

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

List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench
Before: - THE HON'BLE JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN

And

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

Date:- 17/10/2023

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Urgent Admission Matters						
1	CP60/23 In OA27/23	Jalna	Adv.Sunil B Jadhav (Sanjay M Vyas)	Contempt Petition		5.12.2023
2	TA03/23 WP13847/21 with	Nashik	Adv.Abhijit S More (Kapil K Gujar & Ors.) <u>Adv.A.G. Talhar For R.No.1</u>	<u>High Court Time Limit On Or Before 30.06.2023</u> High Court Direction Termination/ Challenging G.R.	For Hearing	19.10.2023
3	TA04/23 WP3935/21 with	Satara	Adv.Dr. Suresh Mane (Gramvikas Shakiya Katrathi Karmachari Sanghthana through President & Ors.)	Termination		19.10.2023
4	TA05/23 WP4762/20 with	Beed	Adv.Sachin S Deshmukh (Vinayak S Ware & Ors.)	Challenging Advertisement		19.10.2023
5	TA06/23 WP4765/20 with	Beed	Adv.Sayyed Tauseef Yaseen (Ubale S Suresh & Ors.)	Challenging Advertisement		19.10.2023
6	TA07/23 WP5233/20 with	Beed	Adv.S.A. NagarSoge (Pralhad K Ugale) <u>Adv.R.R. Bangar For R.No.1</u>	Termination		19.10.2023

7	TA08/23 WP5591/20 with	Beed	Adv.S.S. Thombre (Pravin V Hadade & Anr.) <u>Adv.Umesh Mote For</u> <u>R.Nos.2 & 3</u>	Termination		19.10.2023
8	TA09/23 WP5588/20 with	Beed	Adv.S.S. Jadhavar (Sonali S Bhosale) <u>Adv.Umesh Mote For</u> <u>R.No.2</u>	Termination		19.10.2023
9	TA10/23 WP5592/20 with	Beed	Adv.S.S. Thombre (Surekha K Wani & Ors.) <u>Adv.Umesh Mote For</u> <u>R.No.2</u>	Termination		19.10.2023
10	TA11/23 WP7243/20 With	Mumbai	Adv.Mahadev Chaudhari/ Adv.Krishna Rodge (Maharashtra State Contractual Employees Federation, (Prop.) Through its working President Sachin S Jadhav)	Termination		19.10.2023
11	TA16/23 WP5776/21	P'bhani	Adv. Adv.Sayyed Tauseef Yaseen (Gajanan N Tehare & Ors.) <u>Adv.R.R. Bangar for</u> <u>R.No.1</u>	Termination/ Challenging Circular		19.10.2023
12	MA468/23 In OAS1957/23	Abad	Adv.H.S. Deshmukh (Dr. Suhas M Pawar & Ors.)	M.A. For Sue Jointly		6.12.2023
13	MA480/23 In MA481/23 In OAS1795/23	Nanded	Adv.M.R. Kulkarni (Dr. Sudhatai S Karadkhedkar)	M.A.For Amendment For Addition of Party Respondents		18.10.2023
14	OA869/23	O'bad	Adv.Vivek G Pingle/ Adv.Pallavi Karhadkar (Tanaji P Hanwate)	Departmental Enquiry/ Promotion		1.12.2023
15	OA895/23	P'bhani	Adv.Shrikrashna B Solanke (Vishwajit P Mathpati)	Appointment		30.11.2023

16	OA902/23	Ch. Sambha'Nagar	Adv.V.B. Wagh (Purushottam B Bansod)	Departmental Enquiry/ Pension		5.12.2023
17	OA904/23	P'bhani	Adv.M.B. Kolpe (Yogita G Kachawe @ Yogita M More)	Seniority List		5.12.2023
18	MASt1717/23 In OASSt1718/23	A'nagar	Adv.R.B. Karle (Nagesh D Bidkar)	M.A. For Condonation of Delay	with Office Objection	Return to the applicant
19	MASt1185/23 In OASSt1171/23	A'bad	Adv.P.D. Suryawanshi (Jagan D Mundhe & Ors.)	M.A. For Sue Jointly	with Office Objection	3.11.2023
20	OASSt1906/23	O'bad	Adv.Sartaj H Pathan (Sakharabai R Shinde)	Dismissal From Service	Circulation with Office Objection	7.12.2023
21	OASSt1912/23	Nanded	Adv.A.S. Deshmukh (Bhimrao G Parodwad)	Promotion	with Office Objection	5.12.2023
Order Matters						
22	MA154/22 In OASSt517/22	A'nagar	Adv.V.P. Narwade (Savita S Warale)	M.A. For Condonation of Delay	For Hearing	1.12.2023
23	MA511/22 In OA539/21	J'gaon	Adv.Santosh B Bhosale (Jagannath S Patil)	M.A. For Amendment	For Hearing	22.11.2023
24	MA149/23 In OASSt437/23	A'bad	Adv.Kiran G Salunke (Balbir Singh Jagannath Prasad Tyagi)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-2 to R-4	22.11.2023
25	MA246/23 In OA187/23	P'bhani	Adv.S.B. Solanke (Dr. Balasaheb S Nagargoje)	M.A. For I.R.		23.11.2023
26	MA388/23 In MA370/23 In MA225/23 In OA356/23	A'bad	Adv.V.B. Wagh (Sharad P Jare) <u>Adv.K.G. Salunke for R.No.3</u>	MA388/23 For Amendment MA370/23 for I.R. MA225/263 for I.R.		19.10.2023

Due Admission Matters						
27	CP10/22 In OA191/21	A'nagar	Adv.R.J. Nirmal/ Adv.A.W. Khadse (Sandip W Khadse) <u>Adv.M.D. Lonkar Spl.</u> <u>Counsel for the Respondents</u>	Contempt Petition	For Hearing Reply Filed by R-1	20.11.2023
28	OA872/18	A'nagar	Adv.Arvind G Ambetkar (Arun M Gir)	Departmental Enquiry	For Hearing Reply Filed by R-1 to R-5	8.12.2023
29	OA232/19	A'bad	Adv.Vivek G Pingle (Maruti T Kamble & Ors.)	Condonation of Technical Break & Counting Earlier Period of Temp. Service	Reply Filed by R-1 to R-3	11.12.2023
30	OA262/19	Beed	Adv.D.D. Korade/ Adv.R.P. Bhumkar (Vijay U Pawar) <u>Adv.V.M. Chate for R.No.5</u>	Selection From Ex Serviceman Category	For Hearing Reply Filed by R-3 & R-5	23.11.2023
31	OA290/19	Jalna	Adv.A.S. Deshmukh (Rajesh L Tangade) <u>Adv.A.D. Aghav for R.No.2</u>	Show Cause Notice/ Dismissal From Service	Reply Filed by R-1 & R-2	28.11.2023
32	OA307/19	Beed	Adv.Rahul D Khadap (Rahul D Sathe & Ors.)	Promotion	For Hearing Reply Filed by R-1 & R-2	23.11.2023
33	OA29/21	Beed	Adv.Santosh S Dambe (Vijay N Khawane)	Appointment/ Transfer	For Hearing Reply Filed by R-2 to R-4	28.11.2023
34	OA77/21	A'bad Hingoli Nanded	Adv.V.B. Wagh (Vishvanath H Mahindrakar & Ors.)	Reversion	For Hearing Reply Filed by R-1 & R-2	30.10.2023
35	OA635/21	A'bad	Adv.A.B. Rajkar (Badrinath B Nimbalkar)	Compulsory retirement	For Hearing Reply Filed by R-1 to R-4	7.12.2023
36	OA768/21	A'nagar	Adv.V.B. Wagh (Arvind R Bhingardive & Ors.)	Departmental Enquiry	For Hearing Reply Filed by R-2	7.12.2023
37	OA774/21	P'bhani	Adv.R.L. Jakhade/ Adv.S.A. Kulkarni (Ganesh L Chavan)	Dismissal	For Hearing Reply Filed by R-4	24.11.2023
38	OA776/21	A'bad	Adv.S.D. Joshi (Lingoji K Pokale)	Deemed Date of Appointment/ Seniority/ Old Pension Scheme	For Admission Reply Filed by R-2	24.11.2023

39	OA827/21	J'gaon	Adv.Harshal P Randhir (Sanjaykumar U More)	Promotion	For Admission Reply Filed by R-1 to R-3	24.11.2023
40	OA204/22	Nanded	Adv.S.B. Kakde (Ganesh S Bangale)	Termination/ Direction	For Admission Reply Filed by R-1 to R-3	8.12.2023
41	OA256/22	O'bad	Adv.Suchita Dhongde (Ashok S Patil)	Major Punishment	For Admission Reply Filed by R-1 to R-3 & R-6	12.12.2023
42	OA614/22 with	Beed	Adv.V.P. Golewar/ Adv.A.D. Sugdare (Dr.Deepak N Kawale) <u>Adv.M.B. Kolpe for R.No.3</u>	Recruitment Process/ Interview	<u>For Further Consideration</u> For Hearing Reply Filed by R-3	28.11.2023
43	OA666/22 with	A'bad	Adv.A.D. Sugdare (Dr.Archana B Dhavale) <u>Adv.M.B. Kolpe for R.No.3</u>	Appointment	For Hearing Reply Filed by R-1 & R-2	28.11.2023
44	OA693/22 with	Nanded	Adv.A.D. Sugdare (Dr.Aayasha Munwar Mohammed Ayub) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing Reply Filed by R-1 & R-2	28.11.2023
45	OA737/22 with	A'bad	Adv.A.D. Sugdare (Dr.Monali T Bhorge) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing Reply Filed by R-1 & R-2	28.11.2023
46	OA780/22 with	A'bad	Adv.A.D. Sugdare/ Adv.V.P. Golewar (Dr.Kailash P Kagne) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing	28.11.2023
47	OA747/22 with	A'bad	Adv.Jayant S Deshmukh (Dr. Sanjyot G Giri) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	For Hearing	28.11.2023
48	OA748/22 with	Latur	Adv.J.S. Deshmukh (Drf.Abhijeet M Yadav) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	For Hearing	28.11.2023
49	OA769/22 with	Nanded	Adv.J.S. Deshmukh (Dr.Omprasad B Damkondwar) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing Reply Filed by R- 1 & R-2	28.11.2023
50	OA749/22 with	A'bad	Adv.V.S. Kadam (Dr.Sphoorti P Bende) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	For Hearing	28.11.2023
51	OA750/22 with	A'bad	Adv.V.S. Kadam (Dr.Pragati S Kadam) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	For Hearing	28.11.2023

52	OA751/22 with	A'bad	Adv.V.S. Kadam (Dr.Dipti K Bhagat) <u>Adv.M.B. Kolpe for R.No.3</u>	Eligibility/ Interview	For Hearing	28.11.2023
53	OA771/22	Jalna	Adv.V.S. Kadam (Mulani Manzura Rustum) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing	28.11.2023
54	OA777/22 with	J'gaon	Adv.V.S. Kadam (Dr.Shital S Patil) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing	28.11.2023
55	OA778/22 with	Latur	Adv.V.S. Kadam (Dr.Sharada U Sonkhedkar) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing	28.11.2023
56	OA787/22 with	Nanded	Adv.V.S. Kadam (Dr.Krishna T Pawar) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview (M.P.S.C.)	For Hearing	28.11.2023
57	OA788/22 with	Beed	Adv.V.S. Kadam (Dr.Vaibhav V Deshmukh) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing	28.11.2023
58	OA796/22 with	O'bad	Adv.V.S. Kadam (Dr.Amol A Kapse) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview (M.P.S.C.)	For Hearing	28.11.2023
59	OA803/22 with	A'bad	Adv.A.D. Sugdare (Dr Syeda Muneza Nasusheen Mohammad Ali) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	For Hearing	28.11.2023
60	OA790/22 with	A'bad	Adv.A.S. Deshmukh (Dr.Pravin G Ranvir) <u>Adv.M.B. Kolpe for R.No.2</u>	Selection Process	For Hearing Reply Filed by R- 1	28.11.2023
61	OA791/22 with	Latur	Adv.Vikrant S Valse (Rajshekhhar L Mengule) <u>Adv.M.B. Kolpe for R.No.2 & 4</u>	Selection Process/ Interview	For Hearing	28.11.2023
62	OA832/222	Jgaon	Adv.S.N. Pagare (Dr. Harshal M Mahajan) <u>Adv.M.B. Kolpe For R.No.3</u>	Interview	Await Service	28.11.2023
63	OA767/22	Dhule	Adv.Kakasaheb B Jadhav (Jaywant R Wagh)	Resignation Qualifying Service, Seniority	For Hearing Reply Filed by R- 3	1.12.2023

64	OA953/22	A'bad	Adv.Anant Devakate/ Adv.K.B. Jadhav (Nilkanth S Prakash)	Appointment	For Hearing	30.11.2023
65	OA1083/22	N'bar	Adv.Talekar & Associates (Santosh R Shirsat & Ors.)	Challenging G.R.	For Further Consideration Reply Filed by R- 1 to R-4 For Filing Affidavit in Rejoinder	30.10.2023
66	OA137/23	A'bad	Adv.K.B. Jadhav (Vijay V Pagare)	Termination	For Hearing	1.12.2023
Final Hearing Matters						
67	OA689/15	O'bad	Adv.S.B. Talekar (Dr.Shrikant B Tambe) <u>Adv.Pradeep R Patil for R.No.5</u> <u>Adv.V.B. Wagh for R.No.6</u>	Selection	Reply Filed by R-1 to R-4 & R-6	1.11.2023
68	OA818/17	A'nagar	Adv.Vivek G Pingle (Ashok M Gaikhe)	Major Punishment	Reply Filed by R-1 to R-4	11.12.2023
69	OA961/17	A'bad	Adv.Suvidh S Kulkarni (Manoj J Agale)	Appointment	Short Affidavit of reply Filed by R-2 & R-4	23.11.2023
70	OA802/18	Hingoli	Adv.Sanjay B Bhosale (Jitendra B Mutyalu)	Termination	Reply Filed by R-2 to R-4	28.11.2023
71	OA281/19	Pbn	Adv.D.T. Devane (Prasad B. Deshmukh)	Reversion Pay Scale	Reply filed by R-1	5.12.2023
72	OA355/19	Nanded	Adv.D.R. Irale Patil (Nangesh N Unche & Ors.) <u>Adv.Ajay Deshpande for R.Nos.3 to 5</u>	Seniority	Reply Filed by R-1 to R-5	4.12.2023
73	OA360/19 with	A'bad	Adv.Ajay Deshpande (Dr.Atul A Deshmukh)	Termination	For Hearing Additional Affidavit of Reply Filed by Respondent For Filing Short Affidavit in Reply on behalf of the MPSC	19.10.2023

74	MA452/23 In OA67/18 with	P'bhani	Adv.K.G. Salunke (Dr.Mohd. Feroz Iqbal)	M.A. For Direction Not to Terminate the Services	For Hearing Reply Filed by R-2 & R-3 For Filing Short Affidavit in Reply on behalf of the MPSC	19.10.2023
75	MA453/23 In OA312/19	Beed	Adv.J.S. Deshmukh (Dr. Ashok P Misal)	M.A. For Direction		
76	OA792/19	Beed	Adv.Prashant D Suryawanshi (Datta Prasad Hiranman Galphade) <u>Adv.V.B. Wagh for R.No.3</u>	Selection	Reply Filed by R-3	14.12.2023
77	OA785/22	A'nagar	Adv.Ajay T Kanawade (Bhaurao M Ghane)	Termination	Reply Filed by R-3 to R-5	15.12.2023

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

And

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

Date: -17/10/2023

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	CP14/22 In OA367/19	A'bad	Adv R B Ade (Arvind D Sulakhe)	Contempt Petition	As a Last Chance For Filing Affidavit in Reply in C.P	22.11.2023
2	CP20/23 In OA295/21	P'rbn	Adv J S Deshmukh (Dr. Zohra S Ataullah Khan)	Contempt Petition	Await Service	23.11.2023
3	CP21/23 In OA293/21	Nanded	Adv J S Deshmukh (Dr. Khan B Sultana)	Contempt Petition	Await Service	23.11.2023

4	CP22/23 In OA294/21	P'bhani	Adv.J.S. Deshmukh (Dr. Shaikh Kaleem Mustafa)	Contempt Petition	Await Service	23.11.2023
5	CP23/23 In OA526/18	Latur	Adv.J.S. Deshmukh (Dr. Prachi K Haridas)	Contempt Petition	Await Service	23.11.2023
6	CP24/23 In OA780/19	Jalna	Adv.J.S. Deshmukh (Dr.Shaikh Heena Navbahar)	Contempt Petition	Await Service	23.11.202 3
7	CP50/23 In OA23/22	Dhule	Adv K B Jadhav (Samadhan B Rathod)	Contempt Petition	For Filing Affidavit in Reply	18.10.202 3
8	OA629/22	Jalgaon	Adv.Ujjwal Patil (Santosh V Deshmukh & Ors)	Deemed Date of Appointment	For Filing Affidavit in Rejoinder	6.12.2023
9	OA700/22	A'nagar	Adv R R Karpe/ (Sujay S Gaydhane)	Appointment	Additional Affidavit Reply Filed R-2	30.11.202 3
10	OA707/22	Beed	Adv M S Karad (Jay B Chavan)	Appointment	As a Last Chance For Filing Affidavit in Reply	2.11.2023
11	OA764/22	Dhule	Adv M R Kulkarni (Muzaffar Abdul Sayeed Shaikh)	Departmental Enquiry	For Filing Affidavit in Rejoinder	24.11.202 3
12	OA844/22	Dhule	Adv V B Wagh (Padma K Shinde)	Advertisement	As a Last Chance For Filing Affidavit in Rejoinder	22.11.202 3
13	OA855/22	A'bad	Adv P R Bharaswadkar (Pravin R Khedkar)	Promotion	For Filing Affidavit in Rejoinder	8.12.2023

14	OA705/22	Beed	Adv M S Karad (Amol V Sanap & Ors.)	Selection Process	Await Service R-3 & For Filing Affidavit in Reply of other Respondents	2.11.2023
15	OA878/22	Beed	Adv.M.S. Karad (Dattatray A Galgate)	Appointment	For Filing Affidavit in Reply	2.11.2023
16	OA907/22	Beed	Adv.M.S. Karad (Ajay S Rathod & Ors.)	Appointment	Await Service	2.11.2023
17	OA908/22	Beed	Adv.M.S. Karad (Chandrakant K Sanap & Ors.)	Appointment	Await Service	2.11.2023
18	OA909/22	Beed	Adv.M.S. Karad (Rahul Y Pawal & Ors.)	Appointment	Await Service	2.11.2023
19	OA910/22	Beed	Adv.M.S. Karad (Pankaj R Rathod & Ors.)	Appointment	Await Service	2.11.2023
20	OA911/22	Beed	Adv.M.S. Karad (Dipak D Sanap & Ors.)	Appointment	Await Service	2.11.2023
21	OA912/22	Beed	Adv M S Karad (Yuvraj N Rakh)	Appoointment	For Filing Affidavit in Reply	2.11.2023
22	OA1101/22	Beed	Adv.M.S. Karad (Dipak S Sanap & Ors.)	Appointment	For Filing Affidavit in Reply	2.11.2023
23	OA1103/22	Beed	Adv.M.S. Karad (Satish B Bhavar & Ors.)	Appointment	For Filing Affidavit in Reply	2.11.2023
24	OA1104/22	Beed	Adv.M.S. Karad (Vishwanath B Nagargoje & Ors.)	Appointment	For Filing Affidavit in Reply	2.11.2023
25	OA1105/22	Beed	Adv.M.S. Karad (Sanjaykumar V Sanap & Ors.)	Appointment	For Filing Affidavit in Reply	2.11.2023
26	OA986/22	Beed	Adv.M.S. Karad (Avinash A Rakh)	Selection/ Appointment	Await Service	2.11.2023

27	OA998/22	Beed	Adv.M.S. Karad (Hanuman A Baglane & Ors.)	Selection/ Appointment	Await Service	2.11.2023
28	OA1054/22	Beed	Adv M S Karad (Yogesh A Bangar & Ors.)	The Experience Certificate/ Appointment	Await Service	2.11.2023
29	OA1076/22	Beed	Adv.M.S. Karad (Dnyaneshwar V Parjane & Ors.)	The Seasonal Experience Certificate/ Appointment	Await Service	2.11.2023
30	OA167/23	Beed	Adv M S Karad (Kailas B Shinde)	Appointment	Await Service	2.11.2023
31	OA985/22	Beed	Adv.M.S. Karad (Vitthal H Wanve)	Selection/ Appointment	Await Service	2.11.2023
32	OA1077/22	Beed	Adv.M.S. Karad (Ganesh D Nagargoje & Ors.)	The Experience Certificate/ Appointment	Await Service	2.11.2023
33	OA1078/22	Beed	Adv M S Karad (Vikas N Khedkar & Ors.)	The Experience Certificate/ Appointment	Await Service	2.11.2023
34	OA63/23	Beed	Adv M.S. Karad (Sanjay G Mahske)	Appointment	For Filing Affidavit in Reply	2.11.2023
35	OA1092/22	A'bad	Adv.Mohit Deshmukh (Satish S Gadve & Ors.)	Challenging Notification	For Filing Affidavit in Rejoinder	27.10.2023
36	OA34/23	A'bad	Adv.S.S. Thombre (Prakash M Shelar)	Promotion	For Filing Affidavit in Rejoinder	24.11.2023
37	OA42/23	Latur	Adv.S.B. Solunke (Ashwini R.Rode) Adv J K Bansod For R-3	Appointment	For Filing Affidavit in Reply R-1 & R-2	28.11.2023
38	OA181/23	A'bad	Adv S P Koli (Dr. Pravara P Kulkarni & Ors.)	Selection Process	For Filing Affidavit in Reply	31.10.2023
39	OA189/23	N'bar	Adv.P.S. Dighe (Lilin R Wagh)	Promotion	For Filing Affidavit in Rejoinder	28.11.2023
40	OA372/23	P'rbn	Adv Kakasaheb B Jadhav (Raosaheb S Deshmukh)	Counting of Temparany Qulifying Service/ Benefits of T.B.P/A.C.P.S	For Filing Affidavit in Rejoinder	29.11.2023
42	OA373/23	P'rbn	Adv Kakasaheb B Jadhav (Dhanraj p Kankriya)	Counting of Temparany Qulifying Service/ Benefits of T.B.P/A.C.P.S	For Filing Affidavit in Rejoinder	29.11.2023

43	OA548/23	O'bad	Adv C V Dharurkar (Mahamad Husain Tayyabsaheb Inamdar)	Departmental Enquiry	For Filing Affidavit in Reply	30.11.2023
44	OA590/23	Dhule	Adv K B Jadhav (Rajendra A Shirsat)	Departmental Enquiry	Reply Filed By R-3 to R-5 & For Filing Affidavit in Rejoinder	27.10.2023
45	OA612/23	P'rbn	Adv K B Jadhav (Mohammad Hafiz Ibadur Raheman)	Qualifying Service/ T.B.P./ A.C.P.S Benefis	For Filing Affidavit in Reply	5.12.2023
46	OA727/23	A'bad	Adv Ajay S Deshpande (Minatai A Khillare) <u>Adv D R Irale Patil For R-5</u>	Challenging G.R	For Filing Affidavit in Reply	31.10.2023
47	OA851/23	A'bad	Adv A S Khedkar (Sagar V Holkar & Ors.)	Selection Process	For Filing Affidavit in Reply	7.11.2023
Order Matters						
48	MA418/22 In OA640/22	O'bad	Adv S V Deshmukh (Dilipkumar R Patil)	M.A For Condonation of Delay	As a Last Chance For Filing Affidavit in Reply in M.A	24.11.2023
49	MA87/23 In OA259/21	A'bad	Adv C V Dharurkar (Megharani P Tarkase & Ors.)	M.A For Condonation of Delay	Await Service R-5	26.10.2023
50	MA190/23 In OA34/22	Nanded	Adv V B Wagh (Sachin D Shrimanwar)	M.A For Condonation of Delay	For Filing Affidavit in Reply	26.10.2023
51	MA320/23 In OAS1188/23	Hingoli	Adv N S Kadarale (Pradnya M Paikrao) <u>Adv A S Deshmukh For R-4</u>	M.A For Condonation of Delay	Await Service	30.11.2023
52	MA375/23 In OA254/22	A'nagar	Adv A W Khadse/ Adv R J Nirmal (Sandip W Khadse)	M.A For Condonation of Delay	By way of Last Chance For Filing Affidavit in Reply	20.10.2023
53	MA376/23 In OAS1454/23	Hingoli	Adv Shashikant S Londhe (Tukaram C Londhe)	M.A For Condonation of Delay	For Filing Affidavit in Reply	8.12.2023

**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: -17/10/2023

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Urgent Admission Matters						
1	MA337/23 In OAST1400/23	A'bad	Adv.V.N. Mundhe/ Adv.S.V. Salve (Kishor Suresh(Surchand) Nile & Ors.)	M.A. For Condonation of Delay		6.11.2023
2	OA905/23	A'bad	Adv.Almas Abdul Qadar @ Almas Riyaz Shaikh (Nafis Sultana Mohammed Yusuf Shaikh)	Recovery/ Pension		7.11.2023
3	OAST1970/23	A'bad	Adv.Joslyn Anthony Menezes (Sachin D Bhume)	Suspension	Circulation with Office Objection	21.11.2023
4	OA644/23	P'bhani	Adv.Pralhad D Bachate (Asha B Garud) <u>Adv.S.G. Joshi For R.No.6</u>	Suspension	Circulation For Hearing Reply Filed by R-1, R-3 & R-5	Reserve for orders
Order Matters						
5	MA304/22 In OAST1027/22	Dhule	Mohit R Deshmukh (Ravikiran R Ahire & Ors.)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-3 & R- 4	4.12.2023
6	MA27/23 In OAST1510/22	Dhule	Adv.Nima R Suryawanshi (Bhagyesh S Marathe)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R- 3	30.11.2023
7	MASt1523/23 in MA167/22 In OAST553/22	O'bad	Adv.R.V. Naiknavare (Agatrao N Kolekar)	M.A. For Amendment	With Office Objection	1.12.2023
Due Admission Matters						
8	OA775/17	N'bar	Adv.Dr. Kalpalata Patil Bharaswadkar (Dilip N Sangle & Ors.)	Pay & Allowances	Reply Filed by R-3	22.12.2023

9	OA940/17	N'bar	Adv.Sudhir Patil (Chandrashekar Gangurde)	Pay & Allowances	Reply Filed by R-3	22.12.2023
10	OA11/21	A'bad	Adv.Ashish B Rajkar (Ravikant R Hadoltikar) Adv.G.N. Patil for R.No.4	Directions/ Benefit of G.R./ Pension & Pensionary Benefits	For Admission Reply Filed by R-1 & R- 5	1.12.2023
11	OA355/22	Nanded	Adv.P.P. Dama/ Adv.V.R. Kalyankar (Basveshwar J Warad) Adv.S.B. Patil for R.No.4	House Rent/ Payment Allowances	For Hearing Reply Filed by R-2 & R- 4	27.10.2023
12	OA424/22	A'bad	Adv.Kakasaheb B Jadhav (Raosaheb K Jare)	Transfer	For Hearing Reply Filed by R-1 to R- 3	3.11.2023
13	OA503/22	A'bad	Adv.K.B. Jadhav (Kailas R Walekar)	Cancellation of Benefits	For Hearing Reply Filed by R-1 to R- 6	1.12.2023
14	OA538/22	O'bad	Adv.H.P. Jadhav (Narendra L Rathod)	Minor Punishment	For Hearing Reply Filed by R-1 to R- 4	5.12.2023
15	OA860/22	A'bad	Adv.Avinash S Deshmukh (Harichandra A Gawali)	Provisional Pension	For Hearing Reply Filed by R-1 to R- 4	18.12.2023
16	OA937/22	Nanded	Adv.J.B. Chouhdary (Bharat S Khandaray)	REGularisation of Suspension Period	For Hearing	5.12.2023
17	OA1031/22	O'bad	Adv.A.S. Khedkar (Bharat B Kadlaskar)	Date of Birth	For Hearing Reply Filed by R-1 to R-4	22.11.2023
18	OA396/23	A'bad	Adv.Shrikishan S Shinde (Madhavi S Harne)(Kale)	Transfer	For Hearing Reply Filed by R-1 to R-4	30.10.2023
19	OA412/23	Latur	Adv.R.A. Joshi (Sadhu K Lohar)	Posting	For Hearing Reply Filed By R-1 to R-3	20.10.2023
20	OA534/23	A'nagar	Adv.Rahul R Karpe/ Adv.Yogesh R Shinde (Tulshiram H Aghav)	Transfer	For Hearing Reply Filed by Respondents	31.10.2023
21	OA535/23	A'nagar	Adv.Rahul R Karpe/ Adv.Y.R. Shinde (Anil R Dhumal)	Transfer	For Hearing Reply Filed by Respondents	31.10.2023

Final Hearing Matters						
22	OA488/19	J'gaon	Adv.Kunal A Kale (Shaikh Ajmal Shaikh Abdulla)	Recovery/ Refund of Recovered Amount	Part Heard For Hearing Reply Filed by R-2 to R-4	2.11.2023
23	OA638/15	J'gaon	Adv.S.R. Patil (Harichandra D Patil)	Regularisation	Remanded by Hon'ble High Court for Fresh Decision Reply Filed by R-2 & R-3	6.11.2023
24	OA866/18	Nanded	Adv.Ajay S Deshpande (Venkat M Methe)	Time Bound Promotion/ ACPS/ Minor Punishment	Reply Filed by R-1 & R-2	7.11.2023
25	OA1026/19	Beed	Adv.K.B. Jadhav (Keshav M Soundarmal)	Deemed Date of Promotion	Reply Filed by R-2 & R-3	7.11.2023
26	OA233/20	A'bad	Adv.Vivek Pingle (Arun A Ghate) Adv.S.B. Mene for R.No.4	Advance Annual Increment	Reply filed by R-1 to R-3	1.12.2023
27	OA580/20	Hingoli	Adv.S.B. Patil (Dr.Sunita N Pawar)	Study Leave	Short Affidavit in Reply of R- 1 to R-5	1.11.2023
28	OA07/21	A'nagar	Adv.V.B. Wagh (Arun W Thakur)	Arrears of Pay	Reply Filed by Respondent	5.12.2023
29	OA466/21	O'bad	Adv.Shamsundar B Patil (Dr.Yashwant M Patil)	Annual Increment	Reply filed by R-1 to R-5	27.10.2023
30	OA402/22	Nanded	Adv.K.G. Salunke (Maroti C Panchal)	Relieve	Reply Filed by R-1, R-2, R-4 & R-6	28.11.2023

Compassionate Appointment Substitution Matters

Date: -17/10/2023

Time : 03:00 P.M.

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Due Admission Matter						
1	OA410/22	Nanded	Adv.Nikhil P Dube (Anand T Chintakute)	Compassionate Appointment	For Hearing	1.12.2023
Final Hearing Matter						
2	OA39/22	Nanded	Adv.Vaibhav B Dhage (Vishal U Jadhav)	Directions/ Compassionate Appointment	Reply Filed by R-2 & R- 3	1.12.2023

Date: -17/10/2023

S.B. For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	OA229/22	P'rbn	Adv R L Jakhade Adv S A Kulkarni (Suresh K Bharati)	Posting	By Way of Last Chance For Filing Affidavit in Reply <u>Ref Order Dtd. 20.01.2023</u>	2.11.2023
2	OA575/22	Nanded	Adv Anant D Gadekar (Yayati T Ghorband)	Refund of Recovered Amount	For Filing Affidavit in Reply	1.12.2023
3	OA576/22	Beed	Adv Anant D Gadekar (Subhash H Puri)	Refund of Recovered Amount	For Filing Affidavit in Reply R-3 & R-4	1.12.2023
4	OA636/22	Jalna	Adv A N Patil- Barhate (Kavita S Khokhale)	Directions/ Compassionate Appointment	For Filing Affidavit in Rejoinder	1.12.2023
5	OA846/22	A'bad	Adv Anant D Gadekar (Sadashiv M Sawai)	Refund of Recovered Amount	For Filing Affidavit in Reply	1.12.2023
6	OA847/22	Latur	Adv Anant D Gadekar (Keshav G Lohar)	Refund of Recovered Amount	For Filing Affidavit in Reply	1.12.2023
7	OA1069/22	A'nagar	Adv V B Wagh (Sachin R Shinde)	Posting	Await Service	5.12.2023
8	OA1136/22	A'nagar	Adv V B Wagh (Ramdas N Sangle)	Revision of Pension	Await Service <u>Ref Order Dtd. 21.12.2022</u> & By way of Last Chance For Filing Affidavit in Reply	5.12.2023

9	OA1137/22	A'nagar	Adv V B Wagh (Ravindra G Barde)	Revision of Pension	Await Service Ref Order Dtd. 21.12.2022 & By way of Last Chance For Filing Affidavit in Reply	5.12.2023
10	OA66/23	A'bad	Adv Avishkar S Shelke (Bhaginath C Malakar)	Regularization	For Filing Affidavit in Reply	6.12.2023
11	MA99/23 With OA816/23	A'nagar	Adv P V Surywanshi (Pritam R Bansode & Ors.)	M.A For Condonation of Delay	Reply Filed By R-1 to R-3 in MA & For Filing Affidavit in Reply in OA	1.12.2023
12	OA159/23	Jalna	Adv S S Jadhavar (Vinayak U Banchod)	Benefit of G.R.	For Filing Affidavit in Reply	4.12.2023
13	OA255/23	Dhule	Adv K B Jadhav (Harishchandra S Fulpagare)	Suspension	By way of One More Last Chance For Filing Affidavit in Reply	6.11.2023
14	OA369/23	A'bad	Adv K B Jadhav (Lala B Chabukswar)	Pension & Pensionary Benefits/Interest on Delayed Payments	By way of Last Chance For Filing Affidavit in Reply	31.10.2023
15	OA370/23	A'bad	Adv K B Jadhav (Bhagwan V Bankar)	Pension & Pensionary Benefits/ Interest On Delayed Payments	By way of Last Chance For Filing Affidavit in Reply	6.12.2023
16	OA479/23	Nanded	Adv R N Bharaswadkar (Laxmikant V Deshpande)	Transfer/ Deputation	Await Service	3.11.2023
17	OA483/23	A'bad	Adv P M Nagargoje (Venkat M Kendre)	Transfer	For Filing Affidavit in Rejoinder	30.10.2023
18	OA496/23	A'bad	Adv Mohit R Deshmukh (Gurunath S Indurkar)	Transfer	Await Service	20.10.2023

19	OA511/23	A'bad	Adv O D Mane/ AdvAO Mane (Shankar W Kale)	Interest on Delayed Payment	Last Chance For Filing Affidavit in Reply	1.12.2023
20	OA587/23	N'bar	Adv S D Joshi (Dr. Manlal D Shelte)	Transfer	For Filing Affidavit in Reply	30.10.2023
21	OA603/23	Jalgaon	Adv S B Bhosale (Gutam B Sonwane)	Retirement Benefits	For Filing Affidavit in Reply	4.12.2023
22	OA675/23	A'bad	Adv Mohit R Deshmukh (Ramdas H Paithane)	Pensionary Benefits	Returned R-1 & R-3	7.12.2023
23	OA708/23	A'bad	Adv Kakasaheb B Jadhav (Kapurchand F Rathod)	Recovery/ Refund Of Recovered Amount	For Reply	
24	OA763/23	A'bad	Adv Vivek G Pingle/ Adv Pallavi Karhadkar (Angad T Navatakke)	Pension	For Reply	1.12.2023
25	OA772/23	A'bad	Adv A N Ansari (Vijaya S Nilewad)	Transfer Direction	Last Chance For Filing Affidavit in Reply	1.11.2023
26	OA773/23	Latur	Adv Kiran G Salunke (Prasad K Kamble)	Compassionate Appointment	As a Last Chance For Filing Affidavit in Reply	7.11.2023
27	OA809/23	A'bad	Adv Sandesh R Patil (Rajashree N More)	Medical Re-imbusement	For Reply	4.12.2023
28	OA814/23	A'bad	Adv Jagdish K Ghanwat/ Adv Vijay S Wakale (Akansha A Jadhav)	Compassionate Appointment	Await service	5.12.2023
29	OA817/23	Jalna	Adv V G Pingle Adv Pallvi Karhadkar (Vaishali N Kattul)	Benefits of G.R	For Filing Affidavit in Reply	1.12.2023
30	OA818/23	A'bad	Adv K B Jadhav (Janardhan D Rathod)	Interest on Delayed Payments	For Filing Affidavit in Reply	7.12.2023
Order Matters						
31	MA214/22 In OAS481/21	A'nagar	Adv S B Shirsath (Anita P Gitey)	M.A For Condonation of Delay	By of Last Chance For Filing Affidavit in Reply	24.11.2023

32	MA382/22 In OAS1465/22	Nanded	Adv K B Jadhav (Madhukar S Muneshwar)	M.A For Condonation of Delay	For Filing Affidavit in Rejoinder	1.12.2023
33	MA41/23 In OAS1346/21	A'bad	Adv P V Suryawanshi (Suryakant S Bhalerao)	M.A For Condonation of Delay	By way of Last Chance For Filing Affidavit in Reply	1.12.2023
34	MA165/23 In OAS1657/23	O'bad	Adv R K Ashtekar (Dasrao T Deshpande)	M.A For Condonation of Delay	For Filing Affidavit Reply	30.11.202 3
35	MA174/23 In OAS1506/23	A'bad	Adv R P Bhumkar (Gorakhnath R Shelar)	M.A For Condonation of Delay	For Filing Affidavit in Reply	5.12.2023
36	MA199/23 In OAS1752/23	Nanded	Adv A S Deshpande (Ramnarayan L Gagrani)	M.A For Condonation of Delay	Await Service	5.12.2023
37	MA335/23 In OAS1123/23	P'rbn	Adv S V Suryawanshi (Amreen Begum Shaikh Aziz)	M.A For Condonation of Delay	For Filing Affidavit in Reply	1.12.2023
38	MA371/23 In OAS1179/23	A'nagar	Adv A G Ambetkar (Pradip T Kamble & Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	20.11.202 3
39	MA426/23 In OAS1814/23	Nanded	Adv Vaibhav B Dhage (Deelip S Karamunge)	M.A For Condonation of Delay	Await Service	5.12.2023

ORIGINAL APPLICATION NO. 548 OF 2023
(Mohamad Husain Tayyabsaheb Inamdar Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent No. 3. The same is taken on record and copy of it is given to learned counsel for the applicant.

3. Learned P.O. has sought time to file affidavit in reply on behalf of remaining respondents. Time is granted.

4. S.O. to 30.11.2023.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 767 OF 2022
(Jaywant Rajendra Wagh Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent Nos. 4 & 5. The same is taken on record and copy of it is given to learned counsel for the applicant.

3. List the matter for hearing on 01.12.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 137 OF 2023
(Vijay Vishram Pagare Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent Nos. 1 to 5. The same is taken on record and copy of it is given to learned counsel for the applicant.

3. List the matter for hearing on 01.12.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 612 OF 2023

(Mohammad Hafiz Ibadur Raheman Vs. The State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent Nos. 1 to 4. The same is taken on record and copy of it is given to learned counsel for the applicant.

3. List the matter for hearing on 05.12.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 953 OF 2022
(Nilkanth Somesh Prakash Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent No. 2. The same is taken on record and copy of it is given to learned counsel for the applicant.

3. Learned P.O. submits that respondent No.1 may not file separate affidavit in reply and is adopting the reply filed by respondent No.2.

4. Pleadings are complete. List the matter for hearing on 30.11.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 468 OF 2023 IN O.A.ST.NO. 1957 OF 2023
(Dr. Suhas Mohanrao Pawar & Ors. Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. 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.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 17.10.2023 sas

ORIGINAL APPLICATION ST.NO. 1957 OF 2023
(Dr. Suhas Mohanrao Pawar & Ors. Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 06.12.2023.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 06.12.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

T.A.NO.03/2023 (W.P.NO.13847/2021)
(Kapil Gujar & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.04/2023 (W.P.NO.3935/2021)
(Gramvikas Shaskiya Kantrati Karmachari Sanghatna Through its President & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.05/2023 (W.P.NO.4762/2020)
(Vinayak Ware & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.06/2023 (W.P.NO.4765/2020)
(Sunil Suresh Ubale & Ors. Vs. State of Maharashtra & Ors)

T.A.NO.07/2023 (W.P.NO.5233/2020)
(Pralhad K. Ugale Vs. State of Maharashtra & Ors.)

T.A.NO.08/2023 (W.P.NO.5591/2020)
(Pravin Hadade & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.09/2023 (W.P.NO.5588/2020)
(Sonali Bhosale Vs. State of Maharashtra & Ors.)

T.A.NO.10/2023 (W.P.NO.5592/2020)
(Surekha Wani Vs. State of Maharashtra & Ors.)

T.A.NO.11/2023 (W.P.NO.7243/2020)
(Maharashtra State Contractual Employees Federation, Through its working President Sachin S. Jadhav Vs. State of Maha.& Ors.)

T.A.NO.16/2023 (W.P.NO. 5776/2021)
(Gajanan N. Tehare & Ors. Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Shri Abhijit S. More, learned counsel for applicants in T.A. 03/2023, Shri M.P. Gude, learned Presenting Officer for respondent authorities in all these matters, Shri R.R. Bangar, learned counsel for respondent No.1 in T.A. 07/2023 & T.A. 16/2023 and Shri Umesh Mote, learned counsel for respondent Nos. 2 & 3 in T.A. 08/2023 and for respondent No.2 in T.A. 09/2023 & T.A. 10/2023, are present.

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Dr. Suresh Mane (T.A. 04/23), Shri Sachin S. Deshmukh (T.A. 05/23), Shri Sayyed Tauseef Yaseen (T.A. 06/23 & 16/23), Shri S.A. Nagargoje (T.A.07/23), Shri S.S. Thombre (T.A. 8/23 & 10/23), Shri S.S. Jadhavar (T.A. 09/23) and Shri Mahadev Chaudhari (T.A. 11/23), respective learned counsel for respective applicants, are **absent.**

2. The present matters are made time bound by the Hon'ble High Court. Previously the matters could not be heard for want of Division Bench at Aurangabad. Now the Division Bench is available. However, today it is informed that the learned C.P.O. is not well and has sought time. Time has also been sought by learned counsel appearing for the applicants. Since the time has sought by both the parties, time granted as prayed for.

3. S.O. to 19.10.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 17.10.2023 sas

C.P.NO. 60 OF 2023 IN O.A.NO. 27 OF 2023
(Sanjay Murlidharrao Vyas Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Heard Shri Sunil B. Jadhav, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 05.12.2023.
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 05.12.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 727 OF 2023

(Minatai Ashok Khillare & Ors. Vs. The State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Shri A.S. Deshpande, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present. Shri D.R. Irale Patil, learned counsel for respondent No.5, is **absent**.

2. Learned counsel for applicants points out that the Hon'ble High Court has directed to decide the Original Application by the end of this month. The affidavit in reply is however yet to be filed in the present matter by the respondents.

3. Learned P.O. has sought time to file affidavit in reply.

4. Considering the mandate given by the Hon'ble High Court, the respondents shall in any case file the affidavit in reply on or before 31.10.2023.

5. Learned counsel for the applicants seeks leave to file additional affidavit which he intends to file today. The copy be served upon learned P.O. so while submitting the reply the averments taken in additional affidavit be taken in reply.

6. S.O. to 31.10.2023.

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 87 OF 2023 IN O.A.NO. 259 OF 2021
(Megharani P. Tarkase & Ors. Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has sought time to submit reply to the Misc. Application filed by the applicant.

3. The request is opposed by the learned counsel for the applicants stating that in the present matter the orders passed by this Tribunal are apparently flouted by the respondents. In the circumstances, one week's time is granted by way of last chance for filing affidavit in reply. If the reply is not filed on the given date, the Misc. Application will be heard without affidavit in reply of the respondents.

4. S.O. to 26.10.2023.

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 375 OF 2023 IN O.A.NO. 254 OF 2022
(Sandip Wamanrao Khadse Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri A.W. Khadse, 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 within two days the affidavit in reply will be filed on behalf of the respondents.

3. In view of the specific submission made as above, the request is accepted. Time is granted for filing affidavit in reply on behalf of respondents till 20.10.2023.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 17.10.2023 sas

ORIGINAL APPLICATION NO. 851 OF 2023

(Sagar Vilas Holkar & Ors. Vs. The State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Smt. Pranoti Khedkar, learned counsel holding for Shri A.S. Khedkar, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply.

3. The request is opposed by learned counsel for the applicants. However, in the interest of justice, time is granted for filing affidavit in reply by way of last chance till 07.11.2023. Copy of affidavit in reply be served in advance to learned counsel appearing for the applicants.

4. S.O. to 07.11.2023.

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 418 OF 2022 IN O.A.NO. 640 OF 2022
(Dilipkumar Rama Patil Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri S.V. 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 to file affidavit in reply to Misc. Application.
3. In the interest of justice, one more last chance is granted for filing affidavit in reply till 24.11.2023.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 17.10.2023 sas

ORIGINAL APPLICATION NO. 700 OF 2022
(Sujay Shivaji Gaydhane & Anr. Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri Y.R. Shinde, learned counsel holding for Shri R.R. Karpe, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicants submits that no rejoinder is to be filed to the additional affidavit filed on behalf of respondent No.2.
3. List the matter for hearing on 30.11.2023.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 181 OF 2023

(Dr. Pravara P. Kulkarni & Ors. Vs. The State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Shri S.P. Koli, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of respondents.

3. The request is opposed by learned counsel appearing for the applicant stating that due opportunities are already availed. However in the interest of justice, last chance is granted for filing affidavit in reply on behalf of respondents till 31.10.2023. It is clarified that if the reply is not filed on or before the said date, the matter will be heard on that date without affidavit in reply of the respondents.

4. S.O. to 31.10.2023.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 771 OF 2022
(Mulani Manzura Rustum Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri V.S. Kadam, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned counsel for respondent No.3, are present.

2. Learned counsel for applicant points out that though in all other matters the directions are issued to M.P.S.C. for declaring the result, in the present matter such order has remained to be passed. Hence, the following order:-

ORDER

The M.P.S.C. is directed to declare the result of the applicant in the present matter within one week from the date of this order.

3. S.O. to 28.11.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 832 OF 2022
(Dr. Harshal M. Mahajan Vs. The State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri V.S. Kadam, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned counsel for respondent No.3, are present.

2. Learned counsel for applicant points out that though in all other matters the directions are issued to M.P.S.C. for declaring the result, in the present matter such order has remained to be passed. Hence, the following order:-

ORDER

The M.P.S.C. is directed to declare the result of the applicant in the present matter within one week from the date of this order.

3. S.O. to 28.11.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

**O.A. Nos. 614, 666, 693, 737, 780, 747, 748, 769
749, 750, 751, 777, 778, 787, 788, 796, 803, 790,
791 & 832 all of 2022**

(Dr. Deepak N. Kawale & Ors. Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

S/shri A.D. Sugdare, J.S. Deshmukh, V.S. Kadam, Avinash Desmukh, V.S. Valse and S.N. Pagare, learned counsel for the respective applicants in respective O.As., Shri M.P. Gude, learned Presenting Officer for the respondent authorities in all these O.As. and Shri M.B. Kolpe, learned Advocate for respondent No.2 in O.A.No. 790/2022, for respondent Nos. 2 & 4 in O.A.No. 791/2022 and for respondent No. 3 in other O.As., are present.

2. Learned counsel for the applicant in O.A.No. 832/2022 submits that the matter is wrongly shown in await service category. It is further contended that all the respondents are duly served and he will file service affidavit during course of the day. The office to verify and list the matter in reply category.

3. The respondents have not yet filed the reply in the present matter. Learned Advocate Shri M.B. Kolpe who is representing the M.P.S.C. is supposed to file reply because it appears that the M.P.S.C. is main contesting party.

4. S.O. to 28.11.2023. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 396 OF 2023
(Madhavi S. Harne (Kale) Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned Presenting Officer has submitted Government Corrigendum dated 27.09.2023 in regard to the transfer order of the applicant. Same is taken on record and copy of the same is given to learned counsel for the applicant.

3. S.O. to 30.10.2023 for further consideration.
Part heard.

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

ORIGINAL APPLICATION NO. 355 OF 2022
(Basveshwar J. Warad Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Smt. Vaishali R. Kalyankar, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent No. 4, are present.

2. Learned Presenting Officer seeks leave to file affidavit in reply on behalf of respondent No. 1 on record. Learned counsel for the applicant consented to take on record the reply of the said respondent. Accordingly, it is taken on record and copy of the same is given to other side.

3. At the request of learned for the applicant, S.O. to 27.10.2023.

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

ORIGINAL APPLICATION NO. 587 OF 2023
(Dr. Manlal D. Shelte Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned Presenting Officer has sought time to file affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 30.10.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

**M.A. No. 337/2023 in O.A. St. No. 1400/2023
(Kishor S. Nile & Anr. Vs. State of Maharashtra & Ors.)**

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

DATE : 17.10.2023

ORAL ORDER :

Shri V.N. Mundhe, learned counsel for the applicants (**Absent**), Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicants, S.O. to 06.11.2023.

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

ORIGINAL APPLICATION NO. 905 OF 2023
(Nafis Sultana Mohammed Yusuf Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri Amlas Abdul Qadar, learned counsel for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 07.11.2023.

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

**ORIGINAL APPLICATION NO. 644 OF 2023
(Asha Balaji Garud Vs. State of Maharashtra & Ors.)**

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

DATE : 17.10.2023

ORAL ORDER :

Heard Shri A.B. Girase, learned counsel holding for Shri P.D. Bachate, learned counsel for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri S.G. Joshi, learned counsel for respondent No. 6.

2. The present case is heard at length and reserved for orders.

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

ORIGINAL APPLICATION ST. NO. 1970 OF 2023
(Sachin D. Bhume Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Heard Shri Joslyn A. Menezes, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant pointed out that the objection raised by the office of this Tribunal that the applicant has not preferred departmental appeal is in correct. Learned counsel pointed out that on 07.07.2023 the representation, which was submitted by the applicant to the Special Inspector General of Police, Aurangabad Range, Aurangabad was in the form of appeal seeking revocation of the order of suspension. Learned counsel for the applicant has tendered a copy of the said representation / appeal dated 07.07.2023 today. In view of that, objection raised by the office cannot be sustained.

3. Issue notice to respondents, returnable on 21.11.2023.

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

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O.A. St. 1970/2023

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 21.11.2023.

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

VICE CHAIRMAN

ORAL ORDERS 17.10.2023-HDD

**M.A. NO. 480/2023 WITH M.A. NO. 481/2023 IN
O.A. ST. NO. 1795/2023
(Dr. Sudhatai S. Karadkhedkar Vs. State of Maharashtra
& Ors.)**

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

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

2. S.O. to 18.10.2023.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 869/2023
(Tanaji P. Hanwate Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 01.12.2023.
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 01.12.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 895/2023
(Vishwajit P. Mathpati Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Heard Shri S.B. Solanke, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 30.11.2023.
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 30.11.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 902/2023
(Purushottam B. Bansod Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Heard Smt. Archana Therokar, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 5.12.2023.
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 5.12.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 904/2023

(Yogita Kachawe @ Yogita More Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Heard Shri M.B. Kolpe, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 5.12.2023.

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 5.12.2023.

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

MEMBER (A)

VICE CHAIRMAN

**M.A. ST. 1717/2023 IN O.A. ST. NO. 1718/2023
(Nagesh D. Bidkar Vs. State of Maharashtra & Ors.)**

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

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

2. In the present matter the office has raised an objection as about territorial jurisdiction. The recruitment, which has been challenged and the advertisement of which was issued by respondent no. 2 it is evident that jurisdiction would lie to the principal Bench of this Tribunal at Mumbai. Learned counsel for the applicant at this juncture on instructions prayed for return of record and proceedings of the M.A. & O.A. so as to present it before the principal Bench of this Tribunal at Mumbai. Hence, the following order :-

ORDER

The record and proceedings of the M.A. & O.A. be returned to the applicant for its presentation at principal Bench of this Tribunal at Mumbai.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION ST. NO. 1906/2023
(Sakharabai d/o Rajendra Shinde Vs. State of
Maharashtra & Ors.)**

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Heard Shri Sartaj H. Pathan, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The office has raised an objection as about limitation. According to the office, prayer clause (C) and the order dated 14.7.1997 are barred by limitation.

3. The objection cannot be sustained in view of the facts, which are pleaded in the present O.A. As is revealing from the pleadings, the Trial Court had convicted the deceased husband of the present applicant. The deceased husband of the applicant challenged the said conviction before the learned Sessions Court. The learned Sessions Court allowed the said appeal and set aside the order of conviction. Against the said acquittal the State has preferred appeal bearing Criminal Appeal No. 22/1997 before

the Hon'ble High Court. During the pendency of said appeal husband of the applicant died. As such, vide order dated 13.4.2023 the Hon'ble High Court has disposed of the Criminal Appeal No. 22/1997 being abated because of death of accused therein. Therefore, it is quite explicit that cause of action arose to the present applicants only after criminal appeal filed by the State is decided by the Hon'ble High Court. Therefore, the objection raised by the office is overruled. Hence, the following order :-

ORDER

1. Issue notices to the respondents, returnable on 5.12.2023.
2. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
3. 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.
4. 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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O.A. ST. NO. 1906/2023

5. 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.

6. S.O. to 5.12.2023.

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

MEMBER (A)

ARJ ORAL ORDERS 17.10.2023

VICE CHAIRMAN

**M.A. ST. 1185/2023 IN O.A. ST. NO. 1171/2023
(Jagan D. Mundhe & Ors. Vs. State of Maharashtra &
Ors.)**

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Shri P.D. Suryawanshi, learned counsel for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 3.11.2023.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION ST. NO. 1912/2023
(Bhimrao G. Parsodwad Vs. State of Maharashtra & Ors.)**

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

Heard Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The office has raised an objection that prayer clause (A) in the Original Application is barred by limitation. The learned counsel for the applicant brought to our notice that the order passed on 26.8.2022 was made known to the applicant vide communication dated 22.9.2022 and the applicant preferred the present O.A. on 25.9.2023. The learned counsel submits that prior to 25.9.2023 the office of this Tribunal was closed from 22.9.2023 to 24.9.2023 on account of public holidays.

3. Having considered the facts as aforesaid it is evident that the application has been filed within the period of limitation of one year as stipulated in the

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O.A. ST. NO. 1912/2023

Administrative Tribunals Act, 1985. In view of above, the objection raised by the office cannot be sustained. Hence, we pass the following order :-

ORDER

1. Issue notices to the respondents, returnable on 7.12.2023.
2. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
3. 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.
4. 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.
5. 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.
6. S.O. to 7.12.2023.
7. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

DATE : 17.10.2023
ORIGINAL APPLICATION NO. 909 OF 2023
(Prashant S. Fatak Vs. The State of Maha. & Ors.)

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

1. Shri N.B. Narwade, learned Advocate for the applicant and Smt. Deepali Deshpande, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **28.11.2023**. The case be listed for admission hearing on **28.11.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 17.10.2023

ORIGINAL APPLICATION NO. 907 OF 2023

(Satish S. More Vs. The State of Maha. & Ors.)

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

1. Shri V.P. Savant, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **08.11.2023**. The case be listed for admission hearing on **08.11.2023**.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

KPB – REGISTRAR NOTICE

DATE : 17.10.2023

M.A. No. 491/2023 in O.A. St. No. 1241/2023

(Smt. Lalita P. Mahaka & Anr. Vs. The State of Maha. & Ors.)

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

1. Shri V.B. Dhage, 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 in M.A., returnable on **23.11.2023**. The case be listed for admission hearing on **23.11.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

**M.A. No. 388/2023 in O.A. No. 356/2023
(Sharad P. Jare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 17.10.2023

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri K.G. Salunke, learned counsel for respondent No. 3, are present.

2. At the request of learned Presenting Officer, the present matter stands adjourned to 19.10.2023.

MEMBER (A)

VICE CHAIRMAN

**M.A. No. 154/2022 in O.A. St. No. 517/2022
(Savitra S. Warale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 17.10.2023

ORAL ORDER :

Shri N.P. Narwade, learned counsel for the applicant and Shri S.K. Shirese, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has submitted affidavit in reply on behalf of respondent Nos. 3 to 5 in M.A. Same is taken on record and copy of the same is given to other side.

3. S.O. to 01.12.2023 for hearing.

MEMBER (A)

VICE CHAIRMAN

**1. ORIGINAL APPLICATION NO.360/2023
(Dr. Atul A. Deshmukh Vs. State of Maharashtra & Ors.)**

**2. M.A.NO.452/2023 IN O.A.NO.67/2018
(Dr. Mohd. Feroz Iqbal Vs. State of Maharashtra & Ors.)**

**3. M.A.NO.453/2023 IN O.A.NO.312/2019
(Dr. Ashok P. Misal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 17.10.2023

ORAL ORDER :

S/Shri Ajay Deshpande, K.G. Salunke, and J.S. Deshmukh, learned Counsel for the respective applicants in respective O.As. and Shri M.P. Gude, learned Presenting Officer for the respondent authorities in O.As., are present.

2. Learned P.O. submits that the learned C.P.O., who is conducting the present matters, is not available today and has prayed for one day's accommodation and has prayed for keeping the present matters on 19.10.2023.

3. S.O. to 19.10.2023. Interim relief granted in O.A. No. 67/2018 to continue till then.

MEMBER (A)
KPB ORAL ORDERS 17.10.2023

VICE CHAIRMAN

**M.A. No. 376/2023 in O.A. St. No. 1454/2023
(Tukaram C. Londhe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 17.10.2023

ORAL ORDER :

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

2. The reasons stated in the application according to us are just and sufficient to condone the delay of 47 days occurred in filing the accompanying O.A.

3. Since the delay caused is of smaller period and the reasons as are assigned are justifiable, we are inclined to condone the delay occasioned in filing the accompanying Original Application. Hence, the following order :-

ORDER

- (i) The M.A. No. 376/2023 is allowed.
- (ii) The delay caused in filing the accompanying O.A. is condoned.
- (iii) Accompanying O.A. be registered and numbered in accordance with law.
- (iv) The M.A. stands disposed of. No order as to costs.

MEMBER (A)

VICE CHAIRMAN

O.A. St. No. 1454/2023

(Tukaram C. Londhe Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Vinay Kargaonkar, Member (A)

DATE : 17.10.2023

ORAL ORDER :

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

2. No case for interim relief, since the Departmental Enquiry has already commenced and the applicant has participated in it.
3. Issue notices to the respondents, returnable on 08.12.2023.
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 08.12.2023.
9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 17.10.2023

ORIGINAL APPLICATION NO.511/2023
(Shankar Kale Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent no.2. It is taken on record. Copy thereof is given to the other side.

3. Learned Counsel for the applicant pointed out that reply from A.G. Office will be necessary for deciding the matter on merits. Learned P.O. submits that he will seek instructions and file the reply on behalf the said respondent on the next date.

3. S.O. to 01-12-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.479/2023
(Laxmikant Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Heard Shri R.N.Bharaswadkar, 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 03-11-2023.
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 03-11-2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

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

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time for filing reply to the amended O.A. Time is granted.
3. S.O. to 03-11-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.255/2023
(Harishchandra Fulpagare Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 06-11-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.369/2023
(Lala B. Chabukswar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

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

2. Learned P.O. has filed affidavit in reply on behalf of respondent no.3. It is taken on record. Copy thereof is given to the other side.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondent nos.1 and 2. Time is granted.

4. S.O. to 31-10-2023.

VICE CHAIRMAN

M.A.NO.214/2022 IN M.A.NO.148/2021 IN
O.A.ST.NO.481/2021
(Anita P. Gitey Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Though ample opportunities are granted affidavit in reply is not filed by the respondents.

3. Hence, list the matter for hearing on 24-11-2023.

VICE CHAIRMAN

YUK ORAL ORDERS 17.10.2023

M.A.NO.27/2023 IN O.A.ST.NO.1510/2022
(Bhagyesh S. Marathe Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Heard Smt. Nima R. Suryawanshi, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities.

2. Learned P.O. has sought time for filing reply to the O.A. Time is granted.

3. S.O. to 30-11-2023.

VICE CHAIRMAN

YUK ORAL ORDERS 17.10.2023

ORIGINAL APPLICATION NO.603/2023
(Gautam B. Sonawane Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

Shri S.B.Bhosale, learned Counsel for the applicant is **absent**.

Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities is present.

2. Learned P.O. files affidavit in reply on behalf of respondent no.1 to 6. She undertakes to serve copy of the reply on the other side.

3. S.O. to 04-12-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.77/2021
(Vishwanath Mahindrakar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri V.B.Wagh, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30-10-2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

YUK ORAL ORDERS 17.10.2023

ORIGINAL APPLICATION NO.1092/2022
(Satish Gadve & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Shri Mohit Deshmukh, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27-10-2023 for filing rejoinder. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

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

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27-10-2023 for filing rejoinder. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

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

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

DATE : 17.10.2023

ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent no.2. It is taken on record. Copy thereof is given to the other side.

3. S.O. to 07-11-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.708/2023
(Kapurchand Rathod Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondent no.4. It is taken on record. Copy thereof is given to the other side.

3. S.O. to 30-11-2023.

VICE CHAIRMAN

**M.A.NO.335/2023 IN O.A.ST.NO.1123/2023
(Amreen Begum Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :**

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

2. Learned P.O. has tendered affidavit in reply on behalf of respondents. It is taken on record. Copy thereof is given to the other side.

3. S.O. to 01-12-2023.

VICE CHAIRMAN

YUK ORAL ORDERS 17.10.2023

M.A.NO.304/2022 IN O.A.ST.NO.1027/2022
(Ravikiran Ahire & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
DATE : 17.10.2023
ORAL ORDER :

Heard Shri Mohit R. Deshmukh, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondent authorities.

2. O.A. is filed by the applicant in connection with the appointment on compassionate ground. Since some delay has occasioned in filing the O.A., application for condonation of delay is filed by the applicant.

3. Respondents have submitted reply to the M.A. and today the matter is kept for hearing of the said M.A. It, however, appears to me that in so far as the delay caused in preferring the O.A. in the matters of compassionate appointment is concerned, it is always advisable to hear the M.A. for condonation of delay alongwith the O.A. for the reason that delay is one of the factors which has material impact on the prayer for appointment on compassionate ground. It is, therefore, desirable that M.A. be heard alongwith O.A.

=2= M.A.NO.304/2022 IN O.A.ST.NO.1027/2022

4. In the circumstances, O.A. be registered and numbered in accordance with law after removal of office objections, if any.

5. Respondents have already caused appearance in the matter. Hence, fresh notice is not required to be issued in O.A. Learned P.O. shall file affidavit in reply to the O.A. by 04-12-2023.

4. S.O. to 04-12-2023.

VICE CHAIRMAN

**M.A.NO.165/2023 IN O.A.ST.NO.657/2023
(Dasrao Deshpande Vs. State of Maharashtra & Ors.)**

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

DATE : 17.10.2023

ORAL ORDER :

Heard Shri R.K.Ashtekar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned P.O. has sought time for filing affidavit in reply to the present M.A. Due opportunities are already availed by the applicant. In the circumstances, learned Counsel has opposed for granting more time to the respondents for filing affidavit in reply.

3. Since some delay has occasioned in filing the O.A., applicant has preferred the present M.A. seeking condonation of delay. Delay is stated to be of 790 days i.e. of the period more than 2 years. In the O.A., applicant is seeking quashment of the order of recovery passed against the applicant after conducting departmental enquiry.

4. Since reply has not been filed, the learned P.O. was called upon to make legal submissions on the application for condonation of delay. Accordingly,

=2= M.A.NO.165/2023 IN O.A.ST.NO.657/2023

learned P.O. has submitted that the reasons assigned by the applicant are insufficient to condone the huge delay. Therefore, he has prayed for rejecting the M.A.

5. After having considered the submissions on behalf of the parties, though learned P.O. has opposed for condoning the delay, taking into account the fact that the applicant has challenged the order passed in departmental enquiry and the reasons which are assigned, are just and sufficient to condone the delay, I am inclined to condone the delay. Ultimately, matter is to be decided on merit and cannot be thrown on technicalities. Hence, the following order:

ORDER

- [i] M.A. is allowed.
- [ii] Delay caused in filing the O.A. is condoned.
- [iii] O.A. be registered and number in accordance with law after removal of office objections, if any.

VICE CHAIRMAN

O.A.ST.NO.657/2023

(Dasrao Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 17.10.2023

ORAL ORDER :

Heard Shri R.K.Ashtekar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notice to the respondents, returnable on 06-11-2023.
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 06-11-2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN