

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

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

**DB is Not Available**

**Date: -15/09/2023**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Urgent Admission Matters</b>						
1	OA822/23	Beed	Adv S S Thombre (Shashikant B Morale & Ors.)	Selection Process		25.09.23
2	OA1721/23	A'bad	Adv.A.V. Thombre (Raju L Magar)	Compulsory Retirement	<b>Circulation with Office Objection</b>	
3	MASt1790/23 In OAS1791/23	A'bad	Adv.Shamsunder B Patil (Avinash A Bagul & Ors.)	M.A. For Sue Jointly	<b>With Office Objection</b>	09.10.23
<b>Order Matters</b>						
4	MA125/22 In OAS120/22	A'bad	Adv.V.S. Bhale (Gunaji D Rathod)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4 For Filing Affidavit in Rejoinder	26.10.23
5	MA276/23 In OA209/22	Latur	Adv.C.V. Dharurkar (Renuka V Saudagar & Ors.)	M.A. For I.R.	<b><u>For Further Consideration</u></b> Reply Filed by Respondents	18.09.23
6	MA282/23 In OA453/18 With	A'bad	Adv.R.N. Bharaswadkar (Balasaheb R Mendhekar & Ors.) <b><u>Adv.S.S. Dambe for R.Nos.5 to 12</u></b>	M.A. For Direction		30.10.23
7	MA283/23 In OA454/18	A'bad	Adv.R.N. Bharaswadkar (Balaji B Budhwant & Ors.)	M.A. For Direction		30.10.23
8	MA388/23 In MA370/23 In MA225/23 In OA356/23	A'bad	Adv.V.B. Wagh (Sharad P Jare) <b><u>Adv.K.G. Salunke for R.No.3</u></b>	MA388/23 For Amendment MA370/23 for I.R. MA225/263 for I.R.		20.9.2023

Due Admission Matters						
9	CP46/18 In OA207/15	Latur	Adv.V.Y. Patil (Balika D Tawshikar) <b><u>Adv.Jiwan J Patil for R.Nos.1 &amp; 2</u></b>	Contempt Petition		29.9.2023
10	CP10/22 In OA191/21	A'nagar	Adv.R.J. Nirmal/ Adv.A.W. Khadse (Sandip W Khadse) <b><u>Adv.M.D. Lonkar Spl. Counsel for the Respondents</u></b>	Contempt Petition	For Hearing Reply Filed by R-1	03.10.2023
11	OA517/19	A'bad	Adv.Swapnil A Deshmukh (Rajendra P Kamble & Ors.)	Advertisement	For Hearing Short Affidavit of Reply Filed by R-1 to R-3	25.10.2023
12	OA651/19	Beed	Adv.Prabhakar N Nagargoje (Chandulal D Ghule)	Discharge/ Termination	For Admission Reply Filed by R-2 & R-3	25.10.2023
13	OA40/20	A'bad	Adv.R.J. Nirmal (Shankar P Dange)	Promotion/ Appointment	For Hearing	26.10.2023
14	OA100/20	A'bad	Adv.R.S. Sadaphule/ Adv.A.G. Jadhav (Ashok R Jagdhane)	Major Punishment	For Hearing Reply Filed by R-2 & R-3	26.10.2023
15	OA257/20	Beed	Adv.J.V. Patil (Sambhaji S Pawar) <b><u>Adv.H.P. Jadhav for R.No.2</u></b>	Selection List/ Selection	For Hearing Reply Filed by R-1 & R-2	27.10.2023
16	OA366/20	Beed	Adv.Amol A Kokad/ Adv.A.R. Muley (Bharat L Dhonde) <b><u>Adv.Mahesh B Ubale for R.No.3</u></b>	Final Selection/ Waiting List	For Hearing Reply Filed by R-2 & R-3	27.10.2023

17	OA438/20	A'nagar	Adv.Siddheshwar M Gaikwad/ Adv.N.K. Choudhari (Anil P Chavan)	Termination	For Admission Reply Filed by R-1 to R-3	27.10.2023
18	OA195/21	Dhule	Adv.V.B. Wagh (Gopal S Patil)	Seniority List / Promotion	For Hearing Reply Filed by R-1 & R-2	26.10.2023
19	OA266/21	Latur	Adv.V.B. Wagh (Laxmi N Dhotre)	Departmental Enquiry	For Hearing Reply Filed by Respondent	26.10.2023
20	OA511/21	O'bad	Adv.A.D. Sugdare (Dr.Sujitkumar S Randive) <b><u>Adv.Vinod M Vibhute for R.No.5</u></b>	Continuity of Service/ Counting of Past Service	For Hearing Reply Filed by R-1 to R-4	
21	OA819/21	A'nagar	Adv.P.R. Wankhade (Laxman G Lagad & Ors.)	Challenging G.R.	For Admission Reply Filed by R-1 to R-6	30.10.2023
22	OA368/22	O'bad	Adv.Sandeep Kulkarni/ Adv.A.S. Mirajgaonkar (Ankita D Chunge)	Examination	For Hearing Reply Filed by R-4	30.10.2023
23	OA578/22	Hingoli	Adv.S.S. Kulkarni (Shailesh U Pawar)	Seniroyty/ Promotion	For Hearing Reply Filed by R-2 & R-3	31.10.2023
24	OA619/22	A'bad	Adv.S.B. Patil (Archana T Tribhuvan)	Seniority/ Promotion	For Hearing	31.10.2023
25	OA1099/22	N'pur	Adv.P.R. Wankhade (Dr. Sapna H Tallarwar)	Challenge to the Advertisement	<b>Further Consideration</b> The Respondents to File Additional Reply as the amended portion of the O.A.s	26.09.2023

26	OA1100/22	N'pur	Adv.P.R. Wankhade/ Adv.D.M. Hange (Dr. Namita B Korwade)	Challenge to the Advertisement	<b>Further Consideration</b> The Respondents to File Additional Reply as the amended portion of the O.A.s	26.09.2023
<b>Final Hearing Matters</b>						
27	OA201/16	Nanded	Adv.V.B. Wagh (Sayyed Habib Sayyed Abdul Rahim & Ors.)	Challenging G.R.	Reply Filed by R-1 to R-4	07.11.2023
28	OA804/17	N'bar	Adv.S.D. Joshi (Prakash D Patil)	Compulsory Retirement	Reply Filed by R-1 to R-4	18.10.2023
29	OA939/17	Beed	Adv.S.D. Joshi (Dattatraya S Bargaje)	Dismissal	Reply Filed by R-1 to R-5	18.10.2023
30	OA185/18	A'bad	Adv.Sunil B Jadhav/ Adv.M.B. Bharaswadkar (Vasant S Bagde)	Departmental Enquiry	Reply Filed by R-1 to R-3	20.10.2023
31	OA802/18	Hingoli	Adv.Sanjay B Bhosale (Jitendra B Mutyalu)	Termination	Reply Filed by R-2 to R-4	17.10.2023
32	OA829/18 With	Mumbai	Adv.Talekar & Associates (Kiran P Prabhakar Kolte)	Selection Process	Reply Filed by R-2	18.10.2023
33	OA96/20	A'bad	Adv.Talekar & Associates (Kiran P Kolte)	Appointment		18.10.2023
34	OA79/19	Dhule	Adv.V.B. Wagh (Prakash F Patil)	Promotion	Reply Filed by R-1	07.11.2023

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

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

**DB is Not Available**

**Date: -15/09/2023**

**for reply board**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
<b>1</b>	CP22/22 In OA25/21	A'bad	Adv.R.J. Nirmal (Shankar P Dange)	Contempt Petition	Reply Filed by R-2	23.10.2023
<b>2</b>	OA906/18	O'bad	Adv.S.D. Joshi (Chetan S Ahire)	Appointment	As a last chance for Filing Affidavit in Rejoinder	18.10.2023
<b>3</b>	OA678/22	J'gaon	Adv.S.P. Dhobale/ Adv.K.P. Shinde (Chandrakant R Shrawane)	Selection/ Appointment	last chance for Filing Affidavit in Reply	23.10.2023
<b>4</b>	OA782/22	A'nagar	Adv.Amol R Gaikwad (Bhausahab A Shelke)	Termination	Final chance for Filing Affidavit in Reply For R-1, R-3, R-5 & R-6	04.10.2023
<b>5</b>	OA885/22	Latur	Adv.V.G. Pingle (Chandrakant S Nakhate)	Exemption From Passing Examination for Crossing 45 Years of Age	For Filing Affidavit in Reply For R-1 & R-2	04.10.2023
<b>6</b>	OA931/22	Nanded	Adv.P.D. Suryawanshi (Jubirruddin Hamidoddin Shaikh)	Termination	For Filing Affidavit in Reply	03.10.2023
<b>7</b>	OA944/22	Nanded	Adv.Vishal Bakal (Suresh D Machal)	Seniority List/ Promotion	last chance for Filing Affidavit in Reply	09.10.2023
<b>8</b>	OA96/23	A'bad	Adv.K.B. Jadhav (Nanasaheb B Patatit & Ors.)	Correction in Date of Joining/ Seniority	For Filing Affidavit in Reply	25.10.2023
<b>9</b>	OA384/23	J'gaon	Adv.S.D. Joshi (Vijaysing M Gavli)	Promotion	For Filing Affidavit in Rejoinder	27.09.2023

10	OA399/23	Nanded	Adv.D.K. Dagadkhair (Aniket B Rathod)	Selection Process	For Filing Affidavit in Reply	26.10.2023
11	OA400/23	A'nagar	Adv.D.K. Dagadkhair (Mahesh B Gavhane)	Selection Process	For Filing Affidavit in Reply	26.10.2023
12	OA401/23	A'nagar	Adv.D.K. Dagadkhair (Shahadeo M Bhaware)	Selection Process	For Filing Affidavit in Reply	26.10.2023
13	OA402/23	A'nagar	Adv.D.K. Dagadkhair (Sunny N Dhangar)	Selection Process	For Filing Affidavit in Reply	26.10.2023
14	OA533/23	Jalna	Adv.K.B. Jadhav (Babasaheb B Karjatkar)	Dismissal	For Reply	19.10.2023
15	OA594/23	Nanded	Adv.Ajinkya Reddy (Sandhya S Shinde)	Appointment	For Filing Affidavit in Reply	03.10.2023
16	OA759/23	A'nagar	Adv.Amol B Chalak/ Adv.A.S. Hazari (Nilesh M Aradle & Ors.)	Selection Process	Notice of R.No.6 is Refused & Other Respondents Served, For Filing Affidavit in Reply	27.09.2023
<b>Order Matters</b>						
17	MA266/23 In OAS941/23	N'bar	Adv.A.S. Shelke (Sarpa K Vasave)	M.A. For Condonation of Delay	Await Service	18.10.2023
18	MA375/23 In OA254/22	A'nagar	Adv.A.W. Khadse/ Adv.R.J. Nirmal (Sandip W Khadse)	M.A. For Direction/ I.R.	For Reply	03.10.2023

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

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

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

**Date: -15/09/2023**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Regular Admission Matters</b>						
1	MA401/23 In OAS1709/23	Latur	Adv.Nitin L Dhobale (Vyankat D Manale)	M.A. For Sue Jointly		O.A. 03.11.2023
2	MA402/23 In OAS1536/23	A'bad	Adv.V.B. Wagh/ Adv.A.S. Therokar/ Adv.V.P. Adkine (Ramesh G Pawar)	M.A. For Condonation of Delay		12.10.2023

3	MASt1652/23 In OAS1653/23	A'bad	Adv.S.R. Patil/ Adv.GauravPatil (Balasaheb M Thete&Ors.)	M.A. For Sue Jointly	<b>Circulation with Office Objection</b>	04.10.2023
4	MASt1654/23 In OAS1655/23	P'bhani	Adv.Sandesh R Patil/ Adv.GauravPatil (Gajendra T Patil&Ors.)	M.A. For Sue Jointly	<b>Circulation with Office Objection</b>	04.10.2023
<b>High On Board Matter</b>						
5	OA313/21	Nanded	Adv.P.B. Rakhunde (Pandurang M Kamble)	Direction/ Interest on Delayed Payment	Reply Filed by R-3	29.09.2023
<b>Order Matters</b>						
6	MA71/18 In OAS103/18	O'bad	Adv.M.B. Kolpe (Khanderao D Musande)	M.A. For Condonation of Delay	Reply Filed by R-1	16.10.2023
7	MA100/18 In OAS1398/18	O'bad	Adv.M.B. Kolpe (Vitahal D Savalsure)	M.A. For Condonation of Delay	Reply Filed by R-1	16.10.2023
8	MA71/20 In OAS12465/19	A'nagar	Adv.D.R. Jayabhar (Sujata R Puri)	M.A. For Condonation of delay	For Hearing Reply Filed by R-1 to R-3	18.10.2023
9	MA124/22 In OAS1260/22	A'nagar	Adv.V.B. Wagh (Dr.Radhakisan N Pokharkar&Ors.) <b><u>Adv.Milind S Mahajan for R.Nos.3 &amp; 4</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 & R-2	18.10.2023
10	MA399/23 In OA621/23	Hingoli	Adv.V.B. Wagh (Chhandak G Lokhande) <b><u>Adv.R.N. Bharaswadkar for R.No.3 in OA621/23</u></b>	M.A. For Amendment		12.10.2023
<b>Due Admission Matters</b>						
11	OA110/21	Hingoli	Adv.V.B. Wagh (Dr.Namdeo R Pawar)	Continuation	<b><u>Part Heard For Further Consideration</u></b> Reply Filed by R-1 to R-3	16.10.2023

12	OA209/19	Latur	Adv.R.P. Bhumkar (Ramesh G Verule) <b><u>Adv.S.B. Mene for</u></b> <b><u>R.Nos.2 &amp; 4</u></b> <u>Adv.S.B. Mene has Filed</u> <u>Leave Note On</u> <u>15.09.2023</u>	Time Bound Promotion/ ACPS	For Hearing Reply Filed by R-2 to R-4	27.09.2023
13	OA154/20	Nanded	Adv.MujahedHussain (Venkatesh V Joshi @ Varsha V Joshi) <b><u>Adv.S.B. Patil for</u></b> <b><u>R.No.4</u></b>	Direction/ Compassionate Appointment	Reply Filed by R-1 to R-3	03.10.2023
14	OA568/20	P'bhani	Adv.A.D. Sugdare (Shankar S Waghmare)	Suspension Period/ Pay & Allowances	For Hearing Reply Filed by Respondent	20.10.2023
15	OA121/21	A'bad	Adv.D.K. Dagadkhair (Sukhadev S Jadhav&Ors.)	Regularization (Part Time Sweeper)	Reply Filed by R-1 & R-3	20.10.2023
16	OA585/21	A'bad	Adv.D.K. Dagadkhair (Latabai D Avhad)	Arrears of Wages	Reply Filed by R-2 to R-3	20.10.2023
17	OA665/21	A'bad	Adv.V.B. Wagh (Shankar S Kale)	Suspension	For Hearing Reply Filed by Respondent	16.10.2023
18	OA686/21	Nanded	Adv.M.B. Kolpe (Mahesh G Premalwad)	Compassionate Appointment	Reply Filed by R-1 to R-4	04.10.2023
19	OA782/21	A'bad	Adv.G.K.Kshirsagar/ Adv.G.J. Pahilwan (Dhrupatrao P Jadhav)	Withdrawal Benefit of ACPS	For Hearing Reply Filed by R-1 to R-4	03.10.2023
20	OA10/22	Beed	Adv.Avinash D Aghav (Akash T Jadhav)	Compassioante Appointment		13.10.2023
21	OA228/22	J'gaon	Adv.M.B. Kolpe (Dr.Saurabh P Kulkarni)	Suspension	For Hearing Reply Filed by R-1 to R-5	16.10.2023
22	OA274/22	Nanded	Adv.A.S. Deshmukh (Vaijnath P Patil)	Transfer	Reply Filed by R-1 to R-3	04.10.2023



23	OA324/22 with	J'gaon	Adv.S.R. Sapkal (Govardhan B Dongre)	Recovery/ Pay Fixation as per G.R.	For Hearing Reply Filed by R-1 to R-3	
24	OA719/22 with	J'gaon	Adv.S.R. Sapkal (Datta L Sangvikar)	Recovery/ Pay Fixation As Per G.R.	For Hearing	
25	OA720/22	J'gaon	Adv.S.R. Sapkal (Sambhaji R Suryawanshi)	Recovery/ Pay Fixation As Per G.R.	For Hearing	
26	OA341/22	A'bad	Adv.P.D. Jarare (SahikhShafiquedinShaikh Ahmed)	Interest on Delayed Payment	For Hearing Reply Filed by R-1 to R-3	
27	OA427/22	O'bad	Adv.M.B. Kolpe (Vijay M Kamble)	Date of Birth/ Retirement	Reply Filed by R-1 & R-2	16.10.2023
28	OA1029/22	Latur	Adv.R.P. Adgaonkar (WajeedMajeedShaikh)	Minor Punishment/ Increment	For Hearing Reply Filed by R-1 to R-4	29.09.2023
29	OA1060/22	J'gaon	Adv.P.P. Dhorde (Vivek M Deshmukh)	Recovery	For Hearing Reply Filed by R-1 & R-2	13.10.2023
30	OA146/23	A'bad	Adv P V Suryawanshi (Shashikala G Gaikwad)	Arrears of Wages	<b><u>For Further Consideration</u></b> Reply Filed by R-2 & R-3	20.10.2023
31	OA435/23	J'gaon	Adv.K.B. Jadhav (Vikas K Salve)	Transfer	For Hearing Reply Filed by R-1 to R-4	05.10.2023
32	OA484/23	J'gaon	Adv.A.D. Gade (Hemant R Deore) <b><u>Adv.Abhishek C Deshpande for R.No.4</u></b>	Transfer	<b><u>For Further Consideration</u></b> Reply Filed by R-1 to R-3	25.09.2023
33	OA485/23	A'nagar	Adv.M.D. Lonkar (Dynaneshwar B Jagtap)	Transfer	For Hearing Reply Filed by R-2	04.10.2023
34	OA486/23	A'nagar	Adv.M.D. Lonkar (Yogesh B Sarje&Ors.)	Transfer	For Hearing Reply Filed by R-2	04.10.2023

<b>35</b>	OA530/23	A'bad	Adv.K.B. Jadhav (Manjusha M Mutha)	Transfer	Reply Filed by Respondent	20.09.2023
<b>36</b>	OA619/23	Latur	Adv.S.D. Joshi (Bhagwan S Kendre)	Transfer	For Hearing Reply Filed by R-2 & R-3	29.09.2023
<b>Final Hearing Matters</b>						
<b>37</b>	OA652/18	A'bad	Adv.D.K. Dagadkhair (Indira A Maind&Ors.)	Arrears of Wages	Reply Filed by R-2 & R-3	20.10.2023
<b>38</b>	OA820/19 with	J'gaon	Adv.S. R.Sapkal (Yogesh B. Sonawane)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>39</b>	OA821/19 with	J'gaon	Adv.S.R. Sapkal (Shital T Mali)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>40</b>	OA822/19 with	J'gaon	Adv.S. R. Sapkal (Rohidas MPatil)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>41</b>	OA823/19 with	J'gaon	Adv.S.R. Sapkal (Tukaram B Lavte)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>42</b>	OA824/19 with	J'gaon	Adv.S. R. Sapkal (Dinesh P Devre)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>43</b>	OA825/19 with	J'gaon	Adv.S.R. Sapkal (Balaji PJohare)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>44</b>	OA826/19 with	J'gaon	Adv.S.R. Sapkal (Khalil YakubShaikh)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>45</b>	OA827/19 with	J'gaon	Adv.S.R. Sapkal (Rohini P Sonar)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>46</b>	OA828/19 with	J'gaon	Adv.S.R. Sapkal (Shaligram K Kankhare)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>47</b>	OA829/19 with	J'gaon	Adv.S.R. Sapkal (Nilam A Pardeshi)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
<b>48</b>	OA830/19 with	J'gaon	Adv.S.R. Sapkal (Roshni B Pawar)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	

49	OA831/19 with	J'gaon	Adv.S. R. Sapkal (Dipika MPalve)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
50	OA832/19 with	J'gaon	Adv.S.R.Sapakal (Sunita S Patil)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
51	OA837/19 with	J'gaon	Adv.S.R.Sapakal (Sarika N Kadam)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
52	OA838/19 with	J'gaon	Adv.S.R.Sapakal (Ashwini R Dhattrak)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
53	OA839/19 with	J'gaon	Adv.S.R.Sapakal (Bhavna A Sangore)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
54	OA915/19	J'gaon	Adv.S.R. Sapkal (Roshni S Zatale)	Recovery	Reply Filed By R-1 to R-3	
55	OA1080/19	J'gaon	Adv.A.D. Sugdare (Ravindra S Patil) <b><u>Adv.Sunita D Shelke for R.Nos.2 &amp; 3</u></b>	Recovery/ Refund of Recovered Amount	Reply Filed by R-1 & R-3	10.10.2023
56	OA517/20	O'bad	Adv.Vidya A Taksal (Nandkishor K Gupta) <b><u>Adv.U.B. Bondar for R.No.3</u></b> <b><u>Adv.R.V. Naiknaware for R.No.5</u></b>	Pension & Pensionery Benefits	Reply filed by R-3, R-5 & R- 6	11.10.2023
57	OA35/22	A'bad	Adv.K.B. Jadhav (Vikas R Pradhan)	Compassionate Appointment on the Ground	Reply Filed by R-1 to R-3	03.10.2023

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

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

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

**Date: -15/09/2023  
03:00 P.M.**

**Suplimentary Board**

**Time :**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
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Due Admission Matter						
1	OA01/20	Nanded	Adv.MujahedHussain (Seema S Dalavi&Ors.)	Compassionate Appointment	Reply Filed By R-1, R,3 & R-4 & For Filing Affidavit in Rejoinder	03.10.2023
2	OA570/21	Nanded	Adv.C.R. Thorat (Shivkumar B Chamkure)	Compassionate Appointment	For Hearing Reply Filed by R-1, R-2 & R-4	
3	OA781/21	Beed	Adv.A.R. Tapse/ Adv.S.S. Deogude (Afroz Khan Karim Khan)	Compassionate Appointment	For Admission Reply Filed by R-2 & R-3	03.10.2023
4	OA382/22 with	Jalna	Adv.R.A. Joshi (Rajendra R Shah)	Time Bound Promotion/ Benefit of G.R.	For Hearing	18.09.2023
5	OA383/22 with	A'bad	Adv.R.A. Joshi (Gangadhar R Muley)	Time Bound Promotion/ Benefit of G.R.	For Hearing	
6	OA384/22 with	A'bad	Adv.R.A. Joshi (Suresh L Ghule)	Time Bound Promotion/ Benefit of G.R.	For Hearing	
7	OA385/22	A'bad	Adv.R.A. Joshi (Yuvraj S Kalshetty)	Time Bound Promotion/ Benefit of G.R.	For Hearing	
8	OA970/22	A'bad	Adv.N.P. Bangar (Raju P Korde) <b>Adv.S.B. Mene for R.Nos. 3 to 6</b> <u>Adv.S.B. Mene has Filed Leave Note On 15.09.2023</u>	Directions/ Compassionate Appointment	For Hearing Reply Filed by R-3 to R-6	03.10.2023
9	OA973/22	Nanded	Adv.K.B. Jadhav (Abhijeet G Kamble) <b>Adv.S.B. Mene for R.Nos.2 &amp; 3</b> <u>Adv.S.B. Mene has Filed Leave Note On 15.09.2023</u>	Compassionate Appointment	For Hearing Reply Filed by R-2 & R-3	03.10.2023

<b>10</b>	OA997/22	Dhule	Adv S N Suryawanshi (Rekha D Shinde&Ors.)	Appointment on Compassionate Ground	Reply Filed By R-2 & R-3 & For Filing Affidavit in Reply	03.10.2023
<b>11</b>	OA1144/22	Nanded	Adv.R.I. Wakade (Ritesh C Kamble)	Compassionate Appointment	For Hearing Reply Filed by R-1 to R-5	
<b>12</b>	OA1154/22	A'bad	AdvMohit R Deshmukh (Mangesh R Kale &Ors.)	Compassionate Appointment	Reply Filed By R-1 to R-4	

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

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

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

**Date: -15/09/2023**

**For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
<b>1</b>	OA940/19	Dhule	Adv S D Joshi (Ashok D Phadnis)	Posting	Reply Filed By R-3 & R-4 & For Filing Affidavit in Rejoinder	03.10.2023
<b>2</b>	OA174/20	Nanded	Adv A AKhande (Ravindra P Bidekar) <b><u>Adv G N Patil For R-4</u></b>	Compassionate Appointment	Await Service	03.10.2023
<b>3</b>	OA991/22	Nanded	Adv V P Golewar (Shriniwas G Gangthade)	Transfer	Reply Filed By R-1 & R-3 & For Filing Affidavit in Rejoinder	09.10.2023

4	OA1010/22	P'rbn	Adv A G Dalal/ Adv A F Pathan (Khurshid Begum Mohd. Moosa)	Family Pension/ Arrears of Family Pension	By Way of Last Chance For Filing Affidavit in Reply	27.10.2023
5	OA04/23	Beed	Adv K B Jadhav (Sunil L Jadhav) <b><u>Adv D T Devanve For R-4</u></b>	Compassionate Appointment	By Way of Last Chance For Filing Affidavit in Reply	03.10.2023
6	Review No 05/23 In OA349/23	Latur	Adv Preeti R Wankhade (Suresh M Hakke)	Review	Await Service	21.09.2023
7	OA104/23	P'rbn	Adv R L Jakhade Adv S A Kulkarni (Mahesh B Kavthale)	Show Cause Notice	Await Service	09.10.2023
8	OA106/23	A'bad	Adv D R IralePatil (Mohammad Fiaz Mohammad Ibrahim) <b><u>Adv K S Solanke For R- 3</u></b>	Interest on Delayed Payment	Reply Filed By R-3 & By Way of Last Chance For Filing Affidavit in Reply	23.10.2023
9	OA143/23	Nanded	Adv S SThombre (Dwarkadas G Chikhalikar)	Transfer	Reply Filed By R-2 & For Filing Affidavit in Reply	05.10.2023
10	OA149/23	A'bad	Adv D K Dagadkhair (Vijay R Thorat)	Family Pension	Reply Filed By R-2 & For Filing Affidavit in Reply of other Respondents For Filing Affidavit in Rejoinder	10.10.2023
11	OA200/23	A'nagar	Adv S D Joshi (Rajendra G Mane)	Absorption	Reply Filed By R-2 R-4 R-5 R-6	21.09.2023

					& For Filing Affidavit in Rejoinder	
12	OA209/23	A'bad	Adv D.R. IralePatil/ Adv Sushil I Patil (Sabirabi H Shaikh)	Family Pension	By Way of Last Chance For Filing Affidavit in Reply	23.10.2023
13	OA219/23	Nanded	Adv M V Ghatge/ Adv M S Taur (Pathan Haider Ali Khan S/o Umarkhan)	Pay Fixation/ Recovery	Await Service	10.10.2023
14	OA247/23	Dhule	Adv V B Wagh/ Adv A S Therokar (Samadhan B Shirsath)	Minor Punishment	For Reply	13.10.2023
15	OA248/23	P'rbn	Adv A S Deshmukh (Laxman S Chavhan)	Suspension	Reply Filed By R-1 & R-2 & Await Service	03.10.2023
16	OA293/23	Beed	Adv A S Deshmukh (Syed Saleem Syed Yakub)	Deputation	For Filing Affidavit in Reply	19.09.2023
17	OA348/23	Jalna	Adv V B Kulkarni (Akshay S Tekur)	Compassionate Appointment	Reply Filed By R-2 & For Filing Affidavit in Rejoinder	04.10.2023
18	OA647/23	P'rbn	Adv V B Wagh/ Adv A S Therokar Adv V P Adkine (Subodh G Khillare & Ors.)	Directions/ Compassionate Appointment	For Reply	16.10.2023
19	OA675/23	A'bad	Adv Mohit R Deshmukh (Ramdas H Paithane)	Pensionary Benefits	Await Service	17.10.2023
20	OA681/23	A'bad	Adv K B Jadhav (Dr. Prashant R Ghodke) <b>Adv R T Deshmukh For</b> <b><u>R-4</u></b>	Suspension/ Revocation of Suspension	For Filing Affidavit in Reply	04.10.2023

21	OA682/23	A'bad	Adv K B Jadhav (Dr. Suresh G Ghule) <b><u>Adv Deepak Rajput For R-4</u></b>	Suspension/ Revocation of Suspension	For Filing Affidavit in Reply	04.10.2023
22	OA711/23	A'bad& Ors.	Adv V B Wagh/ AdvVijaya P Adkine (Mohammad AkhtarJainoddinShikh&O rs.)	Benefits of A.C.P.S	For Reply	16.10.2023
23	OA730/23	Dhule	AdvAjit B Kale (Chetansing K Rajput) <b><u>AdvSanket S Suryawanshi For R-3</u></b>	Transfer	For Reply	26.09.2023
24	OA773/23	Latur	AdvKiran G Salunke (Prasad K Kamble)	Compassionate Appointment	For Reply	17.10.2023
<b>Order Matters</b>						
25	MA196/21 With MASt780/21 In OA198/20	A'bad	AdvWalmik S Jadhav (Harischandra B Bhujbal)	M.A For Condonation in Filing Restoration Applicantion	For Filing Affidavit in Reply	18.10.2023
26	MA330/22 In OAS1196/22	A'nagar	AdvMadhavGhode (Vaibhav V Shirsath)	M.A For Condonation of Delay	Last Chance For Filing Affidavit in Reply	18.10.2022
27	MA204/23 In OA697/22	Nanded	Adv G N Kulkarni (Mohammad Shahejada Mohammad Sultan)	M.A For Condonation of Delay	Await Service	19.10.2023
28	MA205/23 In OA698/22	Nanded	Adv G N Kulkarni (Ahmed Khan Inyat Khan)	M.A For Condonation of Delay	For Reply	19.10.2023



**ORIGINAL APPLICATION NO. 782 OF 2022**  
**(Bhausahab Angad Shelke Vs. The State of Maharashtra & Ors.)**

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

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Affidavit in reply has not been filed on behalf of the respondents despite availing due opportunities.

3. S.O. to 04.10.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION NO. 484 OF 2023**  
**(Hemant Ramds Deore Vs. The State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri A.D. Gade, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present. Shri A.C. Deshpande, learned counsel for respondent No.4, is **absent**.

2. S.O. to 25.09.2023 for further consideration.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

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

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. The affidavit in reply has only been filed on behalf of respondent No.2.
3. Learned P.O. has sought time to file affidavit in reply on behalf of remaining respondents. Time granted as prayed for.
4. S.O. to 10.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION ST.NO. 1721 OF 2023**  
**(Raju Laximanrao Magar Vs. The State of Maharashtra & Ors.)**

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

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Heard Shri A.V. Thombre, learned counsel for  
the applicant and Shri V.R. Bhumkar, learned  
Presenting Officer for the respondent authorities.

2. The present matter is removed from board.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION NO. 399 OF 2023**  
**(Shri Aniket Bandu Rathod Vs. The State of Maharashtra & Ors.)**

**ORIGINAL APPLICATION NO. 400 OF 2023**  
**(Shri Mahesh B. Gavhane Vs. The State of Maharashtra & Ors.)**

**ORIGINAL APPLICATION NO. 401 OF 2023**  
**(Shri Shahadeo M. Bhaware Vs. The State of Maharashtra & Ors.)**

**ORIGINAL APPLICATION NO. 402 OF 2023**  
**(Shri Sunny Natha Dhangar Vs. The State of Maharashtra & Ors.)**

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

(These matters are placed before the Single  
Bench due to non-availability of Division Bench)

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri D.K. Dagadkhair, learned counsel for the applicants in all these O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these O.As.

2. Learned P.O. has sought time to file affidavit in reply in all these matters. Time granted as prayed for.

3. S.O. to 26.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION NO. 1060 OF 2022**  
**(Vivek M. Deshmukh Vs. The State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. S.O. to 13.10.2023 for hearing.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION NO. 293 OF 2023**  
**(Syed Saleem Syed Yakub Vs. The State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned P.O. has sought time for filing affidavit in reply on behalf of the respondents. Time granted.

3. S.O. to 19.09.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION NO. 143 OF 2023**  
**(Dwarkadas G. Chikhalikar Vs. The State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, 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 has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 05.10.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas



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

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Deepak Rajput, learned counsel holding for Shri R.T. Deshmukh, learned counsel for the respondent No.4, are present.

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

3. S.O. to 04.10.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

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

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Deepak Rajput, learned counsel for the respondent No.4, are present.

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

3. S.O. to 04.10.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023 sas

**ORIGINAL APPLICATION NO.594/2023**  
**(Sandhya S. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 15-09-2023**

**ORAL ORDER :**

Shri Ajinkya Reddy, learned Counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for respondent no.5, are present.

2. Learned P.O. as well as learned Counsel for respondent no.5 sought time to file affidavits in reply on behalf of the respondents. Time is granted.

3. S.O. to 03-10-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 15.09.2023

**ORIGINAL APPLICATION NO.01/2020**  
**(Seema Dalavi & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15-09-2023**

**ORAL ORDER :**

Shri Mujahed Hussain, learned Counsel for the applicant is **absent**.

Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities is present.

2. In view of absence of applicant as well as his Counsel, S.O. to 03-10-2023. At 03:00 pm.

**VICE CHAIRMAN**

YUK ORAL ORDER 15.09.2023

**ORIGINAL APPLICATIN NO. 970 OF 2022**  
**(Raju P. Korde Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Shri N.P. Bangar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for respondent authorities, are present. Shri S.B. Mene, learned counsel for respondent Nos. 3 to 6 (**Leave Note**).

2. In view of leave note filed by learned counsel for respondent Nos. 3 to 6, S.O. to 03.10.2023 for hearing at **03.00 pm**.

**VICE CHAIRMAN**

**ORIGINAL APPLICATIN NO. 973 OF 2022**  
**(Abhijeet G. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for respondent authorities, are present. Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3 (**Leave Note**).

2. In view of leave note filed by learned counsel for respondent Nos. 2 & 3, S.O. to 03.10.2023 for hearing at **03.00 pm**.

**VICE CHAIRMAN**

**ORIGINAL APPLICATIN NO. 997 OF 2022**  
**(Rekha D. Shinde & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Shri S.N. Suryawanshi, learned counsel for the applicants (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for respondent authorities, is present.

2. As none present for the applicants, S.O. to 03.10.2023 for hearing at **03.00 pm**.

**VICE CHAIRMAN**

KPB ORAL ORDER 15.09.2023

**ORIGINAL APPLICATIN NO. 1144 OF 2022**  
**(Ritesh C. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Heard Shri R.I. Wakade, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for respondent authorities.

2. Learned counsel for the applicant has tendered across the bar affidavit in rejoinder to the affidavit in reply filed on behalf of respondent Nos. 1 to 5. The same and documents annexed thereto are taken on record and copy of the same is given to the other side.

3. Arguments are heard. The present matter is closed for orders.

**VICE CHAIRMAN**



**O.A. Nos. 382, 383, 384 & 385 all of 2022**  
(Rajendra R. Shah & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicants in all these O.As. and Shri N.U. Yadav, learned Presenting Officer for respondent authorities in all these O.As., are present.

2. S.O. to 18.09.2023 for hearing at **03.00 pm.**

**VICE CHAIRMAN**

KPB ORAL ORDER 15.09.2023

**M.A.ST.NO. 1790/2023 IN O.A.ST.NO. 1791/2023  
(Avinash A. Bagul & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM :** **Justice Shri P.R. Bora, Vice Chairman**  
[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE :** **15.9.2023**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

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

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION ST.NO. 1791 OF 2023  
(Avinash A. Bagal & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM :** **Justice Shri P.R. Bora, Vice Chairman**  
[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE :** **15.9.2023**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The applicants are presently working in the Motor Transport Department of the Police on the post of Assistant Police Sub-Inspector. The respondent No. 3 has issued Circular dated 20.7.2023 inviting applications from the eligible candidates for promotion to the post of Police Sub Inspector (Motor Vehicle). It is the grievance of the present applicants that in the Circular so issued on 20.7.2023 the applications have been invited from the willing Assistant Police Sub Inspector (Technical Group-I) (M.V. Grade-I), however, the respondents by issuing subsequent notifications dated 4.8.2023 and thereafter on 24.8.2023 have modified the eligibility criteria prescribed in the said Circular and have declared the other employees in the Police Motor Vehicle Department

from the Grade of Hawaldar for making application for the said promotion and to appear for the said examination.

3. Learned counsel for the applicants submitted that in the initial Circular, promotions were restricted only for the class of the employees who are working on the post of Assistant Police Sub Inspector and the respondents were not having any right and authority to change the criteria after the selection process had commenced. Learned counsel referring to the Government Resolution dated 25.5.1964 submitted that the respondents cannot permit the candidates other than working on the post of Assistant Police Sub Inspector to compete for the promotional post of Police Sub Inspector (MV).

4. In the circumstances, learned counsel for the applicants while seeking direction for issuance of notice against the respondents has also prayed for interim directions against the respondents not to allow those candidates who are not fulfilling the criteria prescribed in G.R. dated 25.5.1964 and rule 182 of Maharashtra Police Manual 1999.

5. Learned Chief Presenting Officer has sought time to file affidavit in reply. Learned C.P.O. submits that in spite of intimation given to him, the necessary instructions could not be obtained from the concerned

respondents. Learned C.P.O. pointed out that the written examination is scheduled on 16.9.2023 and the applicants have approached this Tribunal by filing the O.A. on 11.9.2023, which has been taken up for consideration for the first time today i.e. on 15.9.2023. Learned C.P.O. in the circumstances opposed for granting any interim relief as has been prayed by the applicants.

6. There appears substance in the submissions so made on behalf of the State authorities. The applicants ought to have approached bit earlier when the criteria was in fact, according to their own contention, was changed by the notification dated 4.8.2023. Moreover, I have gone through the Rules of 1964 and the subsequent modification brought therein, I do not find necessary to make discussion on the issue as that will have an impact on merits of the matter. However, when the exams are scheduled on 16.9.2023 i.e. tomorrow, I am not inclined to grant interim relief as has been prayed for by the applicants. Ordinarily, selection process or the process undertaken for promotion is not to be arrested. It is, however, clarified that the promotions, if granted through the present process undertaken by the respondents, will be subject to the outcome of the present O.A.

**:: - 4 - :: O.A. ST.NO. 1791 OF 2023**

7. Issue notice to respondents, returnable on 9.10.2023.

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

9. 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.

10. 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.

11. 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.

12. S.O. to 9.10.2023.

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

**VICE CHAIRMAN**

**O.A.NO. 1099/2022 AND O.A.NO. 1100/2022**  
**(Dr. Sapna H. Tallarwar & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
[These matters are placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Ms. Preeti R. Wankhade, learned counsel for the applicants and S/Shri V.R. Bhumkar & N.U. Yadav, learned Presenting Officers for the respective respondents in respective OAs, are present.

2. S.O. to 26.9.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 782 OF 2021  
(Dhrupatrao P. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Since nobody appears for the applicant, S.O. to 3.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd



**M.A.ST.NO. 1654/2023 IN O.A.ST.NO. 1655/2023  
(Gajendra T. Patil & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri S.R. Patil, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants has sought time. Time granted.

3. S.O. to 4.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**M.A.ST.NO. 1652/2023 IN O.A.ST.NO. 1653/2023  
(Balasaheb M. Thete & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri S.R. Patil, learned counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants has sought time. Time granted.

3. S.O. to 4.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 106 OF 2023**

**(Mohammad Fiaz Mohammad Ibrahim Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri D.R. Irale Patil, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

Shri K.S. Solanke, learned counsel for respondent No. 3 (**absent**).

2. Despite due opportunities are availed by the respondents, the affidavit in reply is not filed. List the matter for hearing on 23.10.2023.

3. It is made clear that if the affidavit in reply is not filed on the next date, the matter will be heard without affidavit in reply of the respondents.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 209 OF 2023**  
**(Smt. Sabirabi Harun Shaikh Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has tendered affidavit in reply on behalf of the respondents and the same is taken on record and copy thereof has been served on the learned counsel for the applicant.

3. S.O. to 23.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 530 OF 2023  
(Manjusha M. Mutha Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. S.O. to 20.09.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 435 OF 2023  
(Vikas Kalu Salve Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, 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 seeks leave to file rejoinder affidavit. Leave granted. Rejoinder affidavit be taken on record and copy be given to the learned Presenting Officer.

3. List the matter for hearing on 5.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 313 OF 2021  
(Pandurang M. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri P.B. Rakhunde, learned counsel for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 29.9.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 110 OF 2021  
(Dr. Namdeo R. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time. Time granted.
3. S.O. to 16.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd



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

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

Shri Vinod M. Vibhute, learned counsel for respondent No. 5 (**absent**).

2. Learned counsel for the applicant submits that there is some urgency in the matter. If this be so, learned counsel may move to the Hon'ble Chairperson, since Division Bench is not available at Aurangabad.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 730 OF 2023  
(Chetansing K. Rajput Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri Ajit B. Kale, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Sanket S. Suryawanshi, learned counsel for respondent No. 3, are present.

2. Learned Presenting Officer has submitted affidavit in reply on behalf of respondent Nos. 1 & 2 and the same is taken on record and copy thereof has been served on the other side.

3. Learned counsel appearing for respondent No. 3 has also tendered affidavit in reply on behalf of the said respondent and the same is taken on record and copy thereof has been served on the other side.

4. List the matter for hearing on 26.9.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1010 OF 2022**  
**(Khurshid Begum Mohd. Moosa Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 27.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 96 OF 2023**  
**(Nanasaheb B. Patait & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has prayed for time to file affidavit in reply. Due opportunities are already availed by the respondents. In the interest of justice, last chance is granted till 25.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 533 OF 2023**  
**(Babasaheb B. Karjatkar Vs. State of Maharashtra & Ors.)**

**CORAM :** **Justice Shri P.R. Bora, Vice Chairman**  
[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE :** **15.9.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time to file affidavit in reply. Time granted by way of last chance till 19.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 678 OF 2022**  
**(Chandrakant R. Shrawane Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time to file affidavit in reply. In fact, last chance was granted till today. However in the interest of justice one more chance is granted to the respondents to file affidavit in reply till 23.10.2023.

3. It is made clear that if the affidavit in reply is not filed on or before the next date, the matter will be heard without reply of the respondents.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 773 OF 2023  
(Prasad K. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted as a last chance till 17.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION NO. 944 OF 2022  
(Suresh D. Machal Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Shri Vishal Bakal, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submitted list of the candidates, who have been promoted. The same is taken on record and copy thereof has been given to the learned Chief Presenting Officer. In the present matter despite last chance given to the respondents to file affidavit in reply, the same has not been filed. The matter is now be listed for hearing on 9.10.2023.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd



**M.A.NO. 401/2023 IN O.A.ST.NO. 1709/2023**  
**(Vyankat D. Manale & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Heard Shri Nitin L. Dhobale, learned counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

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

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

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

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION ST.NO. 1709 OF 2023**  
**(Vyankat D. Manale & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Heard Shri Nitin L. Dhobale, learned counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 3.11.2023.
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 3.11.2023.
8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

**M.A.NO. 402/2023 IN O.A.ST.NO. 1536/2023**  
**(Ramesh Govindrao Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. The present M.A. is filed by the applicant seeking condonation of delay, which is occasioned in filing accompanying O.A.

3. Delay occasioned is of the period of six months. Considering the shorter period of delay instead of issuing notice to the respondents, I have called upon the learned Presenting Officer to go through the averments in the application and make submissions accordingly.

4. Learned Presenting Officer has gone through the averments in the application for condonation of delay and has fairly conceded for condoning the delay which is of shorter period.

5. In view of the submissions so made and after having considered the reasons as are assigned by the applicant, which according to me are just and sufficient,

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O.A.ST.NO. 1536/2023**

the delay occurred in preferring the accompanying O.A.  
is condoned.

6 The accompanying O.A. be registered and  
numbered in accordance with law.

**VICE CHAIRMAN**

ORAL ORDERS 15.9.2023-hdd

**ORIGINAL APPLICATION ST.NO. 1536 OF 2023  
(Ramesh Govindrao Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. After registration of present O.A., issue notice to respondents, returnable on 12.10.2023.

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 12.10.2023.

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 822 OF 2023**  
**(Shashikant Balbhim Morale & Ors. Vs. State of Mah. & Ors.)**

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

**DATE : 15.9.2023**

**ORAL ORDER :**

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

2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. In fact, the respondents were expected to file the affidavit in reply as observed by this Tribunal in the order passed on 6.9.2023 and were also supposed to keep present the officer concerned to explain the normalization procedure adopted in the present matter.

3. Learned C.P.O. submits that he will ensure that the officer concerned remains present on the next date and affidavit in reply would also be filed. He has sought time till 25.9.2023.

4. Shri S.S. Thombre, learned counsel appearing for the applicants submitted that the applicants do not have objection for granting time as has been prayed by the learned C.P.O. however, the respondents then shall not proceed further in the process of selection and shall not publish the final select list of the candidates. Learned

counsel appearing for the applicants submitted that if the final selection list is published the purpose of filing the present O.A. would get frustrated.

5. In view of the submissions made, the following order is passed: -

**ORDER**

(i) Time to file affidavit in reply granted till 25.9.2023 as prayed for by the learned C.P.O.

(ii) Till then the respondents shall not publish the final select list of the candidates.

(iii) Steno copy is allowed for the use of both the parties.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 619/2023**  
**(Bhagwan S. Kendre Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Heard Smt. Pooja Mundhe, learned counsel holding for Shri S.D. Joshi, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Learned counsel has tendered across the bar the rejoinder affidavit on behalf of the applicant. The same is taken on record and copy thereof has been supplied to other side.

3. S.O. to 29.9.2023 for hearing.

**VICE CHAIRMAN**



**M.A. NO. 399/2023 IN O.A. NO. 621/2023**  
**(Chhandak Govindrao Lokhande Vs. State of Maharashtra & Ors.)**

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

**DATE : 15.09.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri R.N. Bharaswadkar, learned counsel for respondent no. 03.

2. Applicant has filed the present Misc. Application seeking amendment in his Original Application with some contextual additional prayers. Shri V.B. Wagh, learned counsel appearing for the applicant submitted that after filing of the affidavit in reply on behalf of respondent nos. 1 & 2 and because of the documents, which are annexed with the said affidavit in reply, the applicant is required to amend the Original Application bringing on record all subsequent events and the prayers in that context. Learned counsel submitted that along with affidavit in reply the respondent nos. 1 & 2 have produced the copies of the applications allegedly submitted by the present applicant on 22.5.2023.

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**M.A. NO. 399/2023 IN**  
**O.A. NO. 621/2023**

Learned counsel submitted that in the present application the applicant has categorically stated that he has not submitted such applications and has also denied the signature below the said applications.

3. Learned counsel further submitted that after having come to know that the Civil Services Board has recommended the transfer of the applicant at Kinwat on the post of Sr. Research Officer, Scheduled Tribe Caste Scrutiny Committee, the applicant is now required to make the additional prayer for restraining the respondents from issuing any order to the applicant.

4. By way of amendment the applicant has sought to include the following prayers in the O.A.:-

*“(B-) The Hon’ble Tribunal may restrain the respondent no. 1 from issuing the transfer order of the applicant from the post of Project Officer, Integrated Tribal Project Office, Kalamnuri, Dist. Hingoli to the post of Senior Research Officer, Scheduled Tribe Caste Scrutiny Committee, Kinwat, District Nanded pursuant to the proceeding of minutes of meeting of Civil Services Board dated*

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**M.A. NO. 399/2023 IN**  
**O.A. NO. 621/2023**

*24.05.2023 and for that purpose necessary orders may kindly be passed.*

*(B-2) The respondent authorities may be directed to modify the order of respondent No. 3 dated 11.07.2023 posting him in place of the applicant by giving a direction to post the respondent No. 3 on promotion on any vacant post as per the proceeding of the minutes of meeting of Civil Services Board and for that purpose necessary directions may kindly be issued.”*

5. Learned Presenting Officer has opposed for allowing such amendment. In the alternative the learned P.O. submitted that if the Tribunal is inclined to allow the application, the interim relief granted in favour of the applicant shall be vacated. Learned P.O. submitted that the original record is called for the perusal of the Tribunal and the concerned officer viz. Smt. Devkanya Bokade, Project Officer, I.T.D.P., Aurangabad, who has brought said record, is present before this Tribunal. Original record was made available for my perusal and I have gone through the said record. Learned counsel for the applicant had also perused said record.

6. Learned P.O. submitted that since the order of status-quo granted by this Tribunal is operating,

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**M.A. NO. 399/2023 IN**  
**O.A. NO. 621/2023**

though the Civil Services Board has recommended the transfer of the applicant at Kinwat, the necessary orders in that regard could not be issued. Learned P.O. further submitted that the transfer of the applicant has been made on his request and respondent no. 3 has been transferred in his place at Kalamnuri.

7. I have duly considered the submissions made by the learned counsel appearing for the applicant and the learned Presenting Officer for respondent authorities. The applicant has every right to bring on record the subsequent events, which have nexus with the subject matter in the O.A. Events, which are sought to be brought on record and amendment in that regard sought by the applicant certainly have nexus with the contentions raised in the O.A. Prayers, which are sought to be additionally made also cannot be said to be unconnected with the subject matter.

8. The question is, while allowing the present M.A. filed by the applicant and permitting him to

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**M.A. NO. 399/2023 IN**  
**O.A. NO. 621/2023**

amend his Original Application the request made on behalf of the respondents whether can be accepted ?

9. Learned P.O., as I noted earlier, though opposed for allowing the M.A., in the alternative has made a submission that considering the facts, which are disclosed by the respondents and the documents placed on record by the respondents, the interim relief granted in favour of the applicant be vacated. It has to be stated that the interim relief was granted in favour of the applicant by this Tribunal on 17.07.2023. The consideration was that the applicant has not completed his ordinary tenure on his existing post and further that though at the some point of time he might have requested to the concerned authority for his transfer at Gadchiroli, Pune or Kinwat, before issuance of the orders of Transfers, the applicant submitted another application informing thereby and disclosing therein that he is now not pressing for his transfer though he has earlier requested for such transfer and retention was sought by the applicant at the existing place. I deem it appropriate to reproduce the discussion made by me in that regard while passing

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**M.A. NO. 399/2023 IN**  
**O.A. NO. 621/2023**

interim order on 17.07.2023 in Para 2 as well as, para 5 of the said order, which reads thus :-

*“2. It is the case of the applicant that he was posted at Kalamnuri, Tq. Kalamnuri, Dist. Hingoli vide order dated 6.9.2021. It is the further contention of the applicant that he had applied for his transfer by request from the present place either at Kinwat in Nanded District, or at Pune or at Gadchorili. However, it is further case of the applicant that since the reason for which he was seeking his transfer from Kalamnuri to said places since was resolved, he within few days again communicated to the competent authority i.e. the Secretary, Tribal Development Department not to consider his earlier request for his request transfer at the aforesaid 3 places and to retain him till he completes ordinary tenure at the present place i.e. at Kalamnuri. It is the further case of the applicant that in spite of aforesaid communication, vide order dated 11.7.2023 the respondents have posted respondent no. 3 in his place by promoting him to the said post. The learned counsel for the applicant has sought quashment of the said order by filing the present Original Application impliedly seeking his retention at the present post.*

*5. I have duly considered the submissions made by the learned counsel appearing for the applicant, learned P.O. for respondent authorities and the learned counsel appearing for respondent no. 3. It is true that the Government employee cannot insist for his posting at any particular place or can seek his retention as of right. It is also true that the applicant had initially made a request for his transfer either at Kinwat in Nanded District, or at Gadchiroli or at Pune. The applicant has further*

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**M.A. NO. 399/2023 IN**  
**O.A. NO. 621/2023**

*placed on record the letter dated 23.5.2023, whereby he had communicated to the Secretary of Tribal Development that he is withdrawing his applications so made for request transfer at the aforesaid places and thereafter the impugned order has been passed, whereby the respondent no. 3 has been appointed by way of promotion in place of the applicant. As has been submitted by the learned P.O. why the request of the applicant for his retention has not been considered is undisclosed in the impugned order and reasons would be revealed only the respondents submit their affidavit in reply with relevant documents. Respondent No. 3 has been posted in place of the applicant vide order dated 11.7.2023 and he has been given 30 days' time for joining the said post. Presently respondent No. 3 is working at Rajur Tq. Akole Dist. Ahmednagar and he has not been relieved yet. No one has been posted in place of respondent No. 3 at Rajur."*

At the time of passing interim order, the weighing circumstance was that the applicant has withdrew the request letter submitted by him seeking his transfer from Kalamnuri.

10. In the affidavit in reply filed on behalf of respondents, the respondents have raised the contention that the transfer of the applicant was proposed on the basis of request made by him and respondent No. 3 has been, therefore, given posting in his place. Along with the affidavit in reply the

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respondents have annexed the copy of the applications submitted by the present applicant. During the course of hearing on some earlier date the learned P.O. has also placed on record minutes of meeting of Civil Services Board. After the documents came on record the applicant has now taken a bold stand that the respondents have placed on record false documents. The applicant has gone to the extent to deny his signature on the said documents. All these averments are taken by the applicant in the present M.A. which may be the part of the O.A., if amendment is allowed.

11. As I noted hereinabove, the weighing circumstance for granting interim relief was that the applicant though has submitted his request for his transfer at Gadchiroli or Pune, subsequently he withdrew the said requests. From the averments made by the applicant, it is quite evident that at some point of time the applicant has given an application seeking his transfer at Gadchiroli, at some other time he had also prayed for Pune and also for Kinwat. Respondents have now placed on record copies of the said applications and the



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**O.A. NO. 621/2023**

applicant objected to the said documents alleging to be forged documents.

12. The documents which have been produced by the learned P.O. are coming from official custody. Entire file is produced for my perusal. Officer concerned, Smt. Devkanya Bokade, Project Officer, I.T.D.P., Aurangabad, who has produced this file, is present before the Tribunal. I, prima facie, do not see any reason to disbelieve the documents, which are part of the record. At the same time, I am not denying right of the applicant to challenge those documents. However, while giving such opportunity to the applicant I see substance in the submissions made by the learned P.O. praying for vacating the interim relief as has been granted in favour of the applicant.

13. After having gone through the file and the relevant documents on record, I am convinced that the applications were submitted by the present applicant. As I noted hereinabove, the applicant is at liberty to raise objections in that regard. It is up to the applicant and burden is also on the applicant

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**O.A. NO. 621/2023**

to sufficiently prove his allegations. However, it may not be just and proper to continue the interim relief, which was granted on the circumstances recorded at the time of passing the interim order by me. As has been submitted by the learned P.O. only because the order of status-quo was in force the order of transfer pertaining to the applicant could not be issued.

14. For the reasons stated above, I deem it appropriate to pass the following order :-

**ORDER**

- (i) Misc. Application No. 399/2023 is allowed.
- (ii) Applicant shall carry out the necessary amendment within a week from the date of this order and copy of amended O.A. be served upon the learned Presenting Officer.
- (iii) **The interim relief granted on 17.7.2023 stands vacated.**
- (iv) List the matter for further consideration on 12.10.2023. By the said date the respondents shall,

if they so desire, file the affidavit in reply to the amended portion of O.A.

(v) There shall be no order as to costs.

(vi) At this juncture, learned counsel for the applicant has prayed for staying the effect and operation of the present order so as to enable the applicant to approach the Hon'ble High Court.

(vii) The request so made by the learned counsel for the applicant is opposed by the learned P.O., as well as, learned counsel appearing for respondent no. 3.

(viii) The interim order was in force from 17.7.2023 till this date. Learned counsel for the applicant is requesting for staying the effect and operation of this order for next 10 days. It appears to me that no grave prejudice will be caused, if this order is stayed for 10 days or in other words effect of the interim order passed by the Tribunal continues for next 10 days. Order accordingly. It is, therefore, directed that the implementation of the present order shall stand stayed till 26.9.2023.

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**O.A. NO. 621/2023**

(ix) Original file produced today is returned to the learned P.O., who in turn returned it to the concerned officer.

(x) S.O. to 26.9.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 15.09.2023