

**ORIGINAL APPLICATION ST. NO. 936/2022
(Smt. Shital Baban Tarate Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. When the present matter is taken up for consideration it is noticed that the issue of delay may arise in the present O.A. However, it is the contention of the learned counsel for the applicant that the application is filed well within the period of limitation. In the circumstances, keeping the issue of limitation open we issue notices to the respondents, returnable on 5.9.2022.

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

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

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

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

7. S.O. to 5.9.2022.

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

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION ST. NO. 1175/2022
(Miss. Kalpana P. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri S.B. Bhosale, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. Issue notices to the respondents, returnable on 30.8.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 30.8.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

**C.P. 16/2021 IN O.A. 211/2018
(Shri Dilip K. Mankeshwar Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Heard Smt. Suchita Dhongde, learned counsel for the petitioner, Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents and Shri Alkesh Jadhav, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for respondent no. 2.

2. In the present petition the applicant has alleged the contempt of the order passed by this Tribunal on 3.8.2020 in O.A No. 211/2018. Paragraph no. 3 of the said order is relevant, which reads thus :-

"3. In view of the submissions advanced by the learned Advocate for the applicant and learned Chief Presenting Officer for respondent Nos. 1 and 3, the O.A. is disposed of with a direction to the respondent No. 3 to verify the correctness of the pay fixation of the applicant done by the respondent No. 2 in view of the G.R. dated 27.11.2019 within a period of two weeks from the date of this order and thereafter the respondent No. 2 has to take appropriate decision regarding excess amount to be recovered from the applicant within a period of two weeks. There shall be no order as to costs."

3. We have perused the affidavit in reply filed by respondent no. 3. It is the contention of the respondent no. 3 that as directed by this Tribunal the pay fixation done by respondent no. 2 has been examined in light of G.R. dated 27.11.2019 and accordingly the decision has been rendered.

4. It is the contention of the learned counsel for the petitioner that the said G.R. has not been correctly interpreted by respondent no. 3. It is the further contention of the learned counsel that in similar cases respondent no. 3 has taken different view. According to the learned counsel, this aspect is required to be looked into by the Tribunal.

5. However, we cannot enlarge the scope of the contempt petition. The only aspect which has to be looked into in the contempt petition is whether the order of the Tribunal has been complied with or not or whether there is any deliberate non-compliance of the order. In the present matter, admittedly the directions given by the Tribunal are complied with. If the petitioner is not satisfied with the decision of respondent No. 3, the remedy lies elsewhere. Present is not the case of contempt.

6. In the circumstances, the present contempt petition stands disposed of without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 402/2019
(Shri Syed Salim Sayed Yaqub Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri S.B. Mene, learned counsel holding for Shri S.P. Urgunde, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for respondent no. 4, are present.

2. Shri Mene, learned counsel holding for Shri Urgunde, learned counsel for the applicant seeks time to argue the O.A. Adjournment is sought beyond 23rd of this month. It is submitted that Shri Urgunde, learned counsel is office bearer of the office of Lawyers Association and conference of the Lawyers Association is scheduled on 23rd July, 2022.

3. In the circumstances, the present matter stands adjourned to 27.7.2022 by a last chance. If the present matter is not argued by the learned counsel for the applicant on the said date by hearing the arguments of other side the tribunal may proceed to pass the final orders.

::-2-::

O.A. NO. 402/2019

4. S.O. to 27.7.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 20.7.2022

**ORIGINAL APPLICATION NO. 792/2019
(Shri Datta Prasad H. Galphade Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri S.B. Mene, learned counsel holding for Shri Prashant D. Suryawanshi, learned counsel for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned counsel for respondent no. 3, are present.

2. On request of learned counsel for the applicant S.O. to 3.8.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 1066/2019
(Shri Vasant A. Manorkar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri Alkesh Jadhav, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for respondent nos. 3 & 4, are present.

2. The affidavit in reply on behalf of respondent nos. 3 & 4 is submitted. It is taken on record and copy thereof is provided to other side.

3. In the circumstances, list the matter for hearing on 23.8.2022. It would be open for the applicant to file rejoinder affidavit, if any, on or before the next date.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 203/2020
(Shri Babu H. Nagargoje Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. On request of learned counsel for the applicant S.O. to 26.7.2022 for hearing.
3. The present matter be treated as a part heard.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 393/2020
(Shri Sanjay B. Barde Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. The arguments of both the sides are heard. The matter is reserved for orders.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 100/2021
(Smt. Manisha T. Gite Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Pankaj A. Bharat, learned counsel holding for Shri Dhananjay A. Mane, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. On request of learned counsel for the applicant S.O. to 6.9.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 491/2018
(Shri Shivanand T. Taksale Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Ms. Anagha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities, Shri V.N. Upadhaye, learned counsel for respondent no. 4 and Shri Avinash S. Deshmukh, learned counsel for respondent no. 5, are present.

2. On request of learned counsel for the applicant, S.O. to 7.9.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

**M.A. 310/2022 IN O.A. 146/2016
(Shri Rakesh A. Thakre Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. The present application is filed seeking amendment in Original Application No. 146/2016 so as to bring on record the subsequent events happened during the pendency of the O.A. The learned Presenting Officer has introduced no objection for amendment. In the circumstances, we pass the following order :-

ORDER

- (i) The present application is allowed.
- (ii) The necessary amendment be carried out within a week from this order. It is open for the respondents to file affidavit in reply to the amended O.A., if they so desire.

MEMBER (A)

VICE CHAIRMAN

M.A.NO.307/2022 IN O.A.NO.339/2019
(State of Maharashtra & Ors. V/s Kishor Shrimant Ubale)

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

DATE : 20-07-2022

ORAL ORDER :

Heard Shri M.S.Mahajan, learned Chief Presenting Officer for the applicants (original respondents).

None appears for the respondent (original applicant).

2. Present M.A. is filed seeking extension of further 3 months' period from 07-06-2022, however, it is not explained as to why for the time is to be extended. In the body of the M.A., it is however, explained that the State wants to challenge the order passed by this Tribunal in O.A.No.339/2019 on 12-04-2022 before the Hon'ble High Court. He further submitted that there is a procedure prescribed to be followed before challenging any order before Hon'ble High Court, including taking recommendation from Law and Judiciary Department of

=2=

M.A.NO.307/2022 IN O.A.NO.339/2019

Government which is a time taking process that could not be completed during last 3 months.

3. It is matter of record that after the order was pronounced in the O.A., no such request was made by the respondents for extension of time as was provided for compliance of the said order. At that time, it was not even whispered by the respondents that they are intending to challenge the said order before the Hon'ble High Court. In the circumstances, the request of the applicants cannot be entertained by this Tribunal that too after a period of 3 months of pronouncement of the order.

4. The M.A., therefore, is rejected however, without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.814/2021
(Ramkrushna Todkar Vs. State of Maharashtra & Ors.)**

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

DATE : 20-07-2022

ORAL ORDER :

Heard Shri S.D.Kotkar, learned Advocate holding for Shri R.P.Bhumkar, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents.

2. Present matter is not on board. Taken on board.

3. Learned Counsel on instructions received from the applicant seeks leave to withdraw the O.A. Hence, following order is passed:

ORDER

O.A. stands disposed of as withdrawn without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.743/2021
(Ashish Susare Vs. State of Maharashtra & Ors.)**

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

DATE : 20-07-2022

ORAL ORDER :

Shri S.D.Munde, learned Advocate for the applicant is **absent.**

Heard Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents.

2. Not on today's board. On request of learned CPO, matter is taken on board.

3. Learned CPO submits that O.A.No.743/2021 is scheduled on the tomorrow's board. However, identical 2 matters i.e. O.A.No.65/2022 & O.A.St.No.198/2022 are fixed on 17-08-2022. Learned CPO submits that since all these O.As. are identical and since the issue raised in these O.As. has been decided at the Principal Bench of Maharashtra Administration Tribunal at Mumbai, the

=2=

O.A.NO.743/2021

matters scheduled to be on the board on 17-08-2022 be preponed and be fixed on tomorrow's board. Learned CPO undertakes to inform the preponing of the date to the Counsel appearing for the applicants in the said 2 matters.

4. List all the three matters tomorrow i.e. on 21-07-2022.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 20-07-2022

**ORIGINAL APPLICATION NO.654/2013
(Dr. Amol Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 20-07-2022

ORAL ORDER :

Smt. Naina Patil, learned Advocate holding for Smt. Surekha Mahajan, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. On request of learned Advocate appearing for the applicant, S.O. to 29-07-2022.

MEMBER (A)

VICE CHAIRMAN

**M.A.NO.292/2021 IN O.A.ST.NO.1215/2021
(Anil Mule Vs. State of Maharashtra & Ors.)**

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 20-07-2022

ORAL ORDER :

Shri R.N.Chavan, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. Learned Counsel for the applicant submits that due opportunities are availed by the respondents but have failed in filing the affidavit in reply. It is brought to our notice that one year has been consumed after issuance of the notice in the matter.

3. Learned P.O. submits that last chance may be granted to the respondents for filing affidavit in reply and he undertakes to file reply within the said period. Time is granted by way of last chance of 3 weeks to file affidavit in reply. If reply is not filed on the given date, respondents will not be permitted to file reply and matter will be heard without reply of the respondents.

4. S.O. to 11-08-2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.97/2022 AND
M.A.NO.62/2022 IN O.A.ST.NO.209/2022
(Vijay U. Kale Vs. State of Maharashtra & Ors.)**

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

DATE : 20-07-2022

ORAL ORDER :

Shri G.M.Jadhav, learned Advocate for the applicant,
Smt. Sanjivani Ghate and Shri M.P.Gude, learned
Presenting Officers for the respondents, are present.

2. It is brought to our notice that another matter filed
by the present applicant is kept on 26-07-2022. In the
circumstances, request is made to adjourn today's matters
to 26-07-2022 and to decide all these matters
simultaneously.

3. Hence, S.O. to 26-07-2022.

MEMBER (A)

VICE CHAIRMAN

C.P.NO.50/2019 IN O.A.NO.242/2017
C.P.NO.51/2019 IN O.A.NO.648/2017
C.P.NO.52/2019 IN O.A.NO.787/2016
(Mohan R. Choudhary & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 20-07-2022

ORAL ORDER :

Heard Shri A.D.Sugdare, learned Advocate for the applicants, Smt. M.S.Patni, Shri I.S.Thorat and Shri B.S.Deokar, learned Presenting Officers for the respondent authorities in respective cases and Smt. Sunita Shelke, learned Advocate for respondent nos.2 and 3.

2. It is brought to our notice that the order passed by this Tribunal, contempt of which is alleged, is challenged before the Hon'ble High Court and notices are also issued in the said Writ Petitions.

3. Learned Counsel for the applicants is not disputing the facts as stated by the learned P.Os.

4. Hence, S.O. to 26-09-2022.

MEMBER (A)

VICE CHAIRMAN

M.A.NO.247/2022 IN O.A.NO.591/2020
(State of Maharashtra & Ors. V/s. Anil Suresh Burkul)

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

DATE : 20-07-2022

ORAL ORDER :

Heard Shri M.P.Gude, learned Presenting Officer for the applicants (original respondents).

None appears for the respondent (original applicant).

2. Present M.A. is filed seeking the following relief:

“B) The extension of further two months time from 15-04-2022 may kindly be granted in favour of present applicants (Original Respondents).”

3. Extension has been sought for completing enquiry for next two months from 15-04-2022. Since, time is now over which was sought, we hope that the enquiry might have been completed in the meantime. The time for completing the enquiry, therefore, shall be deemed to have extended till then. In the circumstances, present M.A. does not survive and it is disposed of accordingly. No order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO.762/2018
(Sahebrao Deshmukh & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 20-07-2022

ORAL ORDER :

Shri S.D.Joshi, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. On the request of learned Presenting Officer, S.O. to 28-07-2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.640/2022
(Dilipkumar Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 20-07-2022

ORAL ORDER :

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

2. When the present matter is taken up for consideration, *prima facie*, it is noticed that the claim made is time barred. Learned Counsel submits that the applicant be permitted to file M.A. for delay condonation, and has therefore, sought time of two weeks to file such application.

3. Time and permission as prayed for is granted. Matter be removed from the board.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO.651/2022
(Santosh Subhash Suparkar Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 20-07-2022

ORAL ORDER :

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

2. Learned Counsel for the applicant submits that applicant had applied for the post of Police Constable Driver. Applicant belongs to NT(B) category. Only one post was shown to have been reserved for candidates belonging to NT(B) category. Learned Counsel for the applicant submits that applicant successfully completed the selection process and found place in the merit list.

3. Learned Counsel further submits that, however, while filling the Attestation Form, against the column "whether the applicant was ever prosecuted ?", the applicant has recorded answer as "No". In the scrutiny, however, it was noticed that the applicant was prosecuted for offence u/s. 498-A of the IPC. In the circumstances, the concerned committee has rejected the candidature of the applicant on the ground that he suppressed material information. Learned Counsel for the applicant submits

=2=

O.A.NO.651/2022

that the applicant was prosecuted for the offence u/s.498-A of the IPC and was acquitted from the same offence in the year 2019. Learned Counsel submits that advertisement was published much later thereafter, and Attestation Form was filed in the year 2022. Learned Counsel submits that believing that acquittal is recorded in his favour, the applicant recorded answer in the negative against the respective column in the Attestation Form.

4. Learned Counsel submits that the applicant has produced before the committee the judgment of acquittal also, however, the committee has failed in considering the said aspect and has rejected candidature of the present applicant. Learned Counsel has relied upon the judgment of the Hon'ble Apex Court in the case of **Avtar Sing V/s. Union of India & Ors.** reported in [(2016) 8 SCC 471]. In the circumstances, learned Counsel has prayed for interim relief in favour of the applicant by directing the respondents not to fill the post reserved for candidate coming from NT(B) category till decision of the present O.A.

5. Learned CPO has strongly objected for granting any such interim relief and submitted that in the disciplined force like Police, if such persons are recruited by relaxing the mandatory conditions, it would prove fatal for the said disciplined force. Learned CPO, has therefore, prayed for rejecting the prayer of interim relief.

6. We have considered the submissions advanced by the learned Counsel for the applicant and the learned CPO. We have also gone through the judgment of the Hon'ble Apex Court in the case of **Avtar Sing** (cited supra). At this juncture, it may not be advisable to make detailed discussion on merit of the present matter. Contention raised on behalf of the applicant that the applicant was under *bona fide* belief that since his acquittal from the criminal case was much prior to the commencement of recruitment process, it was not necessary to fill such information in the Attestation Form, however, cannot be outrightly rejected at this stage. Further it cannot be ignored that the applicant has successfully undergone selection process and has secured meritorious position in the NT(B) category. It is not in dispute that only one post is reserved for the candidates coming from NT(B) class. In the circumstances, *prima facie* case is made out by the applicant for grant of interim relief in his favour. If such a relief is not granted and in the meanwhile if any other candidate is selected and appointed on the post reserved for NT(B), the very purpose of the present applicant in filing the present O.A. would get frustrated. In the circumstances, we are inclined to pass the following order:

ORDER

- (i) Issue notice to the respondents, returnable on 30-08-2022. **Till filing of their affidavit in reply,**

=4=

O.A.NO.651/2022

respondents shall not fill in the post of Police Constable Driver reserved for the candidate belonging to NT(B) category.

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

(iii) 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.

(iv) 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.

(v) 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.

(vi) S.O. to 30-08-2022.

(vii) Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 479 OF 2019
(Khobraji L. Bele Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. As none present for the applicant, S.O. to 22.08.2022 as a last chance for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 14 OF 2020
(Gokulgir B. Gosavi Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Shri S.R. Sapkal, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 22.08.2022 as a last chance for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 411 OF 2020
(Ashfaq Shahnoor Quraishi Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of respondent No. 4. Hence, the present matter will proceed further without affidavit in reply of respondent No. 4 in accordance with law.

3. S.O. to 08.08.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 132 OF 2021
(Bhanudas E. Tarte Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. Await service of notice on the respondents.

3. At the request of learned Advocate for the applicant, S.O. to 18.08.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 138 OF 2021
(Anant R. Pande Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

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

3. S.O. to 24.08.2022 for admission.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 199 OF 2021
(Ravindra N. Kshirsagar Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri G.J. Pahilwan, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

3. S.O. to 18.08.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 489 OF 2021
(Sanjay N. Hange Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 4. None present on behalf of respondent No. 5 though duly served.

2. At the request of learned Advocate for the applicant, S.O. to 29.07.2022 for filing rejoinder affidavit.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 832 OF 2021
(Suraj B. Solunke Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of respondent Nos. 1 to 3 & 5. Hence, the present matter will proceed further without affidavit in reply of respondent Nos. 1 to 3 & 5 in accordance with law.

3. S.O. to 08.08.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 40 OF 2022
(Madhav B. Nilawad Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. Learned Presenting Office filed affidavit in reply on behalf of respondent No. 3. Same is taken on record and copy thereof has been served on the other side.

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

4. S.O. to 18.08.2022.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 55 OF 2022
(Yogesh L. Shirsath Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Presenting Office filed affidavit in reply on behalf of respondent Nos. 1 & 2. Same is taken on record and copy thereof has been served on the other side.

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

4. S.O. to 19.08.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 63 OF 2022
(Sandeep S. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Kishor Patil, learned Advocate holding for Shri K.G. Salunke, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Office filed affidavit in reply on behalf of respondent Nos. 3 & 4. Same is taken on record and copy thereof has been served on the other side.
3. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
4. S.O. to 17.08.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 114 OF 2022
(Dr. Bhausahab S. Randhe Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
3. S.O. to 19.08.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 217 OF 2022
(Ahmed Raza Sadique Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Presenting Office filed affidavit in reply on behalf of respondent No. 2. Same is taken on record and copy thereof has been served on the other side.

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

4. S.O. to 17.08.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 275 OF 2022
(Sandip D. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Avinash Khedkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 329 OF 2022
(Suresh M. Jagtap Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

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

MEMBER (J)

ORIGINAL APPLICATION NO. 534 OF 2022
(Sominath D. Dandge Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Shri Ashish Rajkar, learned Advocate for the applicant (**Leave Note**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 539 OF 2022
(Bhimraj S. Sonkamble Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. Learned Presenting Office filed affidavit in reply on behalf of respondent No. 2. Same is taken on record and copy thereof has been served on the other side.

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

4. S.O. to 08.08.2022.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO. 598 OF 2022
(Dilipkumar R. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. Await service of notice on the respondents.

3. At the request of learned Advocate for the applicant, S.O. to 18.08.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

M.A. No. 71/2020 in O.A. St. No. 2465/2019
(Sujata R. Puri Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri R.O. Chavan, learned Advocate holding for Shri D.R. Jayabhar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

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

3. S.O. to 08.08.2022.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

**M.A. No. 399/2021 in O.A. St. No. 1725/2021
(Sunanda B. Mhaske Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

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

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

3. S.O. to 10.08.2022.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

**M.A. No. 420/2021 in O.A. St. No. 1163/2019
(Khandu G. Joshi & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri G.S. Shete, learned Advocate for the applicants (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Await service of notice on the respondents.

3. As none present for the applicants, S.O. to 19.08.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

M.A. No. 139/2022 in O.A. St. No. 492/2022
(Vinod V. Bandale Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

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

3. S.O. to 22.08.2022.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

M.A. No. 208/2022 in O.A. St. No. 794/2021
(Vishwas R. Nimbalkar Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Shri A.V. Sakolkar, learned Advocate for the applicant (**Absent**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Await service of notice on the respondents.
3. As none present for the applicant, S.O. to 19.08.2022 for taking necessary steps.

MEMBER (J)

**M.A. 251/2022 in M.A. 18/2020 in O.A. 81/2018
(Sayyad Wali Abdul Khadar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri D.A. Bide, learned Advocate for the applicants (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

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

3. S.O. to 11.08.2022.

MEMBER (J)

KPB ORAL ORDERS 20.07.2022

**ORIGINAL APPLICATION NO.544 OF 2020
(Dhanraj B. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Girish Nagori, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Affidavit-in-rejoinder filed on behalf of the applicant is taken on record and copy thereof has been served on the other side.

3. S.O. to 19.08.2022 for admission.

MEMBER (J)

**ORIGINAL APPLICATION NO.487 OF 2021
(Chatrabhuj G. Jagtap Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos.1 to 3 and Shri D.T. Devane, learned Advocate for the respondent No.4.

2. This Original Application is pertaining to appointment on compassionate ground claimed by the applicant being the son of the deceased Government servant.

3. In this regard, learned Advocate for the applicant placed on record the copy of letter dated 30.12.2021 addressed by the respondent No.4 to the applicant thereby taking the name of the applicant in the waiting list in group 'C' cadre for appointment on compassionate ground. It is taken on record and marked as document 'X' for the purpose of identification.

4. In view of same, learned Advocate for the applicant submits that the purpose of filing the Original Application is served fruitfully. In view of same, the Original Application stands disposed of as the grievance being redressed. No order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION NO.515 OF 2021
(Mansab Gaus Khan Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Record shows that on 29.06.2022 one more last chance was granted to the respondents to file affidavit-in-reply.

3. Today also learned P.O. seeks time for filing affidavit-in-reply.

4. In view of same, though the learned P.O. for the respondents seeks time for filing affidavit-in-reply, the respondents are not entitled for seeking time.

5. In view of above, the prayer for granting time is rejected. The matter to proceed further in accordance with law.

6. The applicant to produce on record the requisite documents necessary for deciding the said Original Application.

7. S.O. to 18.08.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO.69 OF 2022
(Sudhakar G. Sonawane Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Saket Joshi, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani K. Deshukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-in-rejoinder.
3. S.O. to 29.07.2022 for admission.

MEMBER (J)

**M.A.NO.280 OF 2022 IN O.A.ST.NO.435 OF 2022
(Vedant V. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri V.G. Salgare, learned Advocate for the applicant, is **absent**. Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 19.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**ORIGINAL APPLICATION ST.NO.1170 OF 2022
(Satish S. Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

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

2. This Original application is filed challenging the suspension order of the applicant dated 08.11.2021 issued by the Deputy Inspector General of Registration and Dy. Controller of Stamps, Maharashtra State, Pune. However, the said authority is not joined as party respondent. Instead, the applicant has joined the higher authority namely the Inspector General of Registration and Controller of Stamps, Pune as the party respondent No.2 to whom the applicant has made grievance against the said suspension order by way of representation dated 16.03.2022 and 01.04.2022 (Annex. 'A-2' collectively).

3. In view of above, the applicant said to have raised grievance before the higher authority against the suspension order under Rule 4(5)(C) of M.C.S. (Discipline and Appeal) Rules, 1979 which can be said

to be compliance of similar nature of proceedings like the departmental appeal. In view of same, the office objection said to have been satisfied.

4. Learned Advocate for the applicant seeks permission to join the authority, who issued the suspension order as party respondent No.3. Liberty granted. The Original Application be amended forthwith.

5. Upon carried out amendment, issue notice to respondents, returnable on 10.08.2022.

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

7. 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.

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

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O.A.St.1170/2022

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

10. S.O. to 10.08.2022.

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

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

M.A.NO.309 OF 2022 IN O.A.NO.514 OF 2022
(Madhukar S. Dudhgaonkar Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri K.B. Bhise, learned Advocate for the applicant and Shri S.K. Shirse learned Presenting Officer for the respondents.

2. By this application the applicant is seeking amendment in the Original Application to the effect of specifying the period for which the applicant is claiming interest on delayed payment of pension and gratuity as per Rule 129 (A) and (B) of M.C.S. (Pension) Rules, 1982.

3. Learned P.O. for the respondents submitted that appropriate order may be passed.

4. In view of same, in my considered opinion, the proposed amendment is not going to change the nature of original proceedings. In fact the proposed amendment would be just and necessary to determine the real question of controversy between the parties. Hence I proceed to pass the following order:-

ORDER

- (i) The Misc. Application No.309/2022 in O.A.No.514/2022 is allowed.

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M.A.309/2022 In
O.A.514/2022

- (ii) Amendment as prayed for is granted.
- (iii) The applicant to carry out the amendment within the period of one week from the date of this order and to serve the copy of amended O.A. on the other side.
- (iv) No order as to costs.

MEMBER (J)

ORIGINAL APPLICATION NO.514 OF 2022
(Madhukar S. Dudhgaonkar Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri K.B. Bhise, learned Advocate for the applicant and Shri S.K. Shirse learned Presenting Officer for the respondents.

2. Upon carried out amendment, issue notice to respondents, returnable on 10.08.2022.

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

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

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

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O.A.514/2022

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 10.08.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**ORIGINAL APPLICATION NO.112 OF 2019
(Sheela H. Mohite Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri K.P. Shinde, learned Advocate holding for Shri Satish P. Dhobale, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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

MEMBER (J)

ORIGINAL APPLICATION NO.932 OF 2019
(Dr. Vijaykumar R. Sul Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

None present on behalf of the applicant.

Heard Shri M.P. Gude, learned Presenting Officer
for the respondents.

2. In view of absence of learned Advocate for the
applicant, S.O. to 19.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.1083 OF 2019
(Ambadas P. Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Shri Sudhir Telgote, learned Advocate for the applicant, is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 19.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**ORIGINAL APPLICATION NO.230 OF 2020
(Ashvini D. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

None present on behalf of the applicant.

Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 19.08.2022 for further hearing.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**ORIGINAL APPLICATION NO.512 OF 2020
(Shubash L. Kadam Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri Santosh C. Bhosale, learned Advocate for the applicant, is **absent**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 19.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.359 OF 2021

(Hajrabee Nurbee Shaikh Nijam Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Ravindra V. Gore, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos.1,5 & 6, Shri D.T. Devane, learned Advocate for the respondent Nos.2 to 4 and Shri Abed M. Pathan, learned Advocate for the respondent No.7.

2. Learned Advocate for the respondent No.7 submits that the respondent No.7 adopts the affidavit-in-reply filed on behalf of the respondent Nos.4 & 5.

3. Pleadings are complete. The matter is pertaining to family pension. It is admitted and fixed for final hearing.

4. S.O. to 04.08.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.09 OF 2022
(Dr. Prithviraj K. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Shri S.B. Patil, learned Advocate for the applicant, is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 18.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.163 OF 2022
(Dr. Suhas S. Sonawane Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent Nos.1 to 3 and Shri P.B. Bharat, learned Advocate holding for Shri R.S. Pawar, learned Advocate for the respondent No.4.

2. Record shows that repeatedly directions have been given to the respondents and more particularly to the respondent Nos.1 to 3 to take necessary steps to pay unpaid salary to the applicant since he is relieved under the impugned order by the respondent No.4 i.e. the Chief Executive Officer, Zilla Parishad, Dhule.

3. Learned P.O. submits that the said directions are communicated to the concerned officer. However, nothing is received in writing or otherwise as regards the compliance of said directions.

4. Record shows that affidavit-in-reply is filed on behalf of the respondent No.4 only. In spite of grant of

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O.A.163/2022

several opportunities, no affidavit-in-reply is filed on behalf of the respondent Nos.1 to 3. I have already recorded on the last date that the matter will proceed further without affidavit-in-reply of the respondent Nos.1 to 3 in accordance with law and on the basis of affidavit-in-reply filed on behalf of the respondent No.4.

5. The matter is relating to relieving order. It is admitted and fixed for hearing at the stage of admission.

6. S.O. to 18.08.2022.

MEMBER (J)

**M.A.NO.459 OF 2019 IN O.A.NO.618 OF 2019
(Dhondiram G. Kamble Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri P.A. Bharat, learned Advocate holding for Shri Udhav L. Momale, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 18.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**M.A.NO.563 OF 2019 IN O.A.ST.NO.1421 OF 2019
(Manoj A. Dusane Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri S.B. Ghute, learned Advocate for the applicant has filed **leave note**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. In view of leave note of learned Advocate for the applicant, S.O. to 18.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**M.A.NO.127 OF 2020 IN O.A.NO.327 OF 2019
(Pushpak R. Kachve Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri Amit S. Savale, learned Advocate for the applicant, is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. This application is made under Section 25 of Administrative Tribunals Act, 1985 seeking transfer of Original Application No.327/2019 filed by the applicant before this Tribunal to Principal Bench at Mumbai.

3. Record shows that nobody is appearing on behalf of the applicant since 01.04.2022. Otherwise also the application under Section 25 of Maharashtra Tribunals Act, 1985 would lie before the Hon'ble Chairperson. In the circumstances, the application stands dismissed in default.

MEMBER (J)

**M.A.NO.318 OF 2020 IN O.A.ST.NO.1373 OF 2020
(Anil G. Lokhande Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Shri A.B. Rajkar, learned Advocate for the applicant has filed **leave note**. Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. In view of leave note of learned Advocate for the applicant, S.O. to 18.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

M.A.NO.368 OF 2021 IN O.A.NO.665 OF 2021
(Dnyaneshwar K. Khandagale Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent No.2 and Shri V.B. Wagh, learned Advocate for the respondent No.1/applicant in O.A.

2. Learned Advocate for the applicant submits that he is in the process of seeking withdrawal pursis from the applicant in M.A.

3. At the request of the learned Advocate for the applicant, S.O. to 19.08.2022.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.721 OF 2019
(Bhagwan W. Landge Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

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

3. By consent of both the side, S.O. to 27.07.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.926 OF 2018
(Kishan P. Solunke @ Patil Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. During the course of arguments it transpires that the Original Application is amended as per order dated 28.04.2022 passed in the M.A.No.101 of 2022 in O.A.No.926/2018. In the said amendment the applicant had produced on record the birth certificate issued by the Gram Panchayat, Yelnoor stating that his date of birth is 05.03.1969 (page no.30-I at Annex. 'A-9').

3. There is dispute about the date of birth of the applicant. According to the respondents the date of birth of the applicant is 05.03.1957 and according to the applicant his date of birth is 05.03.1969.

4. In view of above, learned Presenting Officer seeks time to file affidavit-in-rely to the amendment O.A. Time is granted.

5. S.O. to 23.08.2022.

MEMBER (J)

**ORIGINAL APPLICATION NOS. 162 & 163 OF 2018
(Baliram B. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicants in both the O.As., Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 and 2 in both the O.As. and Smt. Sunita D. Shelke, learned Advocate for respondent Nos. 3 & 4 in both the O.As.

2. During the course of arguments, learned Advocate for the respondent Nos.3 & 4 placed on record G.R. dated 25.02.1965 which is referred in subsequent G.R. dated 11.06.1993 which produced at page No.30 of P.B. This G.R. is taken on record and marked as document 'X' for the purpose of identification.

3. The present matters are closed for order.

MEMBER (J)

ORIGINAL APPLICATION NO.982 OF 2019
(Govind Y. Bharsakhale Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Kishor Patil, learned Advocate holding for Shri K.G. Salunke, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 18.08.2022 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO.714 OF 2021
(Rahul G. Malsamindar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

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

2. The present matter has already been treated as part heard.
3. By consent of both the sides, S.O. to 28.07.2022 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO.830 OF 2018
(Shailendra H. Mali Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri S.B. Patil, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos.1to 4 and Shri M.V. Bhamre, learned Advocate for the respondent No.5.

2. By consent of all the parties, S.O. to 10.08.2022 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO.405 OF 2019
(Shishupal S. Raut Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. The present matter be treated as part heard.
3. By consent of both the sides, S.O. to 11.08.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.1015 OF 2019
(Sakharam P. Ranbavle Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.1016 OF 2019
(Udhav U. Thorat Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.1017 OF 2019
(Sahebrao M. Jadhav Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.1019 OF 2019
(Vitthal B. Patole Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicants in all these O.As. and Shri D.R. Patil, learned Presenting Officer for the respondents in all these O.As.

2. The present matters be treated as part heard.
3. By consent of both the sides, S.O. to 10.08.2022 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO.128 OF 2020
(Pandit V. Sonawane Vs. State of Maharashtra & Ors.)**

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri Manoj M. Kadtu, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant placed on record the copy of order dated 22.09.2010 issued by the Commissioner of Police, Aurangabad City. The same is taken on record in continuation of affidavit-in-rejoinder at page no.55 and marked as document 'X' for the purpose of identification.

3. By consent of both the sides, S.O. to 10.08.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.531 OF 2020
(Manik D. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 17.08.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.270 OF 2021
(Nanda V. Solanki & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 11.08.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

ORIGINAL APPLICATION NO.393 OF 2021
(Anjanabai M. Ingale & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 20.07.2022

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 11.08.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

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

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

DATE : 20.07.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 19.08.2022 for final hearing.
3. Interim relief granted earlier to continue till then.

MEMBER (J)

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

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

DATE : 20.07.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 19.08.2022 for final hearing.
3. Interim relief granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDERS 20.07.2022

**ORIGINAL APPLICATION NO. 307 OF 2019
(Rahul D. Sathe & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Rahul D. Khadap, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 853 OF 2019
(Shriram C. Panchpute & Ors. Vs. State of Maharashtra
& Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. Learned Presenting Officer has sought time for filing affidavit in reply on behalf of respondent No. 1. Time granted.

3. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 41 OF 2020
(Nagesh C Kumbre Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

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

3. S.O. to 26.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 227 OF 2021
(Surekha B Andhale & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri P.G. Tambade, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

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

3. S.O. to 26.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 574 OF 2021
(Latabai B Savant Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

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

3. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 640 OF 2021
(Maharashtra Rajya Nagar, Parishad Nagar, Panchayat,
Karmachari Sanghna Through Haridas K Wagh (Patil)
Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri R.K. Ashtekar, learned counsel for the applicant
(**absent**). Shri M.P. Gude, learned Presenting Officer for
the respondents, is present.

2. Await service.
3. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 780 OF 2021
(Dr. Gajanan A. Surwade Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 782 OF 2021
(Dhrupatrao P. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri G.J. Pahilwan, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 784 OF 2021
(Raghunath L Bhadke Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 3 and the same is taken on record and copy thereof has been served on the other side.

3. Await service of notice on respondent No. 8.

4. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 792 OF 2021
(Rajendra B Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

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

3. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 75 OF 2022
(Pankaj N. Khairkar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Smt. Suchita A. Dhongde, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 373 OF 2022
(Dr. Vandana P. Sonone Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri D.S. Mutalik, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**M.A.NO. 600/2019 IN O.A.NO. 992/2019
(Dasrao T. Deshpande Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Anant Devkate, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 2 & 3 and the same is taken on record and copy thereof has been served on the other side.

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

4. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**M.A.NO. 89/2021 IN O.A.ST.NO. 320/2021
(Dr. Sambhaji B. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**M.A.NO. 65/2022 IN O.A.ST.NO. 1296/2021
(Raju U. Hanwate & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Ms. Puja Mundhe, learned counsel holding for Shri P.P. Uttarwar, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

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

4. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**M.A.NO. 96/2022 IN O.A.ST.NO. 96/2022
(Panjabrao D. Bhosle & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Vikram Kadam, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

T.A. 11/1999 (W.P. 3251/1993)
T.A. 19/1999 (W.P. 2311/1994)
T.A. 26/1999 (W.P. 2772/1993)
T.A. 47/1999 (W.P. 776/1993)
T.A. 07/1999 (W.P. 3765/1997)
T.A. 06/2006 (W.P. 4261/1995)
T.A. 36/2002 (W.P. 3007/1991)
M.A. 311/2008 in T.A. 42/1999 (W.P. 1274/1991)
T.A. 17/1999 (W.P. 2791/1994)
T.A. 35/1998 (W.P. 296/1998)
M.A. 309/2008 in T.A. 24/1999 (W.P. 3607/1993)
M.A. 306/2008 in T.A. 36/1999 (W.P. 652/1994)
T.A. 28/1999 (W.P. 1253/1991)
T.A. 30/1999 (W.P. 617/1994)
T.A. 33/1999 (W.P. 3796/1997)
T.A. 34/1999 (W.P. 3620/1997)
T.A. 37/1999 (W.P. 1382/1994)
T.A. 14/1999 (W.P. 3770/1997)
T.A. 16/1999 (W.P. 1226/1991)
T.A. 13/1999 (W.P. 777/1995)
T.A. 20/1999 (W.P. 882/1991)
T.A. 38/1999 (W.P. 329/1992)
(Marathwada Serva Shramik Sanghatana through its Joint
Secretary M.S. Sonwane & Ors. V/s. State of Maharashtra & Ors.)

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

DATE : 20.7.2022

ORAL ORDER :

Shri A.S. Shelke, learned counsel for the applicants, (present). S/Shri S.R. Barlinge, Subhash Mundhe & B.B. Yenge, learned counsel for the respective applicants in respective matters, **are absent**.

Shri Goverdhan Ganoji, party in person in T.A. No. 06/2006 (absent). Shri M.S. Mahajan, learned Chief

// 2 //

Presenting Officer for the respondent authorities in all the cases, is present.

Shri Vivek Bhavthankar, learned counsel for respondent Nos. 2 & 3 in T.A. No. 11/1999 (W.P.No. 3251/1993) (**absent**).

2. S.O. to 29.7.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**O.A.NO. 535/2013 WITH O.A.NO. 575/2013
(Shubhangi A. Shejul & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 303 OF 2014
(prakash N. Shrivastav Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri A.D. Sugdare, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 26.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 555 OF 2014
(Sudhir A Sathe Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Dilip Mutalik, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 26.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 575 OF 2014
(Deepak B. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 758 OF 2015
(Dr. Tanuja S. Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 147 OF 2016
(Kiran K. Pawankar Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri V.R. Kulkarni, learned counsel holding for Shri S.G. Chapalgaonkar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 29.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 244 OF 2016
(Vijaykumar P Narwade Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri M.R. Kulkarni, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 525 OF 2016
(Manohar K Borse Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 30.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 575 OF 2016
(Aniket N Mundhe Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri Amit S. Savale, learned counsel for respondent No. 4, are present.

2. S.O. to 10.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 82 OF 2017
(Shaikh Rabbani Shaikh Dadubhai Vs. State of
Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 5.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 108 OF 2017
(Kishor P Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri R.B. Bhosale, learned counsel for the applicant
(**absent**). Smt. Sanjivani Deshmukh-Ghate, learned
Presenting Officer for the respondents, is present.

2. S.O. to 5.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 117 OF 2017
(Changdev N. Dhawale Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 5.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 124 OF 2017
(Govind B Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 6.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 152 OF 2017
(Hitendra J Chatre Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Vijay V. Deshmukh, learned counsel for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents, is present.

2. S.O. to 6.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 245 OF 2019
(Subhadra J Mahuwale Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri U.S. Kharat, learned counsel holding for Shri H.V. Tungar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

2. S.O. to 6.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 54 OF 2020
(Bharatlal T. Dhupe Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri Kishor D. Khade, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 6.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**REV. 07/19 IN M.A.530/19 IN O.A.ST.2098/19
(Bharat G. Raut Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 12.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 13 OF 2019
(Tufansing L Shele Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

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

2. S.O. to 26.7.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**ORIGINAL APPLICATION NO. 652 OF 2021
(Sadashiv N. Pohandulkar Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has tendered across the bar sur-rejoinder and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 7.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**O.A. NOS. 48 TO 52 ALL OF 2022
(Sahas D. Vasave Vs. State of Maharashtra & Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri T.M. Venjane, learned counsel for the applicants (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. Learned Chief Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 2 and the same is taken on record. He undertook to serve the copy of the same on the other side.

3. S.O. to 8.9.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**M.A.NO. 51/2021 IN O.A.ST.NO. 184/2021
(Sangameshwar M Kadam Vs. State of Maharashtra &
Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD

**M.A.NO. 328/2021 IN O.A.NO. 42/2013
(Ranapratapsingh N. Chauhan Vs. State of Maharashtra
& Ors.)**

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

DATE : 20.7.2022

ORAL ORDER :

Shri M. S. Deshmukh, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents, are present.

2. S.O. to 25.8.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 20.7.2022-HDD