

ORIGINAL APPLICATION NO. 190 OF 2017
(Dattatriya J. Zombade Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request and by consent of both the parties, S.O. to 30.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

C.P.NO. 30/2019 IN O.A.NO. 526/2011
(Mohd. Azizullah Khan through LRs Vs. State of Maha. & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

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

3. S.O. to 1.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

C.P.NO. 41/2019 IN O.A.NO. 25/2018
(Sachin R. Salve Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 1.12.2021 for filing rejoinder affidavit.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

C.P.NO. 21/2020 IN O.A.NO. 236/2020
(Prakash U. Hasnbade Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Shri P.S. Anerao, learned Advocate for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondents, present.

2. Await service.

3. Since nobody appears for the applicant, S.O. to 6.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

C.P.NO. 22/2020 IN O.A.NO. 237/2020
(Datta A. Cheke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Shri P.S. Anerao, learned Advocate for the applicant (**absent**). Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents, present.

2. Await service.

3. Since nobody appears for the applicant, S.O. to 6.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 25 OF 2019
(Dnyaneshwar D. Kale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer for the respondents seeks time for filing sur-rejoinder. Short time is granted as a last chance.

3. S.O. to 18.11.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 451 OF 2020
(Shrihari S. Solanke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Record shows that affidavit in reply is filed only on behalf of respondent No. 2. Considering the nature of proceedings, affidavit in reply on behalf of respondent No. 3 i.e. Maharashtra Public Service Commission is necessary. In view of the same, short time is granted for filing affidavit in reply on behalf of respondent Nos. 1 & 3.

3. S.O. to 2.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 105 OF 2021
(Smita K. Suryawanshi & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicants seeks time for filing rejoinder affidavit. Time granted.

3. S.O. to 3.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 265 OF 2021
(Vasant S. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 & 2 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit in rejoinder.

4. In view of the above, S.O. to 3.12.2021.

MEMBER (A)

MEMBER (J)

M.A.NO. 60/2021 IN O.A.NO. 85/2021
(Dr. Balaji M. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer for the respondents seeks time for filing affidavit in reply. Time granted.

3. S.O. to 6.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 175/2021 IN O.A.NO. 904/2018
(Shaikh Ayub Shaikh Jaleel Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Zia-Ul-Mustafa, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents seeks time for filing affidavit in reply. Short time is granted.

3. S.O. to 6.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 232/2021 IN O.A.ST.NO. 932/2021
(Mahendra K. Wadgaonkar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Mahendra Kumarrao Wadgaonkar, applicant in person and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer for the respondents seeks time for filing affidavit in reply. Time granted.

3. S.O. to 16.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 308/2021 IN O.A.NO. 492/2021
(Ganesh K. Chate & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer for the respondents, S.O. to 16.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

**M.A. 312/21 IN C.P. 20/19 WITH M.A.97/12 IN O.A.817/11
(Shivaji V. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Ashish B. Rajkar, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri Santosh B. Mene, learned Advocate for respondent No. 3.

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

3. S.O. to 16.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 636 OF 2021
(Vishal S. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notice to the respondents, returnable on 2.12.2021.
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 2.12.2021.
8. Steno copy and Hamdast is allowed to both parties.
9. The present case be placed on separate board.

MEMBER (A)

MEMBER (J)

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

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Pratik Pangal, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 3. Shri Vinod Joshi, learned Advocate for respondent No. 3 (**absent**).

2. At the request of learned Advocate for the applicant, S.O. to 7.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 140 OF 2020
(Shrikant K. Bhale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

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

3. S.O. to 7.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 331 OF 2020
(Santosh B. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Record shows that till now affidavit in reply is filed only on behalf of respondent No. 4, to which affidavit in rejoinder is also filed by the applicant.

3. Learned Presenting Officer submits that affidavit in reply on behalf of other respondents is not necessary. He seeks time to file sur-rejoinder, if any.

4. S.O. to 8.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 14 OF 2021
(Jaykumar R. Koli Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, 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, S.O. to 8.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 231 OF 2021
(Sushilkumar B. Jadhav & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Advocate holding for Shri S.B. Solanke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 8.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 16/2020 IN O.A.ST.NO. 2416/2019
(Sunil L. Mali Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. The present case is heard at length and closed for orders.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 14/2021 IN O.A.ST.NO. 1471/2020
(Varsha M. Kalyankar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Kishor B. Borde, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

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

3. S.O. to 7.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.ST.NO. 291/2020 IN O.A.NO. 493/2018
(Rajendra K. Shimpi Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 23.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 335/21 IN M.A. 336/21 IN O.A. 242/18
(Vishal S. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Smt. U.T. Pathan, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Issue notice to the respondents in M.A. No. 335/2021, returnable on 1.12.2021.

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.

**:: - 2 - :: M.A.NO. 335/21 IN M.A.
336/21 IN O.A. 242/18**

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 2.12.2021.
8. Steno copy and Hamdast is allowed to both parties.
9. The present case be placed on separate board.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A.NO. 316/2021 IN O.A.ST.NO. 1316/2021
(Sadashiv N. Pohandulkar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. This is an application filed by the applicants seeking permission of this Tribunal to sue the respondents jointly.

3. The Original Application is filed seeking relief of benefit of 3rd A.C.P. Scheme w.e.f. 01.01.2016. The applicants entered in the Government service during the period of 1981 to 1983. All of them said to have completed 30 years of service. However, they are not granted the benefit of 3rd A.C.P. Scheme.

4. In the circumstances as above, since the cause of action is of similar nature and relief sought for is also of similar nature and in order to avoid conflicting order in the same situation and to avoid the multiplicity, leave to sue the respondents jointly is granted, subject to payment of court fee stamps, if not paid.

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**M.A.NO. 316/2021 IN
O.A.ST.NO. 1316/2021**

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)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION ST.NO. 1316 OF 2021
(Sadashiv N. Pohandulkar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notice to the respondents, returnable on 2.12.2021.

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.

:: - 2 - ::

O.A. ST.NO. 1316/2021

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 2.12.2021.
8. Steno copy and Hamdast is allowed to both parties.
9. The present case be placed on separate board.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 941 OF 2019
(Dr. Shukracharya G. Dudhal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Ms. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 26.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

**M.A.NO.337/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(Pratibha S. Ingle Vs. State of Maharashtra & Ors.)**

WITH

**M.A.NO.305/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(The State of Maharashtra & Ors. Vs. Samiksha R.
Chandrakant & Anr.**

WITH

**M.A.NO.310/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(Samiksha R. Chandrakar & Anr. Vs. State of
Maharashtra & Ors.)**

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

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

M.A.NO.337/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Heard Shri V.D. Sapkal, learned Senior Counsel holding for Shri Ujjawal S. Patil, learned Special Senior Counsel with Shri Pandurang Gaikwad and Shri Bhalchandra Shinde, learned Counsels for the applicant in present M.A., Shri Ajay S. Deshpande, learned Advocate for the respondent no.1/applicant in O.A. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

// 2 //

M.A.NO.305/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Heard Shri Ram Apte/Shri M.S. Mahajan, learned Special Counsel and learned Chief Presenting Officer for applicants in M.A.No.305/2021 & Shri Ajay Deshpande, learned Advocate for the respondents in present M.As./applicants in T.A. in M.A.305/2021.

M.A.NO.310/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Heard Shri V.D. Sapkal, learned Senior Counsel holding for Shri Ujjawal S. Patil, learned Special Senior Counsel with Shri Pandurang Gaikwad and Shri Bhalchandra Shinde, learned Counsels for the applicants in M.A.(respondent Nos.5 to 10 in T.A.), shri Ram Apte/Shri M.S. Mahajan, learned Special Senior Counsel and learned Chief Presenting Officer for applicants in M.A.(respondent Nos.1 to 4 in T.A.) and Shri Ajay S. Deshpande, learned Advocate for the respondent Nos.5 & 6 in M.A..

2. S.O. to 22.10.2021. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

**M.A.NO.233/2021 WITH M.A.NO. 330/2021 WITH
M.A.NO.293 OF 2021 IN O.A. NO. 722 OF19
(Arvind D. Gaikwad & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021.

ORAL ORDER :

Heard Shri V.D. Sapkal, learned Senior counsel holding for Shri V.B. Wagh, learned Advocate for the applicants in the M.A. No. 233/2021 & M.A. No. 330/2021, Shri R.N. Chavan, learned Advocate the applicant in M.A.No.293/2021, Shri Ajay S. Deshpande, learned Advocate for the applicants in the O.A. (respondent Nos. 5 to 9 in the M.A. No. 233/2021), Shri M.S. Mahajan, learned Chief presenting Officer for respondent Nos. 1 to 3, Shri M.B. Kolpe, learned Advocate for respondent No. 4, Shri A.S. Deshmukh, learned Advocate for the Respondent Nos. 5, 6, 71, 87, 150, 198, 211, 229, 369, 489, 511, 528, 625, 628 & 629 in O.A., Shri G.K. Kshirsagar, learned Advocate for the Respondent Nos. 221, 222, 249, 252, 296, 327, 353, 573, 581, 593, 606 & 627 in O.A., Shri G.M. Ghongade, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the Respondent Nos.15, 193, 194, 278, 288, 291, 331, 344, 510, 515 & 554 in O.A. and Shri Ajay U. Chandel, learned Advocate holding for Shri Sandeep Dere, learned Advocate for Respondent Nos. 142, 248, 412, 20, 22, 23, 30, 33, 36, 58, 60, 75, 78, 79, 84, 90, 92, 94,

//2// M.A.233/2021 With
M.A.330/2021 With
M.A.293/21 IN
O.A.722/2019

109, 111, 115, 117, 121, 123, 126, 130, 132, 133, 158,
162, 171, 173, 177, 178, 180, 189, 196, 200, 205, 209,
210, 213, 216, 218, 226, 240, 255, 258, 260, 267, 271,
272, 594, 277, 279, 298, 303, 309, 315, 320, 326, 339,
343, 349, 351, 359, 372, 377, 382, 390, 391, 400, 402,
407, 411, 415, 417, 422, 426, 428, 436, 442, 450, 451,
453, 325, 456, 458, 467, 475, 477, 478, 479, 488, 491,
500, 502, 512, 514, 517, 533, 535, 536, 541, 545, 550,
367, 560, 563, 565, 568, 569, 596, 603, 618, 619, 624,
626, 630, 634, 636 & 638 and Shri Ashish Rajkar, learned
Advocate for the respondent Nos. 105, 317, 443 & 458 in
O.A.

2. S.O. to 26.10.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 939 OF 2017
(Dattatraya S. Bargaje Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 23.11.2021.

MEMBER (A)

MEMBER (J)

M.A.NO.112/2021 IN O.A.NO. 386/2020
(Ganga S. Suryawanshi Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Santosh C. Bhosle, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 15.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 82 OF 2019
(Devendra R. Dandgavhal & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Shankar Borkute, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 28.01.2022.

MEMBER (A)

MEMBER (J)

O.A.NO. 805/2018 WITH O.A.NO. 806/2018
(Nagorao V. Karbhari & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri N.R. Thorat, learned Advocate for the applicants in both these cases, Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 to 3 in both these cases, Shri R.N. Bharaswadkar, learned Advocate for respondent Nos. 4, 5 & 7 in O.A. No. 805/2018 and Shri Ajay S. Deshpande, learned Advocate for respondent No. 4 in O.A. No. 806/2018.

2. Due to paucity of time, S.O. to 9.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

T.A.NO. 01/2021 (W.P.NO. 4908/2021)
(Shivji T. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 & 2, Shri V.D. Sapkal, learned Senior Counsel holding for Shri Ujjawal S. Patil, learned Special Counsel for the respondent Nos. 3 to 5 and Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the respondent Nos. 6 to 8.

2. Due to paucity of time, S.O. to 22.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

ORIGINAL APPLICATION NO. 517 OF 2017
(Anup S. Kulkarni Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 18.11.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 776 OF 2018
(Nana B. Salunkhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Anant D. Sugdare, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 3.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 537 OF 2019
(Narendra R. Thakur Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 26.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 21.10.2021-HDD

M.A. No. 326/2021 in O.A. No. 581/2021
(Dr. Aaliya Kausar Aziz Ahmed Khan Vs. State of Maharashtra & Ors.)

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant in the present M.A. (Respondent No. 6 in O.A.), Shri J.M. Murkute, learned Advocate for respondent No. 1 in the present M.A. / applicant in O.A. and Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 2 to 5 / respondent Nos. 1 to 4 in O.A.

2. Learned Presenting Officer placed on record a copy of communication dated 21.10.2021 received from original respondent No. 1. Same is taken on record and marked as document 'X' for the purpose of identification. Thereby it is stated that the proposal of the original applicant and original respondent No. 6 for appropriate posting are placed before the Hon'ble Minister.

3. Learned Advocate for the respondent No. 1 / applicant in O.A. filed on record affidavit stating that it is affidavit in rejoinder to the affidavit in reply filed by the respondent Nos. 2 to 5 in M.A. No. 326/2021. It is a matter of record that the respondent No. 1/ applicant in O.A. has filed affidavit in reply in the

//2//

M.A. 326/2021 in
O.A. 581/2021

present proceeding. In view of the same, this affidavit is considered as additional affidavit of respondent No. 1 / applicant in O.A.

4. Learned Advocate for the applicant in O.A. filed service affidavit and submits that notices were duly served on all the respondents. Same is taken on record.

5. I have heard arguments advanced by respective learned Advocates in M.A. No. 326/2021.

6. S.O. to 26.10.2021 for passing order in M.A. No. 326/2021.

MEMBER (J)

KPB ORAL ORDERS 21.10.2021

ORIGINAL APPLICATION NO. 52 OF 2019
(Shabana Begum Amjad Khan Pathan Vs. State of Maharashtra & Ors.)

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Shaikh Wajeed Ahmed, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request and by consent of both the sides, S.O. to 29.10.2021 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 211 OF 2021
(Sandu Y. Dongre Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request and by consent of both the sides, S.O. to 15.11.2021 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 12 OF 2020
(Vaibhav V. Chandle & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request and by consent of both the sides, S.O. to 27.10.2021 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION ST. NO.588/2019
(Dr. Shivaji Birare Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. It has been brought to the notice of the Tribunal by the learned P.O. that M.A.No.426/2019 had been disposed of by an order dated 05-09-2019, however, stamp number of the O.A. continues to be there. This being actual position, O.A. be registered and regular number may be assigned, after removal of office objections, if any.

3. Learned P.O. has been directed that in order to expedite the process of adjudication, he may advise the respondents concerned to apply provisions of paragraph 3(i) to 3(xii) as is applicable of the Government Resolution of Medical Education and Drugs Department bearing No.Pay-2009/C.R.181/09/Vaiseva-2 dated 10th November, 2009, so that exact entitlement of the applicant may be worked out applying provisions of the said G.R. in *toto*.

4. After the O.A. is registered and numbered, issue notices to the respondents, returnable on 02.12.2021.

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

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

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

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

9. S.O. to 02.12.2021.

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

MEMBER (A)

ORIGINAL APPLICATION NO.719/2016
(Pandurang M. Chandanshiv Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri V.B.Wagh, learned Advocate for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent no.1 and Shri V.M.Chate learned Advocate for respondent nos.2 and 3.

2. Though there is an application filed by the applicant for withdrawal of the O.A., it is observed that as per orders of the Tribunal amount due and payable can be read from Annexure A-5 of the O.A. which includes release of gratuity and payment of pension and payment of interest on delayed payment of monetary benefits.

3. Learned Advocate for the applicant admits that interest has not been paid so far and he has assured to give details of the amount of interest to be paid for the delayed period, for which time is granted.

4. S.O. to 23.11.2021.

MEMBER (A)

ORIGINAL APPLICATION NO.98/2019
(Pandurang M. Chandanshiv Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri V.B.Wagh, learned Advocate for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent no.1 and Shri V.M.Chate learned Advocate for respondent nos.2 and 3.

2. Learned Advocate for the applicant has been directed to submit a short affidavit on the point of initiation of parallel proceedings on the same subject matter which is being before the Tribunal instead of making amendment in already pending O.A.No.719/2016 and also to see the portion which is *prima facie* unauthorized making amendment in O.A.No.98/2019. A short affidavit is required to be filed on the points on next date.

3. S.O. to 23.11.2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.310/2019
(Durgesh Jadhav Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned P.O. seeks time to file sur-rejoinder. Time is granted.
3. S.O. to 18.11.2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

ORIGINAL APPLICATION NO.83/2021
(Ashok Tonde & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request and by consent of both the parties, S.O. to 18-11-2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

ORIGINAL APPLICATION NO.156/2021
(Jayshree Sonwane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request and consent of both the sides, S.O. to 25-11-2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

**ORIGINAL APPLICATION NO.431/2021
(Sabirabi Shaikh Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Shri D.R.Irale Patil, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents.

2. At the request and consent of both the sides, S.O. to 26-11-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.471/2021
(Shankar Galdhar Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time for filing affidavit in rejoinder. Time is granted.

3. S.O. to 17.11.2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

**M.A.NO.36/2020 IN O.A.NO.940/2019
(Ashok Phadnis Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant prays for adjournment. Adjournment is granted.

3. S.O. to 22.11.2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

**ORIGINAL APPLICATION NO.87/2019
(Yogiraj Mane Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Heard Smt. Suchita Dhongde, learned Advocate for the applicant, Smt. Sanjivani Ghate, learned Presenting Officer for the respondent no.1 and Shri N.U.Yadav learned Advocate for respondent nos.2 and 3.

2. At the request and consent of both the sides, S.O. to 25-11-2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

**ORIGINAL APPLICATION NO.70/2020
(Shaikh Hamed Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request and consent of both the sides, S.O. to 25-11-2021.

MEMBER (A)

YUK ORAL ORDERS 21.10.2021

**ORIGINAL APPLICATION NO.97/2020
(Tukaram Sanap Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 21.10.2021

ORAL ORDER :

Shri M.R.Andhale, learned Advocate for the applicant is **absent**. Shri S.K.Shirse, learned Presenting Officer for the respondents is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 29-11-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.889 OF 2019
(Vijaykumar G. Birajdar Vs. State of Maharashtra &
Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Shri Udaykumar E. Hude, learned Advocate for the applicant is **absent**. Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. As none present on behalf of the applicant, S.O. to 29.11.2021 for filing affidavit-in-rejoinder by the applicant, if any.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.1090 OF 2019
(Suresh B. Sonwane Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned P.O. for the respondents seeks further time for filing affidavit-in-reply and he placed on record the copy of communication dated 10.08.2021 received from respondent no.2 to respondent no.3. It is marked as document 'X' for the purpose of identification.

3. Learned Advocate for the applicant also placed on record the copy of internal communication dated 18.01.2021 issued by the office of Respondent No.2 to Respondent No.3. It is marked as document 'X-1' for the purpose of identification.

4. Perusal of these two documents would show that interim letter dated 10.08.2021 refers contents of letter dated 18.01.2021.

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O.A.1090/2019

5. In the circumstances, reply of the respondents would be necessary. Hence, one more last chance is granted to the respondents to file affidavit-in-reply.

6. S.O. to 22.11.2021.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.525 OF 2020
(Anita R. Pagare Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, time is granted for filing affidavit-in-rejoinder, if any.
3. S.O. to 23.11.2021.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.534 OF 2020
(Rajesh N. Bade Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate holding for Shri K.B. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned P.O. for the respondents, one more last chance is granted for filing affidavit-in-reply.
3. S.O. to 22.11.2021.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.52 OF 2021
(Dr. Rekha G. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos.1 & 2.

2. Shri Shrikrashna B. Solanke, learned Advocate files VAKALATNAMA on behalf of the respondent Nos.3 & 4. It is take on record.

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

4. S.O. to 24.11.2021.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.306 OF 2021
(Suwarna S. Bedre Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. Learned P.O. for the respondents submits that the representation made by the applicant dated 09.06.2021 is decided by the respondent no.3 and rejected the same. In that regard he placed on record the copy of communication dated 13.10.2021 sent to the applicant. It is marked as document 'X' for the purpose of identification.

3. Learned P.O. further seeks time for filing affidavit-in-reply on behalf of the respondents. Time is granted.

4. S.O. to 22.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.328 OF 2021
(Vijaykumar G. Biradar Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. Affidavit-in-reply filed on behalf of all the respondents is taken on record.
3. S.O. to 29.11.2021 for filing affidavit-in-rejoinder by the applicant, if any.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.432 OF 2021
(Mayadevi S. Khadiwale Vs. State of Maharashtra &
Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent No.1.

2. Shri Pradeepkumar Tandle, learned Advocate files VAKALATNAMA on behalf of the respondent no.2. It is taken on record.

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

4. S.O. to 22.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.452 OF 2021
(Datta N. Bharaskar Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request of learned P.O., time is granted for filing affidavit-in-reply.
3. S.O. to 24.11.2021.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.459 OF 2021
(Rameshwar B. Khanal Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. At the request of learned P.O., time is granted for filing affidavit-in-reply.
3. S.O. to 24.11.2021. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.52 OF 2020
(Pramod P. Kolhande Vs. State of Maharashtra & Ors.)**

**WITH
ORIGINAL APPLICATION NO.53 OF 2020
(Kailas K. Sasane Vs. State of Maharashtra & Ors.)**

**WITH
ORIGINAL APPLICATION NO.155 OF 2020
(Vishal N. Kamble Vs. State of Maharashtra & Ors.)**

**WITH
ORIGINAL APPLICATION NO.283 OF 2021
(Gautam A. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Harish S. Bali, learned Advocate for the applicants in all the O.As, and Shri S.K. Shrise, Shri N.U. Yadav, Smt. M.S. Patni and Shri I.S. Thorat, learned Presenting Officers for the respondents in respective O.As.

2. Record shows that pleadings are complete. The matters are pertaining to compassionate appointment. The matters are admitted and fixed for final hearing on 29.11.2021.

MEMBER (J)

**M.A.NO.280 OF 2021 WITH M.A.NO.281 OF 2020
IN
ORIGINAL APPLICATION NO.483 OF 2021
(Bhagwan L. Dahale Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

2. Misc. Application No.280/2020 is filed by the applicant seeking interim relief of stay to the fresh transfer order dated 07.08.2021 issued by the respondent no.3 transferring the applicant from Public Works Sub-Division, Sonpeth to Public Works Sub-Division, Pathri.

3. Misc. Application No.281/2021 is filed by the applicant seeking amendment in the Original Application and thereby challenging fresh transfer order dated 07.08.2021.

4. Affidavit-in-reply in both the Misc. Applications is filed by the Respondents thereby the copy of order dated 23.09.2021 is filed as annexure 'R-I' in Misc. Application No.281/2021 by the respondents, thereby the fresh transfer order dated 07.08.2021 is cancelled.

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M.A.280 & 281 of 2021

5. In view of same, the Misc. Application No.280/2021 and Misc. Application No.281/2021 become infructuous and would not survive. Hence, both the Misc. Applications are disposed of accordingly. No order as to costs.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.483 OF 2021
(Bhagwan L. Dahale Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

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

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

3. At the request of the learned P.O. for the respondents, time is granted for filing affidavit-in-sur-rejoinder, if any.

4. S.O. to 26.11.2021. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO.747 OF 2019
(Prashant M. Wayukar Vs. State of Maharashtra & Ors.)**

**WITH
ORIGINAL APPLICATION NO.948 OF 2019
(Manohar K. Mulmule & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicants in both the O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondents in both the O.As.

2. The present case is already part heard.
3. By consent of both the sides, S.O. to 27.10.2021.

MEMBER (J)

ORAL ORDERS 21.10.2021-SAS

**ORIGINAL APPLICATION NO.1082 OF 2019
(Naresh W. Sakpal Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri L.V. Sangit, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The present matter is already part heard.
3. By consent of both the sides, S.O. to 17.11.2021.

MEMBER (J)

O.A.NOS.960 TO 964 ALL OF 2019
(Govind N. Londhe & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate holding for Shri Vilas S. Panpatte, learned Advocate for the applicants in all the O.As. and Shri I.S. Thorat and Smt. M.S. Patni, learned Presenting Officers for the respondents in respective O.As.

2. By consent of both the sides, S.O. to 29.11.2021.

MEMBER (J)

**M.A.ST.889/2021 WITH M.A.ST.890/2021 WITH
M.A.NO.111/2020 IN O.A.ST.NO.1964/2018
(Madhav B. Marde & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 21.10.2021

ORAL ORDER :

Heard Shri H.P. Jadhav, learned Advocate holding for Shri Kiran G. Salunke, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Gahte, learned Presenting Officer for the respondent Nos.1 to 5. Shri G.N. Patil, learned Advocate for the respondent no.6 is **absent**.

2. At the request of the learned Advocate for the Applicant, S.O. to 28.10.2021.

MEMBER (J)

Date : 21.10.2021

ORIGINAL APPLICATION NO.477/2021

(Tukaram R. Bhojane V/s State of Maharashtra & Ors.)

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

1. Shri V.M.Maney Id. Advocate for the applicant and Shri V.R.Bhumkar Id. PO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 23.11.2021. The case be listed for admission hearing on 23.11.2021.
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 Respondents 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

21.10.2021/yuk registrar notice/

Date :21.10.2021

ORIGINAL APPLICATION NO.648/2021

(Dr. Usha Narendra Bholane V/s The State of Maharashtra & Ors.)

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

1. Shri A.P. Gase, Id. Advocate for the applicant and Shri I.S. Thorat, Id. P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 26.11.2021. The case be listed for admission hearing on 26.11.2021.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

Date :21.10.2021

ORIGINAL APPLICATION NO.646/2021

**(Ashok G. Gaikwad V/s The State of Maharashtra
& Ors.)**

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

1. Shri S.T. Chalikwar, Id. Advocate for the applicant and Shri N.U. Yada, Id. P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 23.11.2021. The case be listed for admission hearing on 23.11.2021.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

Date :21.10.2021

ORIGINAL APPLICATION NO.645/2021

(Ulhas D. Chavan V/s The State of Maharashtra & Ors.)

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

1. Shri S.T. Chalikwar, Id. Advocate for the applicant and Smt. Deepali S. Deshpande, Id. P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 23.11.2021. The case be listed for admission hearing on 23.11.2021.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

Date : 21.10.2021

M.A. 345/2021 IN O.A. ST. 1475/2021

(Anantrao V. Soudagar V/s State of Maharashtra & Ors.)

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

1. Shri Mujahed Hussain, learned Advocate for the applicant and Shri M.S. Mahajan, learned C.P.O. for respondents, are present.
2. Circulation is granted. Issue notice to the respondents in M.A., returnable on 25.11.2021. The case be listed for admission hearing on 25.11.2021.
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