

ORIGINAL APPLICATION NO. 58 OF 2023
(Dr. Rajendra Vithal Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri K.J. Suryawanshi, learned counsel for the applicant (**absent**). Shri Mahesh B. Bharaswadkar, learned Presenting Officer for respondent authorities and Shri Vinod M. Vibhute, learned counsel for respondent No. 2, are present.

2. Learned counsel appearing for respondent Nos. 2 & 3 has tendered affidavit in reply on behalf of the said respondents and the same is taken on record. Learned Presenting Officer seeks time to file affidavit in reply. Time granted.

3. S.O. to 30.04.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 338 OF 2024
(Arfan Fahim Syed Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Heard Shri Taher Aliquadri Pathan Ziya J, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for respondent authorities.

2. Learned counsel seeks leave of this Tribunal to add Pragati Baban Kanthale, as party respondent No. 8, stating that after the appointment is denied to the present applicant the said candidate is likely to be appointed and she has already been called for document verification, as well as, for medical examination. Leave granted as prayed for. The necessary amendment be carried out forthwith.

3. It is the case of the applicant that though he possesses the Sports Certificate and the said certificate was also validated earlier, in re-verification the said certificate is stated to have been invalidated. It is the grievance of the applicant that the said order has not been communicated to the applicant nor any hearing was given to the applicant before invalidating the said Sports

certificate. Learned counsel submits that insofar as other aspects are concerned i.e. written examination, the applicant has secured meritorious position and he is the candidate whose name is shown in the list of selected candidates. Learned counsel in the circumstances has prayed for staying the communication-cum-order dated 14.03.2024. Learned counsel submits that the respondents are likely to issue the order of appointment in favour of added respondent No. 8, whose name has been shown in the waiting list at Sr. No. 1.

4. From the documents on record, there appears prima facie case in favour of the applicant. The appointment orders are yet not issued as stated by the applicant. In the circumstances, we deem it appropriate to pass the following order: -

ORDER

(i) Issue notice to the respondents, returnable on 04.04.2024. **Till then the respondents shall not issue the appointment order against the seat reserved for EWS Sports Category, if already not issued.**

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

(iii) 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.

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

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

(vi) S.O. to 04.04.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 270 OF 2024
(Santosh Murlidhar Jadhav & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. Caveator is to be added as party respondent. Learned counsel for the applicant shall add him as party respondent today itself.
3. Copy of O.A. along with annexures thereto are already given to the learned counsel for Caveator.
4. At the request of learned Presenting Officer, S.O. to 03.04.2024 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 339 OF 2021
(Arun S. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. S.O. to 12.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

**ORIGINAL APPLICATION NO. 694 OF 2021
(Avinash G. Chonde Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

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

2. S.O. to 12.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 210 OF 2024
(Prem Bhojraj Totre Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. S.O. to 10.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

M.A.NO. 5/2023 IN O.A.ST.NO. 1666/2022
(Sadashiv S. Shingare Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri H.P. Jadhav, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for respondent authorities, are present.

2. The present M.A. be considered along with the O.A. List the matter for hearing on 19.06.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 1023 OF 2023
(Vinayak Uttamrao Banchod Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri S.S. Tambe, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 02.04.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

**REV. 01/2023 IN O.A.NO. 295/2019 WITH C.P. NO.
03/2021 WITH M.A.NO. 141/2021**

**(Maharashtra Rajya Hangami Hivtap Prayogshala Karmachari
Sanghatana, through its President Bharat M. Tangade Vs. State of
Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for respondent authorities.

2. At the request of learned counsel for the applicant, reissue notice to respondent Nos. 1 to 4, 9 to 19 and 21 to 35, returnable on 29.04.2024.

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 29.04.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 213 OF 2024
(Prashant G. Badgajar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri Ajay S. Deshpande, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for respondent authorities, are present.

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

3. S.O. to 22.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 193 OF 2024
(Supriya Popatrao Ghule Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

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

3. S.O. to 22.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 337 OF 2024
(Sachin Ravindra Gupta Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 21.03.2024

ORAL ORDER :

Heard Shri S.B. Solanke, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for respondent authorities.

2. Issue notice to respondents, returnable on 19.06.2024.
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 19.06.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

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 : 21.03.2024

ORAL ORDER :

Shri M.V. Bhamre, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for respondent authorities and Shri Avinash S. Deshmukh, learned counsel for respondent No. 5, are present.

2. S.O. to 16.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 277 OF 2021
(Shivaji Nivrutti Wagh Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. S.O. to 16.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 641 OF 2023
(Ranjeet Nivrutti Andhale Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for respondent authorities, are present.

2. S.O. to 16.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 504 OF 2022
(Kiran Santosh Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. S.O. to 10.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 988 OF 2023
(Venkatesh V. Mundhe Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for respondent authorities, are present.

2. S.O. to 16.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 208 OF 2023
(Suryabhan Eknath Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. S.O. to 12.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

ORIGINAL APPLICATION NO. 387 OF 2023
(Sachin Madhukar Landge Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for respondent authorities, are present.

2. S.O. to 16.04.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD

O.A.NO.659/2021 WITH M.A.NO.441/2023
O.A.NO.661/2021 WITH M.A.NO.442/2023
O.A.NO.183/2022 WITH M.A.NO.443/2023
O.A.NO.185/2022 WITH M.A.NO.444/2023
O.A.NO.186/2022 WITH M.A.NO.445/2023
(Sushilkumar B. Rakh & Ors. Vs. State of
Maharashtra & Ors.)

O.A.NOS.878/2022, 907/2022, 908/2022,
909/2022, 910/2022, 911/2022, 912/2022,
1101/2022, 1103/2022, 1104/2022, 1105/2022,
986/2022, 998/2022, 1054/2022, 1076/2022,
167/2023, 985/2022, 1077/2022, 1078/2022,
63/2023, 707/2022, 658/2021, 660/2021,
182/2022, 184/2022, 187/2022, 391/2022,
428/2022, 429/2022,
(Sushilkumar B. Rakh & Ors. Vs. State of
Maharashtra & Ors.)

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

DATE : 21.03.2024

OPERATIVE ORDER :

1. The order dated 11.10.2021 issued by respondent no. 4, thereby declaring the applicants ineligible for to be appointed on the post of Multipurpose Health Workers (Male) (50%) by holding the experience certificates submitted by the applicants to be not in accordance with the parameters laid down is quashed and set aside. Consequently the applicants are held entitled to be

appointed on the post of Multipurpose Health Workers (Male) (50%).

2. Respondents are directed to consider the applicants for their appointments on the posts vacant in respective districts.

3. Original Applications stand allowed in the aforesaid terms. No order as to costs.

4. Since the OAs have been allowed and disposed of, the Misc. Applications also stand disposed of.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-ARJ

O.A.NO. 1042/2023 WITH M.A. NO. 584/2023
(Yogesh S. Dawle Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

OPERATIVE ORDER :

(1) The MPSC (Respondent No. 3) is directed to recount the marks scored by the candidates who have applied for the post of Sub-Registrar/Stamp Inspector (Grade-I) in pursuance of advertisement No. 33/2023 dated 14.08.2023 for the seats reserved for EWS category in the mains examination held for the said post on 07.10.2023 by excluding the marks awarded to question No. 40 in Question Paper Set 'C' and for the same question in the question paper sets 'A', 'B' and 'D' and prepare the select list afresh in order of merit for the said category and issue order of appointments accordingly in order of merit.

2. The aforesaid exercise is to be carried out within 03 weeks from the date of this order.

3. The Original Application stands allowed in the aforesaid terms. No order as to costs.

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**O.A.NO. 1042/2023 WITH
M.A. NO. 584/2023**

4. Since the O.A. has been allowed and disposed of, the Misc. Application also stands disposed of.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-ARJ

ORIGINAL APPLICATION NO. 30 OF 2023
(Pralhad G. Ranveer Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant, Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. Even though the last chance is given, no reply has been filed.

3. List the matter of admission hearing on 03.05.2024 with liberty to respondents to file affidavit in reply, if any, till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 639 OF 2023
(Sandhya V. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

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

Ms. Pooja Mundhe, learned counsel for respondent No. 4, is **absent**.

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

3. S.O. to 03.05.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 818 OF 2023
(Janardhan D. Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Ms. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 to 4.

3. S.O. to 17.04.2024.

MEMBER (J)

**O.A.NO. 1089/2023 WITH M.A.NO. 58/2024
(Sachin S. Rajmane Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

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

2. Learned P.O. submits that during course of the day the affidavit in reply will be filed on behalf of respondents.

3. List the matter for filing affidavit in rejoinder and for admission hearing on 23.04.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 33 OF 2024
(Mayuresh M. Kendre Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri S.S. Tandale, learned counsel holding for Shri B.R. Kedar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 1 & 2. The same is taken on record and copy thereof is given to other side.

3. List the matter for filing affidavit in rejoinder, if any and for admission hearing on 26.04.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 114 OF 2024
(Gangasagar B. Kokate Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri Mohanish V. Thorat, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits affidavit in reply on behalf of respondent No.3. The same is taken on record and copy thereof is given to other side. Learned P.O. submits that the respondent Nos. 1 & 2 are adopting the reply filed by respondent No.3.

3. Learned counsel for the applicant on instructions submits that the applicant is not willing to file any rejoinder.

4. Pleadings completed. The respondent No.4 is yet to be served. List the matter for admission hearing as the learned counsel for the applicant submits that the respondent No.4 has been duly served and service affidavit is filed in the office.

//2// O.A. 114/2024

5. S.O. to 18.04.2024 for hearing.

MEMBER (J)

Later On:-

Shri D.Y. Nandedkar, learned counsel for respondent No.4 appears and submits affidavit in reply on behalf of said respondent along with spare copy for the other side. The same is taken on record.

2. S.O. to 18.04.2024 for hearing.

MEMBER (J)

sas ORAL ORDER 21.03.2024

**M.A.NO. 03 OF 2024 IN O.A.NO. 1973 OF 2023
(Dr. Shilpa N. Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

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

2. Learned P.O. appears for respondent No.3 and seeks time to file affidavit in reply on behalf of all the respondents. Time granted.

3. S.O. to 03.05.2024.

MEMBER (J)

**M.A.ST.NO. 438 OF 2024 IN O.A.NO. 118 OF 2024
(Balaji N. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri V.M. Maney, learned counsel for the applicant in M.A./intervener, Shri M.B. Bharaswaddkar, learned Chief Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for applicant in O.A., are present.

2. At the request of learned counsel for the applicant, S.O. to 28.03.2024.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

sas ORAL ORDER 21.03.2024

**M.A.NO. 373 OF 2023 IN O.A.ST.NO. 1267 OF 2023
(Rameshwar S. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent No. 3, are present.

2. At the request made on behalf of respondents, S.O. to 15.04.2024 for hearing.

MEMBER (J)

sas ORAL ORDER 21.03.2024

**M.A.NO. 427 OF 2023 IN O.A.ST.NO. 1065 OF 2023
(Madhyamsing P. Maher Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Ms. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri Akshay Kulkarni, learned counsel for respondent Nos. 5 & 6, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.06.2024 for hearing.

MEMBER (J)

sas ORAL ORDER 21.03.2024

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

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

DATE : 21.03.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.06.2024 for hearing.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

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

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

DATE : 21.03.2024

ORAL ORDER :

Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. Learned counsel Shri M.S. Mahajan appearing on behalf of applicant and seeks adjournment. Granted.

3. S.O. to 29.04.2024.

MEMBER (J)

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 : 21.03.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. At the request of learned counsel for the applicant, S.O. to 12.06.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1026 OF 2019
(Keshav M. Soundarmal Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Ms. Rutuja Kulkarni, learned counsel holding for Shri K.B. Jadhav, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 15.06.2024 for final hearing.

MEMBER (J)

**M.A.ST.NO. 1850 OF 2023 IN O.A.ST.NO. 1851 OF 2023
(Kishan S. Ghuge & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri Vivek U. Rathod, learned counsel for the applicants and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. The office has raised the objection that in view of prayer clause 'B', the Original Application is barred by limitation.

3. Learned counsel for the applicant seeks liberty to file an application for condonation of delay.

4. Liberty as prayed for is granted.

5. S.O. to 18.04.2024.

MEMBER (J)

**M.A.ST.NO. 1852 OF 2023 IN O.A.ST.NO. 1853 OF 2023
(Bismilla Khan Murtuja Khan Pathan & Ors. Vs. State of
Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri Vivek U. Rathod, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. The office has raised the objection that in view of prayer clause 'B', the Original Application is barred by limitation.

3. Learned counsel for the applicant seeks liberty to file an application for condonation of delay.

4. Liberty as prayed for is granted.

5. S.O. to 18.04.2024.

MEMBER (J)

**M.A.ST.NO. 307 OF 2024 IN O.A.ST.NO. 308 OF 2024
(Mukund K. Waikar & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri Vivek U. Rathod, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. The office has raised the objection that the Original Application is barred by limitation.

3. Learned counsel for the applicant seeks liberty to file an application for condonation of delay.

4. Liberty as prayed for is granted.

5. S.O. to 18.04.2024.

MEMBER (J)

**ORIGINAL APPLICATION ST. NO. 2076 OF 2023
(Shaikh Iqbal Shaikh Jamil Vs. State of Maharashtra
& Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri Amol S. Gandhi, learned counsel for the applicant, is **absent**. Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. Even though the circulation is taken, none present for applicant.

3. S.O. to 19.06.2024.

MEMBER (J)

sas ORAL ORDER 21.03.2024

**ORIGINAL APPLICATION ST. NO. 2298 OF 2023
(Shyam M. Maske Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Smt. S.S. Auti, learned counsel holding for Shri A.G. Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 26.04.2024.

MEMBER (J)

sas ORAL ORDER 21.03.2024

**T.A.NO. 13 OF 2024 (W.P. NO. 1551/2024)
(Ravindra Bhaidas Shirsath Vs. State of Maharashtra
& Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Heard Shri Mayur Subhedar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 18.06.2024.

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.

//2// T.A. 13/2024

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 18.06.2024.

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

MEMBER (J)

sas ORAL ORDER 21.03.2024

**M.A. 106/2024 IN M.A.ST. 2486/2023 IN O.A.ST. 2487/2023
(Khandu Honaji Vanne & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Heard Shri Mayur Subhedar, learned counsel holding for Shri S.G. Kulkarni, learned counsel for the applicants and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents in M.A.No. 106/2024, returnable on 18.06.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

//2//

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 18.06.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 137 OF 2024
(Ravindra S. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shr V.B. Wagh, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits affidavit in rejoinder. The same is taken on record and copy thereof is given to other side.

3. Pleadings completed. List the matter for admission hearing on 18.04.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 229 OF 2024
(Ganesh Tarachand Zalwar Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri B.S. Bhale, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Leave to amend the Original Application in view of transfer order dated 25.01.2024 placed before this Tribunal today itself.

3. The applicant to amend the O.A. on or before the next date.

4. S.O. to 28.03.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 642 OF 2023
(Rambhau T. Dipake Vs. State of Maharashtra & Ors.)**

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

DATE : 21.03.2024

ORAL ORDER :

Shri H.V. Patil, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 & 3 to 5.

3. S.O. to 02.05.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 232 OF 2024
(Anil B. Gawande Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri M.V. Bhamre, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 28.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 21.03.2024

O.A. Nos. 257, 268 & 278 all of 2024
(Suresh V. Patekar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants in all these O.As. and Shri D.M. Hande, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. By consent, S.O. to 28.03.2024 for hearing. Status quo granted earlier in O.A. No. 268/2024 to continue till then.

MEMBER (J)

KPB ORAL ORDER 21.03.2024

ORIGINAL APPLICATION NO. 237 OF 2024
(Suresh H. Jarwal Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant has placed on record a copy of order dated 26.01.2024, by which the applicant came to be transferred from Police Station Satara to Police Control Room, Chhatrapati Sambhajinagar. Learned counsel thus seeks leave to amend the Original Application to the extent of this order to demonstrate that at the time of passing of the impugned order the applicant was holding the non-executive post.

3. Leave granted. S.O. to 28.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 253 OF 2024
(Sarjerao A. Sanap Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri S.B. Solanke, learned counsel holding for Shri A.D. Raut, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 28.03.2024 for hearing.

MEMBER (J)

O.A. Nos. 258, 259, 260 & 261 all of 2024
(Rohit K. Gangurde & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri M.S. Mahajan, learned counsel for the applicants in all these O.As. and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities in all these O.As., are present.

2. By consent, S.O. to 28.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 21.03.2024

ORIGINAL APPLICATION NO. 331 OF 2024
(Ramesh A. Bhutekar Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri H.P. Randhir, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.04.2024.

MEMBER (J)

ORIGINAL APPLICATION ST. NO. 434 OF 2024
(Bhagwat M. Chaudhari Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri H.P. Randhir, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.04.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 335 OF 2024
(Geeta M. Bagawade Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri P.M. Nagargoje, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Chief Presenting Officer submits affidavit in reply on behalf of respondent No. 2. Same is taken on record and copy thereof is given to other side.

3. List the matter for admission hearing on 28.03.2024 and filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 860 OF 2023
(Arun W. Bomnalikar Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri A.V. Patil (Indrale), learned counsel for the applicant (**Absent**). Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer submits affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record along with spare copy for the applicant.

3. List the matter for admission hearing on 06.05.2024 and filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 296 OF 2024
(Pramod R. Bhingare & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Chief Presenting Officer submits affidavit in reply on behalf of respondent No. 1. Same is taken on record and copy thereof is given to other side.

3. List the matter for admission hearing on 28.03.2024 and filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 512 OF 2023
(Jaykumar R. Koli Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

Shri Mayur Subhedar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. It is a part heard matter. By consent, S.O. to 19.04.2024 for further hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 21.03.2024

ORIGINAL APPLICATION NO. 717 OF 2023
(Rajendra D. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. It is a part heard matter. By consent, S.O. to 18.04.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 919 OF 2022
(Rahul Rdhakisan Brrewar Vs. State of Maharashtra & Ors.)

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

DATE : 21.03.2024

ORAL ORDER :

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

2. Learned Presenting Officer submits that the affidavit in reply submitted on behalf of the respondents be treated as arguments on behalf of the respondents.
3. Arguments are heard. Reserved for orders.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDER 21.03.2024-HDD