

ORIGINAL APPLICATION NO.978/2023
(Pooja P. Bachpalle Vs. State of Maharashtra & Ors.)

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

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned Counsel prays for leave to correct address of respondent no.3. Leave granted. Necessary amendment be carried out forthwith.

3. Issue notice to respondent no.3 on corrected address, returnable on 12-03-2024.

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

5. 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.

6. 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.

7. 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.

8. S.O. to 12-03-2024.

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

VICE CHAIRMAN

ORIGINAL APPLICATION NO.690/2022
(Sachin J. Gadekar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Smt. Naseembanu I. Deshmukh, learned Counsel holding for Smt. Poonam Bodke Patil, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for the applicant seeks leave to file affidavit in rejoinder. Granted. Rejoinder is taken on record. Copy is given to the learned P.O.

3. S.O. to 16-02-2024.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

C.P.NO.06/2023 IN O.A.NO.467/2021
(Dr. Mohan P. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Heard Shri J.S.Deshmukh, learned counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities.

2. Learned Counsel for the petitioner on instructions submits that the order passed by this Tribunal, contempt of which is alleged in the present petition, has been complied with by the respondents. Learned Counsel, therefore, prayed for disposal of the petition. Hence, the following order:

ORDER

In view of the fact that, the order of which the contempt is alleged, is complied with, the contempt petition stands disposed of without any order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.41/2024
(Rambhau A. Nikam Vs. State of Maharashtra & Ors.)

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

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

DATE : 15.01.2024

ORAL ORDER :

Heard Smt. Rutuja Kulkarni, learned Counsel holding for Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 18-03-2024.
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 18-03-2024.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.69/2023
(Maharashtra Rajya Janarogya Karmachari Mahasangh, Through its Secretary Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Shri P.R.Randhave, learned Counsel holding for Shri P.D.Jarare, learned counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of the respondents. Request is opposed by the learned Counsel appearing for applicant. It is submitted that last chance has already been granted and in such circumstances no more adjournment can be granted. Request, therefore, stands rejected. List the matter for hearing.

3. S.O. to 29-01-2024.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.1046/2023
(Wasimakram H. Shaikh Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Shri V.B.Dhage, learned counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 29-01-2024.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.206/2023
(Anil R. Jadhav Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO.207/2023
(Baliram T. Barhe Vs. State of Maharashtra & Ors.)

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

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri Ashish Rajkar, learned Counsel holding for Shri J.B.Choudhary, learned counsel for applicants and Shri M.P.Gude, learned Presenting Officer for the respondent authorities.

2. Learned Counsel for the applicants has submitted communication received to him from the applicants, requesting therein to get the matter withdrawn since the purpose of filing the O.As. has been satisfied. Written communications are taken on record, which are also countersigned by the learned Counsel appearing for the applicants. In view of the above, following order is passed:

ORDER

Both O.As. stand disposed of as withdrawn without any order as to costs.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.186/2023
(Anand I. Dhale Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Shri R.R.Wakekar, learned Counsel holding for
Shri A.D.Sugdare, learned counsel for the applicant
and Smt. M.S.Patni, learned Presenting Officer for
the respondent authorities, are present.

2. Learned Counsel for the applicant submits that
the applicant is not intending to file any rejoinder.

3. Hence, list the matter for hearing on 19-03-
2024.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.342/2023
(Raju Baburao Thakur Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Heard Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities.

2. Not on board. Taken on board. Learned Counsel on instructions seeks leave to withdraw the present O.A. since the purpose of filing the O.A. has been satisfied. In view thereof, following order is passed.

ORDER

O.A. stands dispose of since withdrawn, however, without any order as to costs.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

M.A.NO.536/2023 IN O.A.ST.NO.1148/2023
(Vandana S. Pawar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

Shri R.B.Ade, learned counsel for the applicant is **absent**. Smt. M.S.Patni, learned Presenting Officer for the respondent authorities is present.

2. Learned P.O. has tendered affidavit in reply on behalf of respondent nos.1 to 4. Same is taken on record. Spare copy is kept on record. It be given to the learned Counsel for the applicant.

3. S.O. to 18-03-2024.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.964/2023
(Santosh S. Mankar Vs. State of Maharashtra & Ors.)

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

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri A.V.Thombre, learned Counsel holding for Shri S.S.Thombre, learned counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities.

2. On request of learned Counsel for the applicant, re-issue notice to the respondents, returnable on 18-03-2024.
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 18-03-2024.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

**O.A. NOS. 997, 998, 999, 1000, 1001, 1002, 1003,
1004, 1006, 1097 & 1098 ALL OF 2019**
(Dr. Ahmed Munibudin & Ors. Vs. State of Maharashtra & Ors.)

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

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

DATE : 15.01.2024

ORAL ORDER :

Shri M.R. Kulkarni, learned counsel for the applicants in all these matters and Shri M.P.Gude, learned Presenting Officer for the respondent authorities in all these matters, are present.

2. S.O. to 30-01-2024. The interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO.590/2023
(Rajendra A. Shirsat Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
(This case is placed before Single Bench due
to non-availability of Division Bench)

DATE : 15.01.2024

ORAL ORDER :

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

2. S.O. to 31-01-2024. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDER 15.01.2024

**M.A.NO. 13 OF 2024 IN O.A.ST.NO. 2130 OF 2023
(Kisan R. Gawali Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri I.D. Maniyar, learned counsel holding for Shri V.S. Panpatte, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. By this application the applicant is seeking condonation of delay caused in filing the accompanying O.A.

3. There is a delay of 4 years, 2 months and 20 days caused in filing O.A. challenging the order passed by the respondent No.1 dated 04.10.2018 whereby the minor punishment came to be imposed upon the applicant and further there is a delay of 3 years and 10 days in filing the O.A. challenging the order dated 10.10.2019 passed by the respondent No.2 treating the suspension period as suspension period.

4. Learned counsel for the applicant submits that the applicant came to be retired in the year 2014. Learned counsel for the applicant submits that

//2// M.A. 13/2024 in
O.A.St. 2130/2023

though the departmental enquiry was commenced against the applicant when he was in service and it is completed in the year 2014 itself but the final order of punishment came to be passed on 04.10.2018. The applicant also remained under suspension near about 2 years. He was initially granted the provisional pension, however, the final pension came to be released in the year 2021.

5. Learned counsel for the applicant submits that younger son of the applicant is psychiatric patient and for his regular check-up, treatment etc. the applicant was required to visit hospital and to take care of him. However, during the outbreak of Covid-19, the husband of the real sister of applicant namely Rajaram Tukaram Zunjare expired on 13.10.2020 and the real sister of the applicant namely Pushpabai Rajaram Zunjare expired on 17.10.2020.

6. Learned counsel for the applicant submits that during the same period the applicant has also suffered from cardiac problem and Angioplasty was required to be done. However, during the outbreak of the said Covid-19 and consequential lockdown declared in the State of Maharashtra for the period

//3// M.A. 13/2024 in
O.A.St. 2130/2023

of March, 2020 till the end of 2021, the applicant could not approach this Tribunal by filing the Original Application.

7. Learned counsel for the applicant submits that in view of same, the delay has occurred. The delay is not intentional and deliberate one. The applicant prevented from sufficient cause to approach this Tribunal by filing the O.A. within time. Learned counsel for the applicant submits that the application thus deserves to be allowed.

8. Learned P.O. submits that there is an inordinate delay in filing the O.A. and despite the punishment inflicted on the applicant in the year 2018, the applicant has approached the Governor by filing the appeal in the year 2021 for the first time and thereafter approached this Tribunal. There is no satisfactory explanation for such an inordinate delay. The application thus liable to be rejected.

9. The applicant is retired Government employee and he came to be retired way back in the year 2014. Thought the departmental enquiry was commenced and completed in the year 2014 when

//4// M.A. 13/2024 in
O.A.St. 2130/2023

he was in service, the final order of minor punishment was passed in the year 2018 i.e. after the gap of 4 years. Thereafter, the applicant had suffered from various family problems and also suffered from health problems as cardiac problem and Angioplasty was required to be done. Further the applicant could not approach the Tribunal within time due to outbreak of the said Covid-19 and consequential lockdown declared in the State of Maharashtra for the period of March, 2020 till the end of 2021.

10. In view of same, I am satisfied that the applicant has been prevented from sufficient cause to approach this Tribunal by filing the O.A. within time. The delay caused in filing the O.A. is not intentional and deliberate one. However, the applicant is required to be saddled with costs. In view of same, I am inclined to condone the delay caused in filing the accompanying Original by imposing costs upon the applicant. I compute the costs of Rs.200/- (Two Hundred only) on the applicant and proceed to

//5// M.A. 13/2024 in
O.A.St. 2130/2023

pass the following order: -

ORDER

The Misc. Application No. 13/2024 is allowed
in following terms:-

(A) The delay of 4 years, 2 months and 20 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned subject to costs of Rs. 200/- (Two Hundred only). The amount of costs shall be deposited in the Registry of this Tribunal within a period of one month from the date of this order.

(B) Upon satisfaction of the costs as above, the accompanying O.A. be registered and numbered by taking in to account other office objection/s, if any.

MEMBER (J)

ORIGINAL APPLICATION ST.NO. 2130 OF 2023
(Kisan R. Gawali Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri I.D. Maniyar, learned counsel holding for Shri V.S. Panpatte, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 01.03.2024.

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.St. 2130/2023

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

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

8. S.O. to 01.03.2024.

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

MEMBER (J)

**M.A.NO. 284 OF 2021 IN O.A.ST.NO. 823 OF 2021
(Sandipan G. Kale Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 12.02.2024 for hearing with liberty to file reply as insisted.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 399 OF 2021 IN O.A.ST.NO. 1725 OF 2021
(Sunanda B. Maske & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri H.P. Jadhav, learned counsel for the applicants, is **absent**. Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 01.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 53 OF 2022 IN O.A.ST.NO. 99 OF 2022
(Gorakh R. Limaji Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri P.S. Mantri, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. By this application the applicant is seeking condonation of delay caused in filing the accompanying O.A.

3. There is a delay of 2 years, 7 months and 9 days in filing the Original Application.

4. Learned counsel for the applicant submits that the applicant was lastly working as Junior Clerk at District Treasury Office, Ahmednagar. He retired on superannuation on 31.12.2011 from the same office. The applicant though eligible for second benefits of Assured Career Progression Scheme in the year 2000, by impugned order dated 08.06.2018 he was not granted the said benefit for many reasons including the reason that the applicant has not submitted Caste Validity Certificate of S.T. Caste. Learned counsel for the applicant submits that due to the said order the applicant become ill and in the

//2// M.A. 53/2022 in
O.A.St. 99 /2022

year 2019 the applicant suffered from brain hemorrhage. He was advised to take total bed rest. The necessary documents and certificates are as per Exhibit 'A-1'.

5. Learned counsel for the applicant submits that further in view of outbreak of Covid-19 and consequential lockdown declared in the State of Maharashtra, the applicant could not take legal advice and approach his counsel to timely file the Original Application before this Tribunal. In view of same, the delay has occurred in filing the accompanying O.A. It is not intentional and deliberate one. Learned counsel submits that the application thus deserves to be allowed.

6. Leaned P.O. strongly resisted the application on the ground that the delay has not been satisfactorily explained by the applicant and the application is thus liable to be rejected.

7. It appears that the applicant is retired employee and when the second benefit of Assured Progression Scheme was denied to him, he had suffered from ill health. In the month of January

//3// M.A. 53/2022 in
O.A.St. 99 /2022

2019 he had suffered from brain hemorrhage. The medical certificate is also annexed to the application. Further due to outbreak of Covid-19 in the month of March 2020 and consequential lockdown declared in the State of Maharashtra, the applicant could not approach his counsel to take legal advice in that regard. In view of same, there is no intentional and deliberate delay. There is no inaction on the part of the applicant. In view of same, I am inclined to condone the delay caused in filing the accompanying Original by imposing costs upon the applicant. I compute the costs of Rs.100/- (One Hundred only) on the applicant and proceed to pass the following order: -

ORDER

The Misc. Application No. 53/2022 is allowed in following terms:-

(A) The delay of 2 years, 7 months and 9 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned subject to costs of Rs. 100/- (One Hundred

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O.A.St. 99 /2022

only). The amount of costs shall be deposited in the Registry of this Tribunal within a period of one month from the date of this order.

- (B) Upon satisfaction of the costs as above, the accompanying O.A. be registered and numbered by taking in to account other office objection/s, if any.

MEMBER (J)

**ORIGINAL APPLICATION ST.NO. 99 OF 2022
(Gorakh Ratan Limaji Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri P.S. Mantri, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 04.03.2024.

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.

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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 04.03.2024.

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

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 156 OF 2022 IN O.A.ST.NO. 621 OF 2021
(Bhimrao S. Bilappatte Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri M.L. Muthal, learned counsel for the applicant, is **absent**. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 6.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 292 OF 2022 IN O.A.ST.NO. 1116 OF 2022
(Shaikh Imran Shaikh Ahmed 1Vs. State of Maharashtra &
Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri S.B. Solanke, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned counsel for the applicant, S.O. to 26.02.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

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

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned counsel for the applicants, S.O. to 01.02.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 483 OF 2023 IN O.A.ST.NO. 1998 OF 2023
(Gautam S. Bhalerao Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri S.R. Dheple, learned counsel for the applicant, is **absent**. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 04.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 413 OF 2021
(Pandhari S. Ahankare Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri A.S. Nalawade, learned counsel holding for Shri J.M. Murkute, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 11.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

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 : 15.01.2024

ORAL ORDER :

Shri I.D. Maniyar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 05.02.2024.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**ORIGINAL APPLICATION NO. 777 OF 2021
(Mohd. Usman Khan Mohd. Jafar Khan Vs. State of
Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned counsel for the applicant on instructions submits that in terms of the order passed by the Hon'ble High Court of Bombay, Bench at Aurangabad dated 27.10.2023 in Writ Petition No. 10237/2021 since the applicant is now getting pension, the applicant do not want to proceed with this Original Application further. Learned counsel for the applicant thus on instructions seeks leave to withdraw the present O.A.

3. Leave as prayed for is granted.

4. The present Original Application is disposed of as withdrawn. No order as to costs.

MEMBER (J)

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

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

DATE : 15.01.2024

ORAL ORDER :

Shri R.A. Joshi, learned counsel holding for Shri S.N. Suryawanshi, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicants, S.O. to 12.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

T.A.NO. 01/2023 (W.P.NO. 9807/2022)
(Ganesh D. Gund Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri P.V. Suryawanshi, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 04.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**ORIGINAL APPLICATION NO. 129 OF 2023
(Abhay P. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri Eklavya Potdar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 08.02.2024 for hearing with liberty to file affidavit in reply, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 346 OF 2020
(Babu R. Adbalwar Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri P.B. Rakhunde, learned counsel for the applicant, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. This matter is of the year 2020.

3. In view of same, S.O. to 06.03.2024 for passing order.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 302 OF 2021
(Hitendra P. Chaudhari Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri M.V. Thorat, learned counsel for the applicant, is **absent**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. Even on the last occasion, the applicant and his counsel were not present. This matter is of the year 2021.

3. In view of same, S.O. to 06.03.2024 for passing order.

MEMBER (J)

**ORIGINAL APPLICATION NO. 303 OF 2021
(Rajendrakumar G. Baviskar Vs. State of Maharashtra &
Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri M.V. Thorat, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant. Even on the last occasion, the applicant and his counsel were not present. This matter is of the year 2021.

3. In view of same, S.O. to 06.03.2024 for passing order.

MEMBER (J)

ORIGINAL APPLICATION NO. 387 OF 2021
(Shankar B. Ghogare Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri A.V. Thombre, learned counsel for the applicant and Smt. Sanjivanik K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the applicant wants to file application for addition of the party and thus time is required. Time granted.

3. S.O. to 01.02.2024.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 399 OF 2022
(Tawshikar G. Gyanoba Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Smt. S.C. Thombre, learned counsel holding for Shri C.V. Thombre, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 702 OF 2023
(Pralhad K. Ugale & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri S.A. Nagarsoge, learned counsel for the applicants, Smt. Jayshree Gite, learned counsel for respondent No.9, Smt. Y.T. Kshirsagar/T.S. Lodhe, learned counsel for respondent No.11 and Shri Avinash Aghav, learned counsel for respondent No.14, are **absent**. Shri M.P. Gude, learned Presenting Officer for the respondent authorities, Shri Umesh S. Mote, learned counsel for respondent No.8 and Shri Pradeep Shahane, learned counsel for respondent No.10, are present.

2. Learned counsel appearing for the respondent No.8 and learned counsel appearing for respondent No.10 submit the affidavit in reply on behalf of said respondents along with spare copy for the applicant. The same are taken on record.

3. List the matter for admission hearing on 11.03.2024. In the meanwhile it would be open for the applicants to file affidavit in rejoinder, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 843 OF 2023
(Bhagwat M. Kavhar Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned P.O. appears for all the respondents and seeks time to file affidavit in reply. Time granted.

3. S.O. to 04.03.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 844 OF 2023
(Sunil D. Kakde Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned P.O. appears for all the respondents and seeks time to file affidavit in reply. Time granted.

3. S.O. to 04.03.2024.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 966 OF 2023
(Pratam M. Pandagale Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri Y.V. Kakade, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. appears for respondent No.1 also and seeks time to file affidavit in reply. Time granted.

3. S.O. to 26.02.2024 for filing affidavit in reply on behalf of all the respondents.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 990 OF 2023
(Rakesh M. Shirsath Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 16.02.2024 for filing affidavit in reply.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 991 OF 2023
(Atul R. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 16.02.2024 for filing affidavit in reply.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 992 OF 2023
(Ashish A. Gogawale Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 16.02.2024 for filing affidavit in reply.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 993 OF 2023
(Hareshwar A. Potdar Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 16.02.2024 for filing affidavit in reply.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 392 OF 2022 IN O.A.ST.NO. 78 OF 2022
(Ashru M. Kaldate Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Leave to correct the name and address of respondent No.4 in M.A. & O.A. Amendment shall be carried out forthwith.

3. Issue fresh notice to respondent No.4 in M.A. on the corrected name and address, returnable on 11.03.2024.

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

5. 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.

//2// M.A.392/2022 in
O.A.St. 78/2022

6. 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.

7. 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.

8. S.O. to 11.03.2024.

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

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A. 454/2022 IN M.A. 58/2022 IN O.A.ST. 221/2022
(Sindhu B. Wanve & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri A.S. Nalawade, learned counsel holding for Shri J.M. Murute, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice upon the respondents.

3. At the request of learned counsel for the applicant, S.O. to 05.02.2024.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 481 OF 2022
(Dhanwantsing H. Saini Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. The present matter is reserved for order.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

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

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos.1 to 3 to O.A. The same is taken on record and copy thereof is given to learned counsel appearing for the applicant.

3. Pleadings are completed. List the matter for admission hearing on 16.02.2024.

4. Interim relief granted earlier in O.A. to continue till then.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

M.A.NO. 360/2023 IN O.A.NO. 414 OF 2023
(Sachinsingh B. Chauhan Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned counsel for the applicant submits affidavit in rejoinder. The same is taken on record and copy thereof is given to learned P.O.

3. Pleadings are completed. List the O.A. for admission hearing on 23.02.2024.

4. Interim relief granted earlier in O.A. to continue till then.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**M.A.NO. 143/2023 IN O.A.ST.NO. 459 OF 2023
(Harshal S. Desale Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Smt. Archana Therokar, learned counsel holding for 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 P.O. submits that the respondent Nos. 1 & 2 are adopting the affidavit in reply filed by respondent No.3.

3. List the matter for hearing on 12.03.2024.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

**O.A.NOS. 543/2019, 766/2021, 781/2021,
970/2022, 973/2022, 806/2022, 845/2022,
369/2021, 10/2022, 262/2022, 269/2022,
366/2022, 438/2022, 648/2022, 649/2022,
783/2022, 864/2022, 972/2022, 1089/2022, T.A.
12/2023 (W.P. 6494/2022), 33/2023, 214/2023,
39/2022, 44/2022, 99/2022, 173/2022, 273/2022
AND 81/2023
(Shivprasad C. Potpaliwar & Ors. Vs. State of Maharashtra
& Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

S/Shri G.G. Karnik, learned counsel holding for Shri G.R. Jadhav, Smt. Vijay Adkine, learned counsel holding for Shri V.B. Wagh, A.R. Tapse, M.K. Bhosale, S.D. Joshi, Shri N.P. Bangar, S.B. Choudhari, A.D. Aghav, Smt. Suchita Dhongde, A.S. Shelke, K.B. Jadhav, V.G. Pingle, H.P. Jadhav, Smt. Vidya A. Taksal, R.P. Adgaonkar, A.V. Thombre holding for Shri S.S. Thombre, V.B. Dhage, Subhash Chilarge, V.P. Kadam, respective learned counsel for the applicants in respective matters, S/Shri I.S. Thorat, D.R. Patil, N.U. Yadav, respective learned Presenting Officers for the respective respondents in respective matters and Shri S.B. Mene, learned counsel for respondent No. 2 & 3 in O.A. 543/2019, O.A. 262/2022 & O.A. 973/2022, for respondent Nos. 3 to 6 in O.A.No. 970/2022 & for respondent

//2//

Nos. 3 & 4 in O.A. 783/2022 and Shri M.P. Gude, learned counsel for respondent No. 1 & 3 in O.A. 269/2022.

2. Learned P.Os. on instructions submits that as against the judgment and order dated 11.03.2020 passed in the case **Dnyaneshwar S/o Ramkishan Musane Vs. the State of Maharashtra & Ors.** [**Reported in 2020 (3) ALL MR 550**] in Writ Petition No. 6267/2018, the State has preferred the Review Application bearing St. No. 22946/2022 and the same is pending for consideration before the Division Bench of Hon'ble High Court of Bombay, Bench at Aurangabad.

3. On the last occasion the learned P.Os. were orally directed to take instructions as to the present status of the said Review Application.

4. Learned P.Os. on instructions submit that the Government Pleader as on today is not available, however, on making contact on his Cell phone by the learned C.P.O. it has been informed that within few days the learned Government Pleader would give present status of the said Review Application. There are 28 matters listed on board involving the same issue.

//3//

5. The learned P.Os. are directed to take specific instructions in this regard at the earliest.

6. List all the matter separately but on one and same date.

7. S.O. to 25.01.2024.

MEMBER (J)

ORAL ORDER 15.01.2024 sas

ORIGINAL APPLICATION NO. 987 OF 2023
(Dr. Shaikh Salim Gulab Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri Avinash Deshmukh, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. At the request of learned Presenting Officer, S.O. to 05.02.2024 for instructions. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 548 OF 2022
(Balaji T. Kedare Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Part heard.

3. At the request of learned counsel for the applicant, S.O. to 01.02.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 612 OF 2022
(Vishwanath M. Tondewad Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri S.B. Solanke, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.02.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 799 OF 2022
(Suresh B. Jadhav Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO. 800 OF 2022
(Dilip B. Bhalekar Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicants in both the O.As. and Smt. Sanjivani K. Deshmukh-Ghate and Shri V.R. Bhumkar, learned Presenting Officers for the respondent authorities in respective O.As., are present.

2. Learned Presenting Officer seeks time to place on record copy of the O.A. 756/2020 and the order passed therein by the Maharashtra Administrative Tribunal, Mumbai and copy of the W.P. filed by the State Government as against the order passed in O.A. No. 756/2020, which is now pending before the Hon'ble High Court Mumbai along with stay order. Time granted.

3. S.O. to 12.02.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1063 OF 2022
(Dr. Rahul S. Hatolkar Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. Learned P.O. submits that in the present matter the applicant has filed rejoinder affidavit on 06.12.2023. In view of the same, the respondents are intending to file sur-rejoinder, for which the time is required. Time granted.

3. S.O. to 13.02.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 1150 OF 2022
(Shivam K. Thavare Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

Shri V.V. Ingale, learned counsel for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 04.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 15.01.2024

T.A. No. 02/2023 (W.P. No. 12920/2022)
(Shobha S. Muttewar Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri M.V. Chatge, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Group of matters involving similar issue are kept on 04.03.2024.

3. Learned P.O. submits that affidavit in reply is filed on behalf of respondent Nos. 5 & 6 only, however reply of respondent No. 4 is necessary along with other respondents, if so required.

4. S.O. to 04.03.2024 for hearing, with liberty to file affidavit in reply on behalf of respondent Nos. 1 to 4, if so required.

MEMBER (J)

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

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

DATE : 15.01.2024

ORAL ORDER :

Shri H.P. Jadhav, learned counsel for the applicants (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 04.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 760 OF 2023
(Dr. Abdul Moiz Siddiqui Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO. 761 OF 2023
(Dr. Utkarsh B. Wankhede Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Heard Shri Ajay Deshpande, learned counsel for the applicants in both the O.As. and S/shri I.S. Thorat & N.U. Yadav, learned Presenting Officers for the respondent authorities in respective O.As.

2. Part heard.
3. Learned counsel for the applicants in the context of the G.R. 09.02.2023 seeks time to take specific instructions as to which of the subjects as mentioned in the G.R., the applicant is having the expertise by way of post-graduation.
4. S.O. to 30.01.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 101 OF 2019
(Ashok R. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri Ajay Deshpande, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present. Shri S.R. Dheple, learned counsel for respondent No. 4, is **absent**.

2. As none present for respondent No. 4, as a last chance, S.O. to 07.02.2024 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 898 OF 2019
(Babu K. Chavan Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 08.02.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 534 OF 2020
(Rajesh N. Bede Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

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

2. S.O. to 08.02.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 15.01.2024

ORIGINAL APPLICATION NO. 129 OF 2021
(Dr. Sheshrao P. Lohgave Vs. State of Maharashtra & Ors.)

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

DATE : 15.01.2024

ORAL ORDER :

Shri J.S. Deshmukh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.02.2024 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 601 OF 2021
(Ramesh M. Darekar Vs. State of Maharashtra & Ors.)**

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

DATE : 15.01.2024

ORAL ORDER :

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

2. S.O. to 08.02.2024 for final hearing.

MEMBER (J)

DATE : 15.01.2024
ORIGINAL APPLICATION NO. 37 OF 2024
(Prajwal R. Sorate Vs. The State of Maha. & Ors.)

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

1. Shri A.D. Aghav, learned Advocate for the applicant and Smt. S.K. Deshmukh-Ghate, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **13.02.2024**. The case be listed for admission hearing on **13.02.2024**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

I/C REGISTRAR

DATE : 15.01.2024
ORIGINAL APPLICATION NO. 27 OF 2024
(Emam Najir Mirza Vs. The State of Maha. & Ors.)

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

1. Shri I.D. Maniyar, learned Advocate for the applicant and Shri N.U. Yadav, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **13.02.2024**. The case be listed for admission hearing on **13.02.2024**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
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I/C REGISTRAR