

**ORIGINAL APPLICATION NO.30/2021
(Kedarnath Budhwant Vs. State of Maharashtra & Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

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

2. After having heard the learned Counsel for the applicant and the learned P.O. for the respondents, the following undisputed facts are revealed:

[i] That, the applicant retired on 31-07-2018 after attaining age of superannuation.

[ii] That, at the time of his retirement, the applicant was under suspension.

[iii] That, the applicant was suspended vide order passed on 09-12-2017.

[iv] That, the memorandum of charge in the departmental enquiry came to be prepared on 01-04-2021.

[v] That, the misconduct alleged against the applicant is of the period between 2010 to 2015.

3. It is the contention of the applicant that, till date, memorandum of charge has not been served upon him. As against it, learned P.O. has pointed out that the applicant was avoiding service of the memorandum of charge upon him and that ultimately the notice has been pasted on the door of his house and pachnama in that regard has also been prepared.

4. Learned Counsel for the applicant submitted that during the pendency of the present proceedings, memorandum of charge is received by the applicant along with the related documents. In the circumstances, without making any more discussion on the issue, I hold that the chargesheet has been served upon the applicant in the departmental proceedings.

5. Shri V.B.Wagh, learned Counsel appearing for the applicant submitted that the respondents now cannot conduct any departmental enquiry against the applicant. Learned Counsel submitted that even though if it is assumed that the memorandum of charge is received by the applicant on 01-04-2021, having regard to the fact that misconduct alleged

against the applicant is of the period 2010 to 2015, it may not be permissible for the respondents to enquire into the said misconduct in view of the specific provision under Rule 27(2)(b)(ii) of the Maharashtra Civil Services (Pension) Rules, 1982.

6. To counter the submissions so advanced on behalf of the applicant, it is the contention of the learned P.O. that the period of 4 years will have to be reckoned preceding to the date of the order of suspension and not from the date of issuance of the chargesheet and if that date is considered, the misconduct of the period at least from the year 2013 would be cognizable and if the applicant is found guilty of the misconduct committed in the said period, he will be liable for the further action. Learned P.O. pointed out that the applicant was placed under suspension on 09-12-2017 and he retired while under suspension.

7. Inviting my attention to the provision under Rule 27(6)(a) of the MCS (Pension) Rules, 1982, learned P.O. submitted that the departmental proceedings deemed to have been instituted from the date of order of suspension. In the

circumstances, according to the contentions of the learned P.O., the misconduct which pertains to the period 2013 onwards is certainly liable to be looked into and necessary action in that regard can certainly be taken.

8. The aforesaid submissions advanced on behalf of the learned P.O. are strongly resisted by Shri V.B.Wagh, learned Counsel for the applicant. Referring to and relying upon the judgment of the Hon'ble Bombay High Court in the case of **The Chairman/Secretary of Institute of Shri Acharya Ratna Deshbhushan Shikshan Prasarak Mandal V/s. Bhujgonda B. Patil, [2003 (3) Mh.L.J.602]**, learned Counsel has pointed out that, after retirement, if at all any departmental enquiry is to be conducted that has to be strictly under Rule 27(1) of the MCS (Pension) Rules, 1982 and not as contemplated in the present matter under the provisions of MCS (Discipline & Appeal) Rules, 1979.

9. Learned Counsel pointed out that mere mention of the fact by the respondents that the permission required under Rule 27(2)(b) of the MCS (Pension) Rules, 1982 has been taken by the

respondents, is not enough. Even if it is accepted that the Government has approved or permitted initiation of the departmental enquiry against the applicant after his retirement, the said enquiry has to be restricted for the purpose of either withholding the pension or reduction in pension under Rule 27(1) of the MCS (Pension) Rules, 1982. Learned Counsel submitted that in the case of Bhujgonda Patil (cited supra), the Hon'ble High Court has specifically observed that the delinquent Government employee is required to be given notice, that too immediately after his retirement stating that the enquiry against him is now restricted for the purposes of withholding or reducing the amount of pension and nothing beyond that.

10. Learned Counsel submitted that, in the present matter the applicant has not been till date informed by the respondents that now the enquiry as upon the memorandum of charge dated 01-04-2021 is only for the purposes of withholding or reducing the pension. In the circumstances, according to the learned Counsel, enquiry against the applicant in any case cannot be permitted to be

continued hereinafter and deserves to be quashed and set aside.

11. After having considered the law laid down in the aforesaid judgment by the Hon'ble High Court to which no contrary material or judgment is placed on record by the respondents, it has to be held that the enquiry as is initiated against the applicant in view of the memorandum of charge served upon him cannot be continued henceforth.

12. It has been argued that the chargesheet shall be deemed to have been instituted either on the date of its service on the applicant or if he was under suspension from an earlier date, on the said date. It has to be observed that the said provision cannot be interpreted to mean that at any time thereafter, may be 4 years, as in the present case, the memorandum of charge can be served upon the applicant. Said provision has to be interpreted to mean that the memorandum of charge is to be served upon the applicant within the reasonable period. In such circumstances, if that date falls beyond the date of retirement, then merely on the ground that the memorandum of charge is served after retirement

shall not be a defence by the delinquent that the provision is made that it has to be deemed to have been served upon him on any earlier date on which the Government employee is placed under suspension.

13. In the present matter, the applicant was suspended on 09-12-2017. He retired on 31-07-2018. Perusal of the chargesheet reveals that the charges raised therein pertain to the period 2010 to 2015. Therefore, there is reason to believe that the entire material must be available with the respondents. In the circumstances, it is unconscionable that the chargesheet was not served upon the applicant before he retires. It is further significant to note that even after his retirement, for about 3 years, memorandum of charge was not prepared and it came to be prepared on 01-04-2021 i.e. after almost 3 years after his retirement and 4 years from the date of order of his suspension. No such practice can be encouraged or approved and the rule aforesaid cannot be interpreted to mean that after the date of suspension, at any point of time the memorandum of charge can be served upon the applicant.

14. It cannot be lost sight of that another provision under Rule 27(2)(b)(ii) of the MCS (Pension) Rules, 1982 provides that the enquiry shall not be in respect of any event which took place more than 4 years before such institution. In the present matter, when after the date of suspension the respondents have taken about 4 years to serve the memorandum of charge, under the said provisions it cannot be sustained.

15. For all aforesaid reasons, the enquiry initiated against the applicant has to be quashed and set aside. Hence, the following order:

ORDER

[i] Enquiry initiated against the applicant is quashed and set aside.

[ii] O.A. stands disposed of accordingly without any order as to costs.

VICE CHAIRMAN

**M.A.NO.298/2022 IN M.A.NO.503/2019 IN
O.A.ST.NO.2016/2019
(Amina Begum Maheboob Shaikh Vs. State of
Maharashtra & Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

Heard Shri Ashish B. Rajkar, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities.

2. This is an application preferred by the widow, who is legal heir of the deceased Original Applicant, namely, Maheboob Shaikh for bringing her name on record as legal heir. O.A. is filed challenging the recovery from the gratuity amount from the deceased. Since some delay has occasioned, prayer is also made for condonation of delay and for setting aside the abatement.

3. Having regard to the reasons stated in the application, delay caused for setting aside abatement deserves to be condoned and abatement is also set aside. Hence, the delay is condoned and abatement is set aside. Name of the applicant be substituted as legal heir of the applicant and matter be prosecuted further. Necessary amendment be carried out within a week from the date of this order.

4. M.A.No.298/2022 stands disposed of accordingly. No costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.653/2022
(Mankha Gulab Tadvi Vs. State of Maharashtra & Ors.)

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

DATE : 19-12-2022

ORAL ORDER :

Shri Manoj U. Shelke, learned Counsel for the applicant is **absent**. Shri B.S.Deokar, learned Presenting Officer for the respondent authorities is present.

2. Learned P.O. files affidavit in reply on behalf of respondent nos.3 and 4. It is taken on record. He undertakes to serve copy of the affidavit in reply on the other side.

3. Learned P.O. submits that no reply will be necessary of other respondents in view of the reply filed by respondent nos.3 and 4.

4. List the matter for hearing on 01-02-2023. In the meanwhile, it will be open for the applicant to file rejoinder, if he so desires.

5. S.O. to 01-02-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.1107/2022
(Shrikrishna Bhalsing Vs. State of Maharashtra & Ors.)

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

DATE : 19-12-2022

ORAL ORDER :

Shri Shritej Surve, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Issue notices to the respondents, returnable on 02.02.2023.

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 02.02.2023.

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

VICE CHAIRMAN

ORIGINAL APPLICATION NO.421/2022
(Nandkishor V. Joshi Vs. State of Maharashtra & Ors.)

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

DATE : 19-12-2022

ORAL ORDER :

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

2. Learned Counsel for the applicant submits that rejoinder is not to be filed.
3. Place the matter for hearing on 18-01-2023.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.340/2021
(Popat Ahire Vs. State of Maharashtra & Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

Shri P.B.Patil, learned Counsel holding for Smt. Sharda P. Chate, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for the applicant submits that rejoinder is not to be filed.
3. Place the matter for hearing on 18-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

**ORIGINAL APPLICATION NO.341/2021
(Prashant Pardhi Vs. State of Maharashtra & Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

Shri P.B.Patil, learned Counsel holding for Smt. Sharda P. Chate, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for the applicant submits that rejoinder is not to be filed.
3. Place the matter for hearing on 18-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

**ORIGINAL APPLICATION NO.560/2021
(Motiram Dakhore Vs. State of Maharashtra & Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

Shri S.D.Joshi, 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 25-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

**ORIGINAL APPLICATION NO.449/2022
(Sachin Gupta Vs. State of Maharashtra & Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

Ku. Anagha Pandit, learned Counsel holding for Shri S.B.Talekar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 24-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

ORIGINAL APPLICATION NO.738/2022
(Jagdish Sahu Vs. State of Maharashtra & Ors.)

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

DATE : 19-12-2022

ORAL ORDER :

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

2. S.O. to 03-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

M.A.NO.588/2019 IN O.A.ST.2292/2019
(Vyankat Nilawar Vs. State of Maharashtra & Ors.)

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

DATE : 19-12-2022

ORAL ORDER :

Shri V.S.Kadam, learned Counsel for the applicant is **absent**. Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities is present.

2. S.O. to 24-01-2023.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

M.A.NO.503/2019 IN O.A.ST.NO.2016/2019
(Amina Begum Maheboob Shaikh Vs. State of Maharashtra
& Ors.)

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

DATE : 19-12-2022

ORAL ORDER :

Shri Ashish B. Rajkar, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 16-01-2023 for hearing.

VICE CHAIRMAN

YUK ORAL ORDER 19.12.2022

**MOTION FOR SPEAKING TO MINUTE IN
ORIGINAL APPLICATION NO.640/2019
(Pradeep Madhavrao Kaushike Vs. State of Maharashtra &
Ors.)**

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

DATE : 19-12-2022

ORAL ORDER :

Shri S.D.Joshi, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Motion was moved for speaking to minutes of the order passed by this Tribunal on 09-12-2022 in O.A.No.640/2019.

3. After hearing the learned Counsel, it does not appear to me that any further clarification is required to be made with regard to order so passed. Motion, thus, stands disposed of.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 993 OF 2019
(Dileep R. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri Vivek G. Pingle, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 2.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 994 OF 2019
(Dileep K. Thorat Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri Vivek G. Pingle, learned counsel for the applicant, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Ajikya S. Reddy, learned counsel for respondent Nos. 2 & 3, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 2.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 76 OF 2022
(Ashok R. Jawale Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

Shri D.K. Dagadkhair, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 6.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 102 OF 2022
(Sumitrabai V Adke & Ors. Vs. State of Maha. & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri D.G. Kamble, learned counsel for the applicants (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 & 2 and the same is taken on record. He undertook to serve the copy of the same on the learned counsel for the applicants.

3. S.O. to 3.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 238 OF 2022
(Rajabai R Kawadikar Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 24.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 239 OF 2022
(Surajkumar N. Vanje Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 24.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 266 OF 2022
(Sharda D. Upewad Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri H.I. Pathan, learned counsel for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 7.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 370 OF 2022
(Raosaheb S. Kshirsagar Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

Shri Nilesh J. Patil, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 25.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

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

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 25.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 497 OF 2022
(Sachin J. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

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

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

3. S.O. to 24.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 596 OF 2022
(Kantabai B. Phad Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

Shri Manoj U. Shelke, learned counsel for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. Await service for respondent Nos. 1 & 2.
3. S.O. to 1.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 648 OF 2022
(Nilesh V. Sapkale Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

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

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 2.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 733 OF 2022
(Rahul R. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 1.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 763 OF 2022
(Shivram N. Dhapate Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 31.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 904 OF 2022
(Bharti N. Madavi (Donekar) Vs. State of Maha. & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 31.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 994 OF 2022
(Sharad S. Borse Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri Rahul O. Awasarmol, learned counsel for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. Await service.
3. S.O. to 1.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**M.A.NO. 310/2020 IN O.A.ST.NO. 2061/2019
(Jagdish K. Mahenrakar Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. Await service.
3. S.O. to 2.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 202 OF 2017
(Ashok B. Wagh Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 4.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 188 OF 2019
(Nilkanth R. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 5.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 945 OF 2019
(Dr. Prashant D. Warkari Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri C.V. Dharurkar, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 6.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 1026 OF 2019
(Keshav M. Soundarmal Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 6.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 456 OF 2020
(Parvatibai B. Mali Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 30.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 68 OF 2021
(Sarjerao S. Jagdhane Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri A.B. Rajkar, learned counsel holding for Shri Vijay C. Suradkar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 3.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 113 OF 2021
(Vajinath B. Navande Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 30.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**O.A.NOS. 238 TO 245 & 254 ALL OF 2021
(Pandurang H. Bhalerao & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri V.S. Kadam, learned counsel for the applicants, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters, Shri G.N. Patil, learned counsel for respondent Nos. 2 & 3 in O.A. No. 238/2021, Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3 in O.A. Nos. 239 & 240 both of 2021, Shri A.D. Gadekar, learned counsel for respondent No. 2 in O.A. No. 241/2021 and Shri N.U. Yadav, learned counsel for respondent Nos. 2 & 3 in O.A. Nos. 243, 244 & 254 all of 2021 , are present.

2. S.O. to 3.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 388 OF 2021
(Navnath L Dhande Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 1.2.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 411 OF 2021
(Bharat L. Bhillare Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

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 1.2.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 469 OF 2021
(Dhondiba M. Zade Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

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. S.O. to 1.2.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 512 OF 2021
(Usha A. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 7.2.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 753 OF 2021
(Shankar P. Dhupe & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

Shri P.V. Suryawanshi, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

**ORIGINAL APPLICATION NO. 757 OF 2021
(Jayashri S. Bhokre & Ors. Vs. State of Maha. & Ors.)**

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

DATE : 19.12.2022

ORAL ORDER :

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

2. S.O. to 24.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD

ORIGINAL APPLICATION NO. 39 OF 2022
(Vishal U. Jahdav Vs. State of Maharashtra & Ors.)

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

DATE : 19.12.2022

ORAL ORDER :

Shri V.B. Dhage, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.1.2023.

VICE CHAIRMAN

ORAL ORDER 19.12.2022-HDD