

**ORIGINAL APPLICATION NO. 433/2021**  
**(Chabutai R. Dudhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

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

2. The learned counsel has sought time for filing the rejoinder affidavit of the applicant. Time granted.

3. S.O. to 23.1.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

**ORIGINAL APPLICATION NO. 643/2021**  
**(Shri Tanaji M. Narale Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri Yuvraj S. Choudhari, learned counsel for the applicant (**absent**). Shri VR Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 17.1.2023 for filing rejoinder affidavit by the learned counsel for the applicant.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

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

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri AB Rajkar, learned counsel for the applicant and Shri VR Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel has sought time for filing the rejoinder affidavit of the applicant. Time granted.

3. S.O. to 17.1.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

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

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri VB Wagh, learned counsel for the applicant and Shri NU Yadav, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 17.1.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

**ORIGINAL APPLICATION NO. 989/2022**  
**(Leelavati P. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri PA Kulkarni, learned counsel for the applicant (**absent**). Shri BS Deokar, learned Presenting Officer for the respondent authorities, is present.

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

3. S.O. to 17.1.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

**ORIGINAL APPLICATION NO. 233/2022**  
**(Shri Sudhakar Y. Dandge Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri Rahul O. Awasarmol, learned counsel for the applicant and Shri SK Shirse, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel has tendered across the bar the affidavit in rejoinder of the applicant. It is taken on record and copy thereof has been supplied to other side.

3. List the matter for hearing on 7.2.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

**ORIGINAL APPLICATION NO. 232/2022**  
**(Shri Sudhakar Y. Dandge Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri Rahul O. Awasarmol, learned counsel for the applicant and Shri MP Gude, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel has sought time for filing the rejoinder affidavit of the applicant. Time granted.

3. S.O. to 7.2.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 2.1.2023

**ORIGINAL APPLICATION NO.889/2018**  
**(Sayyed Matinoddin Aminoddin Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Heard Shri S.R.Dheple, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondent authorities.

2. The applicant retired on 31-05-2016 on attaining the age of superannuation. On the date of his retirement a Special Case under the Prevention of Corruption Act was pending against the applicant. No departmental action, however, was initiated against the applicant. In the aforesaid Special Case (PCA) No.03/2012 applicant got acquitted on 31-10-2017. The State Government preferred an appeal against the decision rendered by the Special Court on 31-10-2017 in the aforesaid Special Case. Since some delay had occasioned in filing the appeal, the State had preferred Criminal Application No.949/2018 for condonation of delay along with Appeal before the Hon'ble High Court. Learned P.O. has submitted across the bar that the Hon'ble High Court has condoned the said delay and



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O.A.NO.889/2018

accordingly appeal is pending for consideration. It is the grievance of the applicant that only on the ground of pendency of the aforesaid criminal appeal his retiral benefits are not fully paid to him and hence the applicant has preferred the present O.A. seeking direction against the respondents to release his admissible benefits with interest. The request is also made for taking decision as about regularization of the period of suspension without which the amount of pension may not be fixed.

3. The respondent nos.1 and 2 as well as respondent no.3 have filed their affidavit in reply opposing the contentions raised in the O.A. The objection raised by the respondents is on the ground that the criminal appeal is pending against the order of acquittal passed in the Special Case against the present applicant. It is the further contention of the respondents that the wording used in the relevant provision that, 'until final decision is rendered' has to be interpreted to mean that till the appeal filed by the State against the order of acquittal is decided, the applicant is not entitled for any relief as has been claimed by him. However, I am not convinced

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O.A.NO.889/2018

with the stand so taken by the respondents.

4. The applicant has also prayed for grant of interest on account of delay in payment of retiral benefits to him. I am not inclined to accept this prayer for the reason that from the available record it is difficult to attribute any intention on the part of the respondents in not releasing the retiral benefits.

5. The law now stands settled that merely on the ground that an appeal is filed against the order of acquittal cannot be a ground for withholding or for not paying the retiral benefits to the Government employee. In several matters this Tribunal, Principal Bench as well as the Bench at Nagpur have passed order directing the respondents to release the retiral benefits. At the most respondents may take an undertaking from the Government employee that if in case he is held guilty and convicted in criminal appeal pending against him, he will repay the amounts for which he was not entitled within the stipulated period after the decision of the Hon'ble High Court. However, merely on the said ground the respondents cannot deny to

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O.A.NO.889/2018

release the said benefits in favour of the applicant.  
In the circumstances, following order is passed:

ORDER

[i] The respondents are directed to release the regular pension, gratuity and other admissible retiral benefits to the applicant according to his entitlement within 12 weeks from the date of this order by obtaining necessary undertaking as has been mentioned in the body of the order above.

[ii] Respondents are further directed to regularize the period of suspension of the applicant which may have impact on determination of his pension amount. Said exercise is to be done within 8 weeks from the date of this order.

[iii] For the reasons stated in the body of order, the request for grant of interest is rejected. It is, however, clarified that if any delay occurs in releasing the retiral benefits within the period stipulated in the present order, the applicant will be entitled to the interest @ 9% p.a. for the period of delay.

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O.A.NO.889/2018

[iv] Needless to state that the respondents will forward the pension papers to A.G. Office as expeditiously as possible and in any case within 12 weeks from the date of this order.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**ORIGINAL APPLICATION NO.229/2021  
(Balbirsing Tyagi Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Shri K.G.Salunke, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 09-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**ORIGINAL APPLICATION NO.175/2021 & 689/2021  
(Ajay More Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Shri K.G.Salunke, 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 10-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**ORIGINAL APPLICATION NO.522/2021  
(Ravindra Raut Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Shri O.D.Mane, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 12-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**ORIGINAL APPLICATION NO.545/2020**  
**(Dayanand Rajgire Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Shri Ashish B. Rajkar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 02-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023



**ORIGINAL APPLICATION NO.20/2021  
(Ramraje Chandane Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Ku. Preeti Wankhade, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 18-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**ORIGINAL APPLICATION NO.420/2021  
(Raosaheb Jangle Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

Shri S.S.Tandale, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, S.O. to 02-02-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**ORIGINAL APPLICATION NO.732/2021  
(Dashrath Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 02-01-2023**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 16-01-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 02.01.2023

**C.P.NO. 23 OF 2022 IN O.A.NO. 683 OF 2019  
(Shivaji M. Ghantewad Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 07.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**C.P.NO. 24 OF 2022 IN O.A.NO. 902 OF 2019  
(Shivaji M. Thorat Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

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

3. S.O. to 07.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 668 OF 2019**  
**(Sonal D. Agrawal Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Anup S. Dhanuka, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 01.02.2023 for filing affidavit in rejoinder as a one more last chance.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 920 OF 2019**  
**(Dr. Datta M. Dhanve Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondents.
3. S.O. to 01.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1065 OF 2019**  
**(Dr. Jahagirdar D. Nizam Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents to amended O.A.

3. Record further shows that the affidavit in reply is already filed on behalf of the respondent Nos.1 to 3 in the Original Application.

4. The applicant does not wish to file affidavit in rejoinder.

5. The matter is pertaining to condonation of technical break/count of past service. It is admitted and fixed for final hearing on 20.01.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 115 OF 2020  
(Pravin S. Thakre Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri M.S. Mirajgaonakar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 30.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 387 OF 2020**  
**(Ajay R. More Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Nilesh J. Patil, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. At the request of the learned C.P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondent Nos.1 & 3.

3. S.O. to 02.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 795 OF 2021  
(Keshav B. Shirole Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.
3. S.O. to 02.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 43 OF 2022**  
**(Bismillabee Jamalsab Shaikh Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

G.N. Kulkarni (Mardikar), learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, is present.

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

3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 64 OF 2022**  
**(Bhimrao K. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri Shreetej Surve, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 20.01.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**O.A.NOS. 241/2022, 242/2022, 250/2022,  
257/2022, 258/2022, 271/2022, 272/2022 AND  
T.A. 03/2022 (W.P.NO. 3432/2022)  
(Dr. Ravi K. Tale & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

S/shri G.K. Kshirsagar, N.K. Chaudhari & A.A. Yadkikar, learned Advocates for the respective applicants in respective cases (**Absent**). Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicants in O.A.No.258/2022 & 271/2022 and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these cases, are present.

2. Record shows that the affidavit reply is filed on behalf of the respondent No.4 in some of the matters.

3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 844 OF 2022**  
**(Padma K. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

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

3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 878 OF 2022**  
**(Dattatray A. Galgate Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 907 OF 2022**  
**(Ajay S. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 908 OF 2022**  
**(Chandrakant K. Sanap & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 909 OF 2022**  
**(Rahul Y. Pawal & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 910 OF 2022**  
**(Pankaj R. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 911 OF 2022**  
**(Dipak D. Sanap & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 912 OF 2022**  
**(Yuvraj N. Rakh Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri M.S. Karad, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 03.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 958 OF 2022**  
**(Vasant S. Tupkari Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Await Service.

3. S.O. to 02.02.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1058 OF 2022**  
**(Balasaheb N. Sonawane Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri R.R. Wakekar, learned Advocate holding for Shri A.D. Sugdare, learned Advocate for the applicant and Smt. M.S. Patni learned Presenting Officer for the respondents, are present.

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

3. S.O. to 30.01.2023.

**MEMBER (A)**

**MEMBER (J)**



**M.A.NO. 224/2019 IN O.A.NO. 236/2019**  
**(Sanjay B. Udar Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents.

3. Hence, S.O. to 07.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 60/2020 IN O.A.ST.NO. 2451/2019  
(Priti V. Sangolkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri R.D. Khadap, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

2. Await service.
3. S.O. to 31.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 249/2020 IN O.A.ST.NO. 1009/2019  
(Bharat S. Maher Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 27.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 273/2021 IN O.A.ST.NO. 987/2021  
(Prakash N. Phulluke Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. Learned P.O. submits that the respondent No.2 adopts the affidavit in reply filed on behalf of the respondent No.1.

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

4. S.O. to 11.01.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 307/2021 IN O.A.ST.NO. 1307/2021  
(Trymbak V. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri Suresh Dhongde, learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present. Smt. Sunita D. Shelke, learned Advocate for the respondent Nos.2 to 4, is **absent**.

2. Affidavit in reply filed on behalf of the respondent No.1 is taken on record.

3. As per the Circular No. MAT / MUM/ JUD/ 1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The Original Application is pertaining to A.C.P.S

4. In view of the same, the present matter be placed before the Single Bench for further hearing.

5. S.O. to 30.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 52/2022 IN O.A.ST.NO. 1561/2021**  
**(Syed Imran Ahmed S. Kalimullah Vs. State of**  
**Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri C.R. Thorat, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, is present.

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

3. S.O. to 31.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 93/2022 IN O.A.NO. 297/2013**  
**(Prakash B. Joshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri J.S. Deshmukh, learned Advocate holding for Shri M.R. Kulkarni, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 31.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 419/2022 IN O.A.ST.NO. 1536/2022  
(Haribhau L. Ghodke Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.D. Gadekar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 25.01.2023.

**MEMBER (A)**

**MEMBER (J)**



**M.A.NO. 471/2022 IN O.A.NO. 579/2022**  
**(Dr. Satyavijay N. Jadhav & Ors. Vs. State of Maharashtra**  
**& Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri P.R. Tandale, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 11.01.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 02.01.2023

**M.A.NO. 144/2022 IN O.A.NO. 496/2021  
(Prathamesh S. Vaidhya & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri R.K. Ashtekar, learned Advocate for the applicants, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri K.G. Salunke, learned Advocate for the respondent No.10 in O.A.No. 496/2021, are present.

2. Record shows that the interim relief order is granted as per order dated 05.05.2022 passed in O.A.No.496/2021.

3. In view of the same, Misc. Application No. 144/2022 stands disposed of in terms of order already passed on 05.05.2022.

4. Record shows that pleadings in the Original Application are completed. The matter is pertaining to promotion. It is admitted and fixed for final hearing.

5. In view of the same, fix the O.A.NO. 496/2021 for final hearing on 30.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**T.A.NO. 20/2022 (W.P.NO. 9263/2022)**  
**(Chandrakant S. Jagtap Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri D.R. Jayabhar, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 20.01.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 02.01.2023

**T.A.NO. 21/2022 (W.P.NO. 10068/2022)**  
**(Babasaheb G. Borhade Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri D.G. Nagode, learned Advocate for the applicant (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 20.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**T.A.NO. 22/2022 (W.P.NO. 12575/2022)**  
**(Shankar P. Dange Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Shri R.J. Nimbalkar, learned Advocate holding for Shri R.R. Kale, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 20.01.2023.

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.

//2// T.A.22/2022  
(W.P.No. 12575/2022)

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. In view of the order passed by the Hon'ble High Court on 14.12.2022 in W.P.No. 12575/2022, hearing of this O.A. is expedited.

8. S.O. to 20.01.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 581 /2022 IN O.A.ST.NO. 3125/2022**  
**(Vinayak M. Gavit & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

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 of action is identical and the applicants have prayed for same relief, in order to avoid the multiplicity, leave to sue jointly is 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)**

**MEMBER (J)**

SAS ORAL ORDERS 02.01.2023

**ORIGINAL APPLICATION ST.NO. 3125 OF 2022**  
**(Vinayak M. Gavit & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. This application is made seeking to challenge the action of the respondent No.2 in extending the benefit of exemption to the respondent No.3 to 5 from passing the departmental examination on attaining the age of 45 years and consequently grant of seniority to them as per final seniority list published on 09.12.2022 of the cadre of Revenue Assistants and Talathis working as on 01.01.2022 and seeking interim relief of restraining the respondent No.2 from effecting any further promotion to the post of Circle Inspector.

3. The applicant Nos.1 & 2 were appointed on the post of Talathi on 31.03.1997 and 27.11.2003



respectively. The respondent Nos.3 to 5 were appointed as Talathi on 05.10.2007,

//2// O.A.St.3125/2022

03.10.2007 and 06.10.2007 respectively. According to the applicants both of them have passed SSD examination. They have also passed the Revenue Qualifying Examination on 18.05.2012.

4. The respondent No. 3 has been exempted from passing SSD as well as Revenue Qualifying Examination on completion of 45 years of age on 14.11.2010. The respondent Nos. 4 & 5 have also been exempted from passing SSD as well as Revenue Qualifying Examination on their completion of 45 years of age respectively on 06.01.2011 and 15.07.2011. The respondent Nos. 3 to 5 alleged to have been wrongly shown senior to the applicant in the seniority list.

5. In the facts and circumstances of the case, in our considered opinion, it would be just and proper to grant interim relief of making further process of promotion based on the seniority list subject to outcome of the decision in this Original Application. Ordered accordingly.

6. Issue notices to the respondents, returnable on 03.02.2023.

//3// O.A.St.3125/2022

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

8. 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.

9. 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.

10. 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.

11. Learned Advocate for the applicant seeks permission to carry out amendment in prayer clause 'B' of the O.A. and also seeks permission to correct

//4// O.A.St.3125/2022

the name of respondent No.5 as Vijay Wamanrao Dasale instead of Satosh Nago Digrali in paragraph No.vi of the O.A. Permission as prayed for is granted. The applicants to carry out amendment forthwith.

12. S.O. to 03.02.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1159 OF 2022**  
**(Ravindra G. Lagdive Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 03.02.2023.

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

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

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

//2//

O.A.1159/2022

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

7. The respondent Nos.5 & 6 be served through M.P.S.C. i.e. the respondent No.1.

8. S.O. to 03.02.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 586 OF 2022**  
**(Suvarna P. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. S.O. to 13.01.2023 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 37 OF 2017**  
**(Balasaheb N. Raut & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. In the facts and circumstances of the present case, the applicants are allowed to file necessary documents along with short affidavit.

3. S.O. to 25.01.2023. **High On Board.**

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri R.R. Wakekar, learned Advocate holding for Shri A.D. Sugdare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, S.O. to 30.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 848 OF 2019**  
**(Jitendra B. Bagul & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri R.R. Wakekar, learned Advocate holding for Shri A.D. Sugdare, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, S.O. to 30.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1012 OF 2019**  
**(Satish N. Badade Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri R.R. Wakekar, learned Advocate holding for Shri A.D. Sugdare, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. At the request of the learned Advocate for the applicant, S.O. to 30.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 380 OF 2022**  
**(Bhaskar D. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. This is a case of compulsory retirement. Hence, hearing of this Original Application is expedited.

3. S.O. to 31.01.2023. **High On Board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 816 OF 2022**  
**(Rushikesh Vishnu Gorde Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel appearing for the applicant and Shri M.P. Gude, learned Presenting Officer appearing for the respondent authorities.

2. The applicant was appointed as Agriculture Assistant vide order dated 22.10.2013. After completion of three years' service he was confirmed on the said post of Agriculture Assistant. On 10.8.2020 the applicant was transferred and posted to Open Prison, Paithan. On 11.8.2020 the applicant joined the post at Open Prison, Paithan. According to the contentions in the O.A. the applicant proceeded on medical leave for the period from 5.4.2021 to 18.5.2021 i.e. total 43 days. On 19<sup>th</sup> May, 2021 the applicant joined and worked at Open Prison, Paithan till 24<sup>th</sup> May, 2021. From 25.5.2021 the applicant again proceeded on medical leave and resumed the duties thereafter on 16<sup>th</sup> September, 2021. It is the further contention of the applicant that he was referred to the Medical Board and Medical Board has certified him to be fit for resuming duties and also recommended for grant of Medical Leave of the entire said period, if admissible. It is the grievance of the applicant that

without taking into account the relevant provisions as about grant of earned leave, medical leave, as well as, extra-ordinary leave, respondent No. 2 has passed the impugned order, thereby making the absence of the applicant during the period from 25.5.2021 to 15.9.2021 (total 110 days) as unauthorized absence and hence, has considered the said period as extra-ordinary leave without pay. Aggrieved by the said order the applicant has approached this Tribunal.

3. Shri V.B. Wagh, learned counsel appearing for the applicant taking me through the provisions of the Maharashtra Civil Services (Leave) Rules, 1981 submitted that without considering the provisions in proper spirit and more particularly Rules 51 & 61 of the said rules, the impugned order has been passed. The applicant has challenged the order on the ground of not having authority to pass the said order by respondent No. 2. According to the applicant, the competent authority to pass any such order was respondent No. 1 and not respondent No. 2. In the circumstances, prayer has been made for setting aside the order dated 23.12.2021 passed by respondent No. 2.

4. The prayer so made by the applicant is opposed by the respondents. The respondents have submitted

affidavit in reply opposing the submissions made in the Original Application. In the affidavit in reply it is the contention of the respondents that the applicant was habitual absentee and particulars of his absence from duty are also provided in the reply affidavit. It is further contention of the respondents that against the order passed by respondent No. 2 the alternate remedy was available for the applicant to prefer an appeal before the Deputy Inspector General of Prison and without availing that remedy the applicant could not have preferred the present O.A. It is the further contention of the respondents that the applicant had proceeded on leave without informing the office or without obtaining prior permission therefor and having considered the absence for the period of more than 3 ½ months, the respondents have passed the impugned order. Learned Presenting Officer, therefore, has prayed for dismissal of the present O.A.

5. I have considered the submissions advanced on behalf of the applicant and the respondent authorities. I have perused the documents filed on record. I have also gone through the provisions, which are referred to in the present O.A. of the Maharashtra Civil Services (Leave) Rules, 1981.

6. The applicant has placed on record the certificate issued in his favour on 20.9.2021 by the Medical Board comprising of Medical Officer, District Hospital, Aurangabad, Additional Civil Surgeon, District Aurangabad and Civil Surgeon, Aurangabad. The said certificate is placed on record at page No. 18 in the paper book. The Medical Board has certified that the applicant was fit for duty and has also recommended the leave from 25.5.2021 to 16.9.2021. In the impugned order, as well as, in the affidavit in reply, the respondents have not even referred to the fitness certificate issued by Medical Board in favour of the applicant, as well as, the recommendation made by the said Board for grant of leave of the said period i.e. during 25.5.2021 till 15.9.2021 (total 110 days). In the circumstances, it is difficult to uphold the impugned order. It appears to me that the present O.A. can be disposed of by directing respondent No. 1 to reconsider the request of the applicant, as well as, to take a decision as about period of leave availed by the applicant during the period from 25.5.2021 to 15.9.2021 (total 110 days), in context with provisions under Rules 51 & 61 of the M.C.S. (Leave) Rules, 1981. In the result, the following order is passed:-

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**O.A. NO. 816/2022**

**ORDER**

- (i) The impugned order dated 23.12.2021 is set aside.
- (ii) The respondents shall reconsider their decision reflected in the impugned order in light of the provisions under Rules 51 & 61 of the Maharashtra Civil Services (Leave) Rules, 1981 and having regard to the medical certificate issued by the Medical Board in favour of the applicant and the recommendation made by the Medical Board in regard to the said period of leave, within 8 weeks from the date of this order.
- (iii) Before passing any final order the applicant be given an opportunity to make his submissions on the subject issue.
- (iv) The original application stands disposed of in the aforesaid terms without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDER 2.1.2023-HDD



**ORIGINAL APPLICATION NO. 259 OF 2022  
(Rahul Kumar M. Wagh Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned counsel for the applicant (**absent**). Shri B.S. Deokar, learned Presenting Officer appearing for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 7.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 2.1.2023-HDD

**ORIGINAL APPLICATION NO. 99 OF 2021  
(Shrikant V. Mundhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 11.1.2023.

**VICE CHAIRMAN**

ORAL ORDER 2.1.2023-HDD

**ORIGINAL APPLICATION NO. 75 OF 2020  
(Jitendra V. Sarde Vs. State of Maharashtra & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 3.1.2023.

**VICE CHAIRMAN**

ORAL ORDER 2.1.2023-HDD

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

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

**DATE : 2.1.2023**

**ORAL ORDER :**

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

2. S.O. to 11.1.2023.

**VICE CHAIRMAN**

ORAL ORDER 2.1.2023-HDD

**ORIGINAL APPLICATION NO. 139 OF 2017**  
**(Shaikh Liyakat Shaikh Dildar Vs. State of Maha. & Ors.)**

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

**DATE : 2.1.2023**

**ORAL ORDER :**

Shri V.P. Golewar, learned counsel for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer appearing for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 12.1.2023.

**VICE CHAIRMAN**

ORAL ORDER 2.1.2023-HDD

**DATE : 02.01.2023**  
**ORIGINAL APPLICATION NO. 09 OF 2023**  
**(Gajanan R. Shirale Vs. The State of Maha.& Ors.)**

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

1. Shri R.O. Awasarmol, learned Advocate for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **31.01.2023**. The case be listed for admission hearing on **31.01.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**DATE : 02.01.2023**

**ORIGINAL APPLICATION NO. 04 OF 2023**

**(Sunil L. Jadhav Vs. The State of Maha.& Ors.)**

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

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

2. Circulation is granted. Issue notices to the respondents, returnable on **30.01.2023**. The case be listed for admission hearing on **30.01.2023**.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**

**DATE : 02.01.2023**

**ORIGINAL APPLICATION NO. 01 OF 2023**

**(Shashikant J. Ingle Vs. The State of Maha.& Ors.)**

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

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

2. Circulation is granted. Issue notices to the respondents, returnable on **30.01.2023**. The case be listed for admission hearing on **30.01.2023**.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

**REGISTRAR**



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

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Smt. Priya Bharaswadkar, learned Advocate holding for Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The present matter has already been treated as part heard.
3. S.O. to 10.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**MA 141/2021 in OA 295/2019 with CP 3/2021  
(State of Maharashtra & Ors. Vs. Maharashtra Rajya  
Hangami Hivtap Prayogshala Karmachari Sanghatna)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Shri V.R. Bhumkar, learned Presenting Officer for the applicants in the present M.A. / respondents in O.A., Ms. Preeti Wankhade, learned Advocate for the respondent in the present M.A./ applicant in O.A. & C.P. and Shri Vindo Patil, learned Advocate for private respondents.

2. The present matter is closed for orders.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 398 OF 2021  
(Vasnat R. Medhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned Advocate for respondent No. 2.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to benefits of ACPS.

3. In view of the same, the present matter be placed before the Single Bench for further hearing.

4. S.O. to 30.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 67 OF 2018**  
**(Dr. Mohd. Feroz Iqbal Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. S.O. to 30.01.2023 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 149 OF 2018**  
**(Dhanjay L. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri G.R. Jadhav, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.01.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 756 OF 2018**  
**(Barindrakumar C. Gavit Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Shri Avishkar Shelke, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The present matter is to be treated as part heard.

3. S.O. to 18.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**Review 7/2019 in MA 530/2019 in OA St. 2098/19  
(Bharat G. Raut Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. S.O. to 18.01.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 18.01.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 850 OF 2019**  
**(Shrikant K. Madilwar Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri K.N. Farooqui, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 589 OF 2020**  
**(Anil V. Karbhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. S.O. to 01.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 09 OF 2021  
(Ulhas Y. Kawade Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri H.U. Dhage, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 03.02.2022 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 56 OF 2021**  
**(Santosh S. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned Advocate holding for Shri V.C. Suradkar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 02.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 59 OF 2021**  
**(Baban S. Ramfale Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned Advocate holding for Shri V.C. Suradkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 02.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 779 OF 2021  
(Datta A. Tumram Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

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

2. S.O. to 03.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 01 OF 2022**  
**(Vishnu B. More Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri K.G. Salunke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 18.01.2023 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 02 OF 2022**  
**(Shantilal D. Hiwarale Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri K.G. Salunke, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 18.01.2023 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 512 OF 2022**  
**(Sunil B. Magre & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri R.A Joshi, learned Advocate for the applicants (**Absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. S.O. to 03.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 210/2022 in O.A. No. 12/2022**  
(Dr. Ganesh G. Kalyankar & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.01.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 02.01.2023

**M.A. No. 511/2022 in O.A. No. 539/2021**  
**(Jagannath S. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri S.B. Bhosale, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.01.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 694 OF 2013**  
**(Bashir Khan Daulat Khan Patel Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 25.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. No. 626/2015 with O.A. No. 627/2015**  
**(Dr. Anagha A. Jinturkar & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri Milind Patil, learned Advocate for the applicants in both the O.As. (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the O.As., is present.

2. S.O. to 27.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 510 OF 2016**  
**(Vijaykumar H. Gade Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri M.U. Shelke, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present. Shri M.S. Shaikh, learned Advocate for respondent No. 3, **absent**.

2. S.O. to 30.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 578 OF 2016**  
**(C.H. Dongaonkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned Advocate for respondent Nos. 2 to 5.

2. As per the Circular No. MAT/MUM/JUD/1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Single Bench. The present matter is pertaining to benefits of ACPS.

3. In view of the same, the present matter be placed before the Single Bench for further hearing.

4. S.O. to 30.01.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 242 OF 2018**  
**(Sayeeda Begum Syed Mohammed Ali Vs. State of**  
**Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri U.T. Pathan, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 01.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 374 OF 2018**  
**(Girish B. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 684 OF 2021**  
**(Dr. Rekha G. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 02.01.2023**

**ORAL ORDER :**

Smt. S.M. Nimbalkar, learned Advocate holding for Smt. Neha Kamble, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.01.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**