

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

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

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

**And**

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

**Date:- 20/10/2023**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Urgent Admission Matters</b>						
<b>1</b>	CPSSt04/23 In OA670/21	Dhule	Adv.V.B. Wagh (Gokul D Patil)	Contempt Petition		23.11.23
<b>2</b>	CPSSt05/23 In OA671/21	Dhule	Adv.V.B. Wagh (Nitin S Bedse)	Contempt Petition		23.11.23
<b>3</b>	CPSSt06/23 In OA672/21	Dhule	Adv.V.B. Wagh (Sanjaykumar M Sonawane)	Contempt Petition		23.11.23
<b>4</b>	CPSSt07/23 In OA673/21	Dhule	Adv.V.B. Wagh (Rekha S Chavan(Lohar)	Contempt Petition		23.11.23
<b>5</b>	OA906/23	O'bad	Adv.P.B. Gapat (Jamuna J Kukade)	Major Punishment		13.12.23
<b>6</b>	OASSt2034/23	Nanded	Adv.Shamsunder B Patil (Mukesh S Koshakewar)	Cancellation of Appointment	<b>Circulation with Office Objection</b>	
<b>7</b>	MASSt2048/23 In OASSt2049/23	P'bhani	Adv.S.S. Jadhavar (Sumit M Lande & Ors.)	M.A. For Sue Jointly	<b>with Office Objection</b>	25.10.23
<b>8</b>	OASSt2090/23	Jalna	Adv.S.S. Jadhavar (Mahadu R Munmane)	Selection Process	<b>Circulation with Office Objection</b>	25.10.23
<b>9</b>	OA336/23	O'bad	Adv.M.B. Kolpe (Sanjay L Varhade)	Compulsory Retirement	<b>Circulation</b>	25.10.23

Order Matters						
10	MA456/18 In OAST1919/18	A'bad	Adv.Ajay S Deshpande (Lakshman K Nirmal) <b><u>Adv.S.R. Kedar for R.No.3</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-2	01.12.23
11	MA224/19 In OA236/19	Beed	Adv.K.B. Jadhav (Sanjay B Udar)	M.A. For I.R.	For Hearing	07.12.23
12	MA498/19 In OAST1959/19	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Ramrao D Rathod)	M.A. For Condonation of Delay	Reply Filed by R-1 to R-4	04.12.2023
13	MA146/20 with MASt418/20 In OAST419/20	Nanded	Adv.Gaurav L Deshpande (Maharashtra Rajya Pashu Sawardhan Abhiyantriki Karmachari Sanghatana through its President Ramesh N Shinde)	MA for File O.A. in Representative Capacity on Behalf on Sanghatana	For Hearing	24.11.2023
14	MA1/21 In OAST1443/20	Hingoli	Adv.V.G. Pingle (Smt. Ratnabai G Gaikwad)	M.A. For Condonation of Delay	For Hearing	04.12.2023
15	MA55/21 In OAST363/20	Nanded	Adv.Gaurav L Deshpande (Dnyanba N Dhapse & Ors.)	M.A. For Condoantion of Delay	For Hearing Reply Filed by R-1, R-3 to R-5	24.11.2023
16	MA56/22 In OA405/21	Beed	Adv.S.S. Kulkarni/ Adv.V.S. Kadam (Dinesh N Karande)	M.A. For Amendment	For Hearing Reply Filed by R-1 to R-4	06.12.2023
17	MA94/22 In OAST249/22	O'bad	Adv.G.J. Kore (Dipak S Sherkhane)	M.A. For Condonation of Delay	For Hearing	20.12.2023
18	MA140/22 In OAST494/22	Hingoli	Adv.S.B. Jadhav (Vinod V Bandale)	M.A. For Condoantion of Delay	For Hearing	06.12.2023
19	MA419/22 In OAST1536/22	A'bad	Adv.A.D. Gadekar (Haribhau L Ghodke)	M.A. For Condonation of Delay	For Hearing	01.12.2023

<b>20</b>	MA80/23 IN OA826/22	A'bad	<u>Adv.A.D. Sugdare in MA80/23</u> (Prmod B More & Ors.) Adv.Talekar & Associates <b>In</b> <b>OA826/22</b> (Mujeebkhan Mehboobkhan Pathan) <u>Adv.Ajay Deshpande For R. No.5</u> <u>Adv.D.R. Shelke For R.No.6</u> <u>Adv.Avinash Deshmukh for R.Nos.7 to 8</u> <u>Adv.Mahesh S. Deshmukh For R.Nos. 9 to 28</u>	M.A. For Intervention		26.10.2023
<b>21</b>	MA200/23 In OAS495/23	Latur	Adv.Jiwan J Patil (Kishor A Patil)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-3	
<b>22</b>	MA387/23 In OA378/21	A'bad	Adv.Gaurav L Deshpande (Raju H Sayyed)	M.A. For Direction		02.11.2023
<b>23</b>	MA441/23 In OA659/21	Beed	Adv.M.S. Karad (Sushilkumar B Rakh)	M.A. For Interim Relief		26.10.2023
<b>24</b>	MA442/23 In OA661/21	Beed	Adv.M.S. Karad (Ganesh R Sanap)	M.A. For Interim Relief		26.10.2023
<b>25</b>	MA443/23 In OA183/22	Beed	Adv.M.S. Karad (Ashok M Jaybhaye & Ors.)	M.A. For Interim Relief		26.10.2023
<b>26</b>	MA444/23 In OA185/22	Beed	Adv.M.S. Karad (Ramdas B Sanap & Ors.)	M.A. For Interim Relief		26.10.2023
<b>27</b>	MA445/23 In OA186/22	Beed	Adv.M.S. Karad (Ganesh V Darade & Ors.)	M.A. For Interim Relief		26.10.2023
<b>28</b>	MA469/23 In OA412/21	Dhule	Adv.V.B. Wagh (Chetan K Thakare)	M.A. For Direction		
<b>High On Board Matter</b>						

29	OA105/21	A'bad	Adv.C.V. Dharurkar (Smita K Suryawanshi & Ors.) <b><u>Adv.Avinash Deshmukh</u></b> <b><u>For R.Nos.3 to 7</u></b>	Seniority	<b>Time Bound by Hon'ble High Court</b> Reply Filed by Respondents	31.10.2023
<b>Due Admission Matters</b>						
30	CP53/19 In OA207/18 With	J'gaon	Adv.J.S. Deshmukh (Dr.Vinay P Sonavane)	Contempt Petition	For Hearing Reply Filed by R-3	08.12.2023
31	CP54/19 In OA338/17 With	Latur	Adv.J.S. Deshmukh (Dr.Govind K Reddy) <b><u>Adv.P.R. Tandale for R.No.5</u></b>	Contempt Petition	For Hearing Reply Filed by R-3 & R-5	08.12.2023
32	CP56/19 In OA421/17 With	Nanded	Adv.J.S. Deshmukh (Dr.Shyamrao L Sawant)	Contempt Petition	For Hearing	08.12.2023
33	CP57/19 In OA335/17 With	Nanded	Adv.J.S. Deshmukh (Dr.Ganpati N Wadekar)	Contempt Petition	For Hearing	08.12.2023
34	CP58/19 In OA23/18 With	Nanded	Adv.J.S. Deshmukh (Dr.Archana C Pergulwar)	Contempt Petition	For Hearing	08.12.2023
35	CP59/19 In OA423/17 with	Nanded	Adv.J.S. Deshmukh (Dr.Pandurang G Pawde)	Contempt Petition	For Hearing	08.12.2023
36	CP60/19 In OA422/17	Hingoli	Adv.J.S. Deshmukh (Dr.Sheshrao M Narwade)	Contempt Petition	For Hearing	08.12.2023
37	OA132/16	Nanded	Adv.S.B. Mene (Mandabai G Thakur)	Termination	For Hearing Reply Filed by R-2 & R-3	22.11.2023
38	OA797/16	A'nagar	Adv.C.V. Thombre (Gaurav A Chavan)	Appointment	For Hearing Reply Filed by R-2 & R-5	30.10.2023
39	OA963/17	A'bad	Adv.Avinash S Deshmukh (Vasant D Karke & Ors.)	Not to Terminate the Service/ Regularisation/ Continue in Service	For Hearing Reply filed by R-1 to R-4	04.12.2023

40	OA43/19	Jalna	Adv.K.G. Salunke (Sharad B Tote)	Promotion/ Seniority	For Hearing Reply Filed by R-2	07.12.2023
41	OA97/19	A'nagar	Adv.Y.B. Pathan (Mirkhan Iliyaskhan Pathan)	Major Punishment	For Hearing Reply Filed by R-4	07.12.2023
42	OA501/19	Hingoli	Adv.Amol S Gandhi (Kashinath G Kadam)	Departmental Enquiry/ Dismissal From Service	For Hearing Reply Filed by R-1 to R-3	18.12.2023
43	OA768/19	Nanded	Adv.Avinash S Deshmukh (Balasaheb T Deshmukh)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2	16.12.2023
44	OA790/19	Jalna	Adv.V.G. Mete (Gajanan K Kakade)	Appointment	For Admission Reply Filed by R-1 to R-3	08.12.2023
45	OA853/19	Hingoli	Adv.R.N. Bharaswadkar (Shriram C Pachpute & Ors.)	Seniority/ Promotion	For Hearing Reply Filed by R-2	11.12.2023
46	OA37/20	Hingoli	Adv.S.S. Dambe (Pandurang N Mendake)	Advertisement	For Hearing Reply Filed by R-4 & R-5	08.12.2023
47	OA157/20	Dhule	Adv.Avinash S Deshmukh (Rohidas T Shinde)	Departmental Enquiry/ Pensionary Benefits	For Hearing Reply Filed by R-1 to R-3	16.12.2023
48	OA373/20	O'bad	Adv.V.B. Wagh (Rohan S Jadhav)	Appointment	For Hearing	20.11.2023
49	OA128/21	Nanded	Adv.Ganesh V Mohekar (Pradeep M Thakkarwad)	Probation Period/ Minor Punishment	For Hearing Reply Filed by R-1 to R-6	29.11.2023
50	OA176/21	Beed	Adv.B.V. Thombre/ Adv.S.M. Gunjal (Ganesh B Gambhire)	Promotion	For Hearing	01.11.2023
51	OA390/21	Latur	Adv.S.S. Thombre (Govind D Mane) <b><u>Adv.Suhas P Urgunde for R.No.3</u></b>	Absorption	For Hearing	13.12.2023

52	OA485/21	Beed	Adv.S.D. Tambat-Dhumal/ Adv.M.G. Deokate (Amol J Kale) <b><u>Adv.Sanjay Wakure for R.No.5 Adv.D.A. Madke/Adv.A.B. Chalak for R.No.6</u></b>	Selection List/ Selection Process	For Hearing Reply Filed by R-1 to R-4 & R-6	
53	OA510/21	A'nagar	Adv.Priya R Bharaswadkar (Rohidas A Bhalsing)	Revision of Pay Scale	For Hearing Reply Filed by R-2 & R-3	12.12.2023
54	OA655/21	Jalna	Adv.U.L. Telgaonkar/ Adv.N.U. Telgaonkar (Rahul D Gaikwad)	Termination	For Hearing Reply Filed by R-1 & R-2	04.12.2023
55	OA663/21	Beed	Adv.Priya R Bharaswadkar (Kiran K Komwad)	Challenging Condition of G.R.	For Admission Reply Filed by R-1 & R-2	12.12.2023
56	TA16/22 WP9150/22	A'nagar	Adv.Ajay T Kanawade (Santosh S Chavan & Ors.)	Benefit of Promotion & Fixation of Pay	For Admission	15.12.2023
57	OA58/22	A'bad	Adv.Mohit Deshmukh (Dr. Sanjay K Muley & Ors.)	Advertisement	For Admission Reply Filed by R-2	04.12.2023
58	OA88/22	A'nagar	Adv.Ajay T Kanawade (Ravi H Kondar) <b><u>Adv.Laxmi R Thakur for R.No.5</u></b>	Selection/ Appointment	For Hearing Reply Filed by R-2 & R-4, R-5 One More Last Chance For Filing Affidavit in Reply For R-1 & R-3	15.12.2023
59	OA153/22 with	Jalna	Adv.G.K. Kshirsagar (Rupali J Namewar)	Declaration of Result	For Hearing Reply Filed by R-1 & R-3	15.12.2023
60	OA154/22 with	Jalna	Adv.G.K. Kshirsagar (Geeta M Nakade) <b><u>Adv.Sanotsh R Yadav- Lonikar for R.No.4</u></b>	Declaration of Result	For Hearing Reply Filed by R-1 & R-3	15.12.2023
61	OA155/22	Jalna	Adv.G.K. Kshirsagar (Prerana D Londhe) <b><u>Adv.Sanotsh R Yadav- Lonikar for R.No.4</u></b>	Declaration of Result	For Hearing Reply Filed by R-1 & R-3	15.12.2023

<b>62</b>	OA371/22	A'nagar	Adv.S.D. Joshi (Babasaheb B Bhosle)	Major Punishment	For Hearing	30.10.2023
<b>63</b>	OA586/22	N'bar	Adv.A.S. Shelke (Suvarna P Pawar)	Promotion	For Hearing Reply Filed by R-1 & R-2	26.10.2023
<b>64</b>	OA639/22	Beed	Adv.A.V. Thombre (Prashant S Morale & Ors.)	Appointment	For Hearing	25.10.2023
<b>65</b>	OA655/22	N'bar	Adv.F.R. Tandale (Madhav C Padvi)	Departmental Enquiry	Reply Filed by R-1 & R-2	21.11.2023
<b>66</b>	OA932/22	O'bad	Adv.K.G. Salunke (Rahul K Gaikwad)	Major Punishment	For Hearing Reply Filed by R-1 to R-4	07.12.2023
<b>67</b>	OA933/22	O'bad	Adv.K.G. Salunke (Manisha S Shinde)	Major Punishment	Reply Filed by R-1 to R-4	07.12.2023
<b>68</b>	OA204/23	Jalna	Adv.Jiwan J Patil (Ashish P Paithankar)	Major Punishment	For Hearing Reply Filed by R-2 & R-3	30.11.2023
<b>69</b>	OA220/23	Nanded	Adv.A.S. Deshpande (Manusri Ansar Nisar Ahmed & Ors.)	Selection Process (MPSC)	For Hearing Reply Filed by R-1 to R-3	06.11.2023
<b>70</b>	OA300/23 with	A'bad	Adv.Avinash S Deshmukh (Ratnaraj R Jawalgekar)	Promotion	For Hearing	28.11.2023
<b>71</b>	OA215/23	A'bad	Adv.Avinash S Deshmukh (Ratnaraj R Jawalgekar) <b><u>Adv.A.B. Khrosekhar for R.No.4</u></b>	Promotion	For Hearing	28.11.2023
<b>Final Hearing Matters</b>						
<b>72</b>	OA624/13	P'bhani	Adv.M.C. Ghode (Yogesh P Ghuge & Ors.)	Post of Civil Engineer		30.11.2023

73	OA636/15	Dhule	Adv.S.B. Talekar (Dr.Mukaraam Ahmed Khan Gulak Gauskhan)	Promotion	Reply Filed by R-1, R-3 & R-4	30.11.2023
74	OA758/15	A'bad	Adv.S.B. Talekar (Dr.Tanuja S Kulkarni)	Regularisation	Reply Filed by R-1 to R-4	30.11.2023
75	OA575/16	Latur	Adv.V.B. Wagh (Aniket N Mundhe) <b><u>Adv.Amit S Savale for R.No.4</u></b>	Selection	Reply Filed by R-3 & R-4	05.12.2023
76	OA588/16	P'bhani	Adv.R.B. Narwade Patil (Dnyaneshwari M Barse)	Selection/ Appointment	Reply Filed by R-4	13.12.2023
77	OA595/16	O'bad	Adv.Bharat R Waramaa (Dhanraj R Dhumare) <b><u>Adv.Avinash S. Deshmukh for R.No.5</u></b>	Appointment	Reply Filed by R-2 & R-5	01.12.2023
78	OA408/17	Latur	Adv.S.P. Urgunde/ Adv.S.S. Dambe (Shiram S Kamble)	Appointment	Reply Filed by R-2 & R-3	13.12.2023
79	OA104/18 With	Hingoli	Adv.V.B. Wagh (Dr.Nandkishor D Karwa)	Condonation of Technical Break/ Consequential Benefits	Reply Filed by R-2	07.12.2023
80	OA105/18	Hingoli	Adv.V.B. Wagh (Dr.Nitin R Agarwal)	Condonation of Technical Break/ Consequential Benefits	Reply Filed by R-2	07.12.2023
81	OA185/18	A'bad	Adv.Sunil B Jadhav/ Adv.M.B. Bharaswadkar (Vasant S Bagde)	Departmental Enquiry	Reply Filed by R-1 to R-3	06.12.2023
82	OA696/18	Nanded	Adv.Avinash S Deshmukh (Sandeep O Chetti)	Selection/ Direction	Reply Filed by R-2	04.12.2023
83	OA79/20	A'bad	Adv.M.R. Kulkarni (Dr.Naser Ahmed Razvi S Zahiruddin)	Challenging G.R.	Reply Filed by R-1 to R-3	14.12.2023
84	MA230/20 In OA325/20	Nashik	Adv.K.G. Salunke (Sandip B Thakur)	M.A. For I.R.		14.12.2023



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

*List of Cases set down for Physical Hearing/Admission/Order/etc.*

**Hon'ble Divison Bench**

**(Reference Court is not Available)**

**Date: -20/10/2023**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Urgent Admission Matters</b>						
<b>1</b>	OA882/21 (Nagpur Bench)	Wardha	Adv.K.G. Salunke (Shaligram B Dudhe)	Recovery From Pension		22.11.2023

**Date: -20/10/2023**

**D.B. For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Due Admission Matters</b>						
<b>1</b>	CP23/22 In OA683/19	P'bhani	Adv.K.B. Jadhav (Shivaji M Ghantewad)	Contempt Petition	For Filing Affidavit in Reply	18.12.2023
<b>2</b>	CP43/22 In OA519/21	Beed	Adv.J.M. Murkute (Usha A Gaikwad & Ors.)	Contempt Petition	Await Service	19.12.2023
<b>3</b>	CP01/23 In OA608/18	A'bad	Adv.R.P. Bhumkar (Narendra S Suryawanshi)	Contempt Petition	For Filing Affidavit in Reply R-1 R-2 & R-4	24.11.2023
<b>4</b>	CP07/23 In OA535/19	Dhule	Adv.D.R. Irale Patil (Nitin D Ingle)	Contempt Petition	As a Last Chance For Filing Affidavit in Reply	14.12.2023
<b>5</b>	OA72/20	Nanded	Adv.G.N. Chinchalkar/ Adv.A.D. Gadekar (Sheshrao D Totwad)	Direction/ Dismissal	One More Last Chance For Filing Affidavit in Rejoinder <b><u>Ref Order</u></b> <b><u>Dtd.</u></b> <b><u>26.06.2023</u></b>	08.12.2023

6	OA451/20	Latur	Adv.Kuldeep S Patil/ Adv.P.D. Hajare (Shrihari S Solanke)	Wait List	As a Last Chance For Filing Affidavit in Reply R-1 & For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed By R-2 & R-3	04.12.2023
7	OA577/21	Jalna	Adv.R.N. Chavan (Ramdas E Misal) <b><u>Adv.Vinod M Vibhute</u></b> <b><u>for R.No.4</u></b>	Major Punishment	For Filing Affidavit in Rejoinder	13.12.2023
8	OA588/21	Latur	Adv.C.V. Dharurkar (Holambe N Dagdu & Ors.) <b><u>Adv. Chandrkant A</u></b> <b><u>Jadhav for R.No.5</u></b>	Advertisement/ Recruitment	For Filing Affidavit in Rejoinder <b><u>Ref Order</u></b> <b><u>Dtd.</u></b> <b><u>25.01.2023</u></b>	04.12.2023
9	OA243/22	J'gaon	Adv.D.T. Devane (Ghansham D Chavan & Ors.) <b><u>Adv.M.B. Kolpe for</u></b> <b><u>R.No.2</u></b>	Departmental Examination/ Declaration of Result	As a Last Chance For Filing Affidavit in Rejoinder	04.12.2023
10	OA312/22	A'bad	Adv Vivek U Rathod/ Adv S S Kulkarni (Shyam V Jadhav)	Seniority/ Promotion	Await Service R-6 R-9 & R-18 & For Filing Affidavit in Rejoinder	05.12.2023
11	OA757/22	Hingoli	Adv.Aditi D Warjekar (Sunil K Rodge)	Termination	Reply Filed By R-3 & For Filing Affidavit in Reply of Remaining Respondents.	20.11.2023
12	OA831/22	Nanded	Adv.A.S. Deshmukh (Dr. Sambhaji B Patil)	Challenging Conditions of G.R.	Await Service	05.12.2023

13	OA872/22	A'bad	Adv.M.A. Golegaonkar (Suresh C Nargulla)	Show Cause Notice Major Punishment	Await Service	27.10.2023
14	OA926/22	Latur	Adv.Muhammad Aseem/ Adv.Sayyed Tauseef Yaseen (Biradar Adil Turab)	Challenging G.R.	As a Last Chance For Filing Affidavit in Reply R-2	20.11.2023
15	OA.947/22	Dhule	Adv. Adv.Muhammad Aseem Adv.Sayed Tauseef Yaseen (Nikita M. Rajput)	Challenging G.R	Final Chance For Filing Affidavit in Reply	20.11.2023
16	OA.1067/22	Beed	Adv.P. M. Shinde Adv.P.B. Jadhav (Shivaji D. Sirsat)	Selection/ Appointment	For Filing Affidavit in Reply	27.11.2023
17	OA10/23	Jalgaon	Adv A B Girase (Rahul S Chavhan)	Directions/ Appointment	As a Last Chance For Filing Affidavit in Rejoinder	21.11.2023
18	OA36/23	A'nagar Etc.	Adv Avinash S Khedkar (Vishal N Sonsale & Ors.)	Implementation of G.R/ Promotion	For Filing Affidavit in Reply R-1 R-2 & R-5	22.11.2023
19	OA48/23	Latur	Adv J J Patil (Shankar H Jadhav) <b>Adv M B Ambekar For R-4</b>	Seniority List	Reply Filed By R-4	24.11.2023
20	OA65/23	Jalna	Adv Sanjeev B Deshpande (Suresh Manikrao Kadam Alias Suresh Badrinarayan Sharma) <b>Adv J J Patil For R-3</b>	Dismissal	Await Service R-1	28.11.2023
21	OA72/23	Jalna Etc.	Adv A S Deshmukh (Vinod W Rakh & Ors.)	Benefits of Old Pension Scheme	By way of Last Chance For Filing Affidavit in Reply R-1	21.11.2023
22	OA98/23	Latur	Adv J J Patil (Pandit N Jadhav)	Seniority List	For Filing Affidavit in Reply	24.11.2023
23	OA183/23	A'nagar	Adv S S Jadhavar (Sahebrao S Wyal)	Advertisement	For Filing Affidavit in Rejoinder	04.12.2023
24	OA186/23	A'bad	Adv A D Sugdare (Anand I Dhale)	Termination	For Filing Affidavit in Reply	06.12.2023
25	OA263/23	A'bad	Adv V G Pingle (Vinesh V Maher)	Reversion	For Filing Affidavit in Reply	21.11.2023

26	OA445/23	Dhule	Adv V B Wagh (Hemant M Londhe)	Seniority/ Promotion	Await Service	08.12.2023
27	OA595/23	A'bad	Adv Vaibhav U Pawar (Bharat E Jadhav & Ors.)	Selection Process	For Filing Affidavit in Reply	22.11.2023
28	OA613/23	Beed	Adv Amol R Gaikwad (Vishal S Shelke)	Selection Process	For Filing Affidavit in Reply	04.12.2023
29	OA685/23	A'bad	Adv Amol B Chalak (Bhagatsing Uttam Singal & Ors.) <b><u>Adv R A Joshi For R-5 R-17</u></b>	Selection Process	Short Affidavit in Reply Filed By R-5	22.11.2023
30	OA705/23	Beed	Adv Mohit R Deshmukh (Santosh Z Raut)	Departmental Enquiry	Await Service	
31	OA712/23	O'bad	Adv P M Nagargoje (Vinayak D Wadmare) <b><u>Adv K J Ghute Patil For R-6</u></b>	Departmental Enquiry	For Filing Affidavit in Reply	01.12.2023
32	OA716/23	A'bad	Adv V B Wagh (Kailas G Datkhil)	Service Benefits	For Filing Affidavit in Reply	23.11.2023
33	OA721/23	Jalgaon	Adv Vaibhav U Pawar (Rahul S Salunkhe)	Selection Process	For Filing Affidavit in Reply	22.11.2023
34	OA759/23	A'nagar Latur	Adv Amol B Chalak/ Adv A S Hazari (Nilesh M Aradle & Ors.)	Selection process	For Filing Affidavit in Reply	22.11.2023
35	OA779/23	P'rbn	Adv P B Kadam (Vitthal C Khillare)	Selection Process	Await Service	06.12.2023
36	OA805/23	P'rbn Etc.	Adv Talekar & Associates (Shaikh Rafeek Gabru & Ors.)	Challenging G.R Regularization	For Filing Affidavit in Reply	04.12.2023

<b>37</b>	OA846/23	Nanded	Adv R N Bharaswadkar (Vikas P Gore)	Selection Process	Await Service	04.12.2023
<b>Order Matters</b>						
<b>38</b>	MA564/22 In OAS1951/22	A'bad	Adv S B Solanke (Prmod G Ramdasi)	M.A For Condonation of Delay	For Filing Affidavit in Reply	06.11.2023
<b>39</b>	MA201/23 In OAS496/23	Latur	Adv J J Patil (Rajendra S Halkude)	M.A For Condonation of Delay	For Filing Affidavit in Reply	
<b>40</b>	MA375/23 In OA254/22	A'nagar	Adv A W Khadse/ Adv R J Nirmal (Sandip W Khadse)	M.A For Condonation of Delay	For Filing Affidavit in Reply	27.10.2023
<b>41</b>	MA455/23 In OAS1772/23	Hingoli	Adv Anand Chawre (Yeshwant K Khadse)	M.A For Condonation of Delay	Await Service	08.11.2023

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

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

**Date: -20/10/2023**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Urgent Admission Matters</b>						
<b>1</b>	MA475/23 In OAS2015/23	A'bad	Adv.A.S. Deshpande (Kiran S Rathod & Ors.)	M.A. For Permission Sue Jointly		30.11.2023
<b>2</b>	MA476/23 In OAS1722/23	O'bad	Adv.A.P. Avhad (Sampat R warbhuwan)	M.A. For Restoration		
<b>3</b>	OA883/23	P'bhani	Adv.Manish P Tripathi (Ajay B Kandre)	Compassionate Appointment (Lad Page Samiti)		01.11.2023
<b>4</b>	OA892/23	A'nagar	Adv.V.B. Wagh/ Adv.A.S. Therokar/ Adv.V.P. Adkine (Ashok S Shirsath)	Continuity of Service/ Time Bound Promotion/ Pension		26.10.2023
<b>5</b>	OA916/23	Nanded	Adv.Jivan J Patil (Namdev V Palekar)	Direction/ Monetary Benefits	<b>Circulation</b>	
<b>6</b>	OAS1162/23	Beed	Adv.Suchita Dhongde (Avinash K Tapkire)	Compassionate Appointment	<b>with Office Objection</b>	05.12.2023
<b>7</b>	OAS1978/23	A'bad	Adv.Sanjay Kolhare (Bhaskar K Dabhade)	Deem Date Promotion	<b>Circulation with Office Objection</b>	30.11.2023
<b>Order Matters</b>						
<b>8</b>	MA503/19 In OAS2016/19	Nanded	Adv.A.B. Rajkar (Amina Begum Maheboob Shaikh)	M.A. For Condonation of Delay	For Hearing	05.12.2023

9	MA563/19 In OAS1421/19	J'gaon	Adv.S.B. Ghute (Manoj A Dusane)	M.A. For Condonation of Delay	<b>Further Consideration</b> For Hearing Reply Filed by R-1 to R- 4	19.12.2023
10	MA29/22 In OAST11/22	Beed	Adv.V.G. Pingle (Yashvant M Kadam)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R- 6	05.12.2023
11	MA485/22 In OAS1748/22	A'nagar	Adv.Arvind G Ambetkar (Gangadhar N Fasale & Ors.)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R- 3	18.12.2023
12	MA120/23 In OAS453/23	A'bad	Adv.K.B. Jadhav (Afsar Khan Samsher Khan)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-3	
13	MA187/23 In OAS696/23	J'gaon	Adv.S.R. Patil (Bapu M Patil)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R- 4	31.10.2023
14	MA258/23 In OAS758/23	Latur	Adv.R.K. Ashtekar (Bharti V Raut)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R- 4	01.11.2023
15	MA360/23 In OA414/23	P'bhani	Adv.R.A. Joshi (Sachinsingh B Chauhan)	M.A. For Amendment	<b>For Hearing</b> Await Service of Notice For R-4 & For Filing Affidavit in Rejoinder <b>Ref.Order dtd. 26.09.2023</b>	08.11.2023
<b>Due Admission Matters</b>						
16	OA185/20	J'gaon	Adv.Avinash S Deshmukh (Baliram B Mahale)	Deemed Date of Promotion	For Hearing Reply Filed by R-1	20.12.2023
17	OA494/20	O'bad	Adv.Suhas B. Ghute (Yashwant L Mohite) <b>Adv.Hanumant P Jadhav for R.No.5</b>	Transfer	For Hearing Reply Filed by R-1 to R- 5	20.11.2023

18	OA568/20	P'bhani	Adv.A.D. Sugdare (Shankar S Waghmare)	Suspension Period/ Pay & Allowances	For Hearing Reply Filed by Respondent	20.12.2023
19	OA02/21	J'gaon	Adv.Ajay S Deshpande (Kiran S Pawar)	Suspension/ Reinstatement	For Hearing Reply Filed by R-1 & R-2	18.12.2023
20	OA121/21	A'bad	Adv.D.K. Dagadkhair (Sukhadev S Jadhav & Ors.)	Regularization (Part Time Sweeper)	Reply Filed by R-1 & R- 3	19.12.2023
21	OA291/21	Dhule	Adv.Sanket N Suryawanshi (Dattatraya M More)	Recovery	For Hearing Reply Filed by R-1 to R- 5	07.11.2023
22	OA340/21	A'nagar	Adv.Sharda P Chate (Popat B Ahire)	Pay Scale	Reply Filed by R-1 to R- 3	
23	OA341/21	A'nagar	Adv.Sharda P Chate (Prashant S Pardhi)	Pay Scale	Reply Filed by R-1 to R- 3	
24	OA407/21	O'bad	Adv.Gaurav L Deshpande (Aziz Immam Shaikh)	Time Bound Promotion/ ACPS/ Recovery/ Leave/ Salary	Reply Filed by R-1 to R- 3	19.12.2023
25	OA440/21	Hingoli	Adv.Suchita Dhongde (Waheeda Fiyyojoddin Kazi)	Benefit of Time Bound Promotion & II A.C.P.S.	For Hearing Reply Filed by R-2, R-3 & R-4	05.12.2023
26	OA585/21	A'bad	Adv.D.K. Dagadkhair (Latabai D Avhad)	Arrears of Wages	Reply Filed by R-2 to R- 3	19.12.2023
27	OA612/21	Beed	Adv.Suresh P Salgar (Dr.Arun B Morale) <b><u>Adv.Pramod Pisal for R.No.3</u></b>	Transfer	For Hearing Reply Filed by R-1 to R- 5	20.11.2023
28	OA147/22	P'bhani	Adv.J.B. Choudhary (Bhaskar D Nelte)	Leve Encashment	Reply Filed by R-2 & R-3	20.12.2023
29	OA232/22	A'bad	Adv.Rahul O Awasarmol (Sudhakar Y Dandge)	Pay Fixation/ Recovery	For Hearing Reply Filed by R-1 to R- 3	20.12.2023
30	OA398/22	Nanded	Adv.K.B. Jadhav (Yuvraj B Dhamik)	Recovery From Salary (Govct. Quarter)	Reply Filed by R-2, R-3 & R-5	18.12.2023
31	OA421/22	A'bad	Adv.S.B. Jadhav (Nandkishor V Joshi)	Leave Encashment	For Hearing Reply Filed by R-1 to R-4	20.12.2023
32	OA478/22	P'bhani	Adv.Shaikh Wajeed Ahmed/ Adv.V.B. Wagh (Deepak A Mudiraj)	Transfer	For Hearing Reply Filed by Respondent	01.11.2023



33	OA618/22	Beed	Adv.Avinash S Khedkar (Shivaji M Palepad)	Suspension Period	Reply Filed by R-2	07.11.2023
34	OA734/22	Beed	Adv.O.D. Mane/ Adv.A.O. Mane (Shrimant M Murkute)	Duty Period	Reply Filed by R-1 & R- 2	05.12.2023
35	OA987/22	A'bad	Adv.T.K. Rathod (Fatema Rahim Beg & Ors.)	Arrears of Wages	For Hearing Reply Filed by R-1 to R- 4	26.10.2023
36	OA19/23 with	A'nagar	Adv.S.D. Joshi (Dr. Ajit P Thorbole)	Suspension	For Hearing Short Affidavit Reply Filed R-1 & R-3 Reply Filed by R-2	08.11.2023
37	OA20/23	A'nagar	Adv.S.D. Joshi (Nanasaheb S Agale)	Suspension	For Hearing Short Affidavit Reply Filed R-1 & R-3 Reply Filed by R-2	08.11.2023
38	OA146/23	A'bad	Adv P V Suryawanshi (Shashikala G Gaikwad)	Arrears of Wages	<b>For Further Consideratio n</b> Reply Filed by R-2 & R- 3	18.12.2023
39	OA352/23	J'gaon	Adv.H.P. Jadhav (Vasundhara D Patil)	Pension & Pensionery Benefits	For Hearing Reply Filed by R-2 & R- 3	18.12.2023
40	OA412/23	Latur	Adv.R.A. Joshi (Sadhu K Lohar)	Posting	For Hearing Reply Filed By R-1 to R-3	26.10.2023
41	OA433/23	N'bar	Adv.S.D. Joshi (Dr. Shivaji J Rathod)	Transfer	For Hearing Reply Filed by R-1 to R- 3	08.11.2023
42	OA519/23	P'bhani	Adv.S.D. Joshi (Dr. Kalidas V Niras) <b><u>Adv.G.V. Mohekar for R.No.4</u></b>	Transfer	For Hearing	08.11.2023

43	OA520/23	P'bhani	Adv.S.D. Joshi (Dr. Abasaheb A Jadhav)	Transfer	For Hearing	08.11.2023
44	OA607/23	A'bad	Adv.Avinash S Deshmukh (Gajanan B Borse)	Additional Charge	For Hearing Reply Filed by R-1 to R- 3	02.11.2023
<b>Final Hearing Matters</b>						
45	OA387/16	Latur	Adv.Vinaya Muley Dharurkar (Dr. Nomani Muhammed Mufti Tahair)	Time Bound Promotion/ ACPS/ Continue Service of Technical Break	Reply Filed by R-1 & R- 2	20.11.2023
46	OA652/18	A'bad	Adv.D.K. Dagadkhair (Indira A Maind & Ors.)	Arrears of Wages	Reply Filed by R-2 & R- 3	19.12.2023
47	OA101/19	A'bad	Adv Ajay S Deshpande (Ashok R Chavan) <b>Adv S R Dheple For R.No.4</b>	Refund of Recovered Amount	Reply filed by R-4 & R- 5	18.12.2023
48	OA255/19	A'bad	Adv.V.G. Salgare (Subhash D Thale)	Recovery	Reply Filed by R-1 to R-4	14.12.2023
49	OA308/19	Hingoli	Adv.G.J. Pahilwan/ Adv.K.G. Salunke (Laxman B Parandkar)	Pension & Pensionery Benefits	Short Affidavit in Reply to the Amended O.A. Filed by R-1 to R- 4	18.12.2023
50	OA376/19 with OA122/18 With OA558/18 With	J'gaon	Adv.R.P. Bhumkar (Manik T Takalkar & Ors) <b>in OA.376/19</b> Adv.R.P. Bhumkar (Ramdas T Patil) <b>in OA122/18</b> Adv.R.P. Bhumkar (Ganesh D Deshpande) <b>in OA558/18</b>	Time Bound Promotion/ ACPS/ Recovery/ Pension/ Pensionery Benefits <b>In OA376/19</b> Time Bound Promotion <b>In OA122/18</b> Recovery <b>In OA558/18</b>	Reply Filed by R-1 to R- 3 <b>in OA376/19</b> Reply Filed by R-1 to R- 3 <b>In OA122/18</b> Reply Filed by R-1 to R- 7 <b>In OA558/18</b>	20.12.2023
51	OA405/19	A'bad	Adv.V.G. Salgare (Shishupal S Raut)	Refund of Recovered Amount	Reply Filed R-2	14.12.2023

52	OA347/20	N'bar	Adv.Asha N Gore (Jitenmdra B Raipure)	Recovery of Govt. Quarter	Reply Filed by Respondents	20.12.2023
53	OA522/20	A'bad	Adv.J.B. Choudhary (Prakash D Bharambe)	Deemed Date of Promotion	Reply Filed by R-1 to R- 3	20.12.2023
54	OA109/21	Nanded	Adv.Kakasaheb B Jahdav (Ashok D Shiradkar & Ors.)	Retiremenet Benefits	Reply Filed by R-3 & R- 4	15.12.2023
55	OA115/21	Latur	Adv.R. K. Khandelwal (Kadubai S Gaikwad)	Correction in Date of Birth	Reply Filed by R-1 to R- 4	25.10.2023
56	OA558/21	Beed	Adv.Avinash S Deshmukh (Prakash S Aghav Patil)	Transfer	Reply Filed by R-1 to R- 3	11.12.2023
57	OA1112/22 With Caveat40/22	A'bad	Adv.A.S. Deshmukh (Mohammad Raza Khan) <b><u>Adv.CPO, MAT A'bad</u></b> <b><u>For Caveator i.e. The</u></b> <b><u>State of Maharashtra</u></b> <b><u>Through Additional</u></b> <b><u>Chief Secretary, Urban</u></b> <b><u>Development Dept.</u></b> Adv.M.B. Bharaswadkar for R.No.3	Transfer	For Hearing Reply Filed by R-1 to R- 3	02.11.20232

**Date: -20/10/2023** **Compassionate Appointment** **Board Time : 03:00 P.M.**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matter</b>						
1	OA01/20	Nanded	Adv Mujahed Hussain (Seema S Dalavi & Ors.)	Compassionate Appointment	Reply Filed By R- 1, R.3 & R-4 & For Filing Affidavit in Rejoinder	15.12.2023
2	OA781/21	Beed	Adv.A.R. Tapse/ Adv.S.S. Deogude (Afroz Khan Karim Khan)	Compassionate Appointment	For Admission Reply Filed by R- 2 & R-3	15.12.2023
3	OA970/22	A'bad	Adv.N.P. Bangar (Raju P Korde) <b><u>Adv.S.B. Mene for</u></b> <b><u>R.Nos. 3 to 6</u></b>	Directions/ Compassionate Appointment	For Hearing Reply Filed by R-3 to R- 6	08.11.2023
4	OA973/22	Nanded	Adv.K.B. Jadhav (Abhijeet G Kamble) <b><u>Adv.S.B. Mene for</u></b> <b><u>R.Nos.2 &amp; 3</u></b>	Compassionate Appointment	For Hearing Reply Filed by R-2 & R- 3	08.11.2023
5	OA997/22	Dhule	Adv S N Suryawanshi (Rekha D Shinde & Ors.)	Appointment on Compassionate Ground	Reply Filed By R-2 & R-3 & For Filing Affidavit in Reply	20.11.2023

**Date: -20/10/2023**

**S.B. For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Due Admission Matters</b>						
1	OA626/21	Beed	Adv K B Jadhav (Rajendra B Telap)	Recovery	One More Last Chance For Filing Affidavit in Rejoinder <b>Ref Order Dtd. 13.09.2022</b>	15.12.2023
2	OA746/21	Jalna	Adv J S Deshmukh (Smt. Tilottama V Bhatkar)	Recovery/ Refund Of Recovered Amount	For Filing Affidavit in Rejoinder	04.12.2023
3	TA02/23 WP12920/22	Nanded	Adv M V Chatge (Shoba S Muttewar)	Compassionate Appointment	For Filing Affidavit in Reply R-1 to R-4 <b>Ref Order Dtd. 02.08.2023</b>	23.11.2023
4	OA83/22	Dhule	Adv S N Suryawanshi (Jitendra D Gurav)	Minor Punishment Recovery	For Filing Affidavit in Rejoinder	04.12.2023
5	OA246/22	A'bad	Adv D K Dagadkhair (Dilip Y Rupekar)	Arrears of Wages	For Filing Affidavit in Rejoinder	29.11.2023
6	OA979/22	P'rbn	Adv Yogesh P Deshmukh (Chagan Y Gaikwad) <b>Adv S B Mene For R-1 to R-4</b>	Recovery (Govt. Quarter)	Await Service R-4	04.12.2023
7	OA60/23	Nanded	Adv P V Ambade (Vithal R Motarwar & Ors.)	Directions/ Arrears	Reply Filed By R-4 & R-5	30.11.2023
8	OA78/23	P'rbn	Adv R L Jakhade/ Adv S A Kulkarni (Mahesh B Kavthale)	Transfer	By Way of Last Chance For Filing Affidavit in Reply	20.11.2023
9	OA143/23	Nanded	Adv S S Thombre (Dwarkadas G Chikhalikar)	Transfer	For Filing Affidavit in Rejoinder	02.11.2023

10	OA156/23	Latur	Adv S B Solanke (Anand B Karnawat)	Transfer/ Posting	For Filing Affidavit in Reply	20.11.2023
11	OA251/23	A'bad	Adv Shaikh Mazhar A Jahagirdar (Ashok B Shejwal)	Compassionate Appointment	For Filing Affidavit in Rejoinder	03.11.2023
12	OA262/23	Jalgaon	Adv P R Bharaswadkar (Bharat A Gaikwad)	Posting/ Repatriation	Reply Filed R-1 & R-5 R-3 & R-6 to R-8	21.12.2023
13	OA264/23	Jalgaon	Adv J S Deshmukh (Dr. Vaishali A Phegade)	Condonation of Technical Breaks/Annual Increments	For Filing Affidavit in Reply	18.12.2023
14	OA265/23	Beed	Adv J S Deshmukh (Dr. Dipak S Raut)	Condonation of Technical Breaks/ Annual Increments	For Filing Affidavit in Reply	18.12.2023
15	OA266/23	Jalgaon	Adv J S Deshmukh (Dr. Sudha R Choudhary)	Condonation of Technical Breaks/Annual Increments	For Filing Affidavit in Reply	18.12.2023
16	OA392/23	Latur	Adv R K Ashtekar (Vishnu K Kore)	Transfer	By way of Last Chance For Filing Affidavit in Reply	27.10.2023
17	OA415/23	Nanded	Adv S S Thombre (Santosh T Pawar)	Direction/ Transfer	Await Service	18.12.2023
18	OA496/23	A'bad	Adv Mohit R Deshmukh (Gurunath S Indurkar)	Transfer	Await Service	27.10.2023
19	OA758/23	P'rbn	Adv Chandrasen A Shingare (Krishna D Akat) <b><u>Adv D T Devane For R- 4</u></b>	Transfer	By way of Last Chance For Filing Affidavit in Reply	02.11.2023
20	OA.767/23	A'bad	Adv.S.B. Patil (Krishna S. Borde)	Recovery	For Filing Affidavit in Reply	08.11.2023
21	OA768/23	A'bad	Adv.S.B.Patil (Appasaheb S Abak)	Recovery	For Filing Affidavit in Reply	08.11.2023
22	OA783/23	Nanded	Adv K B Jadhav (Surjeet singh Chanda Singh Tabelewale)	Condonation of Technical Break Regularization of Service	For Filing Affidavit in Reply	08.11.2023
23	OA794/23	Nanded	Adv J J Patil (Dattatraya N Shinde)	Suspension	For Filing Affidavit in Reply	02.11.2023

24	OA840/23	Jalgaon	Adv Bharat R Waramma (Sandip J Shirsath)	Police Patil	Await Service R-4	08.11.2023
25	OA853/23	Jalgaon	Adv Vishwajeet R Jain (Swapnali S Patil)	Police Patil	Await Service	18.12.2023
<b>Order Matters</b>						
26	MA194/22 In OASSt616/22	Nanded	Adv R A Joshi/ Adv D M Shinde (Sunil D Kakade)	M.A For Condonation of Delay	For Filing Affidavit in Reply	23.11.2023
27	MA358/22 In OASSt1093/22	A'nagar	Adv S D Joshi (Shriram G Kulkarni) <b><u>Adv S B Mene For R-3 &amp; R-4</u></b>	M.A For Condonation of Delay	Await Service & For Filing Affidavit in Reply R-3 & R-4	21.11.2023
28	MA143/23 In OASSt459/23	Dhule	Adv V B Wagh (Harshal S Desale)	M.A For Condonation of Delay	For Filing Affidavit in Reply	01.11.2023
29	MA208/23 In OASSt544/23	Dhule	Adv Nima R Suryawanshi (Nisha B Ghatule)	M.A For Condonation of Delay	For Filing Affidavit in Reply	21.11.2023
30	MA247/23 In OASSt993/23	Beed	Adv H P Jadhav (Aditya Y Suryawanshi & Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	22.11.2023
31	MA311/23 In OASSt1107/23	Beed	Adv Shashikant T Chalikwar (Smt. Asha Mohan Raut, Legal Heir/ Widow of Late Mohan Bhanudasrao Raut)	M.A For Condonation of Delay	For Filing Affidavit in Reply	03.11.2023
32	MA346/23 In OASSt359/23	Beed	Adv S A Deshmukh (Pandurang V Misal)	M.A For Condonation of Delay	For Filing Affidavit in Reply	21.11.2023

**DATE : 20.10.2023**

**ORIGINAL APPLICATION NO. 929 OF 2023**

**(Gopal P. Sanap Vs. The State of Maha. & Ors.)**

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

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

**REGISTRAR**

**DATE : 20.10.2023**

**ORIGINAL APPLICATION NO. 923 OF 2023**

**(Yunus Saybu Tadavi Vs. The State of Maha. & Ors.)**

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

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

**REGISTRAR**



**C.P. St. 04/2023 in O.A. No. 670/2021  
(Gokul D. Patil Vs. State of Maharashtra & Ors.)**

**C.P. St. 05/2023 in O.A. No. 671/2021  
(Nitin S. Bedse Vs. State of Maharashtra & Ors.)**

**C.P. St. 06/2023 in O.A. No. 672/2021  
(Sanjaykumar M. Sonawane Vs. State of Maharashtra & Ors.)**

**C.P. St. 07/2023 in O.A. No. 673/2021  
(Rekha S. Chavan (Lohar) Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicants in all these matters and S/shri V.R. Bhumkar, B.S. Deokar, Smt. Sanjivani K. Deshmukh-Ghate and Smt. M.S. Patni, learned Presenting Officers for the respective respondent authorities in respective matters.

2. At the request of learned counsel for the applicants, S.O. to 23.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 906 OF 2023  
(Jamuna J. Kukade Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri P.B. Gapat, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 13.12.2023.

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

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

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

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

7. S.O. to 13.12.2023.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A. St. 2048/2023 in O.A. St. 2049/2023  
(Sumit M. Lande & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

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

3. For the reasons stated in the applications, 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. The M.A. St. No. 2048/2023 stands disposed of accordingly without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**O.A. St. 2049/2023**

**(Sumit M. Lande & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. The Office has raised objection as about limitation. As per the office note, since the list of qualified candidates for interview was published on 01.04.2022, cause of action must be held to have arisen on the said date and, as such, the present Original Application is barred by limitation.

3. Learned counsel for the applicants submitted that on the date i.e. on 01.04.2022 along with list of qualified candidates for interview the cut-off marks were also declared. Learned counsel submitted that since the applicants had received less than 150 marks, they presumed that the candidates, whose names are included in the list of qualified candidates for interview, must have secured more than 150 marks. The applicants therefore did not

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O.A. St. 2049/2023

approach this Tribunal. However, when the respondents published the provisional general merit list on 12.09.2023, the applicants noticed that the candidates, who have secured less than 100 marks, are included in the said list and in spite of securing more marks than 100 their names are not included they decided to approach this Tribunal. Learned counsel submitted that cause of action for filing the present Original Application by the applicants arose on 12.09.2023 and as such, the O.A. is filed well within the limitation.

4. After having considered the submissions as aforesaid and after having gone through the documents placed on record, we are convinced that the applicants have filed the present Original Application well within the period of limitation. The office objection therefore stands overruled.

**MEMBER (A)**

KPB ORAL ORDERS 20.10.2023

**VICE CHAIRMAN**

**O.A. St. 2049/2023**

**(Sumit M. Lande & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. The following relief is sought by the applicants in the present Original Application :-

*“B) By issuing appropriate order or directions, the respondent No. 2 may kindly be directed to call applicants for interview of Maharashtra Education Services Group-B (Administrative Branch) Limited Departmental Competitive Examination-2017 by holding them as qualified candidates and respondent No. 2 may kindly be further directed to revise provisional general merit list dated 12.09.2023 by incorporating names of the applicants in the said merit list on the basis of marks which would be allotted to them in interview and then to finalize select list considering marks secured by the applicants.”*

3. Learned counsel for the applicants submitted that the provisional general merit list published on 12.9.2023 when contains the names of the candidates, who have secured less than 100 marks in the written examination the present applicants also are liable to be called for the interview. Learned counsel in the

//2//

O.A. St. 2049/2023

circumstances has prayed for interim relief thereby directing MPSC to interview the applicants subject to outcome of the present O.A.

4. Learned C.P.O. has sought time to file affidavit in reply. He submitted that without proper instructions, he may not be able to make any submission on the contentions raised in the Original Application. Insofar as O.A. is concerned, we are inclined to grant reasonable time to the respondent for filing the affidavit in reply.

5. Learned counsel for the applicant has however pressed for interim relief, thereby restraining respondent No. 2 from finalizing selection process of Maharashtra Education Services Group-B (Administrative Branch).

6. In view of the prayer of interim relief, learned C.P.O. shall take instructions from the MPSC as to what was the reason for not considering the present applicants for calling them for interview.

7. S.O. to 25.10.2023.

8. Steno copy allowed for the use of learned CPO.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 220 OF 2023**  
**(Mansuri Ansar Nisar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned counsel for the applicants has submitted rejoinder affidavit. Same is taken on record and copy of the same is served on the other side.

3. S.O. to 06.11.2023 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 613 OF 2023**  
(Vishal S. Shelke Vs. State of Maharashtra & Ors.)

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has submitted affidavit in reply on behalf of respondent No. 4. Same is taken on record and copy of the same is served on the other side.

3. S.O. to 04.12.2023 for filing affidavit in reply of remaining respondents.

**MEMBER (A)**

KPB ORAL ORDERS 20.10.2023

**VICE CHAIRMAN**

**DATE : 20.10.2023**

**M.A. No. 498/2023 in O.A. St. No. 1939/2023  
(Anil P. Ghodke Vs. The State of Maha. & Ors.)**

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

1. Shri V.G. Pingle, learned Advocate for the applicant and Smt. Deepali Deshpande, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **24.11.2023**. The case be listed for admission hearing on **24.11.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**ORIGINAL APPLICATION NO. 72 OF 2023  
(Vinod Wamanrao Rakh & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned C.P.O. has sought time to file affidavit in reply on behalf of respondent No.1.

3. The request is opposed by learned counsel for the applicants. However, in the interest of justice, one more last chance is granted for filing affidavit in reply on behalf of respondent No.1. If the reply is not filed on that date, the matter will be heard without reply of respondent No.1.

4. S.O. to 21.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO. 55 OF 2021 IN O.A.ST.NO. 363 OF 2020  
(Dnyanba N. Dhapse & Ors. Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri G.L. Deshpande, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicants submits that during course of the day affidavit in rejoinder will be filed.

3. List the matter for hearing on 24.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 72 OF 2023  
(Vinod Wamanrao Rakh & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned C.P.O. has sought time to file affidavit in reply on behalf of respondent No.1.

3. The request is opposed by learned counsel for the applicants. However, in the interest of justice, one more last chance is granted for filing affidavit in reply on behalf of respondent No.1. If the reply is not filed on that date, the matter will be heard without reply of respondent No.1.

4. S.O. to 21.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 757 OF 2022  
(Sunil Keshav Rodge Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned counsel holding for Smt. Aditi D. Warjekar, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that the affidavit in reply is only filed on behalf of respondent No.3.

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

4. S.O. to 20.11.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO. 469 OF 2023 WITH O.A.NO. 412 OF 2021  
(Chetan Kumar Thakare Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration, the learned counsel for the applicant pointed out that the Original Application was filed seeking direction against the respondents to consider the claim of the applicant for promotion from the cadre of Maharashtra Agriculture Services, Class-II to Maharashtra Agriculture Services, Class-I with all consequential benefits.

3. Learned counsel for the applicant submits that during pendency of the Original Application, the respondents vide order dated 17.05.2023 have promoted the applicant to the Class-I post. As such, the prayer made in the Original Application has been partly satisfied. Learned counsel further submitted that after passing of the order of promotion, the applicant has submitted representation on 25.05.2023 seeking deemed date of promotion and other consequential benefits.

//2// M.A.No. 469/2023 With  
O.A.No. 412/2021

4. It appears to us that the representation needs to be considered and decided by the authorities. It has not been decided perhaps for the reason that the Original Application is pending. In view of the fact that the prayer of the applicant for his promotion to Class-I post is accepted, the purpose of filing the Original Application is partly satisfied. Insofar as the other reliefs are concerned, the applicant has submitted the representation. In the circumstances, we deem it appropriate to dispose of the Misc. Application, as well as, Original Application by giving direction to the respondents. Hence, the following order:-

**O R D E R**

- (i) The respondents shall consider the representation dated 25.05.2023 made by the applicant on its own merits within eight weeks from the date of this order.
- (ii) With the aforesaid direction, the Misc. Application, as well as, Original Application stand disposed of without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 716 OF 2023  
(Kailas Ganpatrao Datkhil Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned P.O. has sought time to file affidavit in reply. The request is opposed by learned counsel for the applicant. Learned counsel for the applicant submitted that the promotion orders are being regularly issued by the respondents and the applicant is deprived for promotion for wrong reasons.

3. Learned P.O. has directed to file affidavit in reply. Time is granted by way of last chance. It is clarified that no further time will be given and if the reply is not filed, the matter will be heard on given date.

4. S.O. to 23.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO. 94 OF 2022 IN O.A.ST.NO. 249 OF 2022  
(Dipak Shivaji Sherkhane Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Omprakash Waghmare, learned counsel holding for Shri G.J. Kore, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel appearing for the applicant, S.O. to 20.12.2023 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

SAS ORAL ORDERS 20.10.2023

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

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

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

3. List the matter for hearing on 27.10.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 186 OF 2023  
(Anand Indrasen Dhale Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri A.D. Sugdare, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

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

3. The request is opposed by learned counsel for the applicant. Record also shows that due opportunities are already availed by the respondents. In the circumstances, the request made by learned P.O. has rejected.

4. List the matter for hearing on 06.12.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 48 OF 2023  
(Shankar Haridasrao Jadhav Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Jiwan J. Patil, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

Shri M.B. Ambekar, learned counsel for respondent No.4, is **absent**.

2. Learned P.O. has sought time to file affidavit in reply on behalf of respondent Nos. 1 to 3.

3. The request is opposed by learned counsel for the applicant. Record also shows that due opportunities are already availed by the respondent Nos. 1 to 3. In the circumstances, the request made by learned P.O. has rejected.

4. List the matter for hearing on 24.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 98 OF 2023  
(Pandit N. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Jiwan J. Patil, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

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

3. The request is opposed by learned counsel for the applicant. Record also shows that due opportunities are already availed by the respondents. In the circumstances, the request made by learned P.O. has rejected.

4. List the matter for hearing on 24.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 65 OF 2023  
(Suresh Manikrao Kadam alias Suresh Badrinarayan  
Sharma Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.B. Deshpande, learned counsel for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri J.J. Patil, learned counsel for respondent No.3, are present.

2. Learned P.O. has tendered short affidavit in reply on behalf of respondent Nos. 1 & 2. The same is taken on record. Spare copy is also placed on record.

3. List the matter for hearing on 28.11.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 655 OF 2022  
(Madhav C. Padvi Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri F.R. Tandale, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel appearing for the applicant, S.O. to 21.11.2023

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 1067 OF 2022  
(Shivaji D. Sirsat Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned P.O. has sought time to file affidavit in reply on behalf of respondents. Record shows that due opportunities are already availed by the respondents. However, in the interest of justice, time is granted for filing affidavit in reply by way of last chance till 22.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 263 OF 2023  
(Vinesh V. Maher Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned P.O. has sought time to file affidavit in reply on behalf of respondents. Time is granted by way of last chance till 21.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 595 OF 2023  
(Bharat E. Jadhav & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri V.U. Pawar, learned counsel for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Shri R.A. Joshi, learned counsel submits that he has instructions to appear on behalf of respondent Nos. 6 & 7 and seeks time to file affidavit in reply on behalf of the said respondents. Time is granted.

3. Learned P.O. has tendered affidavit in reply on behalf of respondent Nos. 1 to 3. The same is taken on record and copy of it is given to learned counsel for the applicants.

4. List the matter for hearing on 22.11.2023. In the meanwhile it would be open for the applicants to file rejoinder affidavit, if they so desire.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 721 OF 2023  
(Rahul S. Salunkhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

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

3. List the matter for hearing on 22.11.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 759 OF 2023  
(Nilesh M. Aradle & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Amol B. Chalak, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has tendered affidavit in reply on behalf of respondent No.4. The same is taken on record and copy of it is given to learned counsel for the applicants.

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

4. S.O. to 22.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 685 OF 2023  
(Bhagatsing Uttam Singal & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Amo, B. Chalak, learned counsel for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri R.J. Joshi, learned counsel for respondent No.5, are present.

2. Learned P.O. has tendered affidavit in reply on behalf of respondent No. 3. Learned counsel for the applicant was there. However, at present he seems to have left the court hall. Spare copy be taken on record and be provided to learned counsel for the applicants.

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

4. S.O. to 22.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**C.P.NO. 01 OF 2023 IN O.A.NO. 608 OF 2018  
(Narendra S. SuryawanshiVs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of respondent Nos. 1,2 & 4. Time is granted till 24.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

SAS ORAL ORDERS 20.10.2023

**ORIGINAL APPLICATION NO. 10 OF 2023  
(Rahul S. Chavhan Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned C.P.O. has sought time to file affidavit in reply on behalf of respondent No.5. Time is granted by way of last chance till 21.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 779 OF 2023  
(Vitthal C. Khillare Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Prasad B. Kadam, learned counsel for the applicant (**absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. has tendered affidavit in reply on behalf of respondent Nos. 1 to 4. The same is taken on record. Spare copy is also placed on record.

3. List the matter for hearing on 06.12.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 501 OF 2019  
(Kashinath G. Kadam Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Sunil Nimbalkar, learned counsel holding for Shri Amol S. Gandhi, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel appearing for the applicant, S.O. to 18.12.2023 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 128 OF 2021  
(Pradeep M. Thakkarwad Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Pramod B. Gapat, learned counsel holding for Shri G.V. Mohekar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time to file affidavit in rejoinder. Time is granted.

3. S.O. to 29.11.2023.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.496/2023**  
**(Gurunath S. Indurkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri G.M.Ghongade, learned Counsel holding for Shri Mohit R. Deshmukh, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration, it is revealed that applicant has not served the notices upon the respondents and the matter is still in await-service category. Applicant has secured ex-parte interim relief in the present matter, and as such, the applicant was under an obligation to serve the respondents within time.

3. Learned P.O. in the circumstances has prayed for vacating the interim relief granted earlier in the matter.

4. Today, Shri Mohit R. Deshmukh, learned Counsel for the applicant is not present before the Tribunal and he is represented by Shri G.M.Ghongade, learned Counsel. Shri Ghongade,

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O.A.NO.496/2023

learned Counsel submits that according to information given to him by Shri Mohit R. Deshmukh, learned Counsel service affidavit is already filed. Learned P.O. submits that service affidavit is not filed on record.

5. Learned Counsel for the applicant shall explain whether the respondents are served or not, and if they are served, why the service affidavit is not filed, **else the interim relief will be vacated on the next date i.e. on 27-10-2023.**

6. S.O. to 27-10-2023.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 758/2023**  
**(Krishna D. Akat Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri C.A. Shingare, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned counsel for respondent no. 4.

2. Learned Presenting Officer has sought time to file the affidavit in reply on behalf of respondent nos. 1 to 3, whereas the learned counsel appearing for respondent no. 4 has also sought time to file the affidavit in reply.

3. The said request is opposed by the learned counsel for the applicant. Record shows that on 13.10.2023 a specific order was passed that if the reply is not filed by the given date, the matter will be heard without affidavit in reply of the respondents. The learned Presenting Officer submits that the dates are taken of very shorter period and therefore the respondent nos. 1 to 3 could not file their reply.

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**O.A. NO. 758/2023**

4. The learned counsel for the applicant submits that the applicant is not yet relieved from the existing post. After having considered the facts as aforesaid, in the interest of justice time is granted to the respondents for filing the reply.

5. S.O. to 2.11.2023.

**6. If the applicant is not yet relieved from his existing post, till filing of the affidavit in reply by the respondents, he shall not be relieved from the existing post.**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 412/2023**  
**(Sadhu K. Lohar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. The learned counsel for the applicant has tendered across the bar the affidavit in rejoinder of the applicant. It is taken on record and copy thereof has been supplied to other side. The learned P.O. submits that he will ascertain the facts stated in the rejoinder affidavit and will make a statement on the next date and therefore has sought time. Time granted.

3. S.O. to 26,10.2023.

**VICE CHAIRMAN**



**M.A. NO. 120/2023 IN O.A. ST. 453/2023**  
**(Afsar Khan Samsheer Khan Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. The Original Application is filed challenging the order of recovery directed against the applicant during last 5 months of his service career. Since some delay has occasioned, the applicant has filed the present Misc. Application seeking condonation of delay.

3. Learned counsel for the applicant submitted that the delay appears to be of 03 years, the period of 02 years of that is of Corona pandemic, wherein it was not possible for the applicant to take legal advice and file application before the Tribunal. The learned counsel, therefore, has prayed for condonation of delay occasioned in filing the accompanying O.A.

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**M.A. NO. 120/2023 IN  
O.A. ST. 453/2023**

4. The learned Presenting Officer submitted that the delay is of longer period and no sufficient reasons are stated. Learned P.O. submits that Corona Pandemic started after March, 2020 and the applicant has not given explanation why he has not approached the Tribunal earlier to Corona pandemic.

5. Having considered the reasons as are assigned and having gone through the documents filed on record, I deem it appropriate to condone the delay so that the applicant may have an opportunity to prosecute his O.A. on merits. Hence, I pass the following order :-

**ORDER**

1. The Misc. Application allowed.
2. The delay caused in filing the Original Application is condoned, subject to payment of costs of Rs. 1,000/- (Rs. One thousand only) to be paid to M.A.T. Bar Association, Aurangabad, within 02 weeks from the date of this order.

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**M.A. NO. 120/2023 IN  
O.A. ST. 453/2023**

3. On payment of costs as above, O.A. be registered according to law.

4. On registration of O.A., issue notices to the respondents, returnable on 30.11.2023.

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

6. 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.

7. 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.

8. 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.

9. S.O. to 30.11.2023.

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

**VICE CHAIRMAN**

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

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Learned C.P.O. has sought time to file affidavit in reply on behalf of respondents. Due opportunities are already availed. In the interest of justice, time granted by way of last chance. If the affidavit in reply is not filed on the next date, the matter will be heard without affidavit in reply.

3. S.O. to 27.10.2023.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 392/2023**  
**(Vishnu K. Kore Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. The learned Presenting Officer has sought time for filing the affidavit in reply on behalf of the respondents. Due opportunities are already availed. However, in the interest of justice, time granted by way of last chance.

3. S.O. to 27.10.2023.

**VICE CHAIRMAN**

**M.A. 475/2023 IN O.A. ST. NO. 2015/2023**  
**(Kiran S. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Sameer Kurundkar, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, 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.

**VICE CHAIRMAN**

**O.A. ST. NO. 2015/2023**  
**(Kiran S. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Sameer Kurundkar, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 30.11.2023.

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

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

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

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

7. S.O. to 30.11.2023.

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

**VICE CHAIRMAN**

**M.A. 476/2023 IN O.A. ST. NO. 1722/2022**  
**(Sampat R. Warbhuwan Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Smt. Megha Mali, learned counsel holding for Shri A.P. Avhad, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. By filing the present Misc. Application the applicant is seeking restoration of the Original Application on St. No. 1722/2022 dismissed on 26.7.2023 for want of prosecution. The learned counsel for the applicant submits that because of the communication gap between the counsel appearing for the applicant and the applicant on the given dates neither the applicant nor the learned counsel could attend the matter. Learned counsel submits that prayer in the O.A. is in respect of illegal recovery effected by the respondents and, as such, opportunity needs to be given to the applicant for prosecuting the matter.

3. Learned Presenting Officer has submitted for passing appropriate order.

4. Considering the submissions as are made, following order is passed :-



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**M.A. 476/2023 IN**  
**O.A. ST. NO. 1722/2022**

**ORDER**

- (i) The Misc. Application is allowed, subject to payment of costs of Rs. 1,000/- (Rs. One thousand only) to be paid to M.A.T. Bar Association, Aurangabad, within 02 weeks from the date of this order.
- (ii) The delay occasioned in filing Misc. Application is condoned.
- (iii) The Original Application on Stamp No. 1722/2022 is restored and to come up on board on 30.11.2023.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 291 OF 2021**  
**(Dattatrya M. More Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.N. Suryawanshi, learned counsel for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 07.11.2023 for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**M.A. No. 360/2023 in O.A. No. 414/2023**  
**(Sachinsingh B. Chauhan Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. Await service of notice upon respondent No. 4 in O.A.

3. S.O. to 08.11.2023. Interim relief granted earlier in O.A. to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 612 OF 2021**  
**(Dr. Arun B. Morale Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.P. Salgar, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Pramod Pisal, learned counsel for respondent Nos. 3 to 5, are present.

2. S.O. to 07.11.2023 for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**O.A. Nos. 19 & 20 both of 2023**

**(Dr. Ajit P. Thorbole & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicants in both the O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in both the O.As., are present.

2. S.O. to 08.11.2023 for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 433 OF 2023**  
**(Dr. Shivaji J. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. S.O. to 08.11.2023 for hearing. Status quo granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 519 OF 2023**  
**(Dr. Kalidas V. Niras Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri G.V. Mohekar, learned counsel for respondent No. 4, are present.

2. S.O. to 08.11.2023 for hearing. Status quo granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 607 OF 2023**  
**(Gajanan B. Borse Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. S.O. to 02.11.2023 for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**



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

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 02.11.2023 for filing rejoinder affidavit by the applicant. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 767 OF 2023**  
**(Krishna S. Borde Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

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

3. S.O. to 08.11.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 768 OF 2023**  
**(Appasaheb S. Abak Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 08.11.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 794 OF 2023**  
**(Dattatraya N. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

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

3. S.O. to 02.11.2023. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1112 OF 2022 with  
Caveat No. 40 OF 2022**

**(Mohammad Raza Khan Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri M.B. Bharaswadkar, learned counsel for respondent No. 4, are present.

2. S.O. to 02.11.2023 for final hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 520 OF 2023**  
**(Dr. Abasaheb A. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri G.V. Mohekar, learned counsel for respondent No. 4, are present.

2. Learned Presenting Officer has submitted affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record and copy of the same is given to other side.

3. S.O. to 08.11.2023 for hearing. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 415 OF 2023**  
**(Santosh T. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has submitted affidavit in reply on behalf of respondent No. 2. Same is taken on record and copy of the same is served on the other side.

3. S.O. to 18.12.2023 for filing affidavit in reply of remaining respondents.

**VICE CHAIRMAN**

**M.A. No. 208/2023 in O.A. St. No. 544/2023**  
**(Nisha B. Ghatule Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Ms. Nima Suryawanshi, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has submitted affidavit in reply on behalf of respondent No. 3 in M.A. Same is taken on record and copy of the same is served on the other side.

3. List the matter for hearing on 21.11.2023. In the meanwhile, it would be open for the applicant to file rejoinder affidavit, if he so desires.

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 586 OF 2022**  
**(Suvarna P. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. S.O. to 26.10.2023 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (A)**

KPB ORAL ORDERS 20.10.2023

**VICE CHAIRMAN**

**M.A. No. 200/2023 in O.A. St. No. 495/2023**  
**(Kishor Apparao Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Jiwan Patil, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. The applicant has filed the Original Application seeking direction against the respondent No. 3 for issuance of promotion order to the applicant and to grant the deemed date of promotion w.e.f. 19.01.2014 and the consequential seniority in the cadre of Circle Officer at district level and divisional level. Since the some delay has occasioned in filing the accompanying O.A., the applicant has filed the present Misc. Application seeking condonation of delay.

3. Learned counsel for the applicant submitted that since there is continuous cause of action, in fact it cannot be said that the O.A. filed by the applicant is beyond the period of limitation. Learned counsel submitted that even if it is

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MA 200/23 in  
OA St. 495/2023

assumed that the applicant must have approached this Tribunal within the stipulated period after 2014, sufficient reasons are assigned by the applicant for not approaching this Tribunal earlier. Learned counsel submitted that the applicant needs to be given an opportunity to prosecute his mater on merits. He therefore, prayed for allowing the present Misc. Application.

4. The respondent Nos. 1 to 3 have filed their affidavit in reply to the M.A. and have opposed for condoning the delay. The respondents have denied that there is continuous cause of action and have prayed for rejecting the Misc. Application.

5. We have duly considered the submissions made on behalf of the applicant and respondents. From the pleadings, it appears that the delay which has caused is unintentional. It is well settled that ultimate cause of justice shall not be defeated merely on the ground of delay. The applicant needs to be given an opportunity to prosecute his mater on merits. We are therefore, inclined to allow the present Misc. Application. Hence, the following order:-

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MA 200/23 in  
OA St. 495/2023

**ORDER**

- (i) The M.A. No. 200/2023 is allowed.
- (ii) The delay caused in filing the accompanying O.A. is condoned.
- (iii) Accompanying O.A. be registered and numbered in accordance with law.
- (iv) The M.A. stands disposed of. No order as to costs.

**MEMBER (A)**

KPB ORAL ORDERS 20.10.2023

**VICE CHAIRMAN**

**O.A. St. No. 495/2023**  
**(Kishor Apparao Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Jiwan Patil, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notices to the respondents, returnable on 12.12.2023.

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

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

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

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

7. S.O. to 12.12.2023.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A. No. 201/2023 in O.A. St. No. 496/2023**  
**(Rajendra Shivappa Halkude Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Jiwan Patil, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. The applicant has filed the Original Application seeking direction against the respondent No. 3 for issuance of promotion order to the applicant and to grant the deemed date of promotion w.e.f. 20.05.2014 and the consequential seniority in the cadre of Circle Officer at district level and divisional level. Since the some delay has occasioned in filing the accompanying O.A., the applicant has filed the present Misc. Application seeking condonation of delay.

3. Learned counsel for the applicant submitted that since there is continuous cause of action, in fact it cannot be said that the O.A. filed by the applicant is beyond the period of limitation. Learned counsel submitted that even if it is

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MA 201/23 in  
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assumed that the applicant must have approached this Tribunal within the stipulated period after 2014, sufficient reasons are assigned by the applicant for not approaching this Tribunal earlier. Learned counsel submitted that the applicant needs to be given an opportunity to prosecute his mater on merits. He therefore, prayed for allowing the present Misc. Application.

4. Learned P.O. has opposed for condoning the delay contending that there is no continuous cause of action and has prayed for rejecting the Misc. Application.

5. We have duly considered the submissions made on behalf of the applicant and respondents. From the pleadings, it appears that the delay which has caused is unintentional. It is well settled that ultimate cause of justice shall not be defeated merely on the ground of delay. The applicant needs to be given an opportunity to prosecute his mater on merits. We are therefore, inclined to allow the present Misc. Application. Hence, the following order:-

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MA 201/23 in  
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**ORDER**

- (i) The M.A. No. 201/2023 is allowed.
- (ii) The delay caused in filing the accompanying O.A. is condoned.
- (iii) Accompanying O.A. be registered and numbered in accordance with law.
- (iv) The M.A. stands disposed of. No order as to costs.

**MEMBER (A)**

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**VICE CHAIRMAN**



**O.A. St. No. 496/2023**

**(Rajendra Shivappa Halkude Vs. State of Maharashtra & Ors.)**

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

**Hon'ble Shri Vinay Kargaonkar, Member (A)**

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Jiwan Patil, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notices to the respondents, returnable on 12.12.2023.

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

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

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

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

7. S.O. to 12.12.2023.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 916 OF 2023**  
**(Namdev V. Palekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. The present matter be placed before the Division Bench.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 916 OF 2023**  
**(Namdev V. Palekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

Heard Shri Jiwan Patil, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 30.11.2023.

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

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

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

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

7. S.O. to 30.11.2023.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION ST. NO. 2034 OF 2023**  
**(Mukesh Sayanna Koshakewar Vs. State of Maharashtra & Ors.)**

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

**DATE : 20.10.2023**

**ORAL ORDER :**

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

2. In the present matter, the office has raised the following objection :-

*"1) Earlier applicant has filed O.A. No. 409 of 2023 praying for same reliefs and said original application stands withdrawn by Hon'ble Tribunal's order dated 01.08.2023 without any liberty to file fresh application. Hence, it appears fresh Original Application is not maintainable."*

3. Shri Sahmsunder B. Patil, learned counsel appearing for the applicant submitted that the objection as raised cannot be sustained and deserves to be set aside. Learned counsel submitted that after disposal of O.A. No. 409/2023, the applicant filed W.P. No. 11862/2023 before the Hon'ble Bombay High Court, Bench at Aurangabad. Learned counsel further submitted that vide order

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passed on 03.10.2023 in the aforesaid W.P., the Hon'ble High Court has quashed and set aside the order dated 15.06.2023 passed by the Scheduled Tribe Caste Scrutiny Committee, Kinwat, whereby the said committee had invalidated the tribe claim of the petitioner and has remanded back the matter to the scrutiny committee for deciding it afresh. Learned counsel submitted that his appointment on the post of State Tax Inspector was cancelled only on the ground that at the time of scrutiny of the documents, the applicant did not produce his original caste certificate for the purpose of verification.

4. Learned counsel further submitted that the O.A. No. 409/2023 was filed by the present applicant seeking quashment of the order dated 30.05.2023 passed by the Special Commissioner of State Tax, Mumbai, respondent No. 2 in the present matter. He further submitted that during pendency of the aforesaid O.A., the caste scrutiny committee vide order passed on 15.06.2023 invalidated the caste certificate of the applicant. He further submitted that in the circumstances, the applicant withdrew the O.A. No. 409/2023. Learned counsel

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further submitted that since the order passed in W.P. No. 11862/2023 the Hon'ble High Court has set aside the order dated 15.06.2023, whereby the caste scrutiny committee has invalidated the caste claim of the applicant, the order passed by the respondent No. 2 on 30.05.2023 deserves to be quashed and set aside and by filing the present Original Application, the applicant has made the said prayer and therefore, the present Original Application deserves to be decided on merits and cannot be held to be not maintainable on the ground that the earlier O.A. i.e. O.A. No. 409/2023 filed by the applicant has been withdrawn by him on 01.08.2023.

5. The submissions as has been made by the learned counsel appearing for the applicant are wholly irrelevant and illogical. In O.A. No. 409/2023 the applicant has made following prayers:-

*“(B) The Order dated 30<sup>th</sup> May 2023 issued by the Special Commissioner of State Tax, Mumbai thereby cancelling the appointment of the applicant to the post of State Tax Inspector from reserved category of Scheduled Tribe may kindly be quashed and set aside.*

*(C) The respondents may kindly be directed to forthwith allow the applicant to resume his duties*

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as State Tax Inspector in the office of the Joint Commissioner of State Tax Mumbai."

The aforesaid O.A. was unconditionally withdrawn by the applicant by filling the following pursis :-

प्रातः 31/07/23  
श्री. शाम व्ही. चारील  
उच्च न्यायालय व मॅट कोर्ट  
औरंगाबाद

विषय - मुळ अर्ज क्र. 409/23 मुकेश रामणा कोषकेवार  
वि. महाराष्ट्र शासन

महोदय :-  
वरील विषयी मी आपल्या तर्फे महाराष्ट्र प्रशासकीय न्यायाधीकरण ऑफिस औरंगाबाद जेथे माझ्या नेमणुकी संदर्भात मुळ अर्ज दाखल केला होता. माझी ज्ञान वैद्यता प्रमाणपत्र ची केवळ कमिटीकडे पंडित होती. त्यामुळे मला राज्यकर निरीक्षक 2021 या पदावर निवड झाली असतानापण शासनाची ज्ञान प्रमाणपत्र दाखल न केल्या कारणाने निवडणूक आदेश रद्द केला होता. मा. कोर्टाची माझ्या केसमध्ये गैरीय काढून प्रतिवादी मांना म्हणजे दाखल करण्याची वेळ दिला होता. परंतु दि. 15-06-23 च्या कमिटीच्या आदेशाने माझे ज्ञान वैद्यता प्रमाणपत्र रद्द करण्यात आले. हा आदेश मला आज दि. 31-07-2023 रोजी प्राप्त झाला. त्यामुळे वरील केस सदमास्थितीत न्यायवता प्रणार नाही. मी उच्च न्यायालय ज्ञान वैद्यता प्रमाणपत्र रद्द केल्याचा आदेशाविरोध्यात केस दाखल करवू शकते. तरी मुळ अर्ज मा. कोर्टाकडून काढून घेण्याबाबत आदेश कडून घ्यावा. ही माग मिळेली

औरंगाबाद  
मुकेश रामणा कोषकेवार  
आपका अर्जदार

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O.A. St. 2034/2023

6. The applicant has filed the present Original Application seeking following reliefs :-

*“(B) The Order dated 30<sup>th</sup> May 2023 issued by the Special Commissioner of State Tax; Mumbai thereby cancelling the appointment of the applicant to the post of State Tax Inspector from reserved category of Scheduled Tribe may kindly be quashed and set aside.*

*(C) The respondents may kindly be directed to forthwith allow the applicant to resume his duties as State Tax Inspector in the office of the Joint Commissioner of State Tax Mumbai.”*

7. Perusal of the prayers made in the present O.A., reveal that the same prayers, which the applicant had made in O.A. No. 409/2023 are made by the applicant in the present Original Application also. It has to be further stated that the present Original Application and O.A. No. 409/2023 are in verbatim same. In view of the fact that O.A. No. 409/2023 was unconditionally withdrawn by the applicant on 01.08.2023, the present Original Application having similar contentions and with similar prayers therefore, cannot be entertained.

8. From the facts which have come on record, it is revealed that the applicant had secured



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appointment on the post reserved for Scheduled Tribe candidate. It is further revealed that at the time of scrutiny of documents, the applicant did not produce on record the certificate of Scheduled Tribe to which he belongs. Non production of tribe certificate by the applicant was the reason for cancellation of his appointment vide order dated 30.05.2023. In O.A. No. 409/2023, the applicant has challenged the said order dated 30.05.2023. During pendency of O.A. No. 409/2023, the Caste/Tribe Scrutiny Committee invalidated tribe certificate of the applicant and in such circumstances, the applicant unconditionally withdrew O.A. No. 409/2023 on 01.08.2023. Pleadings in O.A. further reveal that the order dated 15.06.2023, whereby the tribe certificate of the applicant was invalidated by the Caste/Tribe Scrutiny Committee was challenged by the applicant by filing W.P. No. 11862/2023. In the said W.P., the Hon'ble High Court has set aside the order passed by the Caste/Tribe Scrutiny Committee dated 15.06.2023 and has remanded the matter to the Caste/Tribe Scrutiny Committee for deciding it afresh by giving an opportunity of hearing to the

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applicant. The matter is not yet heard and decided by the Caste/Tribe Scrutiny Committee. Setting aside of the order dated 15.06.2023 passed by the Tribe Scrutiny committee by the Hon'ble High Court does not mean that the Hon'ble High Court has validated the tribe of the applicant. The Hon'ble High Court has remanded the said matter to the Tribe Scrutiny Committee for deciding it afresh. On 30.05.2023, when the order of appointment of the applicant came to be cancelled, the matter was pending before the Tribe Scrutiny Committee in respect of validity of tribe certificate of the applicant. Presently also the same positing is existing meaning thereby that the matter of the applicant is pending before the Tribe Scrutiny Committee for verification of the tribe certificate of the applicant. The O.A. No. 409/2023 was unconditionally withdrawn by the applicant after the Tribe Scrutiny Committee invalidated the tribe certificate of the applicant. It is not the case of the applicant that the Tribe Scrutiny Committee has now validated his tribe certificate.

9. For the reasons stated above, the present Original Application cannot be entertained by this

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Tribunal. The Original Application therefore stands rejected being not maintainable. No order as to costs.

**MEMBER (A)**

KPB ORAL ORDERS 20.10.2023

**VICE CHAIRMAN**