

**ORIGINAL APPLICATION NO. 424/2021**  
**(Dr. Vijay S. Dhawale Vs. State of Maharashtra & Ors.)**  
**AND**  
**ORIGINAL APPLICATION NO. 425/2021**  
**(Dr. Ratnakar D. Tandale Vs. State of Maharashtra & Ors.)**

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

**DATE :** **19.7.2022**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned counsel for the applicants in both the matters and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the matters.

2. These applicants had applied for the post of Pediatrician in Maharashtra Medical & Health Services Group-A in response to an advertisement no. 4/2018 published by the M.P.S.C. on 24.1.2018. It is the contention of the applicants that since the date of interview was notified by the M.P.S.C. after a long lapse of 14 months, the notification updated in that regard in their profile on 20.3.2019 was missed from their sight. It is their further contention that one of the applicant when made grievance with the M.P.S.C. that they have not received the SMSs as has been stated in the notification dated 20.3.2019, the M.P.S.C. sent SMSs to all the candidates,

who were to be interviewed on 16.4.2019. It is the further contention of the applicants that after receiving the SMSs though some candidates appeared for the interview, they were not equipped with the necessary documents to be submitted for verification.

3. The learned counsel for the applicants submitted that as stated in the notification dated 20.3.2022 had the M.P.S.C. sent the SMS also along with updating the profile of each of the applicant, perhaps the applicants would be in a position to appear for interview with all the necessary documents.

4. Today, in the earlier matter i.e. in O.A. No. 423/2019 (Dr. Hanumant D. Parkhe Vs. the State of Maharashtra & Ors.), which we have decided against the said applicant, we have taken a view that it was primary duty of the applicant himself to remain updated with his profile, which was created by him for the specific purpose. The notification was published on 20.3.2019 and the interviews were scheduled on 15.4.2022 & 16.4.2022. Thus, period of more than 3 weeks was given for the candidates for preparation. However, the applicants did not check their profiles during the entire said period. The applicants were quite aware that they have created the profiles with the

specific purpose of knowing the progress in the selection process for the appointment on the post of Pediatrician for which they have offered their candidature. As such, the applicants were expected to remain diligent in checking their profile at least periodically. Had the applicant shown such diligence the notification must have been noticed by them and they should not have missed the interviews in spite of possessing merit for appointment on the advertised post. The contention of the applicants that had the SMS also sent by the MPSC perhaps their absence for interview could have been avoided. We however not impressed by the arguments so advanced. Even if the SMS would have been sent by the MPSC and if the applicants had shown similar negligence of not reading the said SMS as was done by them respect of their profile, perhaps in the said circumstance also there was no possibility of their remaining present for the scheduled interviews. It is thus evident that it was not that material whether the notification was updated in the profile of the applicants or SMS is sent to them on their mobile, what was material is the diligence of the applicants to check their profiles, if not every day at least once in a week. Had it been done so by the applicants in the long span of 03 weeks at some point of time the applicants would have certainly become aware

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of the notification updated in their profile by the MPSC. In the circumstances, it does not appear to us that any blame can be attributed on part of any of the respondents much less against the MPSC. In our opinion, the MPSC has resorted to much larger and accessible mode of communication by furnishing the necessary information or notification in the individual profile of the applicants. We therefore see no case in favour of the applicants for granting the reliefs claimed by them. The present O.As. therefore deserve to be dismissed and are accordingly dismissed without any order as to costs.

5. Before parting with the judgment, we deem it appropriate to observe that though 07 posts were advertised, 04 posts are still unfilled as has been stated on behalf of the applicants. If this be so and if the respondents decide to fill the said unfilled posts, M.P.S.C. shall extend the opportunity to the present applicants for appearing in the interview and prove their merit.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 423/2021**  
**(Dr. Hanumant D. Parkhe Vs. State of Maharashtra & Ors.)**

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

**DATE :** **19.7.2022**

**ORAL ORDER :**

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

2. The respondent no. 2 had issued an advertisement no. 4/2018 on 24.1.2018 on its website for 07 posts of Pediatrician in Maharashtra Medical & Health Services Group -A. The applicant applied for the said post. The select list was published on 20.3.2019 and the call letter for the interview was updated in the profile of the candidates, who have applied for the said post. It is the grievance of the applicant that since the select list was published after the long gap of 14 months, he could not become aware of the notification dated 20.3.2019 and hence could not remain present for the interview, which was scheduled on 15.4.2019.

3. The learned counsel appearing for the applicant submitted that in the notification dated 20.3.2019 it has

also been mentioned that SMSs are also being sent to the candidates. However, the applicant did not receive any SMS. It is the contention of the applicant that had the SMS been received the applicant would have certainly remained present in the interview. It is the further contention of the applicant that insofar as the candidates called for interview on the next date i.e. on 16.4.2019, the grievance was made by one of the candidate and accordingly SMSs were sent to the candidates, who were to be interviewed on 16.4.2019. On 16.4.2019 out of 10 candidates, 07 remained present for the interview, whereas on earlier date i.e. on 15.4.2019 out of 07 candidates, only 03 were remained present. The learned counsel submits that according to his information out of 07 only 03 posts have been filled and 04 posts are still lying vacant. The prayer of the applicant is that the direction may be issued to the M.P.S.C. to give an opportunity to the present applicant of appearing for interview and to be considered for appointment on the subject post.

4. The contentions so raised by the learned counsel appearing for the applicant have been strongly opposed by the learned P.O. The learned P.O. submitted that when the applicant was having knowledge that the information is being updated in his profile and when the applicant has created the said profile for the specific purpose it was the

duty of the applicant to remain updated in regard to the said profile. The learned P.O. further pointed out that the profile was updated much before the date of interview and it was the duty of the applicant to check the profile created by him for the specific purpose. Insofar as the grievance of the applicant as regards non-sending of SMSs to the candidates, it is the contention of the respondents that sending of SMSs to the candidates was optional. The publication of any information on the website is a wide and accessible mode of publicity. Since the applicant failed to avail that opportunity, no illegality can be said to have been committed by the respondents and no case is made out by the applicant so as to consider his request. The learned P.O. has relied on the judgment of the Hon'ble Bombay High Court in writ petition No. 8595/2015 (Shamkant Bhausahab Katore Vs. The State of Maharashtra & Ors.) dated 26.8.2015.

5. We have carefully considered the submissions advanced by the learned counsel appearing for the applicant, as well as, the learned Presenting Officer appearing for the respondents. It is not in dispute that after application was preferred by the applicant for the subject post, a profile was created and he was also having knowledge that information regarding process being carried out will be updated thereon. The primary responsibility

was on the applicant to remain diligent in checking his profile to know the further progress in the ongoing selection process. If the applicant failed to keep himself updated regarding the further progress in selection process the blame has to be attributed on part of the applicant himself and to no one else. The other contention of the applicant that the intimation to the candidates, who were to be interviewed on 16.4.2019 SMSs were sent and hence the applicant has made out a case since no SMS was sent to him, has not impressed us much. Because of the grievance made by one of the candidate, the M.P.S.C. by way of precaution sent SMSs to the candidates who were to be interviewed on 16.4.2019. It does not mean that onus upon the applicant to check his own profile was shifted to M.P.S.C. The applicant was fully aware that selection process was not completed and therefore he was expected to be quite diligent about up-dations in his profile. Notification was admittedly updated on 20.3.2019 and interviews were scheduled on 15.4.2019 & 16.4.2019. During the entire said period the applicant did not check his profile and hence could not notice the Notification issued by M.P.S.C.

6. According to us the mode, which was adopted by the M.P.S.C. to communicate the dates of interview to the eligible candidates through the profiles of the said



candidates on the website of the Commission was the best possible mode. It is true that in Notification dated 20.3.2019 the M.P.S.C. has mentioned that the date of interview is being informed to the eligible candidates through SMSs also. It is however significant to note that the aforesaid fact was noticed by the applicant when he checked his profile; off-course by that time the date of interview had passed away.

7. The argument advanced on behalf of the applicant that had the respondent no. 2 sent the SMS to the applicant and the similarly situated candidates, none of them would have remained absent, also cannot be accepted. As is revealing from the facts, though the Notification dated 20.3.2019 was updated in the profile of the applicant, the applicant did not check the said profile and hence could not come to know about the date of interview. The same analogy can be applied for communicating the date of interview by sending SMSs. The SMS sent by the M.P.S.C. if not read by the applicant as the notification was not checked by him, again there was no possibility of the applicant being aware of the contents of the SMS sent to him.

8. It is thus evident that the factor which is responsible for absence of the applicant in appearing for the interview

is his own inaction and negligence and not the failure of the M.P.S.C. in sending SMS to him. In the circumstances, it does not appear to us that any blame can be attributed on the part of the M.P.S.C. for failure of the applicant in causing his appearance for interview.

9. In the above circumstances, it does not appear to us that any case is made out by the applicant for granting the relief as has been claimed by him. The Original Application, therefore, deserves to be dismissed and is accordingly dismissed without any order as to costs.

10. Before parting with the judgment, we deem it appropriate to observe that though 07 posts were advertised, 04 posts are still unfilled as has been stated on behalf of the applicant. If this be so and if the respondents decide to fill the said unfilled posts, M.P.S.C. shall extend the opportunity to the present applicant for appearing in the interview and prove his merit.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1024/2019  
(Smt. Lata S. Sanap Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri G.K. Kshirsagar, learned counsel for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. S.O. to 6.9.2022 for filing rejoinder affidavit by the applicant.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 93/2021  
(Smt. Dipali R. Pinjarkar Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri J.M. Murkute, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply of the respondents. Time granted.
3. S.O. to 7.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 224/2021  
(Shri Chandu M. Waghmare Vs. State of Maharashtra &  
Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri Sunil B. Jadhav, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply of the respondents. Time granted.

3. S.O. to 7.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 419/2021  
(Shri Deepak P. Dungahu Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri A.B. Chalak, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

2. The learned counsel has sought time for filing rejoinder affidavit of the applicant. Time granted.

3. S.O. to 8.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 454/2021  
(Shri Dipak L. Pendkar Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.K. Mathpati, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply of the respondents. Time granted.
3. S.O. to 8.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 694/2021  
(Shri Avinash G. Chonde Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri A.B. Chalak, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has tendered across the bar the affidavit in reply of respondent no. 2. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 8.9.2022 for filing rejoinder affidavit by the applicant.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022



**ORIGINAL APPLICATION NO. 721/2021  
(Shri Ashok B. Pagare Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply of the respondents. Time granted.

3. S.O. to 19.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 58/2022  
(Dr. Sanjay K. Mule & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.S. Jadhavar, learned counsel holding for Shri S.G. Chapalgaonkar, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has tendered across the bar the affidavit in reply of respondent nos. 2 to 4. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 13.9.2022 for filing rejoinder affidavit.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 312/2022  
(Shri Shyam V. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.S. Kulkarni, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service of notice upon the respondents.
3. S.O. to 13.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 388/2022  
(Shri Sunil P. Jaybhaye Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.S. Jadhavar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing affidavit in reply of the respondents. Time granted.
3. S.O. to 14.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 504/2022  
(Shri Kiran S. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 14.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 509/2022  
(Groundwater Engineers Association & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 15.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 510/2022  
(Shri Prabhakar S. Jagtap Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. The learned C.P.O. has sought time for filing the affidavit in reply of the respondents. Time granted.

3. S.O. to 15.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 533/2022  
(Shri Sunil N. Jahagirdar Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. The learned P.O. has sought time for filing the affidavit in reply of the respondents. Time granted.
3. S.O. to 16.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022



**ORIGINAL APPLICATION NO. 535/2022  
(Shri Adikrao S. Mane Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 16.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**C.P. 19/2019 IN O.A. 226/2016**

**(Shri Shivram N. Dhapate Vs. State of Maharashtra & Ors.)**

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

**AND**

Hon'ble Shri Bijay Kumar, Member (A)

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri P.M. Shinde, learned counsel for the petitioner (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. The learned Presenting Officer points out that as directed by the Tribunal in the order passed in O.A. No. 226/2016 on 12.2.2018, the proposal was considered by the competent authority and the same has been rejected. The said decision was duly communicated to the petitioner. The learned Presenting Officer further submits that the petitioner has challenged the said decision by filing Original Application before the Single Bench and the same is pending.

3. In view of the above the present Contempt Petition does not survive. Hence we pass the following order :-

**ORDER**

The Contempt Petition is disposed of without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 77/2017  
(Shri Rajesh B. Yawalkar Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.R. Barlinge, learned counsel for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. When the present matter is taken up for consideration neither the applicant has caused the appearance before the Tribunal nor learned counsel is present before the Tribunal. The record shows that on previous dates i.e. on 31.3.2022 & 8.6.2022 also no one was present in the matter. It appears that the applicant has lost the interest in prosecuting the matter further. Hence, we pass the following order.

**ORDER**

The present Original Application stands dismissed for want of prosecution without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 83/2017**  
**(Shri Sayyed J. Raisoddin & Ors. Vs. State of Maharashtra**  
**& Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri H.A. Joshi, learned counsel for the applicant and  
Shri M.S. Mahajan, learned Chief Presenting Officer for the  
respondents, are present.

2. On request of learned counsel appearing for the  
applicant, S.O. to 4.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 19.7.2022

**ORIGINAL APPLICATION NO. 362/2018  
(Shri Ganesh S. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. The learned Presenting Officer submits that the record in the selection process, which is the subject matter of the present O.A., is available in the office of the Chief Presenting Officer and if directed the same will be produced on record. The learned counsel appearing for the applicant seeks leave of the Tribunal to go through the said record in the office of the C.P.O. and to permit him to make submissions after going through the said original record. Permission granted. The learned C.P.O. shall permit the learned counsel for the applicant to go through the said original record.

3. S.O. to 28.7.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.58/2020**  
**(Ritesh Kaware & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Heard Shri R.K.Ashtekar, learned Advocate for the applicants, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri A.S.Deshmukh, learned Advocate for respondent no.4.

2. When the present O.A. is taken up for consideration, Shri A.S.Deshmukh, learned Counsel appearing for respondent no.4 pointed out that, out of 5 applicants, 4 applicants have been promoted and in the revised seniority list published, 3 applicants are shown senior to respondent no.4, as is the case of the present applicants.

3. In the above circumstances, according to us nothing remains to be decided in the present O.A.

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4. The learned Counsel for the applicant has raised the grievance about the deemed date and monetary benefits from the said date. It appears to us that in view of the revised seniority list published, it would be open for the applicants to make representation to the appropriate authority and get the issue decided. Needless to state that if the applicants have any grievance in regard to decision of the said authority, they are free to agitate the same before appropriate forum.

5. With the above observations, O.A. stands disposed of with no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO.397/2021 IN O.A.NO.139/2021  
(Sunil Barse Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Heard Shri R.N.Bharaswadkar, learned Advocate for the applicant, Shri M.P.Gude, learned Presenting Officer for the respondent authorities and Shri Vivek U. Rathod, learned Advocate for respondent nos.6 & 7.

2. When the present matter is taken up for consideration, learned P.O. submits that affidavit in reply is ready and after the same is sworn in by the concerned officer, it will be filed today itself and copy would be given to the other side. Learned P.O. has also tendered across the bar communication dated 18-07-2022 wherein respondent no.2 has expressed his inability to remain present before this Tribunal because of some urgent meeting at Mumbai under the direction of Hon'ble High Court. Learned P.O. has, therefore, prayed for exempting the personal appearance of respondent no.2 for today before this Tribunal.

3. Learned P.O. further submitted that in the letter dated 18-07-2022 as well as in the affidavit in reply being filed today, respondent no.2 has explained the reasons for not filing the reply within stipulated time. Learned P.O.



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M.A.NO.397/2021 IN O.A.NO.139/2021

has prayed for accepting the reasons as are assigned by respondent no.2. Learned P.O. brought to our notice that costs of Rs.5000/- has been deposited by the respondents.

4. In view of the submissions made as above, following order is passed:

(i) Respondent authorities shall submit affidavit in reply during the course of the day and ensure that copy of the said reply is given to the other side today itself.

(ii) Explanation given by the respondents about non-filing of the affidavit in reply within stipulated time is accepted.

(iii) Personal appearance of respondent no.2 before this Tribunal today is exempted.

(iv) Amount of costs deposited by respondents be remitted in favour of the applicant.

(v) Time granted for filing affidavit in rejoinder as prayed for by learned Counsel for the applicant.

5. S.O. to 04-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**C.P.NO.61/2019 IN O.A.NO.533/2015  
(Shivaji Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 05-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.768/2018**  
**(Vijaykumar Giri & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri A.V.Thombre, learned Advocate holding for Shri S.S.Thombre, learned Advocate for the applicants and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. At the request of learned Advocate for the applicants, S.O. to 30-08-2022 for filing affidavit in rejoinder.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.790/2019  
(Gajanan Kakde Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri V.G.Mete, learned Advocate for the applicant is **absent**. Shri N.U.Yadav, learned Presenting Officer for the respondents is present.

2. S.O. to 06-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.349/2021**  
**(Anil Hugge & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Heard Shri R.K.Ashtekar, learned Advocate for the applicants and Shri V.R.Bhumkar, learned Presenting Officer for the respondents.

2. Arguments are heard. Reserved for order.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.696/2019  
(Supadu Surwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri R.P.Bhumkar, learned Advocate for the applicant is **absent**. Shri D.R.Patil, learned Presenting Officer for the respondents is present.

2. S.O. to 26-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.21/2020  
(Dnyanoba Kale Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Heard Shri S.S.Jadhavar, learned Advocate for the applicant and Shri B.S.Deokar , learned Presenting Officer for the respondents.

2. Arguments are heard. Reserved for order.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.355/2020  
(Chandana Kokani Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. S.O. to 28-07-2022. High on Board.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.397/2021  
(Abhijit Bhise & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri A.S.Deshmukh, learned Advocate for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 30-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.735/2021  
(Prashant Pol Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri A.S.Deshmukh, learned Advocate for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 17-08-2022. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.786/2021**  
**(Yogesh Misal & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Manoj Dond, learned Advocate for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. Learned Counsel for the applicant submits that copy of the reply is received to him today and he has sought time to file rejoinder. Time granted as prayed for.

3. S.O. to 30-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO.35/2019 IN O.A.ST.NO.47/2019  
(Balraj Lanjile Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 26-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**M.A.NO.70/2021        IN        M.A.NO.112/2020        IN  
O.A.NO.1086/2019  
(Chintaman Vasave Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S.G.Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri Kakasaheb B. Jadhav, learned Advocate for respondent no.3 in M.A.112/20, are present.

2. S.O. to 10-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO.271/2021 WITH M.A.NO.95/2021 IN  
O.A.NO.170/2021  
(Shivkumar Chivde Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Ku. Anagha Pandit, learned Advocate holding for Shri S.B.Talekar, learned Advocate for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities and Smt. Saie Joshi, learned Advocate holding for J.P.Legal for respondent nos.5, 6 & 7, are present.

2. S.O. to 10-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO.272/2021 WITH M.A.NO.96/2021 IN  
O.A.NO.171/2021  
(Shivkumar Chivde Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Ku. Anagha Pandit, learned Advocate holding for Shri S.B.Talekar, learned Advocate for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities and Smt. Saie Joshi, learned Advocate holding for J.P.Legal for respondent nos.5 & 7, are present.

2. S.O. to 10-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.556/2014  
(Sanjay Patange Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S. G. Kulkarni, learned Advocate holding for  
Shri Ajay Deshpande, learned Advocate for the applicant  
and Shri S.K.Shirse, learned Presenting Officer for the  
respondents, are present.

2. S.O. to 26-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**



**O.A.NO.635/2015, 21/2016, 618/2016 & 619/2016  
(Dr. Sachin Phadnis & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri R.P.Bhumkar, learned Advocate for applicant in  
O.A.635/2015 is **absent**.

Shri M.R.Kulkarni, learned Advocate for the  
applicants in other O.As. and Shri S.K.Shirse, learned  
Presenting Officer for the respondents, are present.

2. S.O. to 06-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.641/2015  
(Bhagatsing Patil (Pawar) Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S.D.Joshi, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 27-08-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.487/2016  
(Mohd Badar Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Ms. A.N.Ansari, learned Advocate for the applicant is **absent**. Smt. Sanjivani Ghate, learned Presenting Officer for the respondents is present.

2. S.O. to 08-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.07/2017  
(Shishirbaba Ghonmode Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Smt. Surekha Mahajan, learned Advocate for the applicant is **absent**. Smt. Sanjivani Ghate, learned Presenting Officer for the respondents is present.

2. S.O. to 08-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.12/2017  
(Babu Kapale Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S.G.Kulkarni, learned Advocate for the applicant, Shri N.U.Yadav, learned Presenting Officer for the respondent authorities and shri G.N.Patil, learned Advocate for respondent nos.2 and 3, are present.

2. S.O. to 12-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.45/2017  
(Sunita Thite Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S.G.Kulkarni, learned Advocate holding for  
Shri Ajay Deshpande, learned Advocate for the applicant  
Shri V.R.Bhumkar, learned Presenting Officer for the  
respondents, are present.

2. S.O. to 13-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.74/2017**  
**(Vijaysing Wagh & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Dnyaneshwar J. Patil, learned Advocate for the applicants and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 13-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.78/2017  
(Shivaji Dahale Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Ku. Anagha Pandit, learned Advocate holding for Shri S.B.Talekar, learned Advocate for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondents, are present.

2. S.O. to 13-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.79/2017**  
**(Md. Kamran Shaikh Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S.D.Dhongde, learned Advocate for the applicant  
and Smt. Sanjivani Ghate, learned Presenting Officer for  
the respondents, are present.

2. S.O. to 14-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.927/2018**  
**(Shamrao Kadam & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Vilas P. Savant, learned Advocate for the applicants is **absent**. Shri M.P.Gude, learned Presenting Officer for the respondents is present.

2. S.O. to 14-09-2022

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**ORIGINAL APPLICATION NO.223/2020**  
**(Diya Nandi & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri S.S.Jadhavar, learned Advocate for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents.

2. S.O. to 28-07-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 19-07-2022

**M.A.NO.351/2020 IN O.A.NO.470/2018**  
**(Mahadabai Dhulekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri Gautam Aditya, learned Advocate holding for  
Shri V.P.Kadam, learned Advocate for the applicant and  
Shri S.K.Shirse, learned Presenting Officer for the  
respondents, are present.

2. S.O. to 24-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO.363/2021 IN O.A.ST.NO.1149/2021  
(Ramling Bansode Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Ku. Anagha Pandit, learned Advocate holding for Shri K.M.Nagarkar, learned Advocate for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondents, are present.

2. S.O. to 25-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO.263/2022 IN O.A.ST.NO.986/2022  
(Vankat Potdar Vs. State of Maharashtra & Ors.)**

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

**DATE : 19-07-2022**

**ORAL ORDER :**

Shri B.G.Deshmukh, learned Advocate for the applicants and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. Shri V.V.Ingle, learned Advocate has filed Vakalatnama on behalf of respondent no.4. It is taken on record.

3. S.O. to 29-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 402 OF 2022**  
**(Maroti C. Panchal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that the respondent Nos. 1 and 5 adopt the affidavit in reply on behalf of other respondents.

3. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.

4. S.O. to 10.08.2022.

**MEMBER (J)**

**M.A. No. 148/2022 in O.A. St. No. 595/2022  
(Rahul K. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that during the course of the day affidavit in reply would be filed in M.A.

3. S.O. to 12.08.2022, for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022



**ORIGINAL APPLICATION NO. 1084 OF 2019**  
**(Ravindra M. Garje Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri P.A. Bharat, learned Advocate holding for Shri Dhananjay Mane, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.
3. S.O. to 17.08.2022 for admission.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 610 OF 2021  
(Madhukar K. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Record shows that even after grant of several opportunities, the respondents have not bothered to file affidavit in reply till date.

3. Learned Presenting Officer seeks further time for filing affidavit in reply. However, there is nothing on record to show that the respondents have even bothered to take into consideration that at least three last chances were granted. This shows lack of responsibility on behalf of the concerned offices of the respondents, for which they will be liable for costs and consequences in accordance with law.

4. In view of the same, this is not a fit case to grant more opportunity to the respondents for filing affidavit in reply. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

5. S.O. to 10.08.2022 for admission.

**MEMBER (J)**

**M.A. No. 232/2019 in O.A. St. No. 532/2019  
(A.R. Mhaske & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.G. Kulkarni, learned Advocate for the applicants and Shri M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicants, S.O. to 11.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 169 OF 2020**  
**(Megha P. Kapure Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.R. Patil, learned Advocate holding for Shri S.V. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. The present matter has already been treated as part heard.
3. Learned Presenting Officer submits that Shri Anil S. Kurundkar, Assistant Superintendent of Police is personally present with original record, which is called for being necessary for hearing of the present matter.
4. Learned Presenting Officer to place on record photocopies of the relevant record.
5. At the request of learned Advocate for the applicant, S.O. to 29.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 253 OF 2019**  
**(Laxmikant M. Bhoskar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 17.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**O.A. Nos. 457, 458 & 462 ALL OF 2020**  
**(Samba H. Sarpate & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri P.D. Jarare, learned Advocate for the applicants in all these O.As., Shri M.P. Gude, learned Presenting Officer for the respondent No. 1, 3 & 4 in all these O.As. and Smt. Anuradha S. Mantri, learned Advocate for respondent No. 2 in all these O.As.

2. Record shows that affidavits in reply are filed separately on behalf of respondent Nos. 2 and 4 respectively in all these O.As.

3. Learned Presenting Officer submits that para wise remarks are received from the department on behalf of the respondent Nos. 1 and 3 and therefore, he seeks time for filing on behalf of respondent Nos. 1 and 3 in all these O.As. Time granted.

4. Learned Advocate for the applicant submits he has received copies of the affidavit in reply filed on behalf of respondent Nos. 2 and 4 in all these O.As.

5. S.O. to 10.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1087 OF 2019**  
**(Ravindra B. Chobe Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The present matter has already been treated as part heard.

3. At the request of learned Presenting Officer, S.O. to 01.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 595 OF 2022**  
**(Dr. Dinesh S. Ravtale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that during the course of the day service affidavit would be filed.

3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

4. S.O. to 04.08.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 116 OF 2018**  
**(Sanjay M. Deokate Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. The present matter has already been treated as part heard.

3. At the request of learned Advocate for the applicant, S.O. to 08.08.2022.

**MEMBER (J)**

**M.A. No. 260/2022 in O.A. St. No. 723/2022  
(Sharad S. Kappa Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Smt. S.C. Thombre, learned Advocate holding for Shri C.V. Thombre, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Issue notice to the respondents in M.A., returnable on 29.08.2022.
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 29.08.2022.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 206 OF 2019**  
**(Amruta R. Paralikar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri C.K. Shinde, learned Advocate for the applicant (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 03.08.2022 for passing necessary order.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 416 OF 2021**  
**(Dr. Ajit R. Kothari & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.S. Pidgewar, learned Advocate holding for Shri N.L. Choudhari, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 17.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 02 OF 2021**  
**(Kiran S. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 17.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 636 OF 2022**  
**(Kavita S. Khokhale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri A.N. Patil Barhate, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 12.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 322 OF 2022**  
**(Dr. Datta M. Dhanve Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate Shri S.B. Ghute, has filed **VAKIL-PATRA** on behalf of respondent No. 3. Same is taken on record.

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

4. S.O. to 18.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 11 OF 2022**  
**(Sahebrao D. Wankhede Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri G.N. Kulkarni (Mardikar), learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 2. Same is taken on record. He has also deposited one additional copy of affidavit in reply of respondent No. 2 for the applicant.

3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent No. 1.

4. S.O. to 17.08.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 844 OF 2019**  
**(Raviraj R. Darak Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.S. Shinde, learned Advocate holding for Shri Vivek Bhavthankar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The present matter is closed for orders.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**M.A. No. 294/2021 in O.A. St. No. 1224/2021  
(Shivam K. Thavare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.V. Ingale, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The present matter is closed for orders.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**M.A. No. 02/2021 in O.A. St. No. 1333/2020  
(Kailas A. Kalke Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri M.R. Khutwad, learned Advocate for the applicant and Smt. Sanjvani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 12.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**M.A. No. 197/2018 in O.A. St. No. 945/2018**  
(Musaddiq Ahmed Madni Masood Ahmed Madni Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 186 OF 2020**  
**(Sachin H. Kendre Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri A.B. Kale, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 4. Shri S.A. Ambad, learned Advocate for respondent No. 5, **absent.**

2. As none present for the applicant, S.O. to 03.08.2022 for passing necessary order.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 148 OF 2022**  
**(Dr. Rajendra R. Dharmadhikari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that in spite of specific order giving direction to the respondents regarding payment of provisional pension on 13.04.2022, the provisional pension is not yet granted to the applicant.

3. Learned Presenting Officer is unable to state anything about the progress of the matter regarding provisional pension, which is sorry state of affairs.

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

5. S.O. to 02.08.2022.

**MEMBER (J)**

**M.A. No. 227/2021 in O.A. St. No. 901/2021  
(Anil V. Mahajan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant filed rejoinder affidavit in M.A. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 24.08.2022 for hearing.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 903 OF 2019**  
**(Dr. Vithal R. Mekane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri A.D. Kawre, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 3. Shri A.B. Shinde, learned Advocate for respondent No. 4, **absent**.

2. As none present for the applicant, S.O. to 19.08.2022 as a last chance for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022



**ORIGINAL APPLICATION NO. 20 OF 2020**  
**(Shankar N. Kamble Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri J.M. Murkute, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
3. S.O. to 08.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 158 OF 2020**  
**(Jilani K. Mujavar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri B.R. Jaybhay, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
3. S.O. to 08.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 486 OF 2020**  
**(Jitendra S. Raut Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Smt. M.A. Kulkarni, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 19.08.2022 as a last chance for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 494 OF 2020**  
**(Yashwant L. Mohite Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.B. Gute, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri Shri H.P. Jadhav, learned Advocate for respondent No. 5.

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

3. S.O. to 18.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 510 OF 2020**  
**(Priyadarshi S. Maske Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri V.S. Panpatte, learned Advocate for the applicant (**Absent**). Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 18.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 49 OF 2021**  
**(Vandana P. Sarode Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri D.K. Dagadkhair, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed by the respondent Nos. 1 and 2. Hence, the present matter will proceed further without affidavit in reply of the respondent Nos. 1 and 2 in accordance with law.

3. S.O. to 11.08.2022 for admission.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

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

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed by the respondents. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 12.08.2022 for admission.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 136 OF 2021**  
**(Laxmi N. Dhotre Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
3. S.O. to 12.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022



**ORIGINAL APPLICATION NO. 164 OF 2021  
(Balu A. Chavan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Smt. Preeti Wankhade, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.

3. S.O. to 08.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 477 OF 2021**  
**(Tukaram R. Bhojane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri V.M. Maney, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record. He has also deposited one additional copy of affidavit in reply of respondent Nos. 1 to 4 for the applicant.

3. S.O. to 08.08.2022 for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 524 OF 2021**  
**(Hanumant R. Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri A.V. Thombre, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, time is granted as a last chance for filing rejoinder affidavit.

3. S.O. to 08.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 773 OF 2021**  
**(Kalim Salim Inamdar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri Sayyed Tauseff Yaseen, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

3. S.O. to 12.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 835 OF 2021**  
**(Vadilal P. Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.B. Solanke, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1, 2 & 5. Shri M.C. Swami, learned Advocate for respondent Nos. 3 & 4, absent. None present on behalf of respondent No. 6, though duly served.

2. At the request of learned Presenting Officer, time is granted chance for filing affidavit in reply on behalf of respondent Nos. 1, 2 & 5.
3. S.O. to 08.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 06 OF 2022**  
**(Ramesh N. Shahane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
3. S.O. to 10.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 46 OF 2022**  
**(Adinath A. Nagargoje Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

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

3. S.O. to 10.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 99 OF 2022**  
**(Rohit C. Mote Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri K.B. Jahdav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
3. S.O. to 12.08.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 267 OF 2022**  
**(Subhash B. Selukar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Notice of respondent No. 5 is not collected by the applicant.

3. At the request of learned Advocate for the applicant, S.O. to 08.08.2022 for taking necessary steps.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO. 292 OF 2022**  
**(Ramkishan C. Mavai Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 & 2. Shri B.S. Deshmukh, learned Advocate for respondent No. 3, **absent.**

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

3. S.O. to 17.08.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 484 OF 2022**  
**(Jayendra P. Ahire Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri S.U. Choudhari, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 10.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**M.A. No. 158/2021 in O.A. St. NO. 593/2021  
(Kishor J. Shinde Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri N.J. Patil, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents in M.A.

3. S.O. to 18.08.2022.

**MEMBER (J)**

**M.A. No. 209/2021 in O.A. No. 580/2017  
(Subhamangal S. Bhakt Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Shri M.B. Kolpe, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents in M.A.
3. S.O. to 17.08.2022.

**MEMBER (J)**

**M.A. No. 155/2022 in O.A. St. NO. 600/2022  
(Deepak G. Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Smt. Supriya Bhilegaonkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents in M.A.

3. S.O. to 12.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022

**M.A. No. 184/2022 in O.A. No. 66/2021  
(Gajendra T. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.R. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present Misc. Application is made seeking to amend the Original Application No. 66/2021 and challenging the order of reinstatement dated 02.03.2022 to the extent of posting.

3. The Original Application is filed challenging the suspension order and reinstatement. The applicant is reinstated in service. In view of the same, learned Advocate for the applicant seeks permission to withdraw the present M.A. with liberty to file O.A. on the cause of action in respect of order of reinstatement dated 02.03.2022.

4. Permission to withdraw the present M.A. is granted. Hence, the M.A. stands disposed of as withdrawn with liberty as prayed for. There shall be no order as to costs.

**MEMBER (J)**

**O.A. No. 66/2021**  
**(Gajendra T. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri S.R. Patil, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. S.O. to 08.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 19.07.2022



**ORIGINAL APPLICATION NO.488 OF 2019**  
**(Shaikh Ajmal Shiakh Abdulla Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri Kunal A. Kale, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 18.08.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO.900 OF 2019**  
**(Arvind R. Bhingardive Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present matter be treated as part heard.
3. By consent of both the sides, S.O. to 02.08.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.347 OF 2020**  
**(Jitendra B. Raipure Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Smt. Asha N. Gore, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 23.08.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 19.07.2022

**ORIGINAL APPLICATION NO.566 OF 2020**  
**(Nathu N. Khadtare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. The present matter be treated as part heard.
3. By consent of both the sides, S.O. to 03.08.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.236 OF 2021  
(Vikram B. Garje Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The present matter be treated as part heard.
3. By consent of both the sides, S.O. to 02.08.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.316 OF 2021**

**(Manikarani N. Rankhamb @ Monikarani S. Kanke Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri H.P. Jadhav, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that in view of subsequent development, he would like to make application for amendment of Original Application.

3. S.O. to 10.08.2022.

**MEMBER (J)**

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

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 22.08.2022 for final hearing.
3. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.536 OF 2021**  
**(Dnyaneshwar S. Andhale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 19.07.2022**

**ORAL ORDER :**

Heard Shri R.A. Joshi, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. The present matter be treated as part heard.
3. By consent of both the sides, S.O. to 27.07.2022 for final hearing.

**MEMBER (J)**



**O.A.NOS.60, 61, 116 TO 136 AND 158 ALL OF 2022  
(Abhaykumar S. Salve & Ors. Vs. State of Maharashtra &  
Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**

**DATE : 15.07.2022**

**ORAL ORDER :**

Heard Shri S.A. Deshmukh, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these O.As.

2. The present matters are closed for order.

**MEMBER (J)**

SAS ORAL ORDERS 15.07.2022

**M.A.NO. 305/2022 IN O.A.ST.NO. 1166/2022  
(Vinod J. Sonune & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri Rahul O. Awasarmol, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

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

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION ST. NO. 1166 OF 2022  
(Vinod J. Sonune & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri Rahul O. Awasarmol, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 26.8.2022.
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. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 26.8.2022.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A. 306/22 IN M.A.ST. 1120/22 IN O.A.ST.1121/22  
(Dr. Balasaheb M. Kalegore & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri P.R. Tandale, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

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

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

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.ST. 1120/2022 IN O.A.ST.1121/2022  
(Dr. Balasaheb M. Kalegore & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri P.R. Tandale, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned counsel appearing for the applicants seeks leave to file on record amended statement, Annexure 'A' page-25 of the Original Application. Leave granted. The necessary substitution be made within one week.

3. Issue notice to respondents in delay condonation application, returnable on 26.8.2022.

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

5. 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.

**::- 2 -::**

**M.A.ST. 1120/2022 IN  
O.A.ST.1121/2022**

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

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

8. S.O. to 26.8.2022.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 601 OF 2022  
(Deepak U Kulkarni Vs. State of Maharashtra & Ors.)**

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

**DATE :** **19.7.2022**

**ORAL ORDER :**

Heard Shri S.D. Munde, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. The grievance of the applicant is that his seniority has been unnecessarily and for wrong reasons disturbed by the respondents. The order in that regard is challenged in the present Original Application. Learned counsel has prayed for interim relief in the following terms :-

“(C) Pending hearing and final disposal of this original application, kindly grant stay to the impugned seniority list dated 24.06.2022 issued by the respondent No. 3 as well as the impugned order dated 24.06.2022 passed by the respondent No.3 on the objection application filed by the applicant.

(D) Pending hearing and final disposal of this original application, not to take any coercive action in view of impugned seniority list dated 24.06.2022 issued by the respondent No. 3 as well as the impugned order dated 24.06.2022 passed by the respondent No. 3 on the objection application filed by the applicant.

(E) Ad-interim relief in terms of prayer Clause-“C” and “D” may kindly be granted in favour of the applicant.

(F) Any other just and equitable relief may kindly be granted in favour of the present applicant.”

3. It is the contention of the learned counsel appearing for the applicant that since the applicant has cleared Sub-Services Departmental Examination (for short “SSD Examination”) and was granted exemption for Revenue Qualifying Examination (for short “RQ Examination”), as held by the Full Bench of this Tribunal in O.A. No. 354/2015, the seniority of the applicant is liable to be counted from the date of his entry in the cadre of Clerk. Learned counsel has also referred to and relied upon the Rule 7 of the Maharashtra Revenue Qualifying Examination for promotion to the post of Awal Karkun from the cadre of Clerk Typist Rules, 1999 (for short ‘the Rules of 1999). According to him, the aforesaid rule supports the case of the applicant.

4. We have gone through the judgment delivered by the Full Bench of this Tribunal in O.A. No. 354/2015 and have also perused rule 7 of the Rules of 1999. The principles which are laid down by the Full Bench of this Tribunal cannot be interpreted to mean that the seniority of an employee in the cadre of Clerk is to be counted from the initial date of his entry in the said cadre even if he gets



exemption from passing the RQ Examination. Rule 7 of Rules of 1999 cannot be interpreted likewise. In our opinion, the applicant has not made out any *prima facie* case for granting interim relief as prayed by him. In the circumstances, we are not inclined to grant any interim relief in favour of the applicant.

5. Issue notice to respondents, returnable on 26.8.2022.

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

7. 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.

8. 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.

9. 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.

10. S.O. to 26.8.2022.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 619 OF 2022  
(Archana T. Tribhuvan Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 12.8.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 12.8.2022.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 638 OF 2022  
(Jitendra N Mutkule Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri Vivek G. Pingle, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 17.8.2022.
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 17.8.2022.
8. Steno copy and Hamdast is allowed to both parties.

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**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 628 OF 2022  
(Sunil C. Ahire Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri Ketan D. Pote, learned counsel holding for Shri A.G. Ambetkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 1.8.2022.
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 1.8.2022.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.ST. 746/22 IN O.A.ST.747/22  
(Vasant Dungal Wadile & Anr. Vs. State of Maharashtra &  
Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri S.S. Kulkarni, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

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

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

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**M.A. No. 267/22 IN O.A.ST.747/22  
(Vasant Dangal Wadile & Anr. Vs. State of Maha. & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri S.S. Kulkarni, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Issue notice to respondents in delay condonation application, returnable on 1.8.2022.

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. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 1.8.2022.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 556 OF 2020  
(Umakant Lotan Bedse Vs. State of Maharashtra & Ors.)**

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

**DATE : 19.7.2022**

**ORAL ORDER :**

Heard Shri Ajay S. Deshpande, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of all the respondents and the same is taken on record and copy thereof has been served on the other side.

3. List the matter for hearing on 28.7.2022. **High on board.**

4. In the meanwhile the applicant so desires he may file rejoinder affidavit on or before the next date.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 41 OF 2021  
(Bharat Bansi Sangale Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri S.R. Kedar, learned counsel for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. On the previous date i.e. 12.4.2022 the following order was passed: -

*“2. Learned Presenting Officer has sought time for filing affidavit in reply. Learned counsel for the applicant opposes the request stating that due opportunities are already availed. In the interest of justice by way of last chance time is granted. It is clarified that if no reply is filed on or before the next date, the matter will be heard without reply.”*

3. In spite of aforesaid order passed by this Tribunal, learned Presenting Officer has again sought two weeks' time by way of last chance to file affidavit in reply on behalf of the remaining respondents.

4. Neither the applicant nor his counsel present today. In the circumstances, the respondents is permitted to file affidavit in reply on or before the next date subject to costs

**:: - 2 - ::**

**O.A. NO. 41/2021**

of Rs. 500/- to be deposited along with affidavit in reply in the office of this Tribunal.

5. S.O. to 3.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 925 OF 2018  
(Kisan Dasu Pawar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri Abhishek C. Deshpande, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. At the request of learned counsel for the applicants, S.O. to 4.8.2022. The present O.A. be tagged with O.A. No. 464/2019.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 779 OF 2021  
(Datta A. Tumram Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Smt. Sae Joshi, learned counsel holding for J.P. Legal Association for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. Learned counsel for the applicant has tendered across the bar rejoinder affidavit and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 3.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**M.A.NO. 93/2022 IN O.A.NO. 297/2013  
(Prakash B. Joshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 19.7.2022**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 26.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 125 OF 2020  
(Pawar Venkati Bapurao Vs. State of Maharashtra &  
Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Shri Suraj N. Deshmukh, learned counsel holding for Shri S.V. Deshmukh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. At the request of learned counsel for the applicant, S.O. to 29.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 1019 OF 2022  
(Satish Namdev Avhad Vs. State of Maharashtra & Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri Ketan D. Pote, learned counsel holding for Shri A.G. Ambetkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The present Original Application is filed by the applicant seeking following reliefs: -

*“(A) The Hon’ble Tribunal be pleased to call for the record and proceedings of the impugned selection procedure conducted by the respondent No. 2 the post of Agriculture Assistant (Dip.) from NT-D category with Vasantrya Naik Marathwada Krishi Vidyapeeth, Parbhani.*

*(B) The Hon’ble Tribunal be pleased to quash and set aside the appointment order 31.01.2018 issued by the respondent No. 2 in favour of the respondent No. 3, on the post of Agriculture Assistant (Dip.) from NT-D category with Vasantrya Naik Marathwada Krishi Vidyapeeth, Parbhani.*

*(C) The Hon’ble Tribunal be pleased to quash and set aside the selection procedure conducted by the respondent No. 2 for the post of Agriculture Assistant*

*(Dip.) from NT-D category with Vasantrya Naik Marathwada Krishi Vidyapeeth, Parbhani*

*(D) The Hon'ble Tribunal be pleased to direct the respondent No. 2 to issue appointment order to the applicant on the post of Agriculture Assistant (Dip.) from NT-D category with Vasantrya Naik Marathwada Krishi Vidyapeeth, Parbhani as per his selection, merits made by the Selection Committee.*

*(E) The Hon'ble Tribunal be pleased to grant any other and further relief which this Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the case.*

**INTERIM RELIEF PRAYED FOR**

*(A) Pending hearing and final disposal of Original Application, the Hon'ble Court may kindly grant stay the appointment order 31.01.2018 issued by the respondent No. 2 in favour of the respondent No. 3, on the post of Agriculture Assistant (Dip.) from NT-D category.*

*(B) Pending hearing and final disposal of Original Application, to direct restrain to the respondent No. 3 to further work on the post of Agriculture Assistant (Dip.) with Vasantrya Naik Marathwada Krishi Vidyapeeth, Parbhani.*

*(C) Pending hearing and final disposal of Original Application, to direct the respondent No. 2 to keep vacancy for the post of Agriculture Assistant (Dip.) with Vasantrya Naik Marathwada Krishi Vidyapeeth, Parbhani under consideration the claim of the applicant from NT-D category.*

*(D) Pending hearing and final disposal of Original Application, to direct the respondent No. 2 to issue appointment order to the applicant on the post of Agriculture Assistant (Dip.) from NT-D category with*



*Vasantrao Naik Marathwada Krishi Vidyapeeth,  
Parbhani.*

*(E) Ad-interim relief in terms of prayer clause (A) to  
(D).”*

3. The office has recorded the objection in regard to the jurisdiction of this Tribunal to try and entertain the dispute raised in the present Original Application. Learned counsel for the applicant could not satisfy us that this Tribunal has jurisdiction to try and entertain the disputes or grievances in respect of the appointments to be made by the Vasantrao Naik Marathwada Krishi Vidyapeeth, Parbhani. It is not in dispute that the grievance is in respect of the process of appointment being carried out by the Krishi Vidyapeeth. The reliefs are also sought against the said Krishi Vidyapeeth. This Tribunal does not have jurisdiction to entertain the present O.A., wherein the reliefs are sought against the Vasantrao Naik Marathwada Krishi Vidyapeeth, Parbhani in relation to the appointments to be made by the said Vidyapeeth. The O.A., therefore, cannot be entertained by this Tribunal.

4. Learned counsel for the applicant was asked whether the applicant would prefer to withdraw the present O.A. with liberty to file the said application before the appropriate forum. Learned counsel submitted that this Tribunal may pass the orders on merits.

**:: - 4 - ::**

**O.A. NO. 1019/2022**

5. For the reasons stated in paragraph No. 3 the present O.A. stands rejected however, without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD

**ORIGINAL APPLICATION NO. 627 OF 2022  
(Niteenchandra K. Mandale Vs. State of Maharashtra &  
Ors.)**

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

**DATE :** 19.7.2022

**ORAL ORDER :**

Heard Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Smt. M.S. Patni, learned Chief Presenting Officer for the respondents.

2. The present case is not on today's board. It is taken on board at the request of learned counsel appearing for the applicant.

3. Learned counsel appearing for the applicant submits that there is efficacious remedy available for the applicant to approach the Divisional Commissioner against the impugned order. In the circumstances, leave is sought to withdraw the present application with liberty to approach this Tribunal again if so required after appeal is decided by the Divisional Commissioner. In view of the submissions so made, the following order is passed: -

**ORDER**

The Original Application stands disposed of since withdrawn with liberty as prayed for. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 19.7.2022-HDD