

**ORIGINAL APPLICATION NO. 1082 OF 2023  
(Jyoti Deepak Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri Mahesh D. Swami, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that though the applicant has submitted an application for the post of Police Patil under Economically Weaker Section (E.W.S.) category, the applicant could not submit the E.W.S. certificate at the time of verification of the documents. Learned counsel for the applicant submits that though the applicant has passed written examination, however, for want of the said E.W.S. certificate his candidature was not considered. Learned counsel for the applicant submits that the applicant has further submitted the representation to the respondent No.2 to select him for the post of Police Patil by using discretionary power and that in due course, the applicant will submit the E.W.S. certificate. Learned counsel for the applicant

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submits that the direction be given to respondent No.2 to decide the said representation.

3. On perusal of the Original Application particularly prayer clause it appears that in prayer clause 'C' the applicant has prayed for direction to respondents to appoint the applicant on the post of Police Patil under E.W.S. category. It is necessary for the applicant to produce the E.W.S. certificate at the time of verification of documents and failing therein he cannot be considered for the post of Police Patil under E.W.S. category. It is not out of place to mention that the Police Patil of village Waghdul (B.K.), Tal. Dharangaon Dist. Jalgaon is reserved for E.W.S. category. It is for the applicant to convince the authorities to consider his representation and pass the appropriate order, however, no direction can be given to the respondents in this regard. Moreover, even today also, the applicant has not possessed the E.W.S. certificate and in view of same, it may not be appropriate to give direction to the authorities to decide the representation of the applicant. However, it is open for the applicant to

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approach this Tribunal in the event of any adverse order.

4. The Original Application is accordingly dismissed. No order as to costs.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION ST.NO. 2314 OF 2023  
(Venkatrao K. Mutyal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. M.A. Kulkarni, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 22.12.2023 for filing Misc. Application seeking condonation of delay.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 521 OF 2020  
(Laxman B. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. The present matter is already part heard.
3. Learned counsel for the applicant submits that during course of the day the written notices of arguments will be filed.
4. S.O. to 18.01.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 478 OF 2022  
(Deepak A. Mudiraj Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Shaikh Wajeed Ahmed, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. The present matter is part heard.

3. Though the matter is part heard, learned counsel for the applicant has requested for adjournment for filing affidavit in rejoinder.

4. In view of above, S.O. to 25.01.2024 for filing rejoinder/for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 146 OF 2023**  
**(Shashikala G. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. The present matter is part heard.

3. Though the matter is part heard, in compliance with the oral direction given by this Tribunal, learned P.O. is supposed to take instructions. However, the learned P.O. seeks time. Time granted.

4. S.O. to 23.01.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 597 OF 2023**  
**(Ashish N. Hiware Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. The present matter is part heard.

3. In compliance with the direction given by this Tribunal on the last date, learned P.O. seeks time to file short affidavit. Time granted.

4. S.O. to 11.01.2024 for filing short affidavit/ for further hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 621 OF 2023  
(Chhandak G. Lokhande Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri R.N. Bharaswadkar, learned counsel for respondent No.3, are present.

2. Learned counsel for the applicant, learned P.O. for respondent Nos. 1 & 2 so also learned counsel representing the respondent No.3 submit the written notes of arguments. The same are taken on record and copies thereof are given to each other.

3. S.O. to 08.01.2024 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**M.A.NO. 420 OF 2021 IN O.A.ST.NO. 1163 OF 2019  
(Khandu G. Joshi Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 10.01.2024 for filing of the synopsis of the events.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**M.A.NO. 334 OF 2023 IN O.A.ST.NO. 744 OF 2023  
(Bansi S. Shejwal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Learned P.O. submits that the respondent Nos. 3 & 4 have already filed the affidavit in reply to the Misc. Application seeking condonation of delay. Learned P.O. submits that the respondent Nos. 1 & 2 may adopt the same reply filed on behalf of respondent Nos. 3 & 4.

3. In view of same, at the request of learned counsel for the applicant, list the Misc. Application for hearing on 28.02.2024.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

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

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 180 OF 2022  
(Deepak D. Kharath Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri A.B. Rajkar, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned counsel for the applicant, S.O. to 06.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 307 OF 2022  
(Chandrabhan V. Veer Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 04.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 04 OF 2023  
(Sunil L. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned counsel for respondent No. 4, are present.

2. At the request of learned P.O. and learned counsel for respondent No.4, S.O. to 15.01.2024 for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 317 OF 2019  
(Mangala D. Lasurkar (Died) L.Rs. Purushottam E. Joshi  
Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri D.K. Dagadkhair, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 05.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas



**ORIGINAL APPLICATION NO. 1015 OF 2019  
(Sakharam P. Ranbavle Vs. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 1016 OF 2019  
(Udhav U. Thorat Vs. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 1017 OF 2019  
(Sahebrao M. Jadhav Vs. State of Maharashtra & Ors.)**

**WITH**

**ORIGINAL APPLICATION NO. 1019 OF 2019  
(Vitthal B. Patole Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicants in all the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all the matters, are present.

2. At the request of learned counsel for the applicants, S.O. to 04.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 107 OF 2021  
(Sukhdeo T. Shinde Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 06.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 216 OF 2021  
(Keshav B. Bhalerao (Died) L.Rs. Rekha K. Bhalerao Vs.  
State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri D.K. Dagadkhair, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 05.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

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

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.D. Dhongde, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 20 OF 2022  
(Dnyaneshwar B. Sanap Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for final hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 730 OF 2023  
(Chetansing K. Rajput Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Prateek R. Talwar, learned counsel holding for Shri Ajit B. Kale, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

Shri Sanket S. Suryawanshi, learned counsel for respondent No.3, is **absent**.

2. Learned counsel for the applicant submits that the learned counsel representing the respondent No.3 has informed to him that due to some personal work he is unable to attend the date.

3. In view of same, S.O. to 26.02.2024. Interim relief granted earlier to continue till then.

**MEMBER (J)**

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

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 23.01.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 369 OF 2022  
(Madhukar K. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Rahul Shimre, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 21.02.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas



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

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 672 OF 2022  
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.N. Pagare, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 673 OF 2022**  
**(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.N. Pagare, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 674 OF 2022  
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 07.03.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 936 OF 2022  
(Ajay M. Bhonge Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Vishnu Y. Patil, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 29.01.2024 for hearing.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**M.A.NO. 143 OF 2023 IN O.A.ST.NO. 459 OF 2023  
(Harshal S. Desale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Vijaya Adkine, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 15.01.2024 for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

**MEMBER (J)**

ORAL ORDER 21.12.2023 sas

**ORIGINAL APPLICATION NO. 980 OF 2023  
(Smita P. Gavit Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel holding for Shri S.D. Joshi, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits that the affidavit in reply on behalf of respondent Nos. 2 & 3 will be filed during course of the day so also the affidavit in reply on behalf of respondent No.4 will be filed separately during course of the day.

3. S.O. to 04.01.2024 for filing affidavit in rejoinder, if any. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 954 OF 2023  
(Swarupchand R. Barwal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent Nos. 1, 2, 4 & 5. The same is taken on record and copy thereof is given to learned counsel appearing for the applicant.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondent Nos. 3 & 6. Time granted.

4. S.O. to 14.02.2024

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 953 OF 2023  
(Iliyas Khan Samsheer Khan Pathan Vs. State of  
Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent Nos. 2 & 3. The same is taken on record and copy thereof is given to learned counsel appearing for the applicant.

3. Learned P.O. submits that the respondent No. 1 may adopt the affidavit in reply filed by respondent Nos. 2 & 3.

4. In view of same, pleadings are complete. List the matter for admission hearing on 14.02.2024. In the meanwhile it would be open for the applicant to file affidavit in rejoinder, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 950 OF 2023**  
**(Amarsing C. Kawale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Archana Therokar, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent No. 2. The same is taken on record and copy thereof is given to learned counsel appearing for the applicant.

3. Learned P.O. submits that the respondent No. 1 may adopt the affidavit in reply filed by respondent No. 2.

4. In view of same, pleadings are complete. List the matter for admission hearing on 30.01.2024. In the meanwhile it would be open for the applicant to file affidavit in rejoinder, if any.

4. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 855 OF 2023  
(Ramesh G. Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent No. 2. The same is taken on record and copy thereof is given to learned counsel appearing for the applicant.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondent Nos. 1 & 3. Time granted.

4. S.O. to 13.02.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 546 OF 2023**  
**(Kamaji M. Thombare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.S. Randive, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri H.P. Kshirsagar, learned counsel for respondent No.4, are present.

2. Learned P.O. for respondent Nos. 1 to 3 and learned counsel for respondent No. 4 seek time to file affidavit in reply of the said respondents. Time granted.

3. S.O. to 23.01.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 499 OF 2023  
(Yamunabai M. Choudhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Ashish S. Hazari, learned counsel holding for Shri Datta Amadake, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. It appears that the last chance was given to the respondents to file affidavit in reply. However, today learned P.O. again sought time to file affidavit in reply.

3. In view of same, list the matter for admission hearing on 13.02.2024. However, if the reply is filed on the next date, the same will be accepted.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 437 OF 2023**  
**(Prakash G. Kamble Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Ms. Poonam B. Patil, learned counsel for the applicant and Shri A.D. Aghav, learned counsel for respondent No.5, are **absent**. Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent Nos. 1 to 3. The same is taken on record along with spare copy for the applicant.

3. S.O. to 28.02.2024 for filing affidavit in rejoinder, if any.

**MEMBER (J)**

**M.A.NO.409/2023 IN O.A.NO.551/2022**  
**M.A.NO.410/2023 IN O.A.NO.552/2022**  
**M.A.NO.411/2023 IN O.A.NO.554/2022**  
**M.A.NO.412/2023 IN O.A.NO.555/2022**  
**M.A.NO.413/2023 IN O.A.NO.556/2022**  
**M.A.NO.414/2023 IN O.A.NO.557/2022**  
**M.A.NO.415/2023 IN O.A.NO.559/2022**  
**M.A.NO.416/2023 IN O.A.NO.561/2022**  
**M.A.NO.417/2023 IN O.A.NO.562/2022**  
**M.A.NO.418/2023 IN O.A.NO.563/2022**  
**M.A.NO.419/2023 IN O.A.NO.564/2022**  
**M.A.NO.420/2023 IN O.A.NO.565/2022**  
**M.A.NO.421/2023 IN O.A.NO.566/2022**  
**M.A.NO.422/2023 IN O.A.NO.1110/2022**  
**M.A.NO.446/2023 IN O.A.NO.550/2022**  
**M.A.NO.447/2023 IN O.A.NO.553/2022**  
**M.A.NO.448/2023 IN O.A.NO.560/2022**  
**M.A.NO.449/2023 IN O.A.NO. 558/2022**  
**M.A.NO. 486/2023 IN O.A.NO. 44/2021**  
**(State of Maharashtra & Ors. V/s. Raghoji Bele & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

S/Shri V.R.Bhumkar, learned Presenting Officer for the applicants in M.A. (original respondents) and Shri V.G. Pingle, learned counsel for the respondents (Original Applicants) in M.A.No. 409/2023 to M.A.No. 417 of 2023, M.A.No. 422/2023, M.A. 446/2023, M.A. 447/2023, M.A. 448/2023, M.A. 449/2023 & M.A. 486/2023 and holing for Shri P.M. Shinde, learned counsel for the respondents (Original Applicants) in M.A.Nos. 418/2023 to M.A. 421/2023, are present.

2. Learned counsel for the applicants submits that though the Original Applications shown of the year 2022, however, actually the matters are of the year 2019 and

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after condonation of delay, the Original Application were registered in the year 2022.

3. Learned counsel for the applicants submits that the respondent authorities have filed Misc. Application objecting jurisdiction of this Tribunal.

4. Learned counsel for the applicants submits that in the event if this Tribunal decide to hear the Original Applications along with the issue of jurisdiction then the reply to Original Applications is also necessary.

5. Learned P.O. submits that all the Original Applications are liable to be rejected at their threshold on the point of jurisdiction and as such, the Misc. Applications filed in all the Original Applications challenging jurisdiction of this Tribunal required to be decided at the first instance. However, the learned P.O. has no objection for filing affidavit in reply on behalf of the respondents in all these Original Applications.

6. In view of above, S.O. to 23.01.2024 for filing affidavit in reply on behalf of the respondents to the Original Applications.

**MEMBER (J)**



**M.A. St. No. 2408/2023 in O.A. No. 487/2020**  
**(Usha B. Bahirat Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri S.M. Kamble, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. By the present Misc. Application, the applicant is seeking interim relief to stay the further process in connection with the advertisement published by the respondent No. 3 for the post of Police Patil of village Jununwadi, Tq. Jintur, Dist. Parbhani.

3. Learned Presenting Officer on instructions submits that no advertisement has been issued so far for filling up the post of Police Patil of village Jununwadi, Tq. Jintur, Dist. Parbhani and only proclamation has been published for deciding the reservations of different villages.

4. Learned counsel for the applicant submits that even if the said task was undertaken on 20.12.2023 as per the proclamation dated 12.12.2023, the same has been postponed indefinite.

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5. Learned P.O. submits that though the press note dated 19.12.2023 is only in respect of Pathri, Manvat and Sonpeth, however as per the oral instructions from respondent No. 3, the same is also applicable to Taluka Jintur Dist. Parbhani. In view of the same, there is no immediate likelihood publishing the advertisement calling upon the applications from the suitable and eligible candidates to fill up the post of Police Patil of village Jununwadi, Tq. Jintur, Dist. Parbhani.

6. In view of the same, the present M.A. be heard along with O.A. Meanwhile, the respondents shall file affidavit in reply in connection with the O.A. In the event any advertisement is published meanwhile, the applicant is at liberty to press the application seeking interim relief.

7. S.O. to 18.01.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 437 OF 2020**  
**(Arjun D. Karat Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 28.02.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

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

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.02.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 439 OF 2020  
(Bhimrao B. Bangar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri M.K. Deshpande, learned counsel for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 06.03.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 262 OF 2021**  
**(Kamalakar P. Mahale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.03.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 384 OF 2021**  
**(Shripatrao B. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Archana Therokar, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 25.01.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 580 OF 2017**  
**(Subhamangal S. Bhakt Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri D.T. Devane, learned counsel holding for Shri M.B. Kolpe, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.03.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023



**ORIGINAL APPLICATION NO. 962 OF 2017**  
**(Bhausahab B. Rayate Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. As none present for the applicant, S.O. to 01.03.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 200 OF 2018**  
**(Dinkar G. Shahane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 05.03.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 580 OF 2018**  
**(Amol R. Sakruskar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri H.A. Joshi, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent Nos. 2 & 3, are present.

2. S.O. to 18.01.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 616 OF 2018**  
**(Govind R. Kokane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. A.N. Ansari, learned counsel for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 05.03.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 620 OF 2018**  
**(Baban D. Gadekar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri V.M. Maney, learned counsel for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 06.03.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 54 OF 2019**  
**(Varsha S. Pawara Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri P.B. Patil, learned counsel for the applicant and Shri V.C. Patil (Ashtekar), learned counsel for respondent No. 3, are **absent**. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 06.03.2024 for final hearing.

**MEMBER (J)**

**O.A. No. 139/2019 with O.A. No. 946/2018**  
**(Maqdhukar R. Dusane & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri A.D. Sugdare, learned counsel for the applicants in both the O.As., Shri B.S. Deokar, learned Presenting Officer for the respondent authorities in both the O.As. and Smt. Sunita D. Shelke, learned counsel for respondent Nos. 2 & 3 in both the O.As. , are present.

2. S.O. to 28.02.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 442 OF 2019**  
**(Syed Khaja Syed Meeran Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.02.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023



**ORIGINAL APPLICATION NO. 653 OF 2019**  
**(Vijay B. Chavan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 28.02.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 835 OF 2019**  
**(Sanjay M. Churmurkar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present. Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3 (**Leave Note**).

2. S.O. to 28.02.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 534 OF 2023**  
**(Tulshiram H. Aghav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri R.R. Karpe, learned counsel for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 30.01.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 277 OF 2023**  
**(Maroti N. Dhadekar Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel holding for Shri G.N. Kulkarni (Mardikar), learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1045 OF 2022  
(Rajendra V. Desale Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri N.S. Shah, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri V.G. Pingle, learned counsel for respondent No. 4, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 871 OF 2022**  
**(Santosh A. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri N.R. Pawade, learned counsel for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 01.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 704 OF 2022**  
**(Prakash S. Aghav Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 28.02.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 455 OF 2022**  
**(Satilal Z. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 28.02.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023



**ORIGINAL APPLICATION NO. 350 OF 2022**  
**(Pralhad C. Shelke Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.G. Salunke, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.01.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 576 OF 2021**  
**(Atmaram M. Raut Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 16.01.2024 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 567 OF 2017**  
**(Bebabai P. Koli (Sapkale) Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Vinod Patil, learned counsel for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 28.02.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 535 OF 2023**  
**(Anil Ravindra Dhumal Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri R.R. Karpe, learned counsel for the applicant (**Absent**).

Heard Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The applicant is a disabled person and his disability is to the extent of 40% locomotor. The applicant is presently working as Peon, Group-D at Tahsil Office, Rahuri and in terms of his transfer order dated 30.06.2023, he has been transferred from Tahsil Office, Rahuri to Tahsil Office, Shevgaon on the vacant post.

3. In terms of the oral directions given by this Tribunal, learned Presenting Officer has received instructions in writing from respondent No. 2. On perusal of the same, it appears that there are 03 posts vacant at Tahsil Office, Shevgaon and 04 posts vacant at Tahsil Office, Rahuri. In terms of the G.R. dated 15.12.2004, such disabled employees required to be transferred/retained near the place of their resident.

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O.A. No. 535/2023

4. In view of above, leaned Presenting Officer is hereby directed to take instructions from the respondent No. 2 as to whether the applicant can be accommodated at Tahsil Office, Rahuri considering his permanent disability so also his place of resident in view of the G.R. dated 15.12.2004.

5. S.O. to 22.12.2023.

6. Steno copy allowed for the use of learned P.O.

**MEMBER (J)**

KPB ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 1100 OF 2023**  
**(Dr. Sanjay M. Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Though the circulation is granted in the afternoon session, learned counsel Shri Shamsunder B. Patil, holding for Shri Avinash Deshmukh, for respondent No. 4 submits that Shri Avinash Deshmukh at present is busy in part heard matter before the Hon'ble High Court, Bench at Aurangabad and thus unable to attend the hearing.

3. In view of above, S.O. to 22.12.2023 **High on board.**

**MEMBER (J)**

**M.A.NO. 507 OF 2022 IN O.A.ST.NO. 1956 OF 2022  
(Ashok J. Diwan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri S.M. Nannaware, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant came to be retired on superannuation on 30.06.2019 and as such he is entitled for getting increment which commences from 1<sup>st</sup> day of July 2019. His next increment was due on 01.07.2019 but he came to be retired one day earlier i.e. 30.06.2019 and therefore he is not given benefit of annual increment which was due on 01.07.2019. The applicant was appointed on the post of Junior Clerk with the office of Civil Hospital Thane, Dist. Thane on 13.03.1984. He was promoted in due course and further transferred at various places and finally retired on aforesaid date.

3. Learned counsel for the applicant submits that in terms of the order dated 16.02.2023 passed by the Hon'ble High Court of Bombay, Bench at Aurangabad in Writ Petition No. 1881 of 2023, the Government has issued Circular dated 28.06.2023

//2// M.A. 507/2022 In  
O.A.St. 1956/2022

and stated therein that such employees are entitled for notional inclusion of the annual increment for recalculating their pension, gratuity, earned leave, commutation of pension benefits etc.

4. Learned counsel for the applicant submits that the department has never informed to the applicant though directed by the Hon'ble High court in the aforesaid Writ Petition. He came to know about it from the other Government employees and as such, the delay has occurred in filing the accompanying Original Application. Learned counsel for the applicant submits that the delay is not intentional one and there is no inaction on the part of the applicant.

5. Learned P.O. submits that there is an inordinate delay in filing the accompanying Original Application and the delay has not been satisfactorily explained by the applicant. Hence, the Misc. Application seeking condonation of delay is liable to be dismissed.

6. It appears that the Hon'ble High Court of Bombay, Bench at Aurangabad by order dated 16.02.2023 in Writ Petition No. 1881/2023 has



//3// M.A. 507/2022 In  
O.A.St. 1956/2022

directed Chief Secretary of the State of Maharashtra and Principal Secretary (Finance Department), State of Maharashtra, to issue appropriate directions to all the concerned departments to appeal to such candidates, who fall in such category having retired on 30<sup>th</sup> June of the particular years and who have earned the annual increment on account of performing work for 12 months ending on 30<sup>th</sup> June, to tender their applications to the concerned Authorities.

7. It appears that in spite of the said directions, the respondents have not bothered to inform the applicant who came to be retired on superannuation on 31.06.2019 and entitled to pay increment which was due as on 01.07.2019. In view of same, there is no negligence on the part of the applicant and so also no inaction. In view of same, I am inclined to condone the delay. Hence, the following order:-

**ORDER**

- (i) M.A. No. 507/2022 is allowed.

//4// M.A. 507/2022 In  
O.A.St. 1956/2022

- (ii) The delay of 662 days caused in filing the accompanying O.A. is hereby condoned.
- (iii) Accompanying O.A. be registered and numbered in accordance with law.
- (iv) No order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION ST.NO. 1956 OF 2022  
(Ashok Jabaji Diwan Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri S.M. Nannaware, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned P.O. waives notices for all the respondents.

3. The Hon'ble High Court of Bombay, Bench at Aurangabad by order dated 16.02.2023 in Writ Petition No. 1881/2023 has given the following directions:-

“[a] We direct the Chief Secretary of the State of Maharashtra and Principal Secretary (Finance Department), State of Maharashtra, to issue appropriate directions to all the concerned departments to appeal to such candidates, who fall in such category having retired on 30th June of the particular years and who have earned the annual increment on account of performing work for 12 months ending on 30th June, to tender their applications to the concerned Authorities.

[b] After such applications are received, the concerned authorities would grant the reliefs as are being granted by the various High Courts by

restricting the arrears of payments to 3 years preceding the dates of the applications or preceding the date of actual retirement as per actuals, whichever is less. With these guidelines, the concerned authorities shall not reject a single application if it fits into the parameters of the judgments delivered by this Court.

[c] In the alternative, let the concerned authorities suo-moto dig out such cases and after scrutinizing the same as regards their entitlement, proceed to grant the benefits as per the judgments of this court, within 120 days.

[d] While undertaking the above exercise, the gratuity/pay fixation/ pension will be re-calculated, so as to be paid to the candidates with arrears as directed above.”

4. In terms of the aforesaid directions given by the Hon’ble High Court, the Finance Department has issued Circular dated 28.06.2023 with the specific direction to the concerned departments to decide all such matters as per information available with the department. However, though specifically directed by the Hon’ble High court in the aforesaid W.P., applicant has not been communicated to submit application for seeking notional increment along with the arrears which fell due on 1<sup>st</sup> July of his date of retirement.

//3// O.A.St.1956/2022

5. It appears from the direction issued by the Hon'ble High court in the aforesaid W.P. and in the light of the Circular issued by the Finance Department on 28.06.2023 and considering the date of retirement of the applicant, the applicant is entitled for the aforesaid benefits. The applicant is seeking direction to respondent Nos. 1 to 3 to grant the last annual increment of the applicant along with all the consequential benefits. In view of same, the Original Application deserves to be allowed. Hence, the following order:-

**ORDER**

- (A) The Original Application is hereby allowed.
- (B) The respondent Nos.1 to 3 are directed to grant annual increment along with the arrears to the applicant which fell due on 1<sup>st</sup> July of his date of retirement.
- (C) The Original Application is accordingly disposed of. No order as to costs.

**MEMBER (J)**

**M.A.NO. 578/2023 IN O.A.ST.NO. 2413/2023**  
**(Ashok Narayan Bore & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav, learned counsel for the applicants and Shri V.R. Bhumkar, learned 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, 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 ORDER 21.12.2023-HDD

**ORIGINAL APPLICATION ST.NO. 2413 OF 2023  
(Ashok Narayan Bore & Anr. Vs. State of Maharashtra &  
Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. When the present matter is taken up for consideration and we have heard learned counsel appearing for the applicant and perused the prayer made in the applicant, it appears to us that the present Original Application can be disposed of at this stage itself even without issuing notices to the respondents. It is the contention of the applicants that the enquiry has been directed in the year 2021 and the order in respect of conducting the enquiry jointly has been passed by the Government on 17.3.2021. It is further contention of the applicants that the charge memo was served upon the applicants on 8.4.2021 and the applicants have replied the said memo on 12.4.2021; however, till today thereafter no progress has occurred in the said enquiry proceedings. The applicants in the circumstances have approached this Tribunal with the prayer that the

respondents be directed to complete the enquiry in all respect within a stipulated period. Learned counsel for the applicants submitted that the Government itself in its Circular dated 21.2.2015 has stipulated the time of six months for completing the enquiry and much more time thereafter has lapsed. Having considered the facts as aforesaid, we deem it appropriate to dispose of the present O.A. with the following order: -

**ORDER**

- (i) The respondents are directed to complete the enquiry initiated against the present applicants within a period of six months from the date of this order.
- (ii) The applicants shall cooperate and ensure that the enquiry proceedings are not delayed at their instance.
- (iii) The Original Application stands allowed in the aforesaid terms. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**



**M.A.NO. 573/2023 IN O.A.ST.NO. 859/2023**  
**(Prakash N. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Smt. Suchita Amit Dhongde, learned counsel for the applicants and Shri M.P. Gude, learned 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, 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 ORDER 21.12.2023-HDD

**ORIGINAL APPLICATION ST.NO. 859 OF 2023  
(Prakash N. Patil & Ors. Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Smt. Suchita Amit Dhongde, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 15.2.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant 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 15.2.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**VICE CHAIRMAN**

**T.A.NO. 22/2023 (W.P.NO. 13258/2023)**  
**(Harihar Dattaraya Patki Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri Sujeet D. Joshi, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 25.1.2024.

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 25.1.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 21.12.2023-HDD

**REV.NO. 06/2023 IN O.A.NO. 490/2018**  
**(Bhanudas D. Vaishnav Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 17.1.2024.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**C.P.NO. 26/2023 IN O.A.NO. 76/2019**  
**(Nilesh Subhash Badgujar Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 2 and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 15.2.2024.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1011 OF 2023**  
**(Kanchan Mukesh Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri M.V. Bhamre, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for respondent No. 5, are present.

2. Learned counsel for the applicant submits that all the respondents are duly served and he will file service affidavit today in the office of this Tribunal. In view of the same, S.O. to 18.1.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 55 OF 2023**  
**(Madhuri Bhagwan Panzade Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri J.K. Bansod, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that no rejoinder is to be filed and prayed for some early date for hearing of the matter. Time granted.

3. S.O. to 23.1.2024.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1048 OF 2023**  
**(Muladharan Prakalpagrasth Kruti Samiti, Ahmednagar, Through**  
**its Secretary Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Ajit B. Kale, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Learned Chief Presenting Officer has tendered information as about the vacant post so far as Mula Dam Project is concerned. The said document is taken on record and copy thereof has been given to the learned counsel for the applicant.

3. Learned Presenting Officer is directed to file typed copy of the aforesaid document on the next date as the copy submitted today is too faint to read.

4. S.O. to 10.1.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 21.12.2023-HDD



**M.A. 255/23 WITH M.A.ST.817/23 IN O.A.227/23  
(Malhari Eknath Mane & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the applicants in M.A. No. 255/2023 and for applicants/ intervenors in M.A. No. 216/2023, Shri Harish S. Bali, learned counsel for the applicants/intervenors in M.A. St. 817/2023, Shri Ajit B. Chormal, learned counsel holding for Shri S.R. Sapkal, learned counsel for the applicant in O.A. No. 227/2023 and Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned special counsel for the respondent authorities, are present.

2. At the request of learned counsel for the applicant in O.A., S.O. to 22.12.2023. The present matter be listed along with O.A. No. 449/2023

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 449 OF 2023**  
**(Chandan D. Kulkarni & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri P.D. Suryawanshi, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 22.12.2023. The present case be listed along with O.A. No. 227/2023.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 368 OF 2023**  
**(Sadashiv Yirba Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.J. Ghute Patil, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Learned Chief Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 4 and the same is taken on record.

3. Since nobody appears for the applicant, S.O. to 4.3.2023.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**M.A.NO. 382/2023 IN O.A.ST. NO. 792/2023**  
**(Smt. Hasinabee Laldesab Hipparage Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Priyanka R. Deshpande, learned counsel for the applicant, Smt. Deepali S. Deshapnde, learned Presenting Officer for the respondent authorities and Smt. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for respondent No. 4, are present.

2. Learned counsel for respondent No. 4, as well as, learned Presenting Officer appearing for respondent Nos. 1 to 3 both have sought time for filing affidavit in reply. Time granted by way of last chance.

3. S.O. to 24.1.2024

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 21.12.2023-HDD

**M.A. No. 404/23 IN M.A. No. 395/23 IN M.A. No. 396/23 IN O.A. 778/23**  
**(Smt. Hasinabee Laldesab Hipparage Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri M.K. Bhosale, learned counsel for the applicant in M.A. No. 404/2023, Shri A.S. Khedkar, learned counsel for the applicants in M.A. Nos. 395 & 396 both of 2023, Shri D.T. Devane, learned counsel for internors, Shri Avinash S. Deshmukh, learned counsel for the applicants in O.A, Shri Ganesh Darandale, learned counsel for respondent Nos. 7, 12, 32 & 24 in O.A., Shri J.B. Choudhary, learned counsel for respondent Nos. 8, 28 & 36 in O.A. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel appearing for the applicants in O.A. has sought permission to add intervenors as respondents in the present O.A.

3. Leave granted. The necessary amendment be carried out within a week.

4. Some of the candidates have sought their impleadment as applicants and those applications are

**:: - 2 - :: M.A. 404/23 IN M.A. 395/23  
IN M.A. 396/23 IN O.A.  
778/23**

already allowed and their impleadment to be carried out by the learned counsel for the applicants.

5. Learned Chief Presenting Officer has tendered across the bar separate affidavits in reply on behalf of respondent Nos. 1 & 2 and the same are taken on record and copies thereof have been served on the other side.

6. On 21.9.2023 the present matter was heard by the Single Judge for non-availability of the Division Bench. The matter then reserved for orders; however, when the Division Bench is available it is deemed appropriate that the matter shall be heard by the Division Bench in brief, so the matter was kept on today's board. Today, the MPSC as well as the Government both have filed affidavit in reply to the O.A. It is informed that insofar as the candidates in respect of whom there are no interim orders the process is going on for their appointment and the document verification has been done and police verification is in progress. It is informed that the appointments are likely to be issued from first week of January to the said candidates.

7. Considering the facts as aforesaid it appears to us that matter can be finally heard in the second week of January, 2024, which may be in the interest of all the

**:: - 3 - :: M.A. 404/23 IN M.A. 395/23  
IN M.A. 396/23 IN O.A.  
778/23**

candidates i.e. applicants, as well as, respondents in the present O.A. The matter, therefore, stands adjourned to 9.1.2024.

8. Learned counsel appearing for the respondents are directed to file separate affidavits in reply of the candidates who have not filed the same, so that their way of appointment can be clear by passing order in that regard on the given date.

9. S.O. to 9.1.2024.

**MEMBER (A)**

ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 115/2023**  
**(Satish S. Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. On the request of learned counsel for the applicant, S.O. to 24.1.2024 for filing the rejoinder affidavit.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023



**ORIGINAL APPLICATION NO. 637/2022**  
**(Vishal G. Bochare Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri A.B. Rajkar, learned counsel for the applicant and Shri M.P. Gude learned Presenting Officer for the respondent authorities.

2. The learned counsel for the applicant has tendered the written pursis under the signature of the applicant with a prayer therein for withdrawal of the present Original Application. It is contended that the applicant has got the appointment. The order of appointment is also annexed with the pursis. The said documents are taken on record. In view of the above, the learned counsel has sought disposal of the present O.A.

3. In view of the fact that the applicant has been issued with an appointment, the purpose of filing the O.A. is served and nothing survives to be considered. Hence, we pass the following order :-

**ORDER**

The Original Application stands disposed of being infructuous without any order as to costs.

**MEMBER (A)**

ARJ ORAL ORDER 21.12.2023

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1037/2022**  
**(Vijaysing K. Wagh Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 29.1.2024. **Part Heard.** The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 932/2023**  
**(Ku. Saraswati K. Makne & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri (Dr.) S.G. Nandedkar, 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 seeks time to file the affidavit in reply. Time granted.

3. S.O. to 16.1.2024. The interim relief granted earlier to continue.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 1008/2022**  
(Shri Suresh R. More Vs. State of Maharashtra & Ors.)

**ORIGINAL APPLICATION NO. 1016/2022**  
(Shri Vijaysing K. Wagh Vs. State of Maharashtra & Ors.)

**ORIGINAL APPLICATION NO. 1017/2022**  
(Shri Dilip S. Pawar Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri A.M. Hajare, learned counsel for the applicants in all these matters and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities in all these matters.

2. When the present matters are taken up for consideration, it is informed that the departmental enquiries initiated against the applicants in these matters are at the final stage. Learned Presenting Officer submitted that in view of the order passed by this Tribunal, the final orders have not been passed by the authorities.

3. It is the contention of the learned counsel for the applicants that inordinate delay has been committed in conducting the D.Es. against the

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**O.A. NO. 1008/2022 & ORS.**

applicants even though they retired in the year 2017 and 2018.

4. In view of the fact that the D.Es. are at the final stage and the applicants have participated in the said D.Es., we deem it appropriate to dispose of these applications by following common order :-

**ORDER**

(i) Respondents are directed to complete the Departmental Enquiries pending against the present applicants within a period of 03 months from the date of this order, in all respect.

(ii) The applicants shall cooperate to complete the enquiry proceedings and ensure that the enquiry proceedings are not delayed or stalled at their instance.

(iii) Needless to say that any decision rendered in the matters can be a subject matter before this Tribunal.

(iv) The Original Applications stand disposed of in the aforesaid terms without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 502/2023**  
**(Mahesh V. Bansode Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. On request of learned counsel appearing for the applicant, re-issue notice to the respondents, returnable on 2.2.2024.

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 2.2.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 851/2023**  
**(Sagar Vilas Holkar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. In the present Original Application the following are the prayers made by the applicants :-

*“A) By a suitable order/direction, this Hon’ble Tribunal may please be direct the respondents to provide the online link for opting out from the selection process initiated vide advertisement No. 017/2022 for the post of Taluka Agriculture Officer, Group-B and Agriculture Officer (Junior).*

*B) By allowing this original application, to direct the MPSC to provide the online link to the candidates for opting out and also direct to publish revised list of candidates eligible for the post of Taluka Agriculture Officer Group-B and Agriculture Officer (Junior) arising out of advertisement No. 017/2022.”*

3. The applicants themselves have placed on record the Notification dated 16.11.2021 issued by the Maharashtra Public Service Commission (for

::-2-::

**O.A. NO. 851/2023**

short the M.P.S.C.), which provides for opting option for every recruitment being carried out by the M.P.S.C. This position is not disputed by the applicants. When provision is already there, it does not appear to us that any such direction is required to be again issued to the M.P.S.C. as has been prayed in the Original Application. The advertisement in the present matter has been published on 18.2.2022. It is thus evident that the decision taken by the M.P.S.C., which has been notified by Notification dated 16.11.2021 would squarely apply in the present matter. In the circumstances, no directions as are sought by the applicants need to be issued against the M.P.S.C. Since that is the only request made by the applicants, it does not appear to us that there is any propriety in keeping this Original Application pending. Hence, we pass the following order :-

**ORDER**

The Original Application stands disposed of without any order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**



**M.A. NO. 188/2023 IN O.A. NO. 692/2017**  
**(Bhanudas R. Watane Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 25.1.2024. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 754/2022**  
**(Akash K. Chougule Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 24.1.2024. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 685/2019**  
**(Shivaji R. Thakare Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24.1.2024. The interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023

**ORIGINAL APPLICATION NO. 467/2022**  
**(Pralhad V. Burkule Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri S.A. Deshmukh, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration, the learned counsel for the applicant submitted the order dated 12.8.2022 passed by the District Collector, Nanded i.e. respondent no. 3. The applicant has also placed on record the order dated 12.10.2022 passed by the Sub Divisional Officer, Kinwat, Dist. Nanded. Same are taken on record. The order dated 12.8.2022 reveals that the order of reversion, which was issued on 13.5.2022 by respondent no. 3, has been withdrawn by the said respondent; meaning thereby that the applicant, who was demoted to the post of Talathi from the post of Circle Officer now will be working as Circle Officer in view of withdrawal of the aforesaid order.

3. In the present application the only prayer made by the applicant is to set aside the order dated 13.5.2022 passed by respondent no. 3. In view of the fact that the said order has been withdrawn by the respondent no. 3 himself, the present Original Application has become infructuous. The learned counsel submitted that as mentioned in the order dated 12.8.2022, the applicant is not receiving the benefit of the cancellation of his reversion. The learned counsel further submits that the order of suspension is also revoked by the Sub-Divisional Officer, Kinwat vide order dated 12.10.2022. In the circumstances, the applicant has prayed for giving further directions to respondent no. 3 to give posting to the applicant.

4. As we have mentioned earlier that the only relief claimed by the applicant is to get the order dated 13.5.2022 quashed. As noted earlier the respondent no. 3 himself has withdrawn the said order. Insofar as the further submissions made by the applicant, there are no pleadings in that regard. All these are the subsequent events for which remedies are available. In the circumstances, the

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**O.A. NO. 467/2022**

request made by the applicant cannot be accepted.  
Hence, we pass the following order :-

**ORDER**

The Original Application stands disposed of being infructuous for the reasons stated hereinabove. No order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

ARJ ORAL ORDER 21.12.2023

**M.A.NO. 578/2023 IN O.A.ST.NO. 2413/2023**  
**(Ashok Narayan Bore & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav, learned counsel for the applicants and Shri V.R. Bhumkar, learned 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, 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 ORDER 21.12.2023-HDD

**ORIGINAL APPLICATION ST.NO. 2413 OF 2023  
(Ashok Narayan Bore & Anr. Vs. State of Maharashtra &  
Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. When the present matter is taken up for consideration and we have heard learned counsel appearing for the applicant and perused the prayer made in the applicant, it appears to us that the present Original Application can be disposed of at this stage itself even without issuing notices to the respondents. It is the contention of the applicants that the enquiry has been directed in the year 2021 and the order in respect of conducting the enquiry jointly has been passed by the Government on 17.3.2021. It is further contention of the applicants that the charge memo was served upon the applicants on 8.4.2021 and the applicants have replied the said memo on 12.4.2021; however, till today thereafter no progress has occurred in the said enquiry proceedings. The applicants in the circumstances have approached this Tribunal with the prayer that the



respondents be directed to complete the enquiry in all respect within a stipulated period. Learned counsel for the applicants submitted that the Government itself in its Circular dated 21.2.2015 has stipulated the time of six months for completing the enquiry and much more time thereafter has lapsed. Having considered the facts as aforesaid, we deem it appropriate to dispose of the present O.A. with the following order: -

**ORDER**

- (i) The respondents are directed to complete the enquiry initiated against the present applicants within a period of six months from the date of this order.
- (ii) The applicants shall cooperate and ensure that the enquiry proceedings are not delayed at their instance.
- (iii) The Original Application stands allowed in the aforesaid terms. There shall be no order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**M.A.NO. 573/2023 IN O.A.ST.NO. 859/2023**  
**(Prakash N. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Smt. Suchita Amit Dhongde, learned counsel for the applicants and Shri M.P. Gude, learned 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, 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 ORDER 21.12.2023-HDD

**ORIGINAL APPLICATION ST.NO. 859 OF 2023  
(Prakash N. Patil & Ors. Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Smt. Suchita Amit Dhongde, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 15.2.2024.

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

4. Applicant 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 15.2.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**T.A.NO. 22/2023 (W.P.NO. 13258/2023)**  
**(Harihar Dattaraya Patki Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Heard Shri Sujeet D. Joshi, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 25.1.2024.

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 25.1.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 21.12.2023-HDD

**REV.NO. 06/2023 IN O.A.NO. 490/2018**  
**(Bhanudas D. Vaishnav Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. S.O. to 17.1.2024.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**C.P.NO. 26/2023 IN O.A.NO. 76/2019**  
**(Nilesh Subhash Badgajar Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 2 and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 15.2.2024.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1011 OF 2023**  
**(Kanchan Mukesh Patil Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri M.V. Bhamre, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for respondent No. 5, are present.

2. Learned counsel for the applicant submits that all the respondents are duly served and he will file service affidavit today in the office of this Tribunal. In view of the same, S.O. to 18.1.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 55 OF 2023**  
**(Madhuri Bhagwan Panzade Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri J.K. Bansod, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that no rejoinder is to be filed and prayed for some early date for hearing of the matter. Time granted.

3. S.O. to 23.1.2024.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 1048 OF 2023**  
**(Muladharan Prakalpagrasth Kruti Samiti, Ahmednagar, Through**  
**its Secretary Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Ajit B. Kale, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Learned Chief Presenting Officer has tendered information as about the vacant post so far as Mula Dam Project is concerned. The said document is taken on record and copy thereof has been given to the learned counsel for the applicant.

3. Learned Presenting Officer is directed to file typed copy of the aforesaid document on the next date as the copy submitted today is too faint to read.

4. S.O. to 10.1.2024.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 21.12.2023-HDD

**M.A. 255/23 WITH M.A.ST.817/23 IN O.A.227/23  
(Malhari Eknath Mane & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the applicants in M.A. No. 255/2023 and for applicants/ intervenors in M.A. No. 216/2023, Shri Harish S. Bali, learned counsel for the applicants/intervenors in M.A. St. 817/2023, Shri Ajit B. Chormal, learned counsel holding for Shri S.R. Sapkal, learned counsel for the applicant in O.A. No. 227/2023 and Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned special counsel for the respondent authorities, are present.

2. At the request of learned counsel for the applicant in O.A., S.O. to 22.12.2023. The present matter be listed along with O.A. No. 449/2023

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 449 OF 2023**  
**(Chandan D. Kulkarni & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri P.D. Suryawanshi, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 22.12.2023. The present case be listed along with O.A. No. 227/2023.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 368 OF 2023**  
**(Sadashiv Yirba Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri K.J. Ghute Patil, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Learned Chief Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 4 and the same is taken on record.

3. Since nobody appears for the applicant, S.O. to 4.3.2023.

**MEMBER (A)**  
ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**

**M.A.NO. 382/2023 IN O.A.ST. NO. 792/2023**  
**(Smt. Hasinabee Laldesab Hipparage Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Smt. Priyanka R. Deshpande, learned counsel for the applicant, Smt. Deepali S. Deshapnde, learned Presenting Officer for the respondent authorities and Smt. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for respondent No. 4, are present.

2. Learned counsel for respondent No. 4, as well as, learned Presenting Officer appearing for respondent Nos. 1 to 3 both have sought time for filing affidavit in reply. Time granted by way of last chance.

3. S.O. to 24.1.2024

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 21.12.2023-HDD

**M.A. No. 404/23 IN M.A. No. 395/23 IN M.A. No. 396/23 IN O.A. 778/23**  
**(Smt. Hasinabee Laldesab Hipparage Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri M.K. Bhosale, learned counsel for the applicant in M.A. No. 404/2023, Shri A.S. Khedkar, learned counsel for the applicants in M.A. Nos. 395 & 396 both of 2023, Shri D.T. Devane, learned counsel for internors, Shri Avinash S. Deshmukh, learned counsel for the applicants in O.A, Shri Ganesh Darandale, learned counsel for respondent Nos. 7, 12, 32 & 24 in O.A., Shri J.B. Choudhary, learned counsel for respondent Nos. 8, 28 & 36 in O.A. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel appearing for the applicants in O.A. has sought permission to add intervenors as respondents in the present O.A.

3. Leave granted. The necessary amendment be carried out within a week.

4. Some of the candidates have sought their impleadment as applicants and those applications are

**:: - 2 - :: M.A. 404/23 IN M.A. 395/23  
IN M.A. 396/23 IN O.A.  
778/23**

already allowed and their impleadment to be carried out by the learned counsel for the applicants.

5. Learned Chief Presenting Officer has tendered across the bar separate affidavits in reply on behalf of respondent Nos. 1 & 2 and the same are taken on record and copies thereof have been served on the other side.

6. On 21.9.2023 the present matter was heard by the Single Judge for non-availability of the Division Bench. The matter then reserved for orders; however, when the Division Bench is available it is deemed appropriate that the matter shall be heard by the Division Bench in brief, so the matter was kept on today's board. Today, the MPSC as well as the Government both have filed affidavit in reply to the O.A. It is informed that insofar as the candidates in respect of whom there are no interim orders the process is going on for their appointment and the document verification has been done and police verification is in progress. It is informed that the appointments are likely to be issued from first week of January to the said candidates.

7. Considering the facts as aforesaid it appears to us that matter can be finally heard in the second week of January, 2024, which may be in the interest of all the

**:: - 3 - :: M.A. 404/23 IN M.A. 395/23  
IN M.A. 396/23 IN O.A.  
778/23**

candidates i.e. applicants, as well as, respondents in the present O.A. The matter, therefore, stands adjourned to 9.1.2024.

8. Learned counsel appearing for the respondents are directed to file separate affidavits in reply of the candidates who have not filed the same, so that their way of appointment can be clear by passing order in that regard on the given date.

9. S.O. to 9.1.2024.

**MEMBER (A)**

ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**



**ORIGINAL APPLICATION 778 OF 2023**  
**(Vitthal G. Shinde & Ors. Vs. State of Maharashtra & Ors.)**

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

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 21.12.2023**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned counsel for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri M.K. Bhosale, learned counsel for the proposed interveners, Shri D.T. Devane, learned counsel for proposed interveners, Shri Ganesh Darandale, learned counsel for respondent Nos. 7, 12, 32 & 24 and Shri J.B. Choudhary, learned counsel for respondent Nos. 8, 28 & 36.

2. S.O. to 9.1.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

ORAL ORDER 21.12.2023-HDD

**VICE CHAIRMAN**