

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**DATE : 21.07.2022**

**ORIGINAL APPLICATION NO. 659 OF 2022**

**(Navnath C. Ugalmugale V/s. State of Maharashtra & Ors.)**

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

1. Shri K.G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **22.08.2022**. The case be listed for admission hearing on **22.08.2022**.
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**

**FARAD CONTINUATION SHEET  
IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**  
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**DATE : 21.07.2022**

**ORIGINAL APPLICATION NO. 662 OF 2022**

**(Rajayya P. Makulwar V/s. State of Maharashtra & Ors.)**

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

1. Shri Avinash Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **19.08.2022**. The case be listed for admission hearing on **19.08.2022**.
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**

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**C.P.NO. 47/2019 IN O.A.NO. 364/2016**  
**(Rudrappa L. Lungare & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the petitioners and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice upon respondent no. 5.
3. S.O. to 24.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 113/2020**  
**(Graduate Part Time Employees Association, Dhule through its President**  
**V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. The learned Chief Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.

3. S.O. to 29.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 123/2020**  
**(Manaji V. Surose & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri K.B. Jadhav, learned for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent no. 3, are present.

2. The learned Presenting Officer & the learned counsel for respondent no. 3 have sought time for filing affidavit in reply of the respective respondents. Time granted.

3. S.O. to 8.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 166/2020**  
**(Shashikant P. Kulkarni V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel has sought time for filing rejoinder affidavit of the applicant. Time granted.
3. S.O. to 30.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 161/2021**  
**(Vikas B. Rathod V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri S.S. Jadhavar, learned for the applicant  
(**absent**). Smt. M.S. Patni, learned Presenting Officer  
for the respondent authorities, is present.

2. The learned Presenting Officer has sought time  
for filing the affidavit in reply of respondent nos. 1 & 2.  
Time granted.

3. S.O. to 5.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 628/2021**  
**(Swati G. Swami V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri S.P. Urgunde, learned for the applicant (**absent**). Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, is present.

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

3. S.O. to 7.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022



**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 81/2022**  
**(Archana T. Tribhuvan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

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

3. S.O. to 8.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 442/2022**  
**(Shankar M. Rathod V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

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

3. S.O. to 11.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A. 202/2020 IN O.A. ST. 443/2020**  
**(Rama L. Rathod V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

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

3. S.O. to 10.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A. 239/2021 IN O.A. ST. 366/2021**  
**(Nandu D. Bhalerao V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Sajitkhan M. Pathan, learned for the applicant (**absent**). Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, is present.

2. Await service of notice upon the respondents.
3. S.O. to 11.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A. 131/2022 IN O.A. ST. 528/2022**  
**(Sitaram V. Inkare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. The learned Chief Presenting Officer has sought time for filing the affidavit in reply of the respondents. Time granted.

3. S.O. to 11.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A. 200/2022 IN O.A. ST. 836/2022**  
**(Kiran S. Giri V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri A.V. Thombre, learned for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Affidavit in reply has already been filed for respondent nos. 1, 3 & 4. The learned Presenting Officer has sought time for filing the affidavit in reply of the rest of the respondents. Time granted.

3. S.O. to 12.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A. 213/2022 IN O.A. 259/2021**  
**(Megharani P. Tarkase V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 12.8.2022 for hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

***FARAD CONTINUATION SHEET***  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 694/2013**  
**(Bashir Khan Daulat Khan Patel V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 24.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022



**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 15/2014**  
**(Bipin P. Sonar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 24.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 300/2015**  
**(Santosh P. Namdas V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 25.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**O.A. NO. 300/2016 & O.A. NO. 31/2017**  
**(Subhash P. Gutte & Another V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri S.N. Pawade, learned counsel holding for Shri A.V. Patil (Indrale), learned for the applicants in both the matters and Shri M.P. Gude, learned Presenting Officer for the respondent authorities in both the matters, are present.

2. With the consent of both the sides, S.O. to 25.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 223/2016**  
**(Krishnakumar G. Kachawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Sanjaykumar Chavan, learned for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present. Shri D.Y. Nandedkar, learned counsel for respondent no. 4 (**absent**).

2. In view of absence of learned counsel for the applicant & the learned counsel for respondent no. 4, S.O. to 26.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 578/2016**  
**(C.H. Dongaonkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri S.D. Dhongde, learned counsel holding for Smt. Suchita Dhongde, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri D.T. Dewane, learned counsel for respondent nos. 2 to 5, are present.

2. With the consent of both the sides, S.O. to 26.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 655/2016**  
**(Santosh C. Bhadane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri D.S. Bagul, learned for the applicant  
(**absent**). Shri M.S. Mahajan, learned Chief Presenting  
Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the  
applicant, S.O. to 29.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 914/2016**  
**(Ravi A. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri I.D. Maniyar, learned for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 29.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 142/2017**  
**(Bajirao V. Chaudhari V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri A.D. Sugdare, learned for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Smt. Sunita D. Shelke, learned counsel for respondent nos. 2 to 4, are present.

2. With the consent of both the sides, S.O. to 29.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022



**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 153/2017**  
**(Dr. Ramnath B. Hemke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri J.S. Deshmukh, learned for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri Avinash D. Aghav, learned counsel for respondent nos. 4 & 5, are present.

2. With the consent of both the sides, S.O. to 30.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 154/2017**  
**(Naseem Banu Nazir Patel V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 30.8.2022 for final hearing.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDERS 21.7.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 214 OF 2022  
(Babsaheb A. Awdhut V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 4. Same is taken on record and copy thereof has been served on the other side.
3. S.O. to 18.08.2022 for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 216 OF 2022  
(Usha N. Kute V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record and copy thereof has been served on the other side.
3. S.O. to 19.08.2022 for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 228 OF 2022  
(Dr. Saurabh P. Kulkarni V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri D.T. Devane, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

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

3. S.O. to 18.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 251 OF 2022  
(Vikas D. Wagh V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri S.U. Chaudhari, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, 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 to the amended O.A.

3. S.O. to 22.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 273 OF 2022  
(Pradeep P. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri H.P. 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 22.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 285 OF 2022  
(Shashikant D. Guntoorkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Await service of notice on the respondents.

3. As none present for the applicant, S.O. to 23.08.2022 for taking necessary steps.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 328 OF 2022  
(Ashok B. Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**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 08.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 404 OF 2022  
(Manesh D. Nagargoje V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Learned Presenting Officer 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. S.O. to 11.08.2022 for filing rejoinder affidavit, if any.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 482 OF 2022  
(Ganesh V. Patil V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.R. Patil, 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.

3. S.O. to 05.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 497 OF 2022  
(Sachin J. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri V.B. Wagh, 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 for filing affidavit in reply on behalf of respondents.

3. S.O. to 11.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 549 OF 2022  
(Mangal S. Khetre V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

3. S.O. to 11.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 583 OF 2022  
(Shivling M. Sakhare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

3. At the request of learned Advocate for the applicant, S.O. to 02.08.2022 for taking necessary steps.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**M.A. No. 228/2021 in O.A. St. No. 775/2021  
(Jagannath T. Mundhe V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

3. S.O. to 23.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**M.A. No. 288/2021 in O.A. No. 491/2019  
(Satish S. More V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

3. S.O. to 23.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 206 OF 2021  
(Deepak B. Aher & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Record shows that affidavit in reply is filed only on behalf of respondent Nos. 3 to 5. No affidavit in reply is filed on behalf of respondent Nos. 1 & 2, though sufficient opportunities were granted.

3. Learned Advocate for the applicant submits that the applicants do not wish to file rejoinder affidavit.

4. In view of above, pleadings are complete. The present matter is pertaining to applicability of the old pension scheme claimed by the applicant. Hence, the present O.A. is admitted and it be fixed for final hearing on 22.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 597 OF 2020  
(Amol S. Shidore V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.R. Andhale, 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 18.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 288 OF 2021  
(Shubham K. Shreebhate V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 420 OF 2021  
(Raosaheb B. Jangle V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. The present matter is to be treated as part heard.
3. By consent of both the sides, S.O. to 08.08.2022.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 609 OF 2021  
(Nitin A. Mohane & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 02.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 616 OF 2021  
(Mayus L. Sonawane V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 02.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 36 OF 2016  
(Laxmi S. Shinde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.D. Munde, learned Advocate holding for Shri S.S. Gangakhedkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned 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 12.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 88 OF 2019  
(Kashinath G. Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Smt. Preeti Wankhede, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed sur-rejoinder on behalf of respondent No. 1. Same is taken on record and copy thereof has been served on the other side.

3. By consent of both the sides, S.O. to 22.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 361 OF 2019  
(Jijabai J. Sonwane & Anr. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.B. Mene, learned Advocate holding for Shri A.D. Gadekar, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 22.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 907 OF 2019  
(Dr. Namdeo V. Korde V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 5 and Shri Avishkar Patil, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for respondent No. 6.

2. By consent of all the parties, S.O. to 22.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 45 OF 2019  
(Shriram M. Bhokare V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 22.08.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.322 OF 2021  
(Kantilal K. Naglod Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. This matter has already been treated as part heard.

3. Learned P.O. for the respondents submits that Misc. Application No.299/2022 in this Original Application filed by the intervenors was rejected by this Tribunal on the last date i.e. on 12.07.2022 and against the said order, Writ Petition is filed bearing W.P.St.No.18902/2022 and it is kept for hearing on tomorrow. He therefore seeks adjournment.

4. Learned Advocate for the applicant submits that the respondents are trying to prolong the matter for one and other reasons.

5. Considering the facts on record it seems that the matter is now pending before the Hon'ble High Court. This Tribunal has to wait reasonably.

6. In view of above, S.O. to 01.08.2022 for hearing.

**MEMBER (J)**

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.286 OF 2021  
(Sayyed Ubed Sayyed Asif & Ors. Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri N.K. Tungar, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.488 OF 2021  
(Sayed Naimuddin Sayed Moinudddin Vs. State of Maharashtra & Ors.**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, 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 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

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

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri P.H. Patil, learned Advocate holding for Shri P.B. Patil, learned for the applicant and Shri I.S. Thorat, 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 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.23 OF 2021  
(Nagnath P. Telgane Vs. State of Maharashtra & Ors.**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned 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 22.08.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.528 OF 2019  
(Dr. Kishor H. Kadam Vs. State of Maharashtra & Ors.**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. The present matter has already been treated as part heard.
3. Learned Advocate for the applicant placed on record the copy of G.R. dated 01.07.2002 issued by the respondent showing that the applicant at Sr.No.66 has been selected through M.P.S.C. on the post of Medical Officer, Group 'A'. The same is taken on record at last annexure of this Original Application.
4. Learned Advocate for the applicant further submits that he is required to seek amendment in the Original Application explaining the consequential benefits. Liberty is granted to amend the Original Application.
5. The applicant to amend the Original Application on or before the next date and to serve the copy of amended O.A. on the other side.
6. S.O. to 04.08.2022 for final hearing.

**MEMBER (J)**

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**M.A.NO.274 OF 2022 IN O.A.NO.56 OF 2022  
(Sidram M. Koli Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks permission to withdraw the present Misc. Application No.274/2022.

3. I have no reason to refuse the permission to withdraw the present Misc. Application.

4. Accordingly, the Misc. Application No.274/2022 stand disposed of as withdrawn. No order as to costs.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.56 OF 2022  
(Sidram M. Koli Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri K.P. Rodge, learned Advocate for the applicant and Shri M.P. Gude, 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 18.08.2022 for admission.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.551 OF 2020  
(Kiran S. Pathare Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri D.T. Devane, learned Advocate holding for Shri M.B. Kolpe, 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 19.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.543 OF 2019  
(Shivprasad C. Potpalliwar & Ors. Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Smt. Shilpa Awchar, learned Advocate holding for Shri Ganesh R. Jadhav, learned Advocate for the applicants, Shri I.S. Thorat, learned Presenting Officer for the respondent No.1 and Shri S.B. Mene, learned Advocate for the respondent Nos.2 & 3.

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

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

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

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri S.B. Shirsath, learned Advocate for the applicant, is **absent**. Heard Smt. Sanjivani K. Deshmukh-Ghate, 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 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**M.A.NO.195 OF 2021 IN O.A.ST.NO.727 OF 2021  
(Pathan Maheeb Ahmed Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.N. Pawde, learned Advocate holding for Shri M.K. Bhosale, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.08 OF 2022  
(Mahesh R. Vitekar Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

**TRIBUNAL'S ORDERS**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.S. Pawar, learned Advocate for the applicant and Shri N.U. Yadav, 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 22.08.2022 for admission.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**M.A.NO.223 OF 2020 IN O.A.ST.NO.870 OF 2020  
(Vitthal S. Bade Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri R.R. Bangar, learned Advocate for the applicant, is **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 17.08.2022 for hearing.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.79 OF 2022  
(Datta G. Jadhav Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri A.B. Rajkar, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent No.1 and Shri S.B. Mene, learned Advocate for the respondent Nos.2 & 3.

2. Learned Advocate for the applicant submits that the applicant has joined his posting at transferred place.

3. The pleadings are complete. The matter is pertaining to transfer. It is admitted and fixed for hearing at the stage of admission.

4. S.O. to 22.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.476 OF 2020  
(Laxmikant V. Deshpande Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 22.08.2022 for admission.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION ST.NO.307 OF 2022  
(Jaydatt R. Bhusare Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri B.B. Kulkarni, learned Advocate for the applicant, is **absent**. Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 22.08.2022 for taking necessary steps in respect of office objection.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.654 OF 2022  
(Shivnand D. Koli Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri M.S. Chaudhari, 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 22.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

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

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri M.U. Shelke, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 22.08.2022.

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

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

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

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

8. S.O. to 22.08.2022.

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

**MEMBER (J)**

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.332 OF 2022  
(Rohit B. Salve Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant placed on record the copy of communication dated 27.06.2022 received by the applicant under RTI from the authority of respondent No.3 i.e. the District Collector, Aurangabad stating that the information is not available as to whether junior to the applicant in the waiting list is given compassionate appointment or not. The same is taken on record and marked as document 'X' for the purpose of identification.

3. This will show that the applicant has not come out with the specific discrimination. Hence, the question remains about the cause of action for filing this Original Application and any alleged injustice if done. Keeping open this aspect, issue notice to respondents, returnable on 22.08.2022.

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

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

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

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

8. S.O. to 22.08.2022.

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

**MEMBER (J)**



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.571 OF 2020  
(Madhukar R. Mapari Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Record shows that on the last date i.e. on 01.07.2022 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 stating that the para-wise remarks are approved. However, the person authorized to sign affidavit-in-reply is on leave. On his request, one more last chance is granted for filing affidavit in reply on behalf of the respondents.

4. S.O. to 03.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.680 OF 2019  
(Harunbhai Hussaibhai Sayyed Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri Abasaheb D. Shinde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents.

3. S.O. to 22.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.766 OF 2016  
(Rambhau T. Jadhav Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. The present matter is closed for order.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.1045 OF 2019  
(Sunil P. Pathrikar Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri Ajay S. Deshpande, learned Advocate for the applicant has filed **leave note**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of leave note of learned Advocate for the applicant, S.O. to 10.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.209 OF 2020  
(Akhil Ahmed Mukheed Ahmed Kazi Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri R.B. Ade, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent Nos.1 to 6 and Shri D.T. Devane, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the respondent No.7.

2. Record shows that the affidavit-in-reply is already filed on behalf of the respondent Nos.1 to 5.

3. At the request of learned P.O. and learned Advocate for the respondent No.7, last chance is granted for filing affidavit-in-reply on behalf of the respondent Nos.6 & 7.

4. S.O. to 18.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.67 OF 2021  
(Prabhakar R. Chincholkar Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri S.G. Kulkarni, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent Nos.1 & 4 and Shri S.B. Patil, learned Advocate for the respondent Nos.2 & 3.

2. At the request of the learned Advocate for the applicant, last chance is granted for filing affidavit-in-rejoinder.

3. S.O. to 11.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.160 OF 2021  
(Mayur R. Sonawane Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

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

3. S.O. to 12.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.110 OF 2021  
(Dr. Namdeo R. Pawar Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Affidavit-in-reply filed on behalf of the respondent Nos.1 to 3 is taken on record and copy thereof has been served on the other side.
3. S.O. to 10.08.2022 for filing affidavit-in-rejoinder, if any.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.147 OF 2021  
(Ratnaprabha T. Hingade Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri P.B. Rakhunde, 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, last chance is granted for filing affidavit-in-rejoinder.

3. S.O. to 18.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.379 OF 2021  
(Ravindra B. Rathod Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri Suresh Pidgewar, learned Advocate holding for Shri N.L. Chaudhari, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

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

3. S.O. to 18.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.414 OF 2021  
(Shaikh Gulab Sher Muhammad Shaikh Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. At the request of the learned P.O., one more last chance for filing affidavit-in-reply on behalf of the respondents.

3. S.O. to 08.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.630 OF 2021  
(Babasaheb H. Dahifale Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

3. S.O. to 17.08.2022. Interim relief granted earlier to continue till then.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.730 OF 2021  
(Imronoddin E. Shiakh Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

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

3. S.O. to 17.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.766 OF 2021  
(Narandra K. Rameshdev Joshi Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

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

2. Await service of notice on the respondent No.2.
3. At the request of the learned Advocate for the applicant, time is granted for taking necessary steps.
4. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondent Nos.1,3 & 4.
5. S.O. to 18.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.781 OF 2021  
(Afroz Khan Karim Khan Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri A.R. Tapse, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents.
3. S.O. to 05.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.796 OF 2021  
(Dinesh A. Chavan Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Heard Shri Amol S. Gandhi, 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, time is granted for taking necessary steps for filing service affidavit in respect of respondent No.1.
3. S.O. to 18.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022



**FARAD CONTINUATION SHEET  
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,  
BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO.10 OF 2022  
(Akash T. Jadhav Vs. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE : 21.07.2022.**

**ORAL ORDER :**

Shri Avinash D. Aghav, learned Advocate for the applicant, is **absent**. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents.
3. S.O. to 22.08.2022.

**MEMBER (J)**

SAS ORAL ORDERS 21.07.2022

**M.A.NO.454 OF 2018 IN O.A.ST.NO.1906 OF 2018  
(Kiran Santosh Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 21.07.2022**

**O R D E R**

This application is made seeking condonation of delay of about 10 months occurred in filing the Original Application under Section 19 of the Administrative Tribunals Act, 1985 seeking to challenge the order dated 05.12.2012 (Annex. 'A-17') rejecting the commuted leave on medical ground to the applicant for the period of 20.05.2010 to 10.12.2010 (175 days) passed by the respondent No.4 i.e. the Special Director General (Jail), Mumbai which is confirmed on 01.06.2016 (Annex. 'A-19') in departmental appeal by the respondent No.2 i.e. the Additional Director General & Inspector General of Prisons, Pune.

//2//

M.A.454/2018 In  
O.A.St.1906/2018

2. It is the contention of the applicant that considering the limitation period of one year provided under Section 19 of the Administrative Tribunals Act, 1985 and six months period for correspondence, there would be delay of 10 months in filing the Original Application. The said delay is not deliberate or intentional one.

3. After issuance of last impugned order dated 01.06.2016, the applicant made representations dated 21.07.2016, 10.10.2018 and 22.08.2018 (Annex. 'MA-1' collectively) seeking justice. However, the higher authorities have not responded to his said representations. Hence, this application for condonation of delay.

4. Affidavit-in-reply is filed on behalf of the respondent Nos.1 to 4 by one Yogesh Dattatraty Desai working as the Deputy Inspector General of Prisons, Central Region, Aurangabad, District Aurangabad

//3//

M.A.454/2018 In  
O.A.St.1906/2018

contending that there is no merit in the grievances raised by the applicant in the Original Application and no sufficient cause has been shown for condonation of delay.

5. Moreover, the representations are considered by the respondent Nos.1 & 2 respectively as per internal communications/orders dated 26.12.2018 and 04.02.2019 and the respondent No.2 by order dated 04.02.2019 has ordered as follows:-

“As the DE is in progress, the decision on leave will be taken subject to outcome of the DE and rules.”

6. Considering the application and affidavit-in-reply, it is evident that after issuance of impugned order dated 01.06.2016 rejecting the departmental appeal by the respondent No.2, the applicant made various representations. As those representations were not considered, the applicant filed accompanying

//4//

M.A.454/2018 In  
O.A.St.1906/2018

Original Application along with the delay condonation application on or about 03.11.2018. In view of same, there is delay of about 10 months. The said delay cannot be said to be deliberate or intentional one. In fact during pendency of the present proceeding, it appears that the subsequent representations made by the applicant after issuances of impugned order dated 01.06.2016 are attended and the respondent No.2 has passed the order postponing the decision on leave subject to outcome of the departmental enquiry and rules.

7. The period in which the applicant was waiting for response to his representations can be good ground for condonation of delay. It is a settled principle of law that the expression "sufficient cause" is to be construed liberally. In such circumstances, refusing to condone the delay is likely to result into defeating the cause of justice at the threshold. In the

//5//

M.A.454/2018 In  
O.A.St.1906/2018

circumstances, in my considered opinion, this is a fit case to condone the delay of about 10 months caused in filing the accompanying Original Application. Hence I proceed to pass the following order : -

**ORDER**

The Misc. Application No. 454/2018 is allowed in following terms:-

- (A) The delay of about 10 months caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned.
- (B) The accompanying O.A. be registered and numbered by taking in to account other office objection/s, if any.
- (C) No order as to costs.

**MEMBER (J)**

**M.A.NO.136 OF 2021 IN O.A.ST.NO.397 OF 2021  
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 21.07.2022**

**ORDER**

This application is made seeking condonation of delay of about 60 days caused in filing the Original Application under Section 19 of the Administrative Tribunals Act, 1985 challenging the impugned order dated 07.02.2020 passed by the respondent No.2 i.e. the Additional Director General of Police (Administration) Maharashtra State, Mumbai thereby confirming order of punishment dated 09.01.2019 (Annex. 'A-3') issued by the respondent No.4 i.e. the Superintendent of Police, Dhule. Dist. Dhule thereby withholding/stopping one annual increment without cumulative effect, which is confirmed in the departmental appeal by the respondent No.3 i.e. the

//2//

M.A.136/2021 In  
O.A.St.397/2021

Special Inspector General of Police, Nashik Region,  
Nashik by his order dated 20.05.2019 (Annex. 'A-5').

2. This accompanying Original Application along with the delay condonation application is submitted on 07.04.2021. There is delay of about 60 days in filing the Original Application.

3. It is contended that the cause of action for filing the present Original Application arose on or about 06.02.2021, which was during Covid-19 Pandemic situation.

4. The affidavit-in-reply is filed on behalf of the respondent Nos.1 to 4 by one Anil Waman Mane working as the Deputy Superintendent of Police, Shirpur Division, Shirpur, District Dhule. Thereby he resisted the application contending that no sufficient cause has been shown by the applicant for condonation of delay. Moreover, there is no merit in



//3//

M.A.136/2021 In  
O.A.St.397/2021

the case of the applicant. Therefore, the applicant is liable to be rejected.

5. I have heard the argument advanced by Shri Sanjay N. Pagare, learned Advocate for the applicant on one hand and Shri D.R. Patil, learned Presenting Officer representing the respondents on other hand.

6. Considering the dates involved in the matter, it is evident that the cause of action for filing the Original Application under Section 19 of Administrative Tribunals Act, 1985 challenging the impugned order of punishment imposed upon the applicant, which is confirmed in the departmental appeal and further revision/appeal, arose during the Covid-19 Pandemic situation. As per the order of Hon'ble Apex Court in suo-moto petitions, the period of limitation following during Covid-19 Pandemic situation is to be deducted/exempted. As per the said order, the period

//4//

M.A.136/2021 In  
O.A.St.397/2021

from 15.03.2020 till 28.02.2022 and further period of 90 days is to be excluded for the purposes of limitation as may be prescribed under any general or special laws in respect of all judicial or quasi-judicial proceedings. In view of the same, cause of action for filing the present Original Application falls within the said exempted period.

7. In view of the abovesaid dictum of the Hon'ble Apex Court, in my opinion, this is a fit case to condone the delay caused in filing the Original Application without going into much detail of the reasons. Hence, I proceed to pass the following order:-

**ORDER**

The Misc. Application No. 136/2021 is allowed in following terms:-

- (A) The delay of about 60 days caused in filing the accompanying O.A. under Section 19 of

//5//

M.A.136/2021 In  
O.A.St.397/2021

the Administrative Tribunals Act, 1985 is  
hereby condoned.

- (B) The accompanying O.A. be registered and  
numbered by taking in to account other  
office objection/s, if any.
- (C) No order as to costs.

**MEMBER (J)**

**M.A.NO.137 OF 2021 IN O.A.ST.NO.399 OF 2021  
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 21.07.2022**

**ORDER**

This application is made seeking condonation of delay of about 287 days caused in filing the Original Application under Section 19 of the Administrative Tribunals Act, 1985 challenging the impugned order dated 24.06.2019 (Annex. 'A-6') passed by the respondent No.2 i.e. the Additional Director General of Police (Administration) Maharashtra State, Mumbai thereby confirming order of punishment dated 08.08.2017 (Annex. 'A-3') issued by the respondent No.4 i.e. the Superintendent of Police, Dhule. Dist. Dhule thereby withholding/stopping three annual increments without cumulative effect, which is confirmed in the departmental appeal by the respondent No.3 i.e. the

//2//

M.A.137/2021 In  
O.A.St.399/2021

Special Inspector General of Police, Nashik Region,  
Nashik by his order dated 23.04.2018 (Annex. 'A-4').

2. In this case, the period of limitation of one year for filing the Original Application challenging the impugned order dated 24.06.2019 expired on 23.06.2020 which is during the Pandemic situation. Thereafter, this accompanying Original Application along with the delay condonation application is submitted on 07.04.2021. There is delay of about 287 days in filing the Original Application.

3. It is contended that the cause of action for filing the present Original Application arose on or about 23.06.2020, which was during Covid-19 Pandemic situation.

4. The affidavit-in-reply is filed on behalf of the respondent No.2 by one Ishwar Mohan Katkade working as the Deputy Superintendent of Police (H.Q.),

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M.A.137/2021 In  
O.A.St.399/2021

Dhule, District Dhule. Thereby he resisted the application contending that no sufficient cause has been shown by the applicant for condonation of delay. Moreover, there is no merit in the case of the applicant. Therefore, the applicant is liable to be rejected.

5. I have heard the argument advanced by Shri Sanjay N. Pagare, learned Advocate for the applicant on one hand and Shri D.R. Patil, learned Presenting Officer representing the respondents on other hand.

6. Considering the dates involved in the matter, it is evident that the cause of action for filing the Original Application under Section 19 of Administrative Tribunals Act, 1985 challenging the impugned order of punishment imposed upon the applicant, which is confirmed in the departmental appeal and further revision/appeal, arose during the Covid-19 Pandemic

//4//

M.A.137/2021 In  
O.A.St.399/2021

situation. As per the order of Hon'ble Apex Court in suo-moto petitions, the period of limitation following during Covid-19 Pandemic situation is to be deducted/exempted. As per the said order, the period from 15.03.2020 till 28.02.2022 and further period of 90 days is to be excluded for the purposes of limitation as may be prescribed under any general or special laws in respect of all judicial or quasi-judicial proceedings. In view of the same, cause of action for filing the present Original Application falls within the said exempted period.

7. In view of the abovesaid dictum of the Hon'ble Apex Court, in my opinion, this is a fit case to condone the delay caused in filing the Original Application without going into much detail of the reasons.

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M.A.137/2021 In  
O.A.St.399/2021

Hence, I proceed to pass the following order:-

**ORDER**

The Misc. Application No. 137/2021 is allowed in following terms:-

- (A) The delay of about 287 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned.
- (B) The accompanying O.A. be registered and numbered by taking in to account other office objection/s, if any.
- (C) No order as to costs.

**MEMBER (J)**



**M.A.NO.138 OF 2021 IN O.A.ST.NO.401 OF 2021  
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 21.07.2022**

**ORDER**

This application is made seeking condonation of delay of about 174 days caused in filing the Original Application under Section 19 of the Administrative Tribunals Act, 1985 challenging the impugned order dated 15.10.2019 passed by the respondent No.2 i.e. the Additional Director General of Police (Administration) Maharashtra State, Mumbai thereby confirming order of punishment dated 22.09.2017 (Annex. 'A-3') issued by the respondent No.4 i.e. the Superintendent of Police, Dhule. Dist. Dhule thereby withholding/stopping three annual increment without cumulative effect, which is confirmed in the departmental appeal by the respondent No.3 i.e. the

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M.A.138/2021 In  
O.A.St.401/2021

Special Inspector General of Police, Nashik Region,  
Nashik by his order dated 19.04.2018 (Annex. 'A-5').

2. This accompanying Original Application along with the delay condonation application is submitted on 07.04.2021. There is delay of about 174 days in filing the Original Application.

3. It is contended that the cause of action for filing the present Original Application arose on or about 14.10.2020, which was during Covid-19 Pandemic situation.

4. The affidavit-in-reply is filed on behalf of the respondent Nos.1 to 4 by one Ishwar Mohan Katkade working as the Deputy Superintendent of Police (HQ), Dhule, District Dhule. Thereby he resisted the application contending that no sufficient cause has been shown by the applicant for condonation of delay.

//3//

M.A.138/2021 In  
O.A.St.401/2021

Moreover, there is no merit in the case of the applicant.

Therefore, the applicant is liable to be rejected.

5. I have heard the argument advanced by Shri Sanjay N. Pagare, learned Advocate for the applicant on one hand and Shri D.R. Patil, learned Presenting Officer representing the respondents on other hand.

6. Considering the dates involved in the matter, it is evident that the cause of action for filing the Original Application under Section 19 of Administrative Tribunals Act, 1985 challenging the impugned order of punishment imposed upon the applicant, which is confirmed in the departmental appeal and further revision/appeal, arose during the Covid-19 Pandemic situation. As per the order of Hon'ble Apex Court in suo-moto petitions, the period of limitation following during Covid-19 Pandemic situation is to be deducted/exempted. As per the said order, the period

//4//

M.A.138/2021 In  
O.A.St.401/2021

from 15.03.2020 till 28.02.2022 and further period of 90 days is to be excluded for the purposes of limitation as may be prescribed under any general or special laws in respect of all judicial or quasi-judicial proceedings. In view of the same, cause of action for filing the present Original Application falls within the said exempted period.

7. In view of the abovesaid dictum of the Hon'ble Apex Court, in my opinion, this is a fit case to condone the delay caused in filing the Original Application without going into much detail of the reasons. Hence, I proceed to pass the following order:-

**ORDER**

The Misc. Application No. 138/2021 is allowed in following terms:-

- (A) The delay of about 174 days caused in filing the accompanying O.A. under Section 19 of

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M.A.138/2021 In  
O.A.St.401/2021

the Administrative Tribunals Act, 1985 is  
hereby condoned.

- (B) The accompanying O.A. be registered and  
numbered by taking in to account other  
office objection/s, if any.
- (C) No order as to costs.

**MEMBER (J)**



**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 797 OF 2016**  
**(Gaurav Anil Chavan V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Smt. Sumedha Thombre, learned counsel holding for Shri C.V. Thombre, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. List the present O.A. for hearing since the affidavit in reply has already been filed by the respondents.

3. S.O. to 30.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 734 OF 2021**  
**(Ganesh Shivaji Panchal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Smt. Shilpa Awchar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time to file affidavit in reply. Learned counsel for the applicant submits that already due opportunities are availed by the respondents for filing affidavit in reply. In the circumstances, time is granted by way of last chance. It is clarified that if the affidavit in reply is not filed on or before the next date, the respondents may not be permitted to file the same and the matter will be heard without their affidavit in reply.

3. S.O. to 30.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD



**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 594 OF 2021**  
**(Dr. Meena R. Jadhav V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. Learned Chief Presenting Officer has sought time to file affidavit in reply. Learned counsel for the applicant submits that already due opportunities are availed by the respondents for filing affidavit in reply. In the circumstances, time is granted by way of last chance. It is clarified that if the affidavit in reply is not filed on or before the next date, the respondents may not be permitted to file the same and the matter will be heard without their affidavit in reply.

3. S.O. to 30.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 73 OF 2020**  
**(Rohit Hiranman Kandharkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. Learned counsel for the applicant has tendered across the bar the order of promotion issued in favour of the applicant and the same is taken on record. Learned counsel, on instructions, therefore seeks leave of this Tribunal to withdraw the present Original Application. Hence, the following order: -

**ORDER**

The present Original Application stands disposed of since withdrawn however, without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**C.P.NO. 27/2019 IN O.A.NO. 260/2017**  
**(Bhagwat D. Bedke V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Ashish Rajkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present. None appears for the respondent No. 4.

2. At the request of learned counsel for the applicant, S.O. to 5.9.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 607 OF 2021**  
**(Sachin Kishanrao Pawar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Pushpak U. Gujrathi, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

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

“2. Learned counsel for the applicant submits that the present matter pertains to the year of 2021 and after services of the notices ample opportunities have been availed by the respondents for filing affidavits in reply. However, till date affidavits in reply have not been filed.

3. Learned Presenting Officer undertakes to file affidavits in reply within two weeks and has, therefore, sought time till then. Time granted as prayed for. It is clarified that if affidavits in reply are not filed by the respondents on or before the next date, the present matter will be heard without their affidavits in reply.

4. S.O. to 21.7.2022.”

3. However, affidavit in reply has not been filed by the respondents. Learned C.P.O. submitted that within one week the affidavit in reply will be filed. However, in view of the order passed on the earlier occasion though we are permitting the respondents to file affidavit in reply, it is subject to costs of Rs. 1,000/- (Rs. one thousand only) to be deposited along with written statement.

4. S.O. to 28.7.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 425 OF 2020**  
**(Sachin Uttam Shinde & Anr. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** **21.7.2022**

**ORAL ORDER :**

Shri H.A. Joshi, learned counsel for the applicants, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri M.B. Bharaswadkar, learned counsel for respondent Nos. 5, 6 & 11, are present.

2. In the present matter the learned C.P.O. has sought permission to file affidavit in reply. The request seeking time to file affidavit in reply was rejected by this Tribunal long back. However, no further order was passed preventing the respondents from filing affidavit in reply. Learned counsel for the applicants has not opposed for the request for filing affidavit in reply. In the circumstances, the respondents are permitted to file affidavit in reply. The copy of the affidavit in reply is taken on record. It is supplied to the learned counsel for the applicant.

3. List the matter for hearing on 23.8.2022. In the meanwhile if the applicant desires to file any rejoinder affidavit, he is permitted to file the same.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A.NO. 169/2021 IN O.A.ST.NO. 141/2021**  
**(Anil J. Kande & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri Sandeep D. Mundhe, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Affidavit in reply has already been filed by the respondents. List the matter for hearing on 3.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 511 OF 2021**  
**(Dr. Sujitkumar S. Randive V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri A.D. Sugdare, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri V.M. Vibhute, learned counsel for respondent No. 5, are present.

2. In the present matter the learned Presenting Officer has again sought time for filing affidavit in reply. Learned counsel for the applicant brought to our notice that several opportunities are already availed by the respondents. However, in the interest of justice by way of last chance time of two weeks is granted to file affidavit in reply.

3. It is clarified that if the affidavit in reply is not filed within given period, the concerned responsible officer will be saddled with personal costs of Rs. 5000/-.

S.O. to 04.08.2022

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD



**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 556 OF 2019**  
**(Dr. Shamkant D. Gawande V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri J.S. Deshmukh, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri U.S. Mote, learned counsel for respondent No. 4, are present.

2. In the present matter the learned Presenting Officer has again sought time for filing affidavit in reply. Learned counsel for the applicant brought to our notice that several opportunities are already availed by the respondents. However, in the interest of justice by way of last chance time of two weeks is granted to file affidavit in reply.

3. It is clarified that if the affidavit in reply is not filed within given period, the concerned responsible officer will be saddled with personal costs of Rs. 5000/-.

S.O. to 04.08.2022

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 198 OF 2022**  
**(Sachin Haribhau Bidkar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. S.O. to 26.7.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 166 OF 2022**  
**(Dharamsing V. Singal V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Shri V.M. Chate, learned counsel for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. The record of the present O.A. shows that after filing of the present O.A. no one has sincerely attended the present O.A. On previous four dates none appeared for the applicant. Today also none appeared for the applicant. However, in the interest of justice the matter is adjourned after two weeks by way of last chance. If the matter is not proceeded further on the given date the same shall be dismissed for want of prosecution.

3. S.O. to 4.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION NO. 240 OF 2022**  
**(Ankij Pandurang Sawai V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. In the present matter though the applicant was permitted to amend the petition, because of shortage of time petition could not be amended. Learned counsel appearing for the applicant has prayed one week's time for carrying out the amendment. Time granted as prayed for. After amendment is carried out by the applicant, issue notice to the added respondent/s, returnable on 8.9.2022.

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 8.9.2022.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**M.A.NO. 308/2022 IN O.A.ST.NO. 1188/2022**  
**(Balaji Babu Tekale & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Heard Shri S.B. Solanke, 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.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDERS 21.7.2022-HDD

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**ORIGINAL APPLICATION ST.NO. 1188 OF 2022**  
**(Balaji Babu Tekale & Ors. V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

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

2. Issue notice to 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. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 30.8.2022.
- 8. The point of interim relief is kept open.**
9. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**O.A.NO.743/2021, 65/2022 & O.A.ST.NO.198/2022  
(Ashish Susare & 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 : 21-07-2022**

**ORAL ORDER :**

Heard Shri S. P. Salgar, Shri Sandeep D. Munde, Shri R.A.Joshi, learned Advocates for the applicants in respective O.As. and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents.

2. When the present O.As. are taken up for consideration, learned CPO submitted that identical petitions raising the identical issues were filed before Principal Bench of Maharashtra Administrative Tribunal at Mumbai as well as the Bench at Nagpur and the Principal Bench at Mumbai has dismissed the O.As. vide order passed on 08-02-2022. It is also brought to our notice that relying on the said judgments O.A. filed before the Nagpur Bench has also been dismissed on 21-06-2022. Copies of



both the judgments are placed on record. In the circumstances, learned CPO has prayed for disposing of the present O.As. also.

3. Learned Counsel appearing for the applicants in these matters submitted that the order passed by the Principal Bench of this Tribunal in O.A.No.1056/2021 & 82/2022 has been challenged before the Hon'ble Bombay High Court. It is further brought to our notice that the said petition was for consideration yesterday and same has been adjourned to 27-07-2022.

4. On a query made by us, whether any stay is granted in the matter, we are informed that stay has not been granted, however, request for stay is also not yet rejected and petition is likely to be considered finally or for interim relief on 27-07-2022. Request is therefore, made by the learned Counsel appearing for the applicants to suitably adjourn the matter on any day after 27-07-2022.

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O.A.NO.743/2021, 65/2022 & O.A.ST.NO.198/2022

5. In view of the facts as aforesaid, we deem it appropriate to adjourn the hearing in the present O.As. to 28-07-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**C.P.NO.36/2019 IN O.A.NO.229/2015  
C.P.NO.37/2019 IN O.A.NO.230/2015  
(Dr. Bhaskar Borgaonkar & Dr. Dilip Tandale  
Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri P.R.Tandale, learned Advocate for the applicants and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. At the request of learned Presenting Officer, S.O. to 25-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**C.P.NO.16/2020 IN O.A.NO.886/2018**  
**C.P.NO.17/2020 IN O.A.NO.883/2018**  
**(Baliram Waghmare & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Heard Shri Walmik S. Jadhav, learned Advocate holding for Shri G.N.Kulkarni, learned Advocate for the applicants and Shri I.S.Thorat, learned Presenting Officer for the respondents.

2. Learned P.O. tendered across the bar communication received to the office of the CPO from the office of the respondents. Same is taken on record. It is brought to our notice that the steps are being taken for compliance of the order passed by this Tribunal and further time is sought to submit the further progress in the matter. Time is granted as prayed for.

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

**MEMBER (A)**  
YUK ORAL ORDERS 21-07-2022

**VICE CHAIRMAN**

**C.P.NO.19/2021 IN O.A.NO.890/2018  
(Shaikh Hajrabee & 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 : 21-07-2022**

**ORAL ORDER :**

Shri Kakasaheb B. Jadhav, learned Advocate for the applicants and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. At the request of learned P.O., S.O. to 04-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.192/2016  
(Maroti Koli Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri A.S.Golegaonkar, learned Advocate for the applicant is **absent**. Shri M.P.Gude, learned Presenting Officer for the respondents is present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.906/2016  
(Dr. Atul Ladwanjari & 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 : 21-07-2022**

**ORAL ORDER :**

Shri A.G.Talhar, learned Advocate for the applicant and Shri H.P.Kshirsagar, learned Advocate for respondent no.4, are **absent**.

Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities is present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.31/2019  
(Vivek Bhamre Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri Kunal A. Kale, learned Advocate for the applicant and Shri N.R.Dayama, learned Advocate for respondent no.4, are **absent**.

Shri I.S.Thorat, learned Presenting Officer for the respondents is present.

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

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.78/2019  
(Dr. Mamata Chinchalikar Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

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

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.230/2019**  
**(Dr. Rekha Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for respondent nos.1 and 2, and Shri S.K.Kadam, learned Advocate for respondent no.3.

2. The O.A. is filed seeking following reliefs:

*"A. This Hon'ble Tribunal may kindly quash and set aside clause no.4.4.2 to the extent of post graduate degree in any of the clinical subject of advertisement no.49/2018 dated 04/12/2018, further this Hon'ble Tribunal may kindly quash and set aside rule 1 (c) (iii) of the recruitment rules for the post of Director of Health Services, Maharashtra State dated 14/12/1971 to the extent of possession of post of graduate degree in any of the clinical subject.*

*B. This Hon'ble Tribunal may kindly declare and hold that, the applicant eligible for applying to the post of Director of Health Services, Maharashtra Medical and Health Services, Group-A, in pursuance of the advertisement*

*no.49/2018 dated 04/12/2018 on the basis of her qualification as M.B.B.S., M.D. in Pathology and having more than 10 years experience in the Health Administration, Medical Relief and Family Planning in Government Service."*

3. After having heard the learned Counsel appearing for the parties at length, we have reached to the conclusion that it may not be within the domain of this Tribunal to cause interference in the policy decision taken by the Government to prescribe a certain qualification for the post of Director, Health Services and no such material is also available before us to cause interference in the same. Hon'ble Apex Court has time and again cautioned courts and tribunals not to encroach upon the jurisdiction of the executive or the legislatures in so far as the policy matters are concerned. In the circumstances, we are not inclined to cause any interference in the present matter. O.A., therefore, stands rejected with no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.420/2020  
(Anish Patel Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

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

2. Learned P.O. has sought time in the present matter.

List the matter on 03-08-2022.

3. S.O. to 03-08-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.53/2021  
(Yadav Sonkamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri S.B.Solanke, learned Advocate for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities and Shri N.U.Yadav, learned Advocate for respondent no.5, are present.

2. Learned P.O. submits that parawise reply is awaiting approval of the competent authority and has therefore sought time to file affidavit in reply. Time is granted by way of last chance.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.367/2021  
(Ganpat M. Khokale Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri C.V.Dharurkar, learned Advocate for the applicant and Shri M.S.Mahajan, learned Presenting Officer for the respondents, are present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.445/2021  
(Gautam Deolalikar & 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 : 21-07-2022**

**ORAL ORDER :**

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

2. S. O. tomorrow i.e. on 22-07-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.30/2022  
(Mahesh Vaidya Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri S.B.Solanke, learned Advocate holding for Shri Sushant Choudhari, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 07-09-2022.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.178/2022  
(Shrikrishna Nakate Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

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

2. S. O. tomorrow i.e. on 22-07-2022.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**M.A.ST.NO.977/2022 IN O.A.ST.NO.978/2022  
(Ambrish Bhusane & 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 : 21-07-2022**

**ORAL ORDER :**

Shri Mohit Deshmukh, learned Advocate holding for Shri S.S.Dargad, learned Advocate for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned Counsel for applicants seeks leave to delete name of applicant no.3. Leave granted. Necessary amendment be carried out forthwith.

3. In view of the fact that both the applicants are agitating common issues, request for permitting them to sue jointly is accepted, subject to payment of court fee stamps, if not paid.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**O.A.ST.NO.978/2022**  
**(Ambrish Bhusane & 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 : 21-07-2022**

**ORAL ORDER :**

Shri Mohit Deshmukh, learned Advocate holding for Shri S.S.Dargad, learned Advocate for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Issue notice to the respondents, returnable on 30-08-2022.

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

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

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

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

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

**8. Point of interim relief is kept open.**

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

**MEMBER (A)**

YUK ORAL ORDERS 21-07-2022

**VICE CHAIRMAN**

**M.A.NO.141/2021 WITH M.A.NO.121/2021 IN  
O.A.NO.295/2019 WITH C.P.NO.03/2021  
(Nishant Narkhede & 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 : 21-07-2022**

**ORAL ORDER :**

Shri Vinod P. Patil, learned Advocate for the applicant in M.A.121/21, Ku. Preeti Wankhade, learned Advocate for applicant in C.P.No.03/21 IN O.A.295/19 and Shri V.R.Bhumkar, learned Presenting Officer for the applicants in M.A.No.141/2021 (original respondents), are present.

2. S.O. to 26-07-2022. **High on Board.**

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.156/2017  
(Raufkhan Pathan Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri A.D.Sonar, learned Advocate for the applicant is **absent**. Shri I.S.Thorat, learned Presenting Officer for the respondents is present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.165/2017  
(Dr. Sunil Bhamre Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri V.B.Wagh, learned Advocate for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.168/2017  
(Annarao Hivrale Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant has filed **leave note** on record.

Shri N.U.Yadav, learned Presenting Officer for the respondents is present.

2. In view of leave note of learned Advocate for the applicant, S.O. to 05-09-2022.

**MEMBER (A)**

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.177/2017  
(Anand Ganjewar Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

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

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.279/2017  
(Rekha Bonalawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri V.G.Pingle, learned Advocate for the applicant,  
Shri M.P.Gude, learned Presenting Officer for the  
respondent authorities and Shri A.D.Aghav, learned  
Advocate for respondent nos.4 and 5, are present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**O.A.NO.358/2018, 359/2018, 360/2018 & 361/2018  
(Haseeb Khan & 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 : 21-07-2022**

**ORAL ORDER :**

Shri A.D.Sugdare, learned Advocate for the applicants and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDERS 21-07-2022

**ORIGINAL APPLICATION NO.773/2018  
(Shivaji Satote Vs. State of Maharashtra & Ors.)**

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

**DATE : 21-07-2022**

**ORAL ORDER :**

Shri Ashish Rajkar, learned Advocate holding for Shri R.P.Bhumkar, learned Advocate for the applicant, Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, and Shri S.B.Mene, learned Advocate for respondent no.2, are present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.198/2019**  
**(Achyut Kulkarni & 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 : 21-07-2022**

**ORAL ORDER :**

Shri Ashish Rajkar, learned Advocate holding for Shri R.P.Bhumkar, learned Advocate for the applicants, Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, and Shri S.B.Mene, learned Advocate for respondent no.2, 4 & 5, are present.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**FARAD CONTINUATION SHEET**  
**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,**  
**BENCH AT AURANGABAD**

**C.P.NO. 29/2020 IN O.A.NO. 1014/2019**  
**(Bade Ratanhari Shridhar V/s. State of Maharashtra & Ors.)**

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**OFFICE ORDER**

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

**DATE :** 21.7.2022

**ORAL ORDER :**

Heard Shri C.V. Dharurkar, learned counsel for the petitioner and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. When the present contempt petition is taken up for consideration, the learned Chief Presenting Officer has sought time of two weeks stating that the Director of Health Services is making all efforts to comply with the order passed by this tribunal and has referred the matter to the General Administration Department. The request is opposed by the learned counsel for the petitioner.

3. We are not inclined to accept the request so made by the learned C.P.O. for the following reasons: -

(a) On 13.4.2022 Shri Dilip Mhaisekar, Director of Medical Education and Research was present before this Tribunal and in his presence and on his instructions the statement was made by the learned C.P.O. that the order passed by the

Tribunal will be complied with in all respects within 4 weeks and the compliance report will be submitted. We deem it appropriate to reproduce the order passed by this Tribunal taking note of the submissions made as above, which reads thus,-

ORDER

“2. When the present contempt petition is taken up for consideration, Shri Dilip Mhaisekar, Director of Medical Education and Research is present before the Tribunal. Learned CPO submitted that he has instructions to state that the order passed by the Tribunal will be complied with in all respects within 4 weeks and the compliance report will be submitted.

3. In view of the statement made, we have not proceeded further to hear the contempt petition.

4. S.O. to 15.6.2022 for compliance.”

(b) On 17.2.2022 also the similar statement was made that the order passed by this Tribunal will be complied, note of which was taken in the order passed on the said date, which reads thus:

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**ORDER**

“2. When the present matter is taken up for consideration, learned P.O. has tendered copy of communication dated 16.02.2022 received to him, same is taken on record. Learned P.O. has submitted that positive steps are being taken in view of the directions given by this Tribunal, however, for coordinating with other departments of the Government

some time is required. Therefore, learned P.O. has sought 4 weeks' time.

3. It appears to us that much time is consumed, however, by way of last chance, we adjourn the matter till 10.03.2022.

4. S.O. to 10.03.2022.”

4. The order of which the contempt is alleged in the present petition was passed by this Tribunal in O.A. No. 1014/2016 and O.A. No. 95/2020 on 21.9.2020. The said order reads as under: -

“2. Learned C.P.O. has placed on record copy of communication dtd. 27.7.2020 received to him from the respondents, which is taken on record and marked as document 'X' for the purpose of identification. He has submitted that the process regarding filling up 129 vacant posts of Staff Nurse is going on and the respondents have published the select list of 111 candidates. He has further submitted that the respondents are going to take steps for filling up the remaining 129 vacant posts within a short time. Therefore he has submitted that the respondent no. 2 may be directed to complete the said selection process within the stipulated time and with the said directions the O.As. may be disposed of.

4. Learned Advocate for the applicants submits that reasonable time may be given to the respondents to fill up the 129 vacant posts of Staff Nurse, and by giving such directions to the respondents the present O.As. may be disposed of.

5. In view of the above submissions made by the learned Advocate for the applicants and learned C.P.O. for the respondents the present O.As. are disposed of with a direction to the respondent no. 2 to take the suitable steps



regarding filling up 129 vacant posts of Staff Nurse within a period of two weeks from today considering the COVID-19 pandemic situation. There shall be no order as to costs.”

5. The direction was, thus, given for taking suitable steps by the respondent No. 2 in regard to filling up 129 vacant posts of Staff Nurse and the time was provided of two weeks’ for completing the said process. It is brought to our notice that out of 129 posts, 49 posts have been filled up and the 78 posts are still unfilled.

6. During the hearing of the present petition we were apprised that 78 posts since are reserved for Ex-serviceman category candidates, the candidates who do not belong to the said category cannot be given appointment on the said post. It was brought to our notice by the learned counsel appearing for the petitioner that apprehending that the said posts may not be filled in by the respondents on the aforesaid ground even though the candidates from the said category are not becoming available, some of the petitioners in O.A. filed W.P. before the Aurangabad Bench of the Hon’ble Bombay High Court making the Sainiki Kalyan Board as party respondent in the said petition. As has been further submitted by the learned counsel, in the said Writ Petition “No Objection” from Sainiki Kalyan Board was filed on record by the ASGI. In view of the “No Objection” in writing filed on behalf of the Sainiki Board the said petition was disposed of

by the Division Bench presided over by Hon'ble the Chief Justice.

7. The learned counsel further submitted that the petitioner and the similarly situated candidates who were awaiting their appointments were bona-fidely believing that since "No Objection" was received from Sainiki Kalyan Board was prayed for them to get appointment on the posts reserved for Ex-servicemen candidates.

8. We have, however noticed that in respect of the said "No Objection" confusion has been unnecessarily created by the respondents by indulging in making further correspondence with Sainiki Kalyan Board. During the course of hearing it was brought to our notice and learned C.P.O. was also quite aware of the said provision that if the candidates in the category of Ex-Servicemen do not become available, procedure is prescribed for giving appointments on the said post to the other eligible candidates. The main hurdle in making such appointment was to receive "No Objection" from the Sainiki Kalyan Board. As we have stated above such "No Objection" was already given by the Sainiki Kalyan Board before the Hon'ble High Court. In the circumstances, according to us, the respondents were under obligation to take further necessary steps and to make appointments of the remaining candidates.

9. It has to be stated that at the relevant time the Civil Hospitals, Government Medical Colleges and Hospitals were in dire need of the Staff Nurses and 80 candidates, who had successfully undergone selection process were available for appointment on the said posts.

10. It has to be further stated that statement was made by the learned C.P.O. on instructions of the Director of Medical Education in his presence, that the order will be complied by the respondents within next 4 weeks. We believe that when the responsible officer has instructed learned C.P.O. for making such statement, the said officer was aware of the consequences of its non-compliance. However, we regret to state that thereafter affidavit has been filed by the same person stating that guidance is sought from the GAD and such guidance is also sought by the Sainiki Kalyan Board also. We fail to understand when there are clear provisions already in existence for filling in the posts remaining unfilled for want of eligible candidates from the Ex-Servicemen category, why the said process has not been followed during the past period. Now again on the same ground time is sought by the respondents. We, however, did not notice any genuine desire amongst the respondents to comply the order passed by this Tribunal. We have reached to the conclusion that *prima-facie* case is made out for issuing notice to respondent No. 1

namely Dr. Dilip Govindrao Mhaisekar, Director of Medical Education & Research, Mumbai in Form No. III under rule 8(i)(b) as provided under the Maharashtra Administrative Tribunal (Contempt of Courts) Rules, 1996. We order accordingly. The said notice be made returnable on 18.8.2022.

11. Though we have passed the order issuing notice to the respondent No. 1 we deem it appropriate to further observe that to hold any person guilty in contempt may not be the real solution in the present matter for the candidates who are awaiting their orders of appointment from last many months after having successfully gone through the selection process. As such, we hope and trust that during period which has been now provided for appearance of alleged contemnor before this Tribunal, learned P.O. shall impress upon the concerned authorities to have an effective coordination in the present matter so that the order passed by this Tribunal gets complied with and the grievance of the applicant is also redressed.

12. S.O. to 18.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**

**Further order dated 11.8.2022**

The aforesaid order was dictated in open Court on 21.7.2022 however under an impression that name

of Dr. Dilip Govindrao Mhaisekar, Director of Medical Education & Research, Mumbai is not substituted as contemnor, the order was not uploaded on the official website of the Tribunal. Today the learned counsel for the petitioner brought to our notice that by making necessary amendment in view order passed on 11.8.2021 Dr. Dilip Govindrao Mhaisekar, Director of Medical Education & Research, Mumbai has been substituted as contemnor. After aforesaid fact was brought to our notice we have again verified the record. It is found that the order was passed on 11.8.2021 and accordingly Dr. Dilip Govindrao Mhaisekar has been substituted in place of Dr. Tatyrao P. Lahane, the then Director of Medical Education & Research, Mumbai.

2. In the circumstances, we direct the office to upload the present order on the official website by changing the returnable date as 15.9.2022 in place of 18.8.2022.

**MEMBER (A)**

**VICE CHAIRMAN**