicant, the present matter cannot be taken up for hearing.

3. Learned counsel for respondent No. 5 is requested to inform the learned counsel for the applicant regarding next date of hearing in writing.

4. As none present for the applicant, S.O. to 26.04.2024 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 980 OF 2023**  
**(Smita P. Gavit Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 18.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 581 OF 2017**  
**(Mangal S. Kathar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

2. S.O. to 03.04.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 158 OF 2018**  
**(Dr. Yogesh U. Sathe Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri S.G. Kulkanri, learned counsel holding for Shri Ajay Deshpande, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.06.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 197 OF 2020**  
**(Ajay R. Suryawanshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17.04.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 579 OF 2020**  
**(Dr. Shaikh Ambreen Fatema Abdul Hafiz Vs. State of**  
**Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay Deshpande, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.06.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 07 OF 2021**  
**(Arun W. Thakur Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17.04.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 172 OF 2021**  
**(Baliram S. Pandule Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Vijay Adkine, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17.04.2024 for final hearing.
3. Interim relief granted earlier to continue till then.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 56 OF 2022**  
**(Sidram M. Koli Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri K.P. Rodge, learned counsel for the applicant (**Absent**). Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 10.06.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1025 OF 2022**  
**(Azizkhan Yusufkhan Pathan Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri N.D. Sonavane, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Though learned counsel for the applicant has filed written notes of arguments, learned counsel for the applicant on instructions submits that the applicant is ready for giving consent to this Tribunal for disposing of the present Original Application by giving directions to the respondent authorities to consider the representation submitted by the applicant in time bound manner.

3. Learned Presenting Officer seeks time to go through the written notes of arguments and make appropriate submissions as to whether the said alternate prayer can be considered by directing the respondent authorities to decide the representation submitted by the applicant in time bound manner. Time granted.

4. S.O. to 01.04.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 586 OF 2023**

**(Umesh R. Kavle Vs. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 618 OF 2023**

**(Kishor A. Salunke Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicants in both the O.As. and S/shri D.M. Hange & A.P. Basarkar, learned Presenting Officers for the respondent authorities in respective O.As.

2. Learned counsel for the applicants has placed on record a copy of the order dated 07.02.2024 passed by the Principal Seat of this Tribunal at Mumbai in O.A. No. 872/2023, wherein in the identical situation, in respect of the employee of the same post and same department, it is directed that the Principal Secretary 'Medial Education and Drugs Department' therefore informed to submit 'Brief Note' to office of next 'Superior Transferring Authority' who is 'Hon'ble Chief Minister, Maharashtra State' to separately consider and take expeditious decision with regard to the proposal of the applicant for transfer to the vacant post of 'Food Safety Officer, Sangli'. Learned counsel submits that

//2// O.A. 586 & 618 both of 2023

in view of the aforesaid order passed by the Principal Seat of this Tribunal at Mumbai, the decision has been taken. By Government order dated 07.03.2024, the transfer order has been modified in respect of one Shri Anil A. Pawar, who is the applicant in the said O.A. No. 872/2023. Learned counsel submits that in the instant O.As. the same direction can be given as an interim relief.

3. Learned Presenting Officer seeks time till Tuesday to address this Tribunal about the present status and would make appropriate submissions in light of the order passed in O.A. No. 872/2023 placed before this Tribunal today. Time granted.

4. S.O. to 19.03.2024 for hearing.

**MEMBER (J)**

**O.A. Nos. 444/2021, 593/2022, 850/2022, 611/2022, 80/2023, 194/2023, 257/2023, 781/2022, 238/2022, 883/2023 and 58/2024**

**(Shivkumar A. Pohal & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

S/shri M.S. Chudhari, S.B. Solanke and Harish Bali, learned counsel holding for M.P. Tripathi, learned counsel for the respective applicants in respective O.As. and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. Learned counsel appearing for the applicants in the aforesaid Original Applications submits that in light of the order passed by the Hon'ble High Court of Bombay, Bench at Aurangabad in W.P. No. 3950/2023, the Government has issued G.R. dated 11.03.2024, wherein it is specifically stated that in terms of the G.R. dated 24.02.2023 and further in terms of the directions given by the Hon'ble High Court Bombay, Bench at Aurangabad in the aforesaid W.P., the appointments will be given to the legal heirs.

3. In view of above, learned Presenting Officer is directed to go through the aforesaid G.R. and make appropriate submissions as to whether the said G.R. is applicable to the present Original Applications.

4. S.O. to 15.04.2024 for hearing.

**MEMBER (J)**

**O.A. Nos. 510/2020, 587/2020, 269/2021, 772/2021, 377/2022, 732/2022, 744/2022, 815/2022, 929/2022, 983/2022, 1022/2022, 1111/2022, 38/2023, 117/2023, 525/2020, 920/2022, 592/2023 & 68/2021  
(Priyadarshi S. Maske & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

S/shri K.B. Jadhav, S.P. Salgar, Harish Bali, V.C. Suradkar, S.D. Joshi, learned counsel for the respective applicants in respective O.As. and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities in all these O.As., are present.

Shri S.P. Salgar, learned counsel for the applicants in O.A. Nos. 732/2022 & 815/2022, Shri V.S. Panpatte, learned counsel for the applicant in O.A. No. 510/2020, Smt. Neha Kamble, learned counsel for the applicants in O.A. Nos. 772/2021 & 744/2022, Shri P.V. Suryawanshi, learned counsel for the applicants in O.As. 1111/2022 & 38/2023 and Shri G.K. Mane, learned counsel for the applicant in O.A. No. 117/2023, are **absent**.

2. By consent, S.O. to 11.06.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 205 OF 2024**  
**(Varsha Landge Vs. State of Maharashtra & Ors.)**  
**WITH**  
**ORIGINAL APPLICATION NO. 206 OF 2024**  
**(Vikram M. Rajput Vs. State of Maharashtra & Ors.)**  
**WITH**  
**ORIGINAL APPLICATION NO. 207 OF 2024**  
**(Tanaji Dilip Barade Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

**(Through Video Conferencing)**

Smt. Poonam Mahajan, learned counsel for the applicants in all the O.As., Shri A.J. Chougule, learned Presenting Officer holding for Ms. S.P. Manchekar, learned Chief Presenting Officer for the respondent authorities in all the O.As. and Shri Alok Sharma, learned counsel appearing for respondent No. 5 i.e. the Election Commission of India in all these O.As., are present.

2. I have heard the learned counsel for the applicants for considerable time and also learned counsel Shri Alok Sharma, representing for Election commission of India.

3. Shri A.J. Chougule, learned Presenting Officer seeks time for the reason that there are some

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personal difficulties for Ms. S.P. Manchekar, learned Chief Presenting Officer. Time granted.

4. Part heard.
5. By consent, S.O. to 19.03.2024 at 3:30 p.m.
6. Interim relief if any granted earlier to continue till the next date of hearing.

**MEMBER (J)**

KPB ORAL ORDER 15.03.2024



**ORIGINAL APPLICATION NO.80/2024**  
**(Vishal Ashok Dhole Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Vishal Ashok Dhole, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks some more time to file affidavit in reply. Request is opposed by the party in person. However, in the interest of justice last chance is granted till 01-04-2024. If reply is not filed on the said date, the matter will be heard without reply of the respondents.

3. S.O. to 01-04-2024.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.155/2024**  
**(Pradeep M. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Swaraj S. Tandale, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities, are present.

2. Not on board. Taken on board. In the present matter reply appears to be necessary. Learned CPO has sought time to file affidavit in reply. Time is granted till 16-04-2024 for filing affidavit in reply.
3. S.O. to 16-04-2024 for filing reply.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO.792/2021**  
**(Rajendra B. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned Counsel for the applicant and Shri Kakasaheb B. Jadhav, learned counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. As the applicant is not intending to file any rejoinder, list the matter for hearing on 14-06-2024.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO.662/2023**  
**(Rajesh R. Potpallewar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Rutuja Kulkarni, learned Counsel for the applicant and Shri Kakasaheb B. Jadhav, learned counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply. Due opportunities are already granted. However, in the interest of justice time is granted till 04-04-2024.

3. S.O. to 04-04-2024.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO.1120/2023**  
**(Satule C. Virabhadra & Ors. Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri B.N.Magar Patil, learned counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, Shri Bhushan B. Kulkarni, learned Counsel for respondent no.2 and Shri A.S.Deshmukh along with Shri Rahul R. Awhad, learned Counsel for respondent nos.4 and 5, are present.

2. Learned Counsel for respondent no.2 has filed affidavit in reply. It is taken on record. Copy thereof be served on the other side.

3. Learned Counsel for respondent nos.4 and 5 has submitted affidavit in reply on behalf of the said respondents. It is taken on record. Copy thereof be served on the other side.

4. S.O. to 19-03-2024.

**MEMBER (A)**  
YUK ORAL ORDER 15.03.2024

**VICE CHAIRMAN**

**M.A.56/2024 IN O.A.64/2024 WITH CAVEAT NO.43 TO 70/2024**  
(Kajal Sahebrao Moon & Ors., Sushant M. Patil & Ors. Vs. State of Maharashtra & Ors.)

**M.A.87/2024 IN O.A.145/2024 WITH CAVEAT 43 TO 70/2024**  
(Ramesh V. Badbe & Ors., Sushant M. Patil & Ors. Vs. State of Maharashtra & Ors.)

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Neha Kamble, learned Counsel for applicants in M.A.56/2024 & O.A.64/2024 is **absent**. Shri R. Awhad, learned Counsel for Caveators is present.

Shri Ajay Deshpande, learned Counsel for applicants in O.A.No145/24 & 87/2024, Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities and Shri A.S.Deshmukh, learned Counsel for respondent nos.3 to 6 in O.A., are present.

Shri Sangharsh V. Waghmare, learned Counsel for private respondents is **absent**.

2. Shri Ajay Deshpande, learned Counsel has filed Vakalatnama on behalf of applicants in O.A.No.145/2024. He undertakes to add intervenors as respondents and will also give copy of the application and documents to the learned

Counsel for the intervenors. Necessary amendment be carried out.

3. S.O. to 19-03-2024. **Interim arrangement earlier in existence as per order dated 08-02-2024 shall continue till next date.**

**MEMBER (A)**

YUK ORAL ORDER 15.03.2024

**VICE CHAIRMAN**

**M.A.NO.496/2023 IN O.A.NO.222/2023**  
**(Vijay Awadhane & Ors. Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Ajay Deshpande, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned CPO submits that sur-rejoinder on behalf of the respondents will be filed during the course of the day. If the same is so filed, it be taken on record. Learned CPO undertakes to serve copy of the said sur-rejoinder on the other side.

3. List the matter for hearing on 26-03-2024. In the meanwhile, it will be open for the applicant to file rejoinder, if any.

4. Effect of the statement made by the learned CPO shall continue till next date.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.270/2024**  
**(Santosh M. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Ajay Deshpande, learned counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.S.Taur, learned Counsel for Caveator, are present.

2. To be listed in admission category on 21-03-2024.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO.105/2023**  
**(Vilas Kantappa Katkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

2. Learned Counsel for the applicant submits that rejoinder is not to be filed.
3. List the matter for hearing on 29-04-2024.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 15.03.2024

**T.A.NO.09/2024 (W.P.NO.1043/2024)**

**(Imrankhan Ahmedkhan Pinjari Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri Gajendra D. Jain (Bhansali), learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 03-04-2024.

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

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

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

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

7. S.O. to 03-04-2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO.294/2024**  
**(Dr. Pallavi G. Narwane Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Saket G. Joshi, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel on instructions received from the applicant seeks leave to withdraw the present O.A. Hence, the following order:

ORDER

O.A. stands disposed of as withdrawn without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.295/2024**  
**(Sachin D. Bhume Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Joslyn A. Menezes, learned counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel on instructions received from the applicant seeks leave to withdraw the present O.A. Hence, the following order:

ORDER

O.A. stands disposed of as withdrawn without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.09/2024**  
**(Dr. Bapurao s/o. Kamaji Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. It is the grievance of the applicant that in the seniority list published on 25-07-2023 his date of joining as well as his caste/tribe has been wrongly mentioned. Learned Counsel pointed out that when his date of joining the service is 03-02-2011, it has been shown as 02-03-2011 whereas when he belongs to NT(C) category, he is shown to be falling in the category of VJ(A). Learned Counsel has placed the relevant documents on record. Learned CPO has also perused the said documents.

3. It appears to us that the mistake has inadvertently occurred and the documents on record sufficiently demonstrate the correct date of joining and caste/tribe to which the applicant belongs.

We are, therefore, inclined to allow the O.A. Since necessary information and documents are existing on record and are not disputed by the respondents we may not wait any more for the affidavits in reply on behalf of the State. Documents on record sufficiently demonstrate that the applicant joined the Government service on 03-02-2011 and that he belongs to Nomadic Tribe. In the result, the following order is passed:

ORDER

[i] Respondents are directed to correct the date of joining of the applicant as 03-02-2011 and his caste/tribe as Nomadic Tribe instead of VJ(A) in the seniority list as on 01-01-2021 within 4 weeks from the date of receipt of this order.

[ii] O.A. stands allowed in the aforesaid terms, however, without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 349 OF 2020  
(Prakash S. Raut Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Ms. Rutuja Kulkarni, learned counsel holding for Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Even though the last chance is granted, no reply has been filed.
3. In view of above, list the matter for hearing on 24.04.2024 with liberty to other side to file affidavit in reply, if any, till then.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 378 OF 2022**  
**(Kiran K. Waghule Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri Vijay C. Suradkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. At the request of learned counsel for the applicant, issue fresh notices to respondents, returnable on 10.06.2024.

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

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

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

//2// O.A. 378/2022

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

7. The learned P.O. appears for all the respondents and seeks time for taking instructions.

8. S.O. to 10.06.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 432 OF 2023**  
**(Dr. Subhash P. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

Shri G.V. Mohekar, learned counsel for respondent No.4 is **absent**.

2. Even though the last chance is granted, no reply has been filed.

3. In view of above, list the matter for hearing on 10.04.2024 with liberty to other side to file affidavit in reply, if any, till then.

4. Status quo granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 767 OF 2023  
(Krishna S. Borde Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

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

3. S.O. to 08.04.2024. The interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 768 OF 2023**  
**(Appasaheb S. Abak Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri S.B. Patil, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 08.04.2024. The interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 83 OF 2024**  
**(Kunal H. Rajput Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Ms. Rutuja Kulkarni, leaned counsel holding for Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits that during course of the day, the affidavit in reply on behalf of respondents will be filed.

3. List the matter for filing affidavit in rejoinder and for admission hearing on 24.04.2024.

**MEMBER (J)**

**M.A.NO. 365 OF 2023 IN O.A.ST.NO. 1444 OF 2023  
(Gautam P. Karle Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Ms. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 1 to 4. The same is taken on record and copy thereof is given to other side.

3. List the matte for hearing on 23.04.2024.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**M.A.NO. 551 OF 2023 IN O.A.ST.NO. 2307 OF 2023  
(Seema V. Chawriya Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri M.S. Chaudhari, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 25.04.2024.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024



**ORIGINAL APPLICATION NO. 1074 OF 2019  
(Ashok M. Gadekar (Died) Through L.Rs. Kamal A. Gadekar  
& Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri A.M. Nagarkar, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicants submits that the applicants are not willing to file any rejoinder.

3. Pleadings completed. List the matter for admission hearing on 10.06.2024.

**MEMBER (J)**

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri G.R. Jadhav, learned counsel holding for Shri R.V. Naiknavare/H.P. Jadav, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 18.04.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 133 OF 2021  
(Balasaheb A. Chivate Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Vijaya Adkine, learned counsel holding for Smt. Suchita A. Dhongde, learned counsel for the applicant and Shri A.P Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.

3. At the request of learned counsel for the applicant, S.O. to 10.04.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 427 OF 2022  
(Vijay M. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri G.R. Jadhav, learned counsel holding for Shri M.B. Kolpe, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for applicant, S.O. to 10.06.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 870 OF 2023  
(Vijay P. Bauskar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for applicant, S.O. to 11.06.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1095 OF 2023  
(Sachin B. Waghmare Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Amol S. Gandhi, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent No.2, are present.

2. S.O. to 08.04.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 10.06.2024 for final hearing.

**MEMBER (J)**

**M.A.NO. 575 OF 2023 IN O.A.ST.NO. 2221 OF 2023  
(Rajabhau B. Kulkarni Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri Uddhav S. Jadhav, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notices to respondents in M.A., returnable on 10.06.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.



//2//

M.A. 575/2023 in  
O.A.St. 2221/2023

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

7. S.O. to 10.06.2024.

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

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION ST.NO. 2414 OF 2023  
(Sultana Ekbal Naikwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Sandesh K. Kamble, learned counsel holding for Shri S.P. Urgunde, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, is present.

2. At the request of learned counsel for the applicant, S.O. to 10.04.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 291 OF 2024  
(Pramod K. Gode Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Ms. Megha Mali, learned counsel holding for Shri A.P. Avhad, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 22.04.2024.

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

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

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

//2// O.A. 291/2024

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

7. The learned P.O. appears for all the respondents and seeks time for taking instructions.

8. S.O. to 22.04.2024.

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

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 292 OF 2024**  
**(Maruti V. Surwase Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 18.04.2024.

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

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

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

//2// O.A. 292/2024

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

7. The learned P.O. appears for all the respondents and seeks time for taking instructions.

8. Learned counsel for the applicant has pointed out Annexure 'A-9' wherein the contradictory remarks are passed by the committee and institute while verifying certain heavy equipments of the godown. Learned counsel for the applicant submits that in view of same, the recovery as contemplated in the order at the rate of Rs. 10,000/- per month from the salary of the applicant is illegal, incorrect and improper.

9. On perusal of the said document (Annexure 'A-9'), I find much substance in the submissions made on behalf of the applicant.

10. Learned P.O. to file reply till the next date of hearing.

11. **Issue of grant of interim relief is kept open.**

//3// O.A. 292/2024

12. S.O. to 18.04.2024.

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

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**M.A.NO. 245/2023 WITH M.A.NO. 138/2023 WITH  
O.A.NO. 1157/2022  
(Smita Marutirao Chavan Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 17.04.2024 for hearing. Interim relief granted earlier in O.A. to continue till then.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024



**M.A.NO. 204 OF 2023 IN O.A.NO. 697 OF 2022  
(Mohammad Shahejada Mohammad Sultan Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri G.N. Kulkarni, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 28.03.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 103 OF 2022  
(Tushar V. Veldandi Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

2. This is a part heard matter.
3. S.O. to 19.03.2024 for further hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**M.A.NO. 41 OF 2023 IN O.A.ST.NO. 346 OF 2021  
(Suryakant S. Bhalerao Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri P.V. Suryawanshi, learned counsel for the applicant, is **absent**. Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 29.04.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri Manish Bhambre, learned counsel for respondent No.2 (Caveator), are present.

2. This is a part heard matter.

3. In compliance of order dated 07.03.2024, learned counsel for the applicant submits that the record is now received.

4. In view of same, the presence of respondent No.1 before this Tribunal is not necessary.

5. S.O. to 28.03.2024 for further hearing.

**MEMBER (J)**

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

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri S.B. Solanke, learned counsel holding for Shri A.A. Khande, learned counsel for the applicant, and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 10.04.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION ST.NO. 591 OF 2024  
(Datto B. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 18.03.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION ST.NO. 590 OF 2024  
(Arun M. Lakwal Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 18.03.2024.

**MEMBER (J)**

**M.A.ST.NO. 561 OF 2024 IN O.A.ST.NO. 562 OF 2024  
(Vinod V. Khandagale & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri S.B. Solanke, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants submits that all the applicants are working in the same department and by way of filing this Original Application, they are seeking same relief. The cause of action is also same for them.

3. In view of same and for the reasons stated in the application, to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

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

**MEMBER (J)**



**ORIGINAL APPLICATION ST.NO. 562 OF 2024  
(Vinod V. Khandagale & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri S.B. Solanke, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants submits that for inter-divisional transfer, the department is likely to issue 'No Objection Certificate' in favour of respondent No.5. In fact, the application has been filed in anticipation of the said issuances of NOC. The applicants apprehend that the department may not apply its mind in terms of G.R. dated 15.05.2019 and may issue NOC illegally to respondent No.5. However, it appears that the applicants have not raised any objection in anticipation of the same. The applicants may file objection within a week from the date of this order and on filing such an objection it is for the respondent authorities particularly respondent No.4 to consider the same at the time of issuance of NOC to respondent No.5, if any.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 299 OF 2024**  
**(Ramesh M. Ade Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri G.R. Jadhav, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 01.04.2024.

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

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

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

//2// O.A. 299/2024

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

7. The learned P.O. appears for all the respondents and seeks time for taking instructions.

8. S.O. to 01.04.2024.

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

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 282 OF 2024**  
**(Manjusha K. Babhale Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri V.G. Salgare, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that though the applicant came to be selected for the post of Police Patil of village Chondi, Tq. Dharambad, Dist. Nanded as she has secured highest marks in the written examination and oral examination as well, however, the respondent No.6 has raised an objection to the effect that the applicant is not hailing from village Chondi, Tq. Dharmabad, Dist. Nanded. She has married with a person of another village long back and she is residing at her matrimonial home along with husband and daughter. Learned counsel for the applicant submits that the Sub-Division Officer has upheld the said objection.

3. Learned counsel for the applicant on instructions from the applicant who is present in

//2// O.A. 282/2024

person before this Tribunal submits that the respondent No.6 has been given appointment who was in the waiting list.

4. Issue notice to respondents, returnable on 16.04.2024.

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

6. 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.

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

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

//3//

O.A. 282/2024

9. **The appointment of respondent No.6 on the aforesaid post of Police Patil of village Chondi, Tq. Dharambad, Dist. Nanded shall be subject to outcome of this Original Application.**
10. S.O. to 16.04.2024.
11. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

sas ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 1012 OF 2023  
(Mahendra S. Sangle Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Heard Shri R.A. Shinde, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. By order dated 16.02.2024 this Tribunal has directed to bring Clause No.3 of the Social Reservation to notice of concerned respondent authorities and take the specific instructions in this regard.

3. In the instant case, as per the advertisement the post of Police Patil of village Shelave Kh. Tal. Parola, Dist. Jalgaon was reserved for NT (B) category and in terms of G.R. dated 16.10.2008, interchange is permissible with VJ (A) category. The applicant is belonging to NT (D) category.

4. Learned counsel for the applicant has brought to the notice of this Tribunal Section 4 of Maharashtra State Public Services (Reservation for Scheduled Castes, Scheduled Tribes, De-notified

//2// O.A.1012/2023

Tribes (Vimukta Jatis), Nomadic Tribes, Special Backward Category and Other Backward Classes) Act, 2001 (hereinafter referred to as 'Act, 2001').

5. On perusal of Section 4 of the said Act, 2001 it appears that the post reserved for the Scheduled Castes, Scheduled Tribes, De-notified Tribes (Vimukta Jatis), Nomadic Tribes, Special Backward Category and Other Backward Classes shall not be filled in by the candidates not belonging to that casts, tribe, category or class for which the posts are reserved. In terms of Sub-Section 3, the reservation specified for the categories mentioned at Serial numbers (3) to (6) i.e. (3) De-notified Tribes (A), (4) Nomadic Tribes (B), (5) Nomadic Tribes (C) and (6) Nomadic Tribes (D), in the table under sub-section (2) shall be inter transferable. It is specifically prescribed in sub-Section 3 of Section (4) that if suitable candidates for the posts reserved for any of the said categories are not available in the same recruitment year, the posts shall be filled by appointing suitable candidates from any of the other said categories.



//3// O.A.1012/2023

6. Learned P.O. has placed before this Tribunal the copy of communication dated 11.03.2024 received from Sub-Divisional Officer, Erandol Division, Erandol along with annexures. On perusal of the same, it appears that ignoring all these provisions, the respondent authorities have undertaken to fill up the post of Police Patil for 20 villages mainly on the ground that the candidates from that category is not available. Prima-facie it appears to be contrary to the provisions of Act, 2001 as discussed above.

7. In view of same, if the filling up the post of Police Patil of village Shelave Kh. Tal. Parola, Dist. Jalgaon is proposed to be undertaken by the respondent authorities, **the same shall not be proceeded further till further order.**

8. Learned P.O. is directed to communicate this order to the concerned respondent.

9. The present matter is reserved for order.

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 376/2022**  
**(Abhilash V. Gore Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri O.Y. Kashid, learned counsel for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 19.04.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 15.03.2024

**M.A. NO. 357/2023 IN O.A. NO. 06/2023**  
**(State of Maharashtra & Ors. Vs. Pandurang G. Lomole)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Resha S. Deshmukh, learned Presenting Officer for respondent authorities and Shri V.B. Wagh, learned counsel for applicant, are present.

2. S.O. to 28.03.2023. Interim relief granted earlier in O.A. to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 864/2023**  
**(Amarsingh R. Hazari Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 28.03.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 603 TO 609 & 780/2017**  
**(Jaideep Limbale & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondent authorities, are present.

2. S.O. to 28.03.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 15.03.2024

**ORIGINAL APPLICATION NO. 981/2023**  
**(Swati Maknikar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.03.2024**

**ORAL ORDER :**

Smt. Swati Maknikar – party in person and Smt. Resha S. Deshmukh, learned Presenting Officer for respondent authorities, are present.

2. S.O. to 04.04.2023. O.A. No. 246/2019 be kept along with present O.A.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 15.03.2024