M.A. NO. 220/2022 IN O.A. NO. 381/2022 (The Divisional Commissioner, Nashik & Ors. Vs. Manjushree S. Deokar)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri M.S. Mahajan, learned Chief Presenting Officer for the applicants in the present M.A./ respondents in O.A. and Shri V.B. Wagh, learned counsel for the respondent in the present M.A. / applicant in O.A., are present.

- 2. The Division Bench is not available.
- 3. S.O. to 29.9.2022 for hearing.

MEMBER (A)

M.A. NO. 219/2022 IN O.A. NO. 810/2022 (The Divisional Commissioner, Nashik & Ors. Vs. Ganesh B. Agale)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri M.S. Mahajan, learned Chief Presenting Officer for the applicants in the present M.A./ respondents in O.A. and Shri V.B. Wagh, learned counsel for the respondent in the present M.A. / applicant in O.A., are present.

- 2. The Division Bench is not available.
- 3. S.O. to 29.9.2022 for hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 774/2022 (Shri Angad R. Shinde Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri R.P. Bhumkar, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. The learned counsel for the applicant has tendered across the bar the copies of interim orders dated 6.9.2022 passed by the principal seat of this Tribunal at Mumbai in O.A. No. 891/2022 and dated 7.9.2022 passed by this Bench in O.A. ST. NO. 1470/2022. Both the orders are taken on record.
- 4. S.O. to 14.10.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO 826/2022 (Mujeebkhan Mehboobkhan Pathan and Anr. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.....

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Ms. Pradnya Talekar, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. The Division Bench is not available.
- 3. Shri Ajay Deshpande, learned counsel has filed his V.P. for respondent no. 5. It is taken on record. He has sought time for filing affidavit in reply of respondent no. 5.
- 4. The learned C.P.O. has also sought time for filing affidavit in reply of respondent authorities.
- 5. S.O. to 14.10.2022 for filing affidavit in reply by the respondents.
- 6. The interim relief granted earlier to continue till then.

MEMBER (A)

ORIGINAL APPLICATION NO 360/2019 (Dr. Atul A. Deshmukh Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 10.11.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 575/2019 (Dr. Sachin D. Shekde & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri Santosh Bhosale, learned Counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 10.11.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

O.A. NO. 612/2019 WITH CAVEAT 53/2019 (Shri Harshal M. Nagare & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri K.B. Jadhav, learned counsel holding for Shri Yogesh Bolkar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 10.11.2022 for filing affidavit in reply by the respondents as per order dated 12.8.2022.

MEMBER (A)

ORIGINAL APPLICATION NO. 615/2019 (Shafi K. Shaikh Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.-----

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri A.P. Avhad, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 11.11.2022 for filing affidavit in reply by the respondents as per order dated 12.8.2022.

MEMBER (A)

O.A. NOS. 631, 677 AND 714/2019 (Shri Dilip V. Kadam & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri Rahul Khadap, learned counsel for the applicants in all these matters and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents in all these matters, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 11.11.2022 for filing affidavit in reply by the respondents in which the same is not filed.

MEMBER (A)

ORIGINAL APPLICATION NO. 1074/2019
(Ashok M. Gadekar (Died) through LRs. Kamal A. Gadekar & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri A.M. Nagarkar, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. It appears from the record that respondent no. 3 has already filed affidavit in reply.
- 4. S.O. to 11.11.2022 for filing affidavit in reply by the rest of the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 308/2020 (Shri Ranjeet T. Bhorje Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri Ameya N. Sabnis, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri M.B. Ubale, learned counsel for respondent no. 3, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 14.11.2022 for filing rejoinder affidavit by the applicant.

MEMBER (A)

ORIGINAL APPLICATION NO. 426/2020 (Shri Sunil S. Pagare Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri A.S. Deshmukh, learned counsel for the applicant and Smt. Sanjivani Deshmukh, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 14.11.2022 for filing rejoinder affidavit by the applicant.
- 4. The interim relief to continue till then.

MEMBER (A)

ORIGINAL APPLICATION NO. 427/2020 (Shri Rahul B. Chaudhari Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri A.S. Deshmukh, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 14.11.2022 for filing rejoinder affidavit by the applicant.
- 4. The interim relief granted earlier to continue.

MEMBER (A)

ORIGINAL APPLICATION NO. 440/2020 (Shri Sitaram D. Kolte & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Ms. Preeti Wankhade, learned counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 15.11.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 451/2020 (Shri Shridhar S. Solanke Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

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

- 2. The Division Bench is not available.
- 3. Affidavit in reply has already been filed by respondent nos. 2 & 3.
- 4. S.O. to 15.11.2022 for filing affidavit in reply by rest of the respondents and also for filing rejoinder affidavit, if any, by the applicant.

MEMBER (A)

ORIGINAL APPLICATION NO. 565/2020 (Jahangir Fakir Sk. & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Ms. Preeti Wankhade, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 16.11.2022 for filing rejoinder affidavit by the applicants.

MEMBER (A)

ORIGINAL APPLICATION NO. 184/2021 (Shri Haridas S. Ingle Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri S.B. Solanke, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 16.11.2022 for filing rejoinder affidavit by the applicant.

MEMBER (A)

ORIGINAL APPLICATION NO. 318/2021 (Shri Prakash M. Deshmukh Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri Amol A. Kokad, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 16.11.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 552/2021 (Jabbar Dastgir Pinjari Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri P.S. Anerao, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. Await service.
- 4. S.O. to 16.11.2022.

MEMBER (A)

ORIGINAL APPLICATION NO. 562/2021 (Smt. Alka B. Naigaonkar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

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

- 2. The Division Bench is not available.
- 3. S.O. to 17.11.2022 for filing rejoinder affidavit by the applicant.

MEMBER (A)

ORIGINAL APPLICATION NO. 33/2022 (Shri Vitthal N. Kokulwar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

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

- 2. The Division Bench is not available.
- 3. S.O. to 17.11.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

ORIGINAL APPLICATION NO. 643/2022 (Shri Raosaheb B. Ingle Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 17.11.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

M.A. NO. 55/2021 IN O.A. ST. NO. 363/2020 (Shri Dnyanba N. Dhapse & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CODAN . II - 111 - Ch -: Dil -- IZ---- Manufaci (A)

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri Gaurav L. Deshpande, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 13.10.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

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

- 2. The Division Bench is not available.
- 3. S.O. to 13.10.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

M.A. NO. 295/2021 IN O.A. ST. NO. 1154/2021 (Smt. Mrunalini P. Jadhav Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Smt. Suchita Dhongde, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. It reveals from the record that respondent no. 2 has already filed affidavit in reply.
- 4. S.O. to 14.10.2022 for filing affidavit in reply by rest of the respondents.

MEMBER (A)

M.A. NO. 315/2021 IN O.A. ST. NO. 1338/2021 (Shri Chandrashekhar S. Iyer Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay Deshpande, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. Await service.
- 4. S.O. to 9.11.2022.

MEMBER (A)

M.A. NO. 55/2022 IN O.A. NO. 604/2021 (Shri Sarang K. Gorje Vs. State of Maharashtra & Ors.) AND

M.A. NO. 60/2022 IN O.A. ST. NO. 67/2022 (Gaus M. Shamshoddin Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri G.N. Kulkarni, learned counsel for the applicants in both the matters and S/shri S.K. Shirse & V.R. Bhumkar, learned Presenting Officers for the respondents in respective matters, are present.

- 2. The Division Bench is not available.
- 3. The learned P.O. has sought time for filing affidavit in reply of respondents in M.A. NO. 55/2022 IN O.A. NO. 604/2021. The learned counsel has also sought time for filing rejoinder affidavit by applicant in M.A. NO. 60/2022 IN O.A. ST. NO. 67/2022. Time granted.
- 4. S.O. to 12.10.2022.

MEMBER (A)

M.A. NO. 69/2022 IN O.A. ST. NO. 43/2022 (Shri Bhausaheb P. Tidke & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri S.D. Dhongde, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 14.10.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

Shri M.R. Kulkarni, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

- 2. The Division Bench is not available.
- 3. S.O. to 18.10.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

M.A. NO. 171/2022 IN O.A. ST. NO. 405/2022 (Shri Dhanraj P. Kakriya Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

[This matter is placed before the Single Bench due to non-availability of Division

Bench.]

DATE: 22.9.2022

ORAL ORDER:

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

- 2. The Division Bench is not available.
- 3. S.O. to 18.10.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

M.A.NO.411/2022 IN O.A.NO.547/2022 (Ganesh S. Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.....

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Amol B. Chalak, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. By this M.A., learned Counsel for the applicant prays for leave to add respondent nos.3 to 11 as party respondents being necessary parties. Leave as prayed for is granted. Respondent nos.3 to 11 be added as party respondents within a week. M.A.No.411/2022 stands disposed of accordingly with no order as to costs.

MEMBER (A)

YUK (!) ORAL ORDERS 22-09-2022

ORIGINAL APPLICATION NO.547/2022 (Ganesh S. Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Amol B. Chalak, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

- 2. Issue notice to the added respondent nos.3 to 11, returnable on 18.10.2022.
- 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 18.10.2022.
- 8. Steno copy and Hamdast is allowed to both parties.
- 9. The present case be placed on separate board.

MEMBER (A)

ORIGINAL APPLICATION NO.807/2022 (Mohd. Razakhan Mohd Abdul Sattarkhan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

Ku. Anagha Pandit, learned Counsel holding for Shri S.B.Talekar, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. At the request of learned Counsel for the applicant, S.O. to 10-01-2023.

MEMBER (A)

YUK (!) ORAL ORDERS 22-09-2022

ORIGINAL APPLICATION NO.834/2022 (Rajendra Sanap V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Smt. Priya Bharaswadkar, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

- 2. Issue notice to the respondents, returnable on 07.11.2022.
- 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 07.11.2022.
- 8. Steno copy and Hamdast is allowed to both parties.
- 9. The present case be placed on separate board.

MEMBER (A)

M.A.NO.412/2022 IN O.A. ST.NO.1567/2022 (Vaishali Andhale & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

Shri V.B.Wagh, learned Counsel along with Shri B.N.Palve, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. M.A.No.412/2022 is preferred by the applicants seeking leave to sue jointly.
- 3. For the reasons stated in the application and since the cause and the prayers are identical and applicants have prayed for same relief to avoid the multiplicity of litigation, 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)

YUK (!) ORAL ORDERS 22-09-2022

O.A.ST.NO.1567/2022 (Vaishali Andhale & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.....

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

Shri V.B.Wagh, learned Counsel along with Shri B.N.Palve, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned Counsel for the applicants has brought to the notice of the Tribunal that after both the applicants joined services on 12-07-2012, they were not permitted to appear in Sub Services Departmental Examination (SSDE) conducted in the month of January, 2013 for the reasons that the applicants had not completed one year from the date of their appointments. In this respect he has referred to of O.A. book page 47 which communication of December, 2012 by Resident Deputy Collector addressed to Sub Divisional Officer and Tahsildar, relevant part of which reads as follows:

"त्यानुसार आपले कार्यालयातील ज्या तलाठी संवर्गातील कर्मचारी यांची एक वर्ष सलग शासिकय सेवा झाली असेल व परीक्षा देण्यास इच्छुक असतील अशा कर्मचा—यांची माहिती खालील प्रमाणे परीशिष्ठ अ च्या नमुन्यात ४ दिवसांच्या आत पाठवावी...."

- 3. Though, Sub Services Departmental in Examination Rules for Talathi 1997, there is no such bar of completing one year's service for appearing in the same examination. Subsequent examinations have been conducted in February, 2014, August, 2015 and August, 2016, as such, the applicants had passed the examination held in August, 2016. Resultantly, they are late by about one month or less in passing Sub Service Departmental Examination within 4 years from the date of their appointment in the two cases. On this very ground, their seniority is being adversely affected by the competent authority which constitutes cause of action for seeking interim relief by the applicants.
- 4. Respondents are directed to apply mind to the aforesaid grounds afresh and consider the cases of the applicants on merit and inform their decision to the applicant in writing. Applicants are at liberty to approach the Tribunal for interim relief if they are aggrieved by the inaction/adverse decision taken by the respondents during pendency of the present O.A.
- 5. Issue notice to the respondent, returnable on 18.11.2022.
- 6. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 7. 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.

- 8. 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.
- 9. 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.
- 10. S.O. to 18.11.2022.
- 11. Steno copy and Hamdast is allowed to both parties.
- 12. The present case be placed on separate board.

MEMBER (A)

ORIGINAL APPLICATION ST. NO.1563/2022 (Dipak Janghale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

Shri S.P.Rathod, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

- 2. Learned Counsel for the applicant has sought time for producing documentary evidence in response to the office objections as to whether MHADA is covered by any notification so as to extend the jurisdiction, power and authority of Maharashtra Administrative Tribunal in respect of MHADA as per Section 15(2) of the Administrative Tribunals Act, 1985.
- 3. S.O. to 30-09-2022.

MEMBER (A)

M.A.NO.409/2022 IN O.A.ST.NO.1053/2022 (Punjaji Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

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

2. applicant has submitted two relevant documents; one is as Annexure A-1, at page no.11 of the paper book, which shows that the applicant was appointed as Contingency Paid Laborer, and second document he has submitted is at Annexure A-2, page no.15 of paper book of O.A., which shows that his services had been brought to an end by way of superannuation on 30-11-2016. Based on these meagre facts the applicant appears to be seeking benefits of first time bound promotion scheme under G.R. of 08-06-1995, Assured Career Progression Scheme 2001/ Modified Assured Career Progression Scheme of 2010 and latest time bound promotion scheme as per G.R. of 02-03-2019, which will amount to getting relief considering his service record since his first appointment in the service till the year 1981.

- 3. The application is thus, on face of facts on record time barred. Applicant being a retired Class IV employee, is being given one chance to submit records based on which he wishes to substantiate his claims, failing which the application for condonation of delay may deserve to be rejected.
- 4. Issue notice to the respondent, returnable on 15.11.2022.
- 5. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 6. 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.
- 7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 8. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

- 9. S.O. to 15.11.2022.
- 10. Steno copy and Hamdast is allowed to both parties.
- 11. The present case be placed on separate board.

MEMBER (A)

M.A.NO.410/2022 IN O.A.ST.NO.1052/2022 (Uttam Tukaram Padme V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

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

2. applicant has submitted two relevant documents; one is as Annexure A-1, at page no.11 of the paper book, which shows that the applicant was appointed as Contingency Paid Laborer, and second document he has submitted is at Annexure A-2, page no.15 of paper book of O.A., which shows that his services had been brought to an end by way of superannuation on 30-06-2017. Based on these meagre facts the applicant appears to be seeking benefits of first time bound promotion scheme under G.R. of 08-06-1995, Assured Career Progression Scheme 2001/ Modified Assured Career Progression Scheme of 2010 and latest time bound promotion scheme as per G.R. of 02-03-2019, which will amount to getting relief considering his service record since his first appointment in the service till the year 1981.

- 3. The application is thus, on face of facts on record time barred. Applicant being a retired Class IV employee, is being given one chance to submit records based on which he wishes to substantiate his claims, failing which the application for condonation of delay may deserve to be rejected.
- 4. Issue notice to the respondent, returnable on 15.11.2022.
- 5. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 6. 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.
- 7. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 8. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

- 9. S.O. to 15.11.2022.
- 10. Steno copy and Hamdast is allowed to both parties.
- 11. The present case be placed on separate board.

MEMBER (A)

ORIGINAL APPLICATION NO.818/2021 (Dr. Ashwini A. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri S.D.Joshi, learned Counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, Shri G.M.Ghongde, learned Counsel holding for Shri S.G.Chapalgaonkar, learned Counsel for respondent no.6, Shri Akhsay H. Joshi, learned Counsel for respondent no.7, Shri S.G.Kulkarni, learned Counsel for respondent no.8 and Shri Amol T. Jagtap, learned Counsel for respondent no.9, are present.

2. Learned Counsel for the applicant has pointed out that in the body of order following words i.e. "Promotion to the post of **Assistant Professor**" may be corrected as "promotion to the post of **Associate Professor**" as next promotional post for Assistant Professor is Associate Professor.

- 3. The above point made by learned Advocate for the applicant is being granted, being natural corollary of relief already granted even though the relief already granted does not appear to be the relief prayed for.
- 4. Rejoinder to the affidavit in reply be filed and shared with other sides on or before next date of hearing.
- 5. S.O. to 03-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.16/2022 (Vd. Piyush Gandhi & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 22-09-2022

ORAL ORDER:

Shri A.S.Deshmukh, learned Counsel for the applicants, Shri M.P.Gude, learned Presenting Officer for the respondent authorities and Shri M.R.Kulkarni, learned Counsel for respondent nos.4 to 7, are present.

- 2. Learned Counsel for the applicants files affidavit in rejoinder. It is taken on record. Copy thereof has been served on the other side.
- 3. When the present matter is taken up for consideration Shri Gude, learned Presenting Officer has sought time. The learned Counsel for the applicant submits that the respondents are in hurry to grant the promotions to the persons i.e. respondent nos. 4 to 7, who are junior to the present applicant. According to the information received to the applicant the proposal for promotions of respondent nos.4 to 7 has been forwarded. The apprehension of the applicant is that if promotions are made the very purpose of filing the present O.A. will become infructuous. On the other hand, learned Counsel for respondent no.4 to 7 has countered the claim of the

applicant being senior to the private respondents. After considering the two sides, in the circumstances, following order is passed:-

ORDER

- (1) Time as prayed for by the learned Presenting Officer is granted. The learned P.O. to inform the respondent authorities not to pass the orders of promotion to the post of Associate Professor in Rasashastra (रसशास्त्र) until further orders from this Tribunal.
- (2) S.O. to 03-10-2022.

MEMBER (A)

M.A.ST.NO.1462/2022 IN O.A.ST.NO.1463/2022 (Kana Pawara & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

._____

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Y.H.Jadhav, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. Learned Counsel for the applicant seeks permission to file another M.A. for condonation of delay. Permission granted.
- 3. S.O. to 29-09-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.215/2022 (Salim Mohd. Hanif Shaikh & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.S.Deshmukh, learned Counsel for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri M.S.Deshmukh/ Shri U.L.Momale, learned Counsel for respondent nos.4 to 20 & 22 to 24 are present.

2. S.O. to 26-09-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.870/2019 (Dr. Devrao Dakhure V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri S.D.Joshi, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 06-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.457/2022 & 462/2022 (Vanita Panchal & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

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

2. S.O. to 28-09-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.460/2022 (Ankush Hiwale & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri J.M.Murkute, learned Counsel for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 28-09-2022.

MEMBER (A)

C.P.NO.09/2021 IN O.A.NO.70/2018 (Dadabhau Parte V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Ku. Preeti Wankhade, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 06-10-2022.

MEMBER (A)

REVIEW APPLICATION NO.07/2019 IN M.A.NO.530/2019 IN O.A.ST.2098/2019

(Bharat Raut V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

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

2. S.O. to 13-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.517/2019 (Rajendra Kamble & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Swapnil A. Deshmukh, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 14-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.1040/2019 & 1042/2019 (Sanoth Raut & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Prashant Deshmukh, learned Counsel for the applicants and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 07-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.62/2020 (Dr. Maheshkumar L. M. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

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

2. S.O. to 07-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.146/2020 (Ankush Manbhare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.S.Deshmukh, learned Counsel for the applicant, Shri D.R.Patil, learned Presenting Officer for the respondent authorities and Shri S.A.Deshmukh, learned Counsel for respondent no.4, are present.

2. S.O. to 09-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.505/2020 (Madan Dube V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.....

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.S.Deshmukh, learned Counsel for the applicant, Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities and Shri Shamsundar B. Patil, learned Counsel for respondent no.3, are present.

2. S.O. to 09-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.538/2020 (Sachin Pardeshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Jitendra S. Gangawane, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 10-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.559/2020 (Vishranti Giri V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.C.Deshpande, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 10-11-2022.

MEMBER (A)

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

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

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

MEMBER (A)

ORIGINAL APPLICATION NO.14/2021 (Jaykumar Koli V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.D.Patil, learned Counsel holding for Shri C.V.Dharurkar, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

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

MEMBER (A)

ORIGINAL APPLICATION NO.46/2021 (Pradhumn More V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri D.M.Shinde, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 14-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.218/2021 (Mohd. Hussain Tayyabsaheb Inamdar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.D.Patil, learned Counsel holding for Shri C.V.Dharurkar, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

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

MEMBER (A)

ORIGINAL APPLICATION NO.335/2021 (Dnyaneshwar Bulbule & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

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

2. S.O. to 09-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.448/2021 (Sarjerao Phalke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.D.Kulkarni, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 15-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.476/2021 (Machindra Bhalerao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Mohit R. Deshmukh, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 14-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.547/2021 (Jalamsing Valvi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri S.D.Dhongde, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 15-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.758/2021 (Suhas Pathak V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri R.O.Awasarmal, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 14-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.769/2021 (Ashwini Wavhal & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri R.O.Awasarmal, learned Counsel for the applicants and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. S.O. to 14-10-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.38/2019 (Anant Munde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.-----

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Ashish B. Rajkar, learned Counsel for the applicant, Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities and Shri S.B.Mene, learned Counsel for respondent nos.4 & 5, are present.

2. S.O. to 22-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.53/2019 (Dilip Pande & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.-----

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Ashish B. Rajkar, learned Counsel for the applicant, Shri S.K.Shirse, learned Presenting Officer for the respondent authorities and Shri S.B.Mene, learned Counsel for respondent no.9, are present.

2. S.O. to 22-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.71/2019 (Anant Ballal & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

._____

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Ashish B. Rajkar, learned Counsel for the applicant, Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities and Shri S.B.Mene, learned Counsel for respondent no.9, are present.

2. S.O. to 22-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.211/2019 (Pramod Jaygaonkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

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

2. S.O. to 22-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.293/2019 (Abdul Vahid Shaikh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri M.R.Wagh, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 23-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.415/2019 (Rajendra Jagdale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri V.B.Wagh, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. S.O. to 23-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.478/2019 (Dr. Anand Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri A.S.Deshmukh, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. S.O. to 24-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.416/2019 (Arjun Maskar & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

.----

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri R.P.Bhumkar, learned Counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri S.D.Dhongde, learned Counsel for respondent nos.2 & 3, are present.

2. S.O. to 24-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.531/2019 (Nagnath Hatkar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Shamsundar B. Patil, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents, are present.

2. S.O. to 09-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.515/2020 (Aniket Rakh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri B.R.Kedar, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 09-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.220/2021 (Sayyed Shoukatali Sabirali V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri H.M.Shaikh, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 09-11-2022.

MEMBER (A)

ORIGINAL APPLICATION NO.292/2021 (Kashinath Devtule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This case is placed before Single Bench due to non-availability of Division Bench)

DATE : 22-09-2022

ORAL ORDER:

Shri Sandeep D. Munde, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents, are present.

2. S.O. to 25-11-2022.

MEMBER (A)

M.A.NO.413 OF 2022 IN O.A.NO.686 OF 2022

(Shaikh Musa Shaikh Mohioddin V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri H.M. Shaikh, learned Advocate for the applicant and Shri M.P. Gute. learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 14.10.2022.

MEMBER (J)

ORIGINAL APPLICATION ST.NO.74 OF 2022

(Gopichand B. Wadile V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri S.P. Koli, learned Advocate for the applicant, is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 21.10.2022.

MEMBER (J)

M.A.NO.414 OF 2022 IN O.A.ST.NO.1106 OF 2022

(Shankar S. Patange V/s. State of Maharashtra & Ors.)

.....

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. By this Misc. Application the applicant is seeking amendment in the Original Application to bring on record subsequent event that during pendency of this Original Application he preferred requisite departmental appeal against the suspension order on 28.07.2022.
- 3. Learned P.O. for the respondents submitted that appropriate order may be passed.
- 4. Considering the nature of proceeding it seems that the proposed amendment is not going to change the nature of original proceeding and the same is necessary to determine the real question of controversy between the parties. Hence, I proceed to pass the following order:-

ORDER

- (A) The Misc. Application No.414/2022 is allowed.
- (B) Amendment as prayed for is granted.

- (C) The applicant to carry out the amendment within the period of two weeks from the date of this order and to serve the copy of amended O.A. on the other side.
- (D) The O.A. be registered and numbered to file by taking in to account other office objection/s, if any.
- (E) No order as to costs.

MEMBER (J)

ORIGINAL APPLICATIONI ST.NO.1106 OF 2022

(Shankar S. Patange V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

._____

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Issue notice to the respondents, returnable on 17.10.2022.
- 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 17.10.2022.
- 8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

ORIGINAL APPLICATION ST.NO.1562 OF 2022

(Vishwanath A. Diware V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

2. At the request of the learned Advocate for the applicant, S.O. to 13.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.27 OF 2019

(Raosaheb D. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri S.B. Mene, learned Advocate holding for Shri Sanket N. Suryawanshi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O to 14.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.327 OF 2019

(Pushpak R. Kachve V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Shri Amit Savale, learned Advocate for the applicant, is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 20.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.1059 OF 2019

(Kerba N. Jetewad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri Shamsundar B. Patil, 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 18.10.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO.1061 OF 2019

(Kerba N. Jetewad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri Shamsundar B. Patil, 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 18.10.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO.11 OF 2021

(Ravikant R. Hdoklitkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri K.B. Jadhav, learned Advocate holding for Shri A.B. Rajkar, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos.1,2 & 5 and Shri G.N. Patil, learned Advocate for the respondent Nos.3 & 4.

2. At the request of the learned Advocate for the applicant, S.O. to 14.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.272 OF 2021

(Jayawant R. Bhangare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Record shows that the pleadings are complete. The matter is pertaining to minor punishment. It is admitted and fixed for final hearing.
- 3. S.O. to 03.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.466 OF 2021

(Dr. Yashwant M. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

- 2. Record shows that the pleadings are complete. The matter is pertaining to annual increment. It is admitted and fixed for final hearing.
- 3. S.O. to 17.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.09 OF 2022

(Dr. Prithviraj K. Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Record shows that in spite of grant of opportunities, the affidavit-in-reply is not filed on behalf of the respondents. The matter was fixed for admission without affidavit in reply of the respondents. Today also the affidavit-in-reply is not filed on behalf of the respondents.
- 3. The matter is pertaining to pension and pensionary benefits. It is admitted and fixed for final hearing.
- 4. S.O. to 17.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.44 OF 2022

(Rekha Wd/o D. Wagatkar & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Record shows that the pleadings are complete. The matter is pertaining to compassionate appointment. It is admitted and fixed for final hearing.
- 3. S.O. to 19.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.224 OF 2022

(Jayprakash B. Sonawae V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Shri S.S. Jadhavar, learned Advocate for the applicant, is **absent**. Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 03.11.2022.

MEMBER (J)

M.A.NO.232 OF 2019 IN O.A.ST.NO.532 OF 2019 (A.R. Mhaske & R.H. Pande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CODAM . Handhia Chai V.D. Danama Mamban (I)

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri S.G. Kulkarni, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 04.11.2022 for hearing.

MEMBER (J)

M.A.NO.318 OF 2020 IN O.A.ST.NO.1373 OF 2020

(Anil G. Lokhande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri K.B. Jadhav, learned Advocate holding for Shri A.B. Rajkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 14.10.2022 for hearing.

MEMBER (J)

M.A.NO.91 OF 2021 IN O.A.ST.NO.327 OF 2021

(Bhaginath C. Malikar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri Arjun Lukhe, learned holding for Shri Avinash S. Shelke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 19.10.2022 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.202 OF 2017

(Ashok B. Wagh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri Avishkar S. Shelke, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

- 2. The preset matter has already been treated as part heard.
- 3. At the request of the learned Advocate for the applicant, S.O. to 06.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.784 OF 2015

(Malappa P. Shendule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. The preset matter has already been treated as part heard.
- 3. By consent of both the sides, S.O. to 04.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.315 OF 2019

(Jeevan G. Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri S.L. Bhapkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos.1 to 4. Shri M.M. Bhokarikar, learned Advocate for the respondent No.5, is **absent**.

2. The present matter is closed for order.

MEMBER (J)

ORIGINAL APPLICATION NO.323 OF 2019

(Jairam V. Mitke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. At the request of the learned Advocate for the applicant, further time is granted for filing affidavit-in-rejoinder.
- 4. S.O. to 07.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.420 OF 2019

(Raju P. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. At the request of the learned Advocate for the applicant, S.O. to 17.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.723 OF 2021

(Amol V. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri Amol N. Kakade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

- 2. Record shows that in spite of grant of opportunities, the affidavit-in-reply is not filed on behalf of the respondents. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.
- 3. S.O to 17.10.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO.993 OF 2019

(Dileep R. Joshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent No.1.

- 2. Shri S.B. Mene, learned Advocate filed **VAKALATNAMA** on behalf of the respondent Nos.2 & 3. It is taken on record.
- 3. Affidavit-in-reply filed on behalf of the respondent Nos.2 & 3 is also taken on record and copy thereof has been served on the other side.
- 5. S.O. to 17.10.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

ORIGINAL APPLICATION NO.994 OF 2019

(Dileep R. Joshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent No.1.

- 2. Shri Ajikya S. Reddy, learned Advocate filed **VAKALATNAMA** on behalf of the respondent Nos.2 & 3. It is taken on record.
- 3. Affidavit-in-reply filed on behalf of the respondent Nos.2 & 3 is also taken on record and copy thereof has been served on the other side.
- 4. S.O. to 17.10.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

ORIGINAL APPLICATION NO.55 OF 2022

(Yogesh L. Shirsath V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-inrejoinder.
- 3. S.O. to 18.10.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO.76 OF 2022

(Ashok R. Jawale V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

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

- 2. Affidavit-in-reply filed on behalf of the respondent Nos.2 and 3 is taken on record and copy thereof has been served on the other side.
- 3. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondent No.1.
- 4. The applicant is at liberty to file affidavit-in-rejoinder, if any, to the affidavit-in-reply filed on behalf of the respondent Nos.2 & 3.
- 5. S.O. to 13.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.114 OF 2022

(Dr. Bhausaheb S. Randhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos.1 & 2.

- 2. Shri Umesh S. Mote, learned Advocate filed **VAKALATNAMA** on behalf of the respondent No.3. It is taken on record.
- 3. At the request made on behalf of the respondents, most last chance is granted for filing affidavit-in-reply.
- 4. S.O. to 14.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.255 OF 2022

(Namdeo V. Agashe & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri V.G. Pingle, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

- 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 19.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.285 OF 2022

(Shashikant D. Guntootkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri N.L. Paithane, learned Advocate holding for Shri M.A. Golegaonkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

- 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 20.10.2022.

MEMBER (J)

M.A.NO.127 OF 2022 IN O.A.ST.NO.521 OF 2022 (Dilip R. Gavit & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri Anup D. Mane, learned Advocate holding for Shri Amol S. Sawant, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents.

- 2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit-in-rejoinder.
- 3. S.O. to 07.11.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.528 OF 2019

(Dr. Kishor H. Kadam V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

- 2. The present matter has already been treated as part heard.
- 3. Short affidavit filed on behalf of the applicant is taken on record and copy thereof has been served on the other hand.
- 4. By consent of both the sides, S.O. to 30.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.141 OF 2020

(Anil D. Sanap V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 22.09.2022.

ORAL ORDER:

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

2. The present matter is closed for order.

MEMBER (J)

ORIGINAL APPLICATION NO.169 OF 2020

(Megha P. Kapure V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

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

2. The present matter is closed for order.

MEMBER (J)

FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.144 OF 2021 WITH

MISC. APPLICATION NO.415 OF 2022 (Vithal T. Jadhav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. By consent of both the sides, S.O. to 07.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.180 OF 2021

(Chandrashekar S. Kulthe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. By consent of both the sides, S.O. to 06.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.674 OF 2021

(Pravin J. Rasal V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

2. The present matter is closed for order.

MEMBER (J)

ORIGINAL APPLICATION NO.487 OF 2018

(Ramchandra L. Kulkarni V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

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

2. At the request of the learned Advocate for the applicant, S.O. to 09.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.781 OF 2018

(Suryakant M. Garude & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri J.B. Choudhary, learned Advocate for the applicants has filed a **leave note**. Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. In view of leave note of learned Advocate for the applicant, S.O. to 04.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.926 OF 2018

(Kishan P. Soluke @ Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri S.B. Gastgar, learned Advocate for the applicant, is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 04.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.362 OF 2019

(Neelabai A. Done & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

2. By consent of both the sides, S.O. to 07.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.984 OF 2019

(Dr. Prithaviraj K. Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

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 17.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.56 OF 2020

(Anil S. Barkul V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Shri Kishor D. Khade, learned Advocate for the applicant, is **absent**. Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 03.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.112 OF 2021

(Gangadhar T. Belurkar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri Santosh C. Bhosale, learned Advocate for the applicants, is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 07.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.216 OF 2021

(Keshav Bhimrao Bhalerao (died) L.Rs. Rekha W/o Keshav Bhalerao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

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

2. By consent of both the sides, S.O. to 20.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.288 OF 2021

(Shubham K. Shreebhate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri P.V. Suryawanshi, 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 17.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.323 OF 2021

(Shaikh Nazir Ahemad Shaikh Bashir Ahmed V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Smt. Priya R. Bharaswadkar, learned Advocate holding for Shri R.N. Bharaswadkar, 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 12.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.355 OF 2021

(Laxman H. Talekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. At the request of the learned P.O., time is granted for filing affidavit-in-sur-rejoinder.
- 3. S.O. to 19.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.494 OF 2021

(Dr. Dhananjay K. Swant V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent Nos.1 to 3 and Shri S.B. Patil, learned Advocate for the respondent No.4.

2. By consent of all the parties, S.O. to 04.11.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.601 OF 2021

(Ramesh M. Darekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri A.S. Shelke, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 19.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.729 OF 2021

(Ramdas L. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Dr. Kalpalata Patil-Bharaswadkar, 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 18.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO.66 OF 2022

(Nathu N. Khartade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri K.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 21.10.2022 for final hearing.

MEMBER (J)

OFFICE ORDER

TRIBUNAL'S ORDERS

DATE: 22.09.2022

ORIGINAL APPLICATION NO. 850 OF 2022

(Shaikh Jameer Shaikh Manjur V/s. State of Maharashtra & Ors.)

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

- 1. Shri S.B. Solanke, 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 **21.10.2022**. The case be listed for admission hearing on **21.10.2022**.
- 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

OFFICE ORDER

TRIBUNAL'S ORDERS

DAWE - 00 00 0000

DATE: 22.09.2022

ORIGINAL APPLICATION NO. 849 OF 2022 (Ramesh B. Gawali V/s. State of Maharashtra & Ors.)

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

- 1. Shri D.T. Devane, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents, are present.
- 2. Circulation is granted. Issue notices to the respondents, returnable on **20.10.2022**. The case be listed for admission hearing on **20.10.2022**.
- 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. 297 OF 2022 (Sandipan K. Kalle V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CODAM . Handhia Chri V.D. Dangua Mambar (I)

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted as one more last chance for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 06.10.2022.

MEMBER (J)

KPB ORAL ORDERS 22.09.2022

ORIGINAL APPLICATION NO. 332 OF 2022 (Rohit B. Salve V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri S.N. Pagare, learned Advocate for the applicant and Shri M.P. Gude, 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 respondents.
- 3. S.O. to 20.10.2022.

MEMBER (J)

KPB ORAL ORDERS 22.09.2022

ORIGINAL APPLICATION NO. 343 OF 2022 (Dr. Satish F. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 3 & 6. Smt. Anuradha Mantri, learned Advocate for respondent Nos. 4 & 5, **absent**.

- 2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 6. Same is taken on record and copy thereof has been served on the other side.
- 3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 to 3.
- 4. S.O. to 21.10.2022.

MEMBER (J)

KPB ORAL ORDERS 22.09.2022

ORIGINAL APPLICATION NO. 496 OF 2022 (Ramesh G. Walke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

CORAM . Hon ble Shii v.b. Dongie, me

DATE : 22.09.2022.

ORAL ORDER:

Shri A.G. Ambetkar, learned Advocate for the applicant (**Absent**). Heard Shri D.R. Patil, 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 respondents.
- 3. S.O. to 21.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 518 OF 2022 (Ganesh A. Mundhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1, 2 & 4. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 14.10.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 671 OF 2022 (Kiran S. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

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 Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 13.10.2022.

MEMBER (J)

M.A. No. 563/2019 in O.A. St. No. 1421/2019 (Manoj A. Dusane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri S.B. Ghute, learned Advocate for the applicant (**Leave Note**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 18.10.2022 for filing rejoinder affidavit in M.A., if any.

MEMBER (J)

M.A. No. 592/2019 in O.A. St. No. 2196/2019 (Arvind A. Joshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri V.S. Kadam, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondent No. 1 and Shri G.N. Patil, learned Advocate for respondent Nos. 2 & 3.

2. As none present for the applicant, S.O. to 19.10.2022 for filing rejoinder affidavit in M.A., if any.

MEMBER (J)

M.A. No. 310/2020 in O.A. St. No. 2061/2019 (Jagdish K. Mahendrakar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondents.
- 3. At the request of learned Advocate for the applicant, S.O. to 04.11.2022 for taking necessary steps.

MEMBER (J)

M.A. No. 30/2022 in O.A. St. No. 85/2022 (Shitole B. Limbaji V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit in M.A.
- 3. S.O. to 20.10.2022 for hearing.

MEMBER (J)

M.A. No. 89/2022 in O.A. St. No. 340/2022 (Prakash N. Thorat V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 12.10.2022 for filing affidavit in reply in M.A.

MEMBER (J)

ORIGINAL APPLICATION NO. 479 OF 2019 (Khobraji L. Bele V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri N.R. Thorat, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Throat, learned Presenting Officer for the respondents.

- 2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed by the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.
- 3. As none present for the applicant, S.O. to 06.10.2022 for admission.

MEMBER (J)

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

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

- 2. Record shows that affidavit in reply is filed on behalf of respondent Nos. 1 & 2. Record further shows that rejoinder affidavit is also filed by the applicant to the affidavit in reply filed on behalf of respondent No. 1.
- 3. S.O. to 10.10.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 533 OF 2020 (Sadashiv D. Sakhare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

- Itom bio bill 1.2. Doingle

DATE : 22.09.2022.

ORAL ORDER:

Shri P.B. Rakhunde, learned Advocate for the applicant (**Absent**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 & 5, Shri Shamsunder B. Patil, learned Advocate for respondent Nos. 2, 4 & 6 and Shr S.B. Mene, learned Advocate for respondent No. 3.

- 2. At the request of learned Chief Presenting Officer and learned Advocate for respondent No. 3, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 & 3.
- 3. S.O. to 10.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 263 OF 2021 (Dattatraya S. Haral V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
- 3. S.O. to 11.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 422 OF 2021 (Satish A. Trimukhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri Vijay Deshmukh, 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.
- 3. S.O. to 11.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 651 OF 2021 (Dr. Shivaji D. BirareV/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and copy thereof has been served on the other side.
- 3. Await service of notice on the respondent No. 1.
- 4. S.O. to 12.10.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 725 OF 2021 (Bhagwat R. Borchate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondents.
- 3. At the request of learned Advocate for the applicant, S.O. to 12.10.2022 for taking necessary steps.

MEMBER (J)

ORIGINAL APPLICATION NO. 833 OF 2021 (Deepali Y. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

....

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE: 22.09.2022.

ORAL ORDER:

Shri D.B. Thoke, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri R.A. Joshi, learned Advocate for respondent No. 4.

- 2. At the request made on behalf of respondents, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 13.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 102 OF 2022 (Sunitrabai V. Adke & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondent Nos. 2 to 7.
- 3. At the request of learned Advocate for the applicant, S.O. to 18.10.2022 for taking necessary steps.

MEMBER (J)

ORIGINAL APPLICATION NO. 174 OF 2022 (Sakharam B. Rakh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

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. At the request made on behalf of respondents, time is granted as a last chance for filing affidavit in reply.
- 3. S.O. to 18.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 216 OF 2022 (Usha N. Kute V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Shri S.P. Chate, 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 13.10.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 246 OF 2022 (Dilip Y. Rupekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 22.09.2022.

ORAL ORDER:

Heard Shri D.K. Dagadkhair, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

- 2. At the request of learned Chief Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 13.10.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 112 OF 2022 (Bharat D. Raut V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

ORAL ORDER:

DATE: 22.09.2022.

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Shri M.S. Mahajan, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri Avinash Deshmukh, learned Advocate for the respondent No. 5.

- 2. At the request of learned Chief Presenting Officer, time is granted for filing short affidavit.
- 3. The present matter has already been treated as part heard.
- 4. S.O. to 26.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 56 OF 2022 (Sidram M. Koli V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Shri K.P. Rodge, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer placed on record communication dated 21.09.2022 received to the office of C.P.O. from the respondent No. 3 mentioning therein that the applicant has produced some bogus documents in the present O.A. Same is taken on record and marked as document 'X' for the purpose of identification.
- 3. As none present for the applicant, S.O. to 21.10.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 834 OF 2022 (Krishna E. Ghuge V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 22.09.2022.

ORAL ORDER:

Heard Shri Avinash Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3.

- 2. Shri S.D. Joshi, learned Advocate appearing on behalf of respondent No. 4 and filed **VAKALATNAMA**. Same is taken on record.
- 3. The learned C.P.O. placed on record a copy of communication dated 22.09.2022 received by him from the respondent No. 1. It is taken on record and marked as document 'X' for the purpose of identification. Perusal of the said communication would show that still the order of transfer of the applicant is not issued and it is stated to be under process.
- 4. Yesterday i.e. on 21.09.2022 while dealing with the present matter, this Tribunal has passed interim order of remaining charge of the post of Executive Engineer, Krushna Marathwada Construction Division No. 1, Osmanabad with the applicant till today. Learned C.P.O., as well as, learned Advocate for respondent No. 4 sought to vacate that order. In that

regard, learned C.P.O. submitted that the Government is in process to issue the transfer order of the applicant. Learned Advocate for respondent No. 4 submitted that the respondent No. 4 was without any posting since about a year.

- 5. Learned Advocate for the applicant submitted that the interim relief granted earlier by this Tribunal be continued contending that even if the order of transfer of the applicant is issued, it will be mid-term transfer order. He further submitted that the applicant is not running away from the fact that his normal tenure of posting is completed.
- 6. The learned Advocate for respondent No. 4 submitted that the applicant has no right to challenge the order of posting of respondent No. 4 dated 20.09.2022 (Annexure A-5) and therefore, interim order would not be continued.
- 7. After having considered the rival submissions of all the parties, in my considered opinion, interim order was passed only in the background of the letter dated 21.09.2022 (Annexure A-6) addressed by the respondent No. 4 to the Executive Engineer, Krushna Marathwada Construction Division No. 1, Osmanabad, which post is held by the applicant. Learned Advocate for the respondent No. 4 points out that in the order of posting dated 20.09.2022 impugned (Annexure A-5) it is observed in para No. 5 as follows:-

"५. सदरहू आदेशानुसार तात्काळ नियुक्तीच्या ठिकाणी हजर न झाल्यास वा कोणत्याही प्रकारचा दबाव आणून नियुक्ती रद्द करण्याचा प्रयत्न झाल्यास, ही कृती महाराष्ट्र नागरी सेवा (वर्तणूक) नियम १९७९ मधील नियम २३ चे उल्लंघन करणारी असल्यामुळे, ती गैरवर्तणूक समजून त्यांचे विरुध्द शिस्तभंगविषयक कारवाई करण्यात येईल, याची संबंधितांनी नोंद ध्यावी."

- 8. It is however, pertinent to note here that unless the post is vacant, there is no question of relieving and subsequent giving and taking of the charge of the post. In the case in hand, the applicant's transfer order is not yet issued. In view of the same, by the act of insisting for taking charge by the respondent No. 4 may create complications and may result into multiplicity of proceedings. In view of the same, in my considered opinion, it would be just and proper to continue the interim order till next date. It is ordered accordingly.
- 9. Learned C.P.O. waives notice for respondent Nos. 1 to 3. The learned Advocate for respondent No. 4 waives notice for respondent No. 4.
- 10. At the request made on behalf of respondents, time is granted for filing affidavit in reply.
- 11. S.O. to 03.10.2022. Interim relief granted earlier to continue till then.

ORIGINAL APPLICATION NO. 839 OF 2022

(Dr. Gorakh Vithalrao Suramwad V/s. State of Maharashtra & Ors.)

(Speaking to minutes)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

Heard Shri A.D. Sugdare, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

- 2. The present case is not on board. It is taken on today's board at the request of learned counsel appearing for the applicant.
- 3. Learned counsel submits that in line No. 5 of paragraph (i) of operative part of order dated 21.09.2022 inadvertently it has been typed as "Biochemistry" instead of "Forensic Medicine" and requested to correct the same.
- 4. In view of the above, the Registrar of this Tribunal is directed to correct the word "Forensic Medicine" instead of "Biochemistry" and supply the corrected copy to both the parties.

MEMBER (A)

ORIGINAL APPLICATION NO. 168 OF 2022

(Shirish R. Yadav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

Shri J.J. Patil, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.S. Chapalgaonkar, learned counsel for respondent No. 3, are present.

2. S.O. to 6.10.2022 for hearing.

MEMBER (A)

O.A.NOS. 451, 452 & 453 ALL OF 2022

(Dhammapal E. Ughade & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

Shri H.V. Tungar, learned counsel for the applicants, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in all these cases and Shri Vinayak H. Solunke, learned counsel for respondent Nos. 4 & 5 in all these cases, are present.

2. S.O. to 12.10.2022 for hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 250 OF 2014

(The Karyakari Adhikari Sanghtna (RTO) Through its Joint Secretary Rameshchandra L. Kharade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

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

2. S.O. to 16.11.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 563 OF 2014

(Tushar B. Rajput V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

._____

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE : 22.09.2022

ORAL ORDER:

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

2. S.O. to 16.11.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 345 OF 2017

(Abhiman M Kale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE : 22.09.2022

ORAL ORDER:

Shri V.G. Pingle, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent Nos. 2 to 6, are present.

2. S.O. to 17.11.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 661 OF 2017

(Shailendra S. Kapse V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri Bijay Kumar, Member (A)

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

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

2. S.O. to 17.11.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 189 OF 2018

(Dhiraj A. Salve V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri Bijay Kumar, Member (A)

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE : 22.09.2022

ORAL ORDER:

Shri Rahul O. Awsarmal, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned counsel for respondent Nos. 4 to 8, are present.

2. S.O. to 14.10.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 718 OF 2018

(Balasaheb N Kadam V/s. State of Maharashtra & Ors.)

.....

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri Bijay Kumar, Member (A)

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE : 22.09.2022

ORAL ORDER:

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

2. Second set is not filed by the applicant. S.O. to 18.11.2022 for final hearing.

MEMBER (A)

O.A.NO. 925/2018 WITH O.A.NO. 464/2019

(Kisan D. Pawar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE : 22.09.2022

ORAL ORDER:

Shri Abhishek C. Deshpande, learned counsel for the applicants and S/Shri M.P. Gude & D.R. Patil, learned Presenting Officer for the respective respondents in respective matters, are present.

2. S.O. to 21.11.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 12 OF 2019

(Dr. Deepak K. Shejwal V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

Shri Shamsunder B. Patil, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for respondent No. 4, are present.

2. S.O. to 7.11.2022 for final hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 839 OF 2022

(Dr. Gorakh Vithalrao Suramwad V/s. State of Maharashtra & Ors.)

(Speaking to minutes)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 22.09.2022

ORAL ORDER:

Heard Shri A.D. Sugdare, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

- 2. The present case is not on board. It is taken on today's board at the request of learned counsel appearing for the applicant.
- 3. Learned counsel submits that in line No. 5 of paragraph (i) of operative part of order dated 21.09.2022 inadvertently it has been typed as "Biochemistry" instead of "Forensic Medicine" and requested to correct the same.
- 4. In view of the above, the Registrar of this Tribunal is directed to correct the word "Forensic Medicine" instead of "Biochemistry" and supply the corrected copy to both the parties.

MEMBER (A)

ORIGINAL APPLICATION NO. 839 OF 2022 (Dr. Gorakh Vithalrao Suramwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

(This matter has been placed before the Single Bench due to non-availability of Division

Bench)

DATE: 21.09.2022

ORAL ORDER:

Heard Shri A.D. Sugdare, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. It is brought to our notice that in the similar set of facts and circumstances this Tribunal has granted interim relief thereby directing the Maharashtra Public Service Commission to call the applicants therein for interview subject to outcome of the said petitions. In the present matter the same order is prayed for. The present applicant is holding the qualification of M.D. in Forensic Medicine. It is submitted that even for the said subject there cannot be a precondition to have one year experience of working on the post of Senior Resident. In the circumstances we deem it appropriate to pass order which we have already passed in the similar earlier matters. Hence, the following order:

ORDER

(i) Respondent No. 2, MPSC is directed to call the present applicant also for interview and keep the result

:: - 2 - ::

* Forensic Medicine

* consected as

per Order dt. 22/9/22.

PWS

Fegistner

22/9/22

of the said candidate in sealed cover. In the meanwhile if any appointment is made to the post of Assistant Professor in the subject of Biochemistry, the same shall be subject to outcome of the present O.A.

- (ii) In the meanwhile, issue notices to the respondents, returnable on 18.11.2022.
- (iii) Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- (iv) Applicants are authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- (v) 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.
- (vi) 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. Applicants are directed to file Affidavit of compliance and notice.
- (vii) S.O. to 18.11.2022.

(viii) The learned PO is directed to communicate this order to the concerned since interviews are scheduled on 27th & 28th September, 2022.

(viii) Steno copy & Hamdust allowed for the use of both the sides.

MEMBER (A)