

**ORIGINAL APPLICATION NO. 434 OF 2019**  
**(Namdeo S. Ghone Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 30.03.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 591 OF 2018**  
**(Purushottam N. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 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 Division Bench. The present matter is pertaining to benefits of ACPS.

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

4. S.O. to 31.03.2022.

**MEMBER (J)**

**M.A. No. 454/2018 in O.A. St. No. 1906/2018  
(Kiran S. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 30.03.2022.

**MEMBER (J)**

KPB ORAL ORDERS 22.02.2022

**ORIGINAL APPLICATION NO. 330 OF 2019**  
**(Tukaram S. Khedkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri P.H. Sukale, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
3. S.O. to 01.04.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 480 OF 2019**  
**(Ashok G. Puri Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1, 4 to 6. Shri Shamsunder B. Patil, learned Advocate for respondent Nos. 2 and 3, **absent**.

2. Record shows that the affidavit in reply is filed jointly on behalf of respondent Nos. 2, 3 & 6 and separately on behalf of respondent No. 5.

3. Learned Advocate for the applicant submits that the respondent Nos. 2 and 3 placed on record a copy of office order dated 24.06.2020 showing refund of certain amounts. However, that does not mention refund of amounts of Rs. 194,421/- & 20,300/-, as mentioned in prayer clause 10(B) of the O.A.

4. It is noted that the applicant has challenged three orders dated 21.07.2016 (Annexure A-3), 27.10.2016 (Annexure A-2) and 07.03.2019 (Annexure A-1). The present Original Application is filed on or

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O.A. No. 480/2019

about 07.06.2019. Prima-facie, it appears that the impugned orders dated 21.07.2016 (Annexure A-3) and 27.10.2016 (Annexure A-2) are beyond the period of limitation. Record does not show that any application for condonation of delay was made by the applicant in respect of those prayers. The applicant to take note of it. The point of limitation is kept open.

5. At the request of learned Advocate for the applicant, S.O. to 30.03.2022.

**MEMBER (J)**

KPB ORAL ORDERS 22.02.2022

**ORIGINAL APPLICATION NO. 584 OF 2019**  
**(Balu S. Jambe Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Presenting Officer filed sur-rejoinder on behalf of respondent Nos. 4 & 5. Same is taken on record and copy thereof has been served on the other side.

3. As per the Circular No. MAT/MUM/ESTT/732/ 2021, dated 25/28.05.2021 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 Division Bench. The present matter is pertaining to benefits of time bound promotion.

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

5. S.O. to 01.04.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 867 OF 2019  
(Rajkumar S. Padvi Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
3. S.O. to 21.03.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 989 OF 2019  
(Raviraj R. Darak Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri Vivek Bhavthankar, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent No. 2.
3. S.O. to 04.04.2022.

**MEMBER (J)**

**O.A NO. 98 OF 2020 with Caveat No. 78/2019  
(Bhavana R. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent No. 1 and Shri Manish Bhambre, learned Advocate for respondent No. 2 (Caveator).

2. Record shows that the notice is served only on respondent No. 1 and respondent No. 2 is not served.
3. Learned Advocate for respondent No. 2 however submits that he has filed Caveat Application and he waived the notice.
4. At the request of learned Presenting Office for respondent No. 1 and learned Advocate for respondent No. 2, time is granted for filing affidavit in reply.
5. S.O. to 22.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 341 OF 2020**  
**(Mangala M. Pande Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

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

3. S.O. to 17.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 343 OF 2020  
(Bhimrao S. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate holding for Shri Shamsunder B. Patil, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

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

3. S.O. to 17.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 497 OF 2020  
(Bhujang V. Godbole Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Record shows that by the order dated 26.08.2021, the issue of territorial jurisdiction is kept open. Pleadings up to affidavit in rejoinder are complete.

3. In view of the same, the present case is fixed for hearing on the issue of territorial jurisdiction.

4. S.O. to 16.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 543 OF 2020  
(Gaurav C. Randive Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri Dilip Mutalik, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Record shows that the pleadings up to sur-rejoinder are complete. The present matter is pertaining to absorption on the post Group Instructor. Hence, the O.A. is admitted and it be fixed for final hearing on 28.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 05 OF 2021**  
**(Dr. Kalimoddin A. Shaikh Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant filed rejoinder to the affidavit in reply filed on behalf of respondent Nos. 1, 2, 4 & 5. Same is taken on record and copy thereof has been served on the other side.

3. Record shows that after filing affidavit in reply on behalf of respondent Nos. 1, 2, 4 & 5, the applicant has amended the O.A. seeking leave of this Tribunal and amended copy of the O.A. is served to the respondents.

4. Today, learned Presenting Officer filed short affidavit on behalf of respondents to the amended O.A. Same is taken on record and copy thereof has been served on the other side.

5. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder to the above-said short affidavit.

6. S.O. to 29.03.2022.

**MEMBER (J)**

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

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri S.S. Kulkarni, learned Advocate holding for Shri S.G. Kulkarni, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 & 4 and Smt. Suchita A. Dhongde, learned Advocate holding for Shri Shamsunder B. Patil, learned Advocate for respondent Nos. 2 & 3.

2. Learned Advocate for the respondent Nos. 2 and 3 filed affidavit in reply. Same is taken on record and copy thereof has been served on the other side.

3. Learned Presenting Officer for the respondent Nos. 1 & 4 adopts the affidavit in reply filed on behalf of respondent Nos. 2 & 3.

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

5. S.O. to 30.03.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 136 OF 2021**  
**(Laxmi N. Dhotre Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Record shows that on last date i.e. on 15.12.2021 last chance was granted to the respondent Nos. 1 & 2 for filing affidavit in reply.

3. Today, learned Presenting Officer placed on record a copy of communication dated 21.02.2022 received from the respondent No. 1 seeking time for filing affidavit in reply. He also placed on record a copy of communication dated 21.02.2022 received from the respondent No. 3, whereby it is stated that the affidavit in reply is sent for approval of the Government. Copies of the said communications are taken on record and marked as document 'X' collectively for the purpose of identification.

4. In view of above, one more last chance is granted for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

5. Learned Advocate for the applicant submits that the applicant is bedridden.

6. S.O. to 22.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 167 OF 2021  
(Rupesh S. Nagrale Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri M.B. Kolpe, learned Advocate for the applicant (**Leave Note**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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

3. S.O. to 11.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 321 OF 2021**  
**(Dr. Pramod U. Wawdhane Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri S.V. Kurundkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri A.B. Shinde, learned Advocate for respondent No. 4, **absent.**

2. Record shows that the present Original Application is filed seeking penesenary benefits. The grievance of the applicant is that he has not even received provisional pension. Learned Presenting Officer was directed to seek instructions from the respondents about provisional pension. Learned P.O. however has no information about it.

3. In view of the same, the respondents are directed to consider the case of the applicant in accordance with law for grant of provisional pension within a period of one month.

4. At the request of learned Presenting Officer for the respondent Nos. 1 to 3, time is granted as one more last chance for filing affidavit in reply.

5. S.O. to 15.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 487 OF 2021**  
**(Gahtrabhuj G. Jagtap Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

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

3. S.O. to 21.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 512 OF 2021  
(Usha A. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

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

3. S.O. to 29.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 513 OF 2021  
(Manik G. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents.
3. Learned Advocate for the applicant submits that the similarly placed person i.e. Vithal Ramrao Sutar, who is also acquitted as per the order dated 12.04.2019 in Criminal Appeal No. 19/2012 has got regular pension, as well as, amount of gratuity.
4. In view of the same, learned Presenting Officer is directed to cover this aspect in the affidavit in reply as to why the applicant though purportedly placed in similar situation did not get regular pension and amount of gratuity.
5. S.O. to 08.03.2022 for filing affidavit in reply.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 525 OF 2021**  
**(Guruling N. Tanwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1, 4 & 5 and Shri D.T. Devane, learned Advocate for respondent Nos. 2 & 3.

2. At the request of learned Presenting Officer for the respondent Nos. 1, 4 & 5 and learned Advocate for respondent Nos. 2 & 3, time is granted for filing affidavit in reply.

3. As per the Circular No. MAT/MUM/ESTT/732/ 2021, dated 25/28.05.2021 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 Division Bench. The present matter is pertaining to recovery/benefits of time bound promotion.

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

3. S.O. to 15.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 662 OF 2021**  
**(Yashwant P. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri S.S. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

3. S.O. to 30.03.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 820 OF 2021  
(Akash G. Lavate Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri Masood C. Syed, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Await service on notice on the respondents.

3. As none present for the applicant, S.O. to 30.03.2022 for taking necessary steps.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 38 OF 2022**  
**(Dilip B. Bharaskar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri P.G. Tambade / A.P. Palve, learned Advocate for the applicant (**Absent**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Await service on notice on the respondents.

3. As none present for the applicant, S.O. to 31.03.2022 for taking necessary steps.

**MEMBER (J)**

**M.A. No. 82/2020 in O.A. St. No. 172/2020**  
**(Arshad Khan Gulab Khan Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

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

3. S.O. to 21.03.2022.

**MEMBER (J)**

KPB ORAL ORDERS 22.02.2022

**M.A. No. 9/2021 in O.A. St. No. 05/2021  
(Vilas B. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer for the respondents, time is granted as a last chance for filing affidavit in reply in M.A.
3. S.O. to 15.03.2022.

**MEMBER (J)**

**M.A. 196/2021 with M.A. St. 780/2021 in O.A. 198/2020  
(Harishchandra B. Bhubal Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri W.S. Jadhav, learned Advocate for the applicant (**Absent**). Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Await service on notice on the respondents.

3. As none present for the applicant, S.O. to 29.03.2022 for taking necessary steps.

**MEMBER (J)**

KPB ORAL ORDERS 22.02.2022

**M.A. No. 250/2021 in O.A. St. No. 999/2021  
(Pramod P. Narkhede Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri Dilip Mutalik, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

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

3. S.O. to 16.03.2022.

**MEMBER (J)**

**M.A. No. 251/2021 in O.A. St. No. 1001/2021  
(Manohar J. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri Dilip Mutalik, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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

3. S.O. to 16.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 492 OF 2020  
(Bhagwan F. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri S.V. Natu, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 15.03.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 548 OF 2020**  
**(Bhimrao G. Wahvale Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri P.D. Bachate / A.D. Khot, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 15.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 58 OF 2021**  
**(Madhuri N. Tayade Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri S.R. Patil, learned Advocate for the applicant  
(**Absent**). Heard Smt. Deepali S. Deshpande, learned  
Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to  
15.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 39 OF 2021**  
**(Manik Sakharam Popale Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant placed on record a copy of communication dated 20.02.2022 received from the applicant thereby seeking permission for withdrawal of the present O.A. Same is taken on record and marked as document 'X' for the purpose of identification.

3. I have no reason to refuse permission when the withdrawal is sought for unconditional. Hence, permission is granted to the applicant for withdrawal of the O.A. The O.A. stands disposed of as withdrawn with no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 135 OF 2021**  
**(Sandeep Sahebrao Dabde Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant on instruction seeks permission to withdraw the present Original Application.

3. I have no reason to refuse permission when the withdrawal is sought for unconditional. Hence, permission is granted to the applicant for withdrawal of the O.A. The O.A. stands disposed of as withdrawn with no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 159 OF 2021**  
**(Sanjay Eknath Baviskar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant on instruction seeks permission to withdraw the present Original Application.

3. I have no reason to refuse permission when the withdrawal is sought for unconditional. Hence, permission is granted to the applicant for withdrawal of the O.A. The O.A. stands disposed of as withdrawn with no order as to costs.

**MEMBER (J)**

**M.A. No. 457/2019 in O.A. St. No. 1693/2019  
(Sakharam B. Rakh Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent No. 1 and Shri S.B. Mene, learned Advocate for respondent Nos. 2 to 4.

2. The present Misc. Application is filed by the applicant for condonation of delay of 19 months caused in filing the accompanying Original Application seeking relief of payment of travelling allowance bills for the months of January, 2017 to April, 2017.

3. Though affidavit in reply is not filed by the learned Advocate for the respondent Nos. 2 to 4 in the present Misc. Application, he submitted that already traveling allowance bills for the months of January, 2017 and March, 2017 are paid to the applicant. Learned Advocate for the applicant concedes the said position. In view of the same, the claim of the applicant would remain only for the traveling allowance bills for the months of February, 2017 and April, 2017.

//2//

M.A. 457/2019 in  
O.A. St. 1693/2019

4. It is true that there is delay of about 19 months caused in filing the accompanying O.A. During pendency of the present Misc. Application, it appears that the respondents have considered the claim of the applicant for traveling allowance bills for the months of January, 2017 and March, 2017. In view of the same, in my considered opinion, this is a fit case to condone the delay considering the claim of the applicant for traveling allowance bills for the months of February, 2017 and April, 2017. Hence, I proceed to pass following order.

**ORDER**

1. The M.A. No. 457/2019 is allowed.
2. The delay of 19 months caused in filing the accompanying Original Application is hereby condoned.
3. Accordingly, the M.A. stands disposed of. The Registry is directed to register and number the accompanying O.A. in accordance with law by taking into account other office objection/s, if any.
4. No order as to costs.

**MEMBER (J)**

**O.A. St. No. 1693/2019**  
**(Sakharam B. Rakh Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent No. 1 and Shri S.B. Mene, learned Advocate for respondent Nos. 2 to 4.

2. Issue notices to the respondents, returnable on 21.03.2022.

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

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

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

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

7. S.O. to 21.03.2022.

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

**MEMBER (J)**



**T.A.NO.1 OF 2022 (W.P.NO.1316 OF 2022)**  
**(Manisha E. Kadu Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard 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.

2. Issue notice to the respondents, returnable on 08.03.2022.

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

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

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

**//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. Applicant is directed to file affidavit of compliance and notice.

7. S.O. to 08.03.2022.

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

**MEMBER (J)**

**T.A.NO.2 OF 2022 (W.P.NO.1318 OF 2022)**  
**(Arvind A. Borude & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Issue notice to the respondents, returnable on 08.03.2022.

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

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

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

**//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 08.03.2022.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 163 OF 2022**  
**(Dr. Suhas S. Sonawne Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Issue notice to the respondents, returnable on 15.03.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

//2//

O.A.163/2022

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. S.O. to 15.03.2022.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 451 OF 2019  
(Surykant R. Biradar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the affidavit-in-rejoinder in this case would be necessary and therefore, he seeks time for filing affidavit-in-rejoinder. Time is granted.

3. S.O. to 15.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 302 OF 2020**  
**(Rajesh M. Choudhary Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Record shows that the pleadings upto affidavit-in-rejoinder are complete.
3. The matter is regarding to pay protection. It is admitted and fixed for final hearing on 29.03.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 317 OF 2020  
(Emam N. Mirza Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri I.D. Maniyar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Record shows that the pleadings upto affidavit-in-rejoinder are complete.
3. The matter is regarding to pay protection. It is admitted and fixed for final hearing on 29.03.2022.

**MEMBER (J)**

**M.A.NO.176 OF 2020 IN O.A.ST.NO.2388 OF 2019  
(Ravindra R. Joshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri S.P. Dhoble, learned Advocate holding for Shri A.P. Yenegure, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that he has received the copy of affidavit-in-reply filed on behalf of the respondent Nos.2 to 4 today itself.
3. At the request of the learned Advocate for the applicant, S.O. to 30.03.2022 for filing affidavit-in-rejoinder, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 252 OF 2020**  
**(Harikishan D. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent No.4 and Shri S.B. Patil, learned Advocate for the respondent Nos.1 to 3.

2. During the course of arguments when the impugned order dated 25.11.2019 (Annex. 'A-7') is perused it transpires that the pay of the applicant was re-fixed upon his promotion vide order dated 13.07.1986 on the post of Junior Clerk from the post of Peon. As on 16.07.1986 his pay was fixed at Rs.950/-. Subsequently he was demoted to the post of Peon vide order dated 12.08.1991. However, at that time his pay was re-fixed again from 01.02.1987 onwards. As on 01.02.1987 his pay was fixed at Rs.846/.

3. In view of same, the respondent Nos.1 to 3 to file short affidavit explaining this discrepancy of reducing the pay of the applicant for the period of 1986 to 1991 though during that period he was promoted to the post of Junior Clerk.

4. S.O. to 17.03.2022.

**MEMBER (J)**

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

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned P.O. for the respondents submits across the bar that just now he has received instructions that the applicant has given undertaking in this matter. If that is so, the learned P.O. to produce the same with the short affidavit.

3. In view of above, S.O. to 10.03.2022.

**MEMBER (J)**

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

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 03.03.2022.

**MEMBER (J)**

SAS ORAL ORDERS 22.02.2022

**ORIGINAL APPLICATION NO. 502 OF 2017**  
**(Public Prosecutors' Association Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 10.03.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 451 OF 2018**  
**(Bhagwat N. Pujari Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 14.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 887 OF 2018**  
**(Dr. Sumant N. Wagh Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 07.03.2022 for final hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 323 OF 2019**  
**(Jairam V. Mitke Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 07.03.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1106 OF 2019**  
**(Sanjay R. Koli Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 08.03.2022.

**MEMBER (J)**

SAS ORAL ORDERS 22.02.2022

**ORIGINAL APPLICATION NO. 310 OF 2020**  
**(Sandip P. Nalawade Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned P.O. for the respondents submits that the report of Civil Services Board (C.S.B.) is available.
3. By consent of both the sides, S.O. to 14.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 151 OF 2021**  
**(Dattatraya A. Ubale Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 11.03.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 438 OF 2021  
(Sambhaji K. Mali Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent No.1 and Shri C.V. Dharurkar, learned Advocate for the respondent No.2.

2. By consent of all the parties, S.O. to 04.03.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 22.02.2022

**ORIGINAL APPLICATION NO. 543 OF 2021**  
**(Sanjay G. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 07.03.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 22.02.2022

**ORIGINAL APPLICATION NO.596/2018 & 597/2018  
(Dr. Sunil Bhandare & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.02.2022

**ORAL ORDER :**

Shri Gajanan Shembole, learned Advocate for the applicants and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.177/2019**  
**(Vinodkumar Swami Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.02.2022

**ORAL ORDER :**

Shri G.N.Kulkarni, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO.311/2019**  
**(Rekha Manikhedkar Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri A.S.Mirajgaonkar learned Advocate holding for  
Shri C.V.Dharurkar, learned Advocate for the applicant  
and Shri D.R.Patil, learned Presenting Officer for the  
respondents, are present.

2. S.O. to 30-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.1013/2019**  
**(Sandeep J. More & Ors Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

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

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.562/2020  
(Amol Bari Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.02.2022

**ORAL ORDER :**

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

2. S.O. to 07-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.192/2021  
(Suresh Lande Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.02.2022

**ORAL ORDER :**

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

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.252/2021**  
**(Arati Ghatkar Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

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

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.284/2021**  
**(Jitendra Sonawane Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri K.G.Salunke, learned Advocate for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.300/2021  
(Aabasaheb Ghayal Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.345/2021  
(Suvarna Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 to 3. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 09-03-2022.

**MEMBER (A)**

**MEMBER (J)**



**M.A.NO.327/2019 IN O.A.ST.NO.1212/2019**  
**(Dr. Suryakant Nageshtiwari Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

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

2. S.O. to 31-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO.364/2019            IN            C.P.NO.43/2018            IN**  
**O.A.NO.838/2015 WITH O.A.NO.122/2018 WITH**  
**(Ramdas Patil Vs. State of Maharashtra & Ors.)**

**O.A.NO.558/2018**  
**(Ganesh Deshpande Vs. State of Maharashtra & Ors.)**

**WITH**  
**O.A.NO.376/2019**  
**(Manik Takalkar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE    :** **22.02.2022**

**ORAL ORDER :**

Shri R.P.Bhumkar, learned Advocate for the applicant  
and Shri M.S.Mahajan, learned Chief Presenting Officer  
and Shri D.R.Patil for the respondents, are present.

2.    S.O. to 11-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO.621/2019            IN            C.P.NO.47/2019            IN**  
**O.A.NO.364/2016**  
**(Rudrappa Lungare & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri R.P.Bhumkar, learned Advocate for the applicant  
and Shri M.S.Mahajan, learned Chief Presenting Officer for  
the respondents, are present.

2. S.O. to 23-02-2022.

**MEMBER (A)**

**MEMBER (J)**

**O.A.NO.100/2020 IN O.A.NO.236/2018**  
**(Krushnalal Shirshingude Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri M.R.Wagh, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

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

2. S.O. to 04-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**O.A.NO.159/2010, 341/2010 & 424/2015**  
**(Dr. P.A.Sawant & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri K.J.Suryavanshi, learned Advocate for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.49/2015**  
**(Dattatray Zade Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri A.D.Gadekar, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

**REVIEW NO.08/2017 IN O.A.NO.498/2013  
(Shivraj Hawanna Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.02.2022

**ORAL ORDER :**

Shri S.D.Joshi, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 31-03-2022.

**MEMBER (A)**

**MEMBER (J)**



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

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Ku. Archana Bhangе learned Advocate holding for Shri A.S.Bayas, learned Advocate for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 31-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**O.A.NO.358/2018, 359/2018, 360/2018, 361/2018,  
(Haseeb Ur Rehman & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

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

2. S.O. to 14-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.710/2018**  
**(Rajendra More Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

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

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.732/2018**  
**(Akhtarkhan Pathan & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri Suchita Dhongde, learned Advocate for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 22-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.896/2018**  
**(Madhukar Madarase & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.02.2022**

**ORAL ORDER :**

Shri R.P.Bhumkar, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 11-03-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.28/2020  
(Anil Salve Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.02.2022

**ORAL ORDER :**

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

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

**MEMBER (A)**

**MEMBER (J)**

**O.A.NO.279/1998, 280/1998, 281/1998 & 282/1998  
(Suresh Sathe & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.02.2022**

**ORAL ORDER :**

Shri P.B.Shirsat, learned Advocate for the applicants  
and Shri M.S.Mahajan, learned Chief Presenting Officer for  
the respondents, are present.

2. S.O. to 01-04-2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 185/2018**  
**(Vasant S. Bagde Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.2.2022

**ORAL ORDER :**

Shri S.B. Jadhav, learned Counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 31.3.2022 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NOS. 805 & 806/2018**  
**(Nagorao V. Karbhari & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri N.R. Thorat, learned Counsel for the applicants in both the matters, Shri D.R. Patil, learned Presenting Officer for the respondent authorities in both the matters, Shri R.N. Bharaswadkar, learned Counsel for respondent nos. 4, 5 & 7 in O.A. No. 805/2018 and Shri S.G. Kulkarni, learned Counsel holding for Shri Ajay S. Deshpande, learned Counsel for respondent no. 4 in O.A. No. 806/2018, are present.

2. With the consent of both the sides, S.O. to 1.4.2022 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 15/2022**  
**(Buddhisagar B. Sawant Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.2.2022**

**ORAL ORDER :**

Shri V.P. Savant, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. The learned Presenting Officer has filed affidavit in reply of respondent no. 2. It is taken on record. The learned P.O. undertook to supply copy of affidavit in reply of respondent no. 2 to the learned Counsel for the applicant. He also seeks time for filing affidavit in reply of rest of the respondents. Time granted.

3. S.O. to 14.3.2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1044/2019**  
**(Tukaram S Katare Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.2.2022**

**ORAL ORDER :**

Shri D.A. Bide, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. With the consent of both the sides, S.O. to 1.4.2022 for hearing at the stage of admission.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 762/2018**  
**(Sahebrao D. Deshmukh & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri S.D. Joshi, learned Counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. At the request of learned Presenting Officer, S.O. to 10.3.2022 for final hearing. **High on Board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 21/2022**  
**(Ravita B. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.2.2022**

**ORAL ORDER :**

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

2. Await service of notice upon the respondents.
3. S.O. to 14.3.2022.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 22.2.2022**

**ORAL ORDER :**

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

2. The applicant has filed the present Original Application seeking the following relief :-

*“(A) This Original Application may kindly be allowed with costs.*

*(B) The impugned communication dated 6.11.2019 caused by respondent no. 2 be quashed and set aside.*

*(C) The respondents be directed to condone the period of break in service 2.3.1986 to 23.11.1987 and from 1.2.1988 to 2.2.1989 and treat his services continuous one for the purpose of grant of benefits of Assured Career Progress Scheme and grant the said benefits to the applicant in accordance with Government Resolution dated 7.10.2016 with all consequential benefits including arrears of pay and allowances etc.*

*(D) Any other equitable and appropriate relief to which the applicant is found due and entitled in the facts & circumstances of the case may kindly be granted in favour of the applicant.”*

3. In short, it is the contention of the applicant that the period during which there was break in services of the applicant, the same be condoned and his service from the date of initial appointment be treated as continuous service and the benefit of Assured Career Progression Scheme (for short A.C.P. scheme) be given to the applicant. Reliance is placed by the learned Counsel for the applicant on the Government Resolution dated 7.10.2016, as well as, on the decision of the Division Bench of Hon'ble Bombay High Court in Writ Petition No. 581/2008 (The State of Maharashtra & Ors. Vs. Tulshidas Vishwanath Dhanwade & Ors.) dated 23.9.2019.

4. The submissions of the learned Counsel for the applicant are opposed by the learned Presenting Officer. He has supported the decision taken by the Department. It is the contention on behalf of the respondents that the period during which the applicant has not at all worked cannot be counted for giving him benefit of A.C.P. scheme.

5. A very short point is involved in the present matter. It appears that the learned Counsel for the applicant is treating the services rendered by a person on ad-hoc basis on two different occasions, as there had been no vacancy due to want of sanction of post, equal and at par with the period during which the person has not at all worked. The interpretation so made is apparently incorrect. What has been held by the Hon'ble High Court in its judgment in Writ Petition No. 581/2008 (The State of Maharashtra & Ors. Vs. Tulshidas Vishwanath Dhanwade & Ors.) (supra) is that no distinction can be made while computing the service period of an employee on the basis of temporary and permanent posts. In the present matter, distinguishing factor is that the applicant has not at all worked and the said period is more than one year. As provided in the rules, had the break period been less than one year, the said period would have been considered while considering the case of the applicant for making him eligible for receiving the benefit of A.C.P. scheme. However, since the break period was of more than one year, it has not been counted. We see no fault in the stand taken by the



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**O.A. NO. 265/2021**

Government. No case is made out by the applicant for grant of any relief in his favour.

6. In the circumstances, the present Original Application stands dismissed without any order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**C.P. NO. 23/2020 IN O.A. NO. 769/2018**  
**(Shri Pralhad C. Shelke Vs. State of Maharashtra & Ors.)**

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

**DATE :** **22.2.2022**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. When today the present Contempt Petition is taken up for consideration, the learned Chief Presenting Officer has placed on record 2 seniority lists. As has been submitted by the learned C.P.O., one seniority list is prepared on the basis of date of promotion to the post of Head Constable. In the said list, the applicant is at sr. no. 7. Other seniority list is prepared on the basis of the date of joining of the candidates on the post of Police Constable. In the said list the applicant is at Sr. no. 22. Previously when the present Contempt Petition was heard, in writing it was communicated to this Tribunal that the applicant stands at Sr. no. 52 in the seniority list of 2019.

3. In O.A. No. 769/2018 following order was passed by the Tribunal on 10.12.2016 :-

*“2. Heard by consent of both the sides.*

*3. Learned Advocate for the Applicant has produced the copy of representation dated 04.07.2019 along with some other documents. He has also filed written pursis of the Applicant stating that the Applicant does not want to proceed with the O.A., if the Respondent No.5 is directed to take appropriate decision on the representation dated 4.07.2019 as per Rules on merit within reasonable time and prayed to dispose of the Original Application by giving direction to the Respondent No.5.*

*4. Learned C.P.O. for the Respondents has submitted that the Original Application may be disposed of with the direction to the Respondent No.5 to decide the representation dated 04.07.2019 within three months.*

*5. In view of the submission made by learned Advocate and learned C.P.O., the Original Application is disposed of with the direction to the Respondent No.5 to take appropriate decision on the representation of the Application dated 04.07.2019 within three months from today on merit as per Rules and communicate the decision to the Applicant. There shall be no order as to costs.”*

4. It is the contention of the applicant that having regard to the order passed and in view of one of the seniority lists now prepared on the basis of date of promotion of the candidate to the post of Head Constable, wherein the present applicant stands at Sr. no. 7, the applicant is satisfied.

5. The order passed by the Tribunal on 10.12.2016 in O.A. no. 769/2018 appears to have been complied with by the respondents considering the representation of the applicant. We, therefore, see no reason to keep the present Contempt Petition pending. We hope and trust that keeping in mind the spirit of the order passed by the Tribunal in O.A., the further necessary actions will be taken by the respondents. Some grievance even thereafter remains, it would be open for the applicant to file fresh O.A. However, there is no reason to keep the present Contempt Petition pending and hence the same stands disposed of with no order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**O.A.ST.NOS. 698 TO 706 ALL OF 2021  
(Vijay G. Sonar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri R.A. Joshi, learned counsel for the applicants in all these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these cases, are present.

2. At the request of learned counsel for the applicants, S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**ORIGINAL APPLICATION NO. 32 OF 2018  
(Shahadeo S. Bangar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri J.S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

2. At the request and by consent of both the parties, S.O. to 11.4.2022.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 541/2019 IN O.A.NO. 272/2019**  
**(Whab Majid Shaikh Vs. State of Maharashtra & Ors.)**

**WITH**

**M.A.NO. 542/2019 IN O.A.NO. 274/2019**  
**(Prashant S. Sapkale Vs. State of Maharashtra & Ors.)**

**WITH**

**M.A.NO. 543/2019 IN O.A.NO. 275/2019**  
**(Kishor S. Karn Vs. State of Maharashtra & Ors.)**

**WITH**

**M.A.NO. 580/2019 IN O.A.NO. 273/2019**  
**(Abdul Vahid Shaikh Mohmad Vs. State of Maha. & Ors.)**

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

**DATE :** **22.2.2022**

**ORAL ORDER :**

Shri M.R. Wagh, learned counsel for the applicants in all these cases and Shri V.R. Bhumkar, learned Presenting Officer for the respondents in all these cases, are present.

2. List the present cases for hearing on 31.3.2022.

**MEMBER (A)**

**MEMBER (J)**

**M.A. 65/22 WITH M.A.ST.1295/21 IN O.A.ST.1296/21  
(Shahadeo S. Bangar Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri Pavan P. Uttarwar, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. At the request of learned counsel for the applicant, S.O. to 31.3.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD



**ORIGINAL APPLICATION NO. 655 OF 2021  
(Rahul D. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri N.U. Talegaonkar, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

2. At the request and by consent of both the parties, S.O. to 28.2.2022.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 59/2022 IN O.A.ST.NO. 1524/2021  
(Haridas Irwanta Aamdare Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Heard Shri G.N. Kulkarni, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned counsel for the applicant, on instructions, seeks leave of this Tribunal to withdraw the present Misc. Application. The Misc. Application, therefore, stands disposed of since withdrawn. Resultantly, the O.A. St. No. 1524/2021 also stands disposed of. There shall be no order as to costs.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**REV.NO. 1/2022 IN O.A.NO. 384/2019**  
**(Vinayak B. Kapse & Ors. Vs. State of Maha. & Ors.)**

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

**DATE :** **22.2.2022**

**ORAL ORDER :**

Shri M.B. Kolpe, learned counsel for the applicants has filed leave note. Shri D.R. Patil, learned Presenting Officer for the respondents, present.

2. In view of leave note filed by the learned counsel for the applicants, S.O. to 4.3.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**ORIGINAL APPLICATION NO. 588 OF 2021  
(Holambe Nitin Dagdu & Ors. Vs. State of Maha. & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri C.V. Dharurkar, learned counsel for the applicants, Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri Chandrakant A. Jadhav, learned counsel for respondent No. 5, are present. None appears for respondent No. 6.

2. Learned Presenting Officer for respondent Nos. 1 to 4 submits that he will file affidavit in reply during the course of the day.

3. Learned counsel for respondent No. 5 sought time for filing affidavit in reply. Time granted.

4. S.O. to 30.3.2022.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri Amol B. Chalak, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Affidavit in reply is not yet filed by the respondents. S.O. to 15.3.2022. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 395/2021 IN O.A.ST.NO. 1723/2021  
(Annasaheb M. Shinde & Ors. Vs. State of Maha. & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Heard Shri Jiwan J. Patil, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. When the present matter is taken up for consideration today, the learned counsel for the applicant has not pressed sue jointly application. In the circumstances, the applicant No. 1 shall be treated as a sole applicant in the present matter. Accordingly, the present M.A. stands disposed of as not pressed without any order as to costs.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**ORIGINAL APPLICATION ST.NO. 1723 OF 2021  
(Annasaheb M. Shinde & Ors. Vs. State of Maha. & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Heard Shri Jiwan J. Patil, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 10.3.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 10.3.2022.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1024 OF 2019  
(Lata Sakharam Sanap Vs. State of Maha. & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri Avinash S. Deshmukh learned counsel holding for Shri G.K. Kshirsagar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. When the present matter is taken up for consideration, learned counsel for the applicant submits that there is no progress in the departmental enquiry proceeding after filing of the present O.A. by the present applicant.

3. Issue notice to respondents, returnable on 4.4.2022.

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

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



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

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

8. S.O. to 4.4.2022.

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

**MEMBER (A)**

**MEMBER (J)**

**O.A.NOS. 649 & 650 BOTH OF 2019  
(Mahendra D. Koli & Anr. Vs. State of Maha. & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri J.B. Choudhary, learned counsel for the applicants in both the cases and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents in both the cases, are present.

2. Learned Chief Presenting Officer submits that to the rejoinder affidavit filed by the applicant, the respondents desire to file sur-rejoinder and has sought four weeks' time for the same. Time granted as prayed for.

3. S.O. to 31.3.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**C.P. 4/22 IN M.A.ST. 50/19 IN O.A. 904/18  
(Shaikh Ayyub Shaikh Jaleel Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri Zia-Ul-Mustafa, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. The O.A. and Contempt Petition be kept together on the next date. S.O. to 17.3.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**ORIGINAL APPLICATION NO. 577 OF 2017  
(Ramesh G. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.2.2022

**ORAL ORDER :**

Shri A.G. Ambetkar, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri Avinash S. Deshmukh, learned counsel for respondent No. 3, are present.

2. Learned counsel for the applicant sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 10.3.2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 696 OF 2019  
(Supadu K. Surwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri R.P. Bhumkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply on behalf of respondent No. 4. Time granted as a most last chance.

3. S.O. to 14.3.2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 158 OF 2019  
(Bhagwat M. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.2.2022

**ORAL ORDER :**

Shri Girish N. Kulkarni, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 247 OF 2021  
(Ashok B. Dhokle Vs. State of Maharashtra & Ors.)**

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

**DATE :** 22.2.2022

**ORAL ORDER :**

Smt. Suchita A. Dhongde, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 624 OF 2021  
(Pradeep D. Mulgir Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Smt. Suchita A. Dhongde, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 4, are present. None appears for respondent No. 5.

2. Learned Presenting Officer has sought time for filing affidavit in reply on behalf of respondent Nos. 2 & 4. Time granted.

3. S.O. to 30.3.2022.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 640 OF 2021  
(Maharashtra Rajya Nagar Parishad, Nagar Panchayat,  
Karmachari/Sanwarg Karmachari Sanghatna Vs. State  
of Maharashtra & Ors.)**

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

**DATE :** 22.2.2022

**ORAL ORDER :**

Shri R.K. Ashtekar, learned counsel for the applicant  
(**absent**). Shri M.P. Gude, learned Presenting Officer for  
the respondents, present.

2. Await service.
3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 81 OF 2022  
(Archana T. Tribhuvan Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri Sham Patil, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 304/2020 IN O.A.ST.NO. 1095/2020  
(Abhay A. Kulkarni Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Smt. Priyanka Deshpande, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

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

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri Sandeep D. Munde, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply on behalf of respondent Nos. 1 & 2. Time granted.

3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**M.A.NO. 412/2021 IN O.A.ST.NO. 1628/2021  
(Anand Indrasen Dhale Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri A.D. Sugdare, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

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

3. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**

ORAL ORDERS 22.2.2022-HDD

**ORIGINAL APPLICATION NO. 577 OF 2021  
(Ramdas Eknath Misal Vs. State of Maharashtra & Ors.)**

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

**DATE : 22.2.2022**

**ORAL ORDER :**

Shri R.N. Chavan, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Vinod M. Vibhute, learned counsel for respondent No. 4, are present.

2. Learned Presenting Officer has tendered across the bar common affidavit in reply on behalf of respondent Nos. 1 & 2 and separate affidavit in reply on behalf of respondent No. 3 and they are taken on record and copies thereof have been served on the other side.

3. Learned counsel for respondent No. 4 sought time for filing affidavit in reply. Time granted.

4. S.O. to 1.4.2022.

**MEMBER (A)**

**MEMBER (J)**