

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench
Before: - THE HON'BLE JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN*

And

THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)

Date:- 23/02/2024

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Urgent Admission Matters						
1	MASt723/23 In OAS724/23	P'bhani	Adv.M M Bhokarikar (Pratibha A Atnerkar)	M.A. For Condonation of Delay	With Office Objection	8.4.2024
2	TA06/24 In WP480/24	A'bad	Adv.S K Mathpati (Ganeshlal P Jaiswal & Ors.)	Challenging G.R.		8.4.2024
3	OA14/24	D'shiv	Adv.K B Bhise (Swati J Khatal)	Departmental Enquiry/ Suspension	Circulation	8.4.2024
4	MA64/24 In OAS723/23	Nanded	Adv.J M Murkute (Ankush K Hiwale & Ors.)	M.A. For Sue Jointly		10.4.2024
5	OA71/24 with	A'nagar	Adv.V B Wagh/ Adv. V P Adkine/ Adv.A S Therokar (Dr. Dadasaheb W Salunke)	Continuation of Service		12.3.2024
6	OA48/24 with	P'rbn	Adv J S Deshmukh (Dr. Shankarrao P Deshmukh)	Continuation of Service	Await Service	
7	OA61/24	Hingoli	Adv J S Deshmukh (Dr. Namdev V Korde)	Continuation of Service	Await Service	
8	OA168/24	A'bad	Adv.S K Mathpati (Chandrakant B Borde through Its Legal Heirs Asha C Borde)	Challenging G.R.		8.4.2024

9	OA201/24	Jalna	Adv.K B Jadhav (Vilas A Rajput)	Departmental Enquiry		Disposed
10	OA203/24	Beed	Adv.S R Kedar (Prakash S Patil)	Departmental Enquiry		26.2.2024
11	Rev08/17 In OA498/13	Latur	Adv.S D Joshi (Shivraj D Hawanna)	Review Petition		
Order Matters						
12	MA499/19 In MA500/19 In OA667/19	A'bad	Adv.Sudhir Patil/ Adv.Dr.Kalpalata Patil Bharaswadkar (Sanjay R Patil)	M.A. For I.R.	For Hearing Reply Filed by R-2 & R-4	26.3.2024
13	MA601/19 In OAST2211/19	A'bad	Adv.A S Khedkar (Maharashtra Rajya Rekhachitra Shakha Karmachari Sanghatna through its President Zaki Ahmed Jafri)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1	26.3.2024
14	MA32/21 In OAST138/21	A'bad	Adv.Pawan Ippar (Gopal D Ghuge)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 & 3	26.3.2024
15	MA295/21 In OAST1154/21	Dhule	Adv.Suchita Dhongde Adv. Suchita Dhongde has Filed Leave Note From 13.02.2024 to 23.02.2024 (Mrunalini P Jadhav)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-2	26.3.2024
16	MA511/22 In OA539/21	J'gaon	Adv.Santosh B Bhosale (Jagannath S Patil)	M.A. For Amendment	For Hearing	26.3.2024
17	MA145/23 In OA268/22	A'bad	Adv.Kalyan V Patil (Chandrashekhar K Mundhe & Ors.)	M.A. For Amendment	For Hearing Reply Filed by R-1 to R-3	29.2.2024

18	MA221/23 In OAS812/23	O'bad	Adv.E S Murge (Reshma A Bansode)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-3	22.3.2024
19	MA441/23 In OA659/21 with	Beed	Adv.M S Karad (Sushilkumar B Rakh)	M.A. For Interim Relief	Reply Filed by R-1 to R-7 in OA659/21	Reserved for orders
20	MA442/23 In OA661/21 with	Beed	Adv.M S Karad (Ganesh R Sanap)	M.A. For Interim Relief	Reply Filed by R-1 to R-7 in OA661/21	
21	MA443/23 In OA183/22 with	Beed	Adv.M S Karad (Ashok M Jaybhaye & Ors.)	M.A. For Interim Relief	Reply Filed by R-1 to R-7 in OA183/22	
22	MA444/23 In OA185/22 with	Beed	Adv.M S Karad (Ramdas B Sanap & Ors.)	M.A. For Interim Relief	Reply Filed by R-1 to R-7 in OA185/22	
23	MA445/23 In OA186/22 with	Beed	Adv.M S Karad (Ganesh V Darade & Ors.)	M.A. For Interim Relief	Reply Filed by R-1 to R-7 in OA186/22	
24	OA878/22 with	Beed	Adv.M S Karad (Dattatray A Galgate)	Appointment	For Filing Affidavit in Reply	
25	OA907/22 with	Beed	Adv.M S Karad (Ajay S Rathod & Ors.)	Appointment	Reply Filed by R-4 to R-7	
26	OA908/22 with	Beed	Adv.M S Karad (Chandrakant K Sanap & Ors.)	Appointment	Reply Filed by R-1 to R-7	
27	OA909/22 with	Beed	Adv.M S Karad (Rahul Y Pawal & Ors.)	Appointment	Reply Filed by R-1 to R-7	
28	OA910/22 with	Beed	Adv.M S Karad (Pankaj R Rathod & Ors.)	Appointment	Reply Filed by R-1 to R-7	
29	OA911/22 with	Beed	Adv.M S Karad (Dipak D Sanap & Ors.)	Appointment	Reply Filed by R-4 to R-7	

30	OA912/22 with	Beed	Adv M S Karad (Yuvraj N Rakh)	Appointment	For Filing Affidavit in Reply	Reserved for orders
31	OA1101/22 with	Beed	Adv.M S Karad (Dipak S Sanap & Ors.)	Appointment	Reply Filed by R-1 to R-7	
32	OA1103/22 with	Beed	Adv.M S Karad (Satish B Bhavar & Ors.)	Appointment	Reply Filed by R-1 to R-7	
33	OA1104/22 with	Beed	Adv.M S Karad (Vishwanath B Nagargoje & Ors.)	Appointment	For Filing Affidavit in Reply	
34	OA1105/22 with	Beed	Adv.M S Karad (Sanjaykumar V Sanap & Ors.)	Appointment	Reply Filed by R-1 to R-7	
35	OA986/22 with	Beed	Adv.M S Karad (Avinash A Rakh)	Selection/ Appointment	For Filing Affidavit in Reply	
36	OA998/22 with	Beed	Adv.M S Karad (Hanuman A Baglane & Ors.)	Selection/ Appointment	Reply Filed by R-4 to R-7	
37	OA1054/22 with	Beed	Adv M S Karad (Yogesh A Bangar & Ors.)	The Experience Certificate/ Appointment	Reply Filed by R-1 to R-7	
38	OA1076/22 with	Beed	Adv.M S Karad (Dnyaneshwar V Parjane & Ors.)	The Seasonal Experience Certificate/ Appointment	Reply Filed by R-1 to R-7	
39	OA167/23 with	Beed	Adv M S Karad (Kailas B Shinde)	Appointment	For Filing Affidavit in Reply	
40	OA985/22 with	Beed	Adv.M S Karad (Vitthal H Wanve)	Selection/ Appointment	For Filing Affidavit in Reply	

41	OA1077/22 with	Beed	Adv.M S Karad (Ganesh D Nagargoje & Ors.)	The Experience Certificate/ Appointment	Reply Filed by R-1 to R-7	Reserved for orders
42	OA1078/22 with	Beed	Adv M S Karad (Vikas N Khedkar & Ors.)	The Experience Certificate/ Appointment	Reply Filed by R-1 to R-7	
43	OA63/23 with	Beed	Adv M S Karad (Sanjay G Mahske)	Appointment	For Filing Affidavit in Reply	
44	OA707/22 with	Beed	Adv M S Karad (Jay B Chavan)	Appointment	As a Last Chance For Filing Affidavit in Reply <u>Ref Order Dtd.</u> <u>22.06.2023</u>	
45	OA658/21 with	Beed	Adv.M S Karad (Sayyed Taufik Harun)	Appointment	For Hearing Reply Filed by R-1 to R-7	
46	OA660/21 with	Beed	Adv.M S Karad (Vaibhav S Gaikwad)	Appointment	For Hearing Reply Filed by R-1 to R-7	
47	OA182/22 with	Beed	Adv.M S Karad (Laxman M Misal & Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-7	
48	OA184/22 with	Beed	Adv.M S Karad (Nagesh N Kharat & Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-7	
49	OA187/22 with	Beed	Adv.M S Karad (Sujoyot S Bhandari & Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-7	
50	OA391/22 with	Beed	Adv.M S Karad (Akash G Garje)	Appointment	For Hearing Reply Filed by R-1 to R-7	
51	OA428/22 with	Beed	Adv.M S Karad (Ravi N Khade & Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-7	

52	OA429/22	Beed	Adv.M S Karad (Ramesh S Ghubade & Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-7	
53	MA561/23 In MASt2074/23 In OA707/19	A'bad	Adv S K Mathpati (Rama M Shinde (Died) Through its leagal Heirs Vimal Rama Shinde <u>Adv. S B Mene for R.Nos. 5 & 6 in OA707/19</u> <u>Adv. S B Mene has Filed Leave Note On 23.02.2024</u>	M.A.561/23 For Bringing Legal Heirs on record M.A.St2074/23 for Amendment		8.4.2024
54	MA582/23 In OA756/23	Jalna	P.O. MAT A'bad (The State of Maharashtra & Ors.) <u>Adv.Vishal S Kadam In OA756/23</u> (Satish K Jagtap)	M.A.582/23 For Vacating I.R. OA756/23 Cancellation of Appointment		12.3.2024
55	MA56/24 In OA64/24 With Caveat 43/23 to 70/23	A'bad	Adv.Neha B Kamble (Shubham M Vanjare & Ors.) <u>Adv. Kalyan V Patil/Adv.R R Avhad for Caveators</u> (Nikhil V Patil & Ors.)	M.A. For Direction		1.3.2024
Due Admission Matters						
56	OA508/20	A'nagar	Adv.C V Dharurkar/ Adv.A S Mirajgaonkar (Bhojane S Prabhakar)	Appointment	<u>Part Heard</u> For Hearing Reply Filed by R-1	28.2.2024
57	CP21/22 In OA51/18	Jalna	Adv.Jayant S Deshmukh (David S Ganthur & Ors.)	Contempt Petition	For Hearing Reply Filed by R-1 & R-2	5.3.2024
58	CP25/22 In OA600/22	Latur	Adv.J B Choudhary (Dr.Rahimoddin Rasulsab Shaikh) <u>Adv.P R Tandale for R.No.4</u>	Contempt Petition	For Hearing Reply Filed By R-4	14.3.2024

59	CP31/23 In OA603/21	A'bad	Adv.A V Thombre (Sumit G Dongre & Ors.)	Contempt Petition	For Hearing Reply Filed by R-3	6.3.2024
60	OA32/18	Beed	Adv.J S Deshmukh (Shahadeo S Bangar)	Revision of Pay Scale	For Hearing Reply Filed by R-1 to R-3	14.3.2024
61	OA592/18	J'gaon	Adv.A S Golegaonkar/ Adv. M A Golegaonkar (Nilesh B Pardeshi) <u>Adv.R S Patil for R.No.3</u>	Selection/ Appointment	For Admission Reply Filed by R-2 & R-3	5.3.2024
62	OA768/19	Nanded	Adv.Avinash S Deshmukh (Balasaheb T Deshmukh)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2	19.3.2024
63	OA80/20	Nanded	Adv.Shamsunder B Patil (Dr.Md. Ashfaque Md. Asraf Tinmaswala)	Challenging G.R.	For Reporting Compliance of the Order dtd.08.08.2022 For Hearing Reply Filed by R-1 to R-4	11.3.2024
64	OA157/20	Dhule	Adv.Avinash S Deshmukh (Rohidas T Shinde)	Departmental Enquiry/ Pensionery Benefits	For Hearing Reply Filed by R-1 to R-3	11.3.2024
65	OA226/20	A'bad	Adv.P R Wankhade (Haridas R Ghuge)	Selection/ Select List	For Admission Reply Filed by R-1 & R-2	20.3.2024
66	OA485/21	Beed	Adv.S D Tambat-Dhumal/ Adv.M G Deokate (Amol J Kale) <u>Adv.Sanjay Wakure for R.No.5</u> <u>Adv.D A Madke/Adv.A B Chalak for R.No.6</u>	Selection List/ Selection Process	For Hearing Reply Filed by R-1 to R-4 & R-6	26.3.2024
67	OA682/21 with	A'bad	Adv.Sudhir Patil/ Adv.Dr. Kalpalata Patil Bharaswadkar (Ashok K Mehetre)	Notional Pormotion/ Promotional Pay Scale	<u>Further Consideration</u> Reply Filed by R-1 to R-3	8.4.2024

68	OA683/21	A'bad	Adv.Sudhir Patil/ Adv.Dr. Kalpalata Patil Bharaswadkar (Dhanaji A Ugale)	Notional Promotion/ Promotional Pay Scale	Further Consideration Reply Filed by R-1 to R-3	8.4.2024
69	OA751/21	Hingoli	Adv. M R Jamdhade/ Adv.K R Jamdhade (Santosh N Harne)	Seniority/Wait List	For Hearing Reply Filed by R-2 to R-4	28.2.2024
70	OA784/21	A'bad	Adv.Preeti R Wankhade (Raghunath L Bhadke)	Seniority List	For Hearing Reply Filed by R-1 to R-3	20.3.2024
71	OA177/22	A'bad	Adv.J S Deshmukh (Dr.Pravin K Dhakne) <u>Adv.Vaishali Shinde for R.No.4</u>	Condonation of Technical Break/ Increment	For Admission	27.3.2027
72	OA204/22	Nanded	Adv.S B Kakde (Ganesh S Bangale)	Termination/ Direction	For Admission Reply Filed by R-1 to R-3	28.3.2024
73	OA252/22	Beed	Adv.K G Salunke (Dr. Sudhir V Bhise)	Condone the Technical Break	For Hearing Short Affidavit of Filed by Applicant	5.3.2024
74	OA280/22	Beed	Adv.Kakasaheb B Jadhav (Sharad U Malishikare)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2 For Fling Affidavit in Rejoinder	5.3.2024
75	OA519/22	A'bad	Adv.C V Dharurkar/ Adv.Ajinkya Mirajgaonkar (Dnyaneshwar B Wadile)	Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2	4.4.2024
76	OA678/22	J'gaon	Adv.S P Dhobale/ Adv.K P Shinde (Chandrakant R Shrawane)	Selection/ Appointment	For Hearing Reply Filed by R-4	3.4.2024
77	OA865/22	P'bhani Etc.	Adv.V C Patil(Ashtekar) (Sangamesh G Lakhe & Ors.)	Advertisement	For Hearing	28.3.2024

78	OA975/22	A'bad	Adv.Amol R Gaikwad (Dattatraya D Sonune)	Suspension Period/ Duty Benefits/ Punishment	<u>For Further Consideration</u> Reply Filed by R-1 to R-6	5.4.2024
79	OA981/22	A'bad	Adv.Zahed Ali Syed (Dr.Imran Haroon Mohammad)	Appointment	For Hearing	5.3.2024
80	OA1139/22	A'nagar	Adv.A S Khedkar (Vitthal M Kakade & Ors.)	Promotion	For Hearing Short Affidavit of Reply Filed by R-1 & R-2	5.4.2024
81	OA253/23	A'bad	Adv.Sanjay N Pagare (Rakesh S Dabhade)	Termination	For Hearing	4.4.2024
82	OA298/23	Jalna Etc.	Adv.Avinash S Deshmukh (Prmod G Kharat & Ors.) <u>Adv. B S Deshmukh for R.No.3</u>	Promotion	For Hearing Reply Filed by R-1	12.3.2024
83	OA380/23	P'bhani Nanded Latur O'bad	Adv.Vaibhav U Pawar (Dinesh S Londhe & Ors.) <u>Adv.N B Narwade for R.Nos. 4 to 9 & 11 to 16</u>	Provisional Selection & Waiting List	For Hearing Reply Filed by R-4 to R-9 & R-11 to R- 16	5.4.2024
84	OA381/23	P'bhani Hingoli Latur	Adv.V U Pawar (Rajesh S Manwate)	Selection & Waiting List/ Appointment	For Hearing	5.4.2024
85	OA395/23	Jalna	Adv.Vaibhav U Pawar (Sanjay S Londhe & Ors.)	Selection Process	For Hearing Reply Filed by R-1 to R-3	5.4.2024
86	OA500/23	Beed	Adv.V P Savant (Amol D Narnale)	Appointment	For Hearing Reply Filed by R-3	8.4.2024
87	OA595/23	A'bad Jalna	Adv.Vaibhav U Pawar (Bharat E Jadhav & Ors.) <u>Adv.R A Joshi for R.Nos. 6 & 7</u>	Selection Process	For Hearing Reply Filed by R-1 to R-3	5.4.2024

88	OA721/23	J'gaon	Adv.Vaibhav U Pawar (Rahul S Salunkhe)	Selection Process	For Hearing Reply Filed by R-1 to R-3	5.4.2024
Final Hearing Matters						
89	OA633/12	A'bad Beed	Adv.H A Joshi (Sachin S Unawane & Ors.)	Selection/ Appointment	<u>Pending Befor Supreme Court</u> Reply Filed by R-1 & R-2	6.3.2024
90	OA736/12	Nanded	Adv.Sudhir Patil (Devidas R Jadhav)	Extention of Age of Retirment	Rply Filed by R-1 to R-3	6.3.2024
91	OA111/13	Nanded	Adv.V S Panpatte/ Adv.S S Haikude (Gajanan M Shikare) <u>Adv.S K Sawangikar for R.No.4</u> <u>Adv.G J Kore for R.No.3</u>	Appointment	Reply Filed by R-2 & R-3	6.3.2024
92	OA624/13	P'bhani	Adv.M C Ghode (Yogesh P Ghuge & Ors.)	Post of Civil Engineer		6.3.2024
93	OA694/13	Hingoli	Adv.Avinash S Deshmukh (Bashir Khan Daulat Khan Patel)	Promotion	Reply Filed by R-1	6.3.2024
94	OA250/14	A'bad	Adv.Avinash S Deshmukh (The Karyakari Adhikari Sanghatna (R.T.O.) Through its Joint Secretary Rameshchandra L Kharade)	Revised Pay Scale	<u>Pending Before High Court</u> Reply Filed by R-2 & R-3	6.3.2024
95	OA556/14	A'bad	Adv.A S Deshpande (Sanjay R Patange)	Promotion	Reply Filed by R-1 to R-5	6.3.2024
96	OA583/14	A'bad	Adv.S S Thombre (Bhausahab S Gaikwad) <u>Adv.Abhishek C Deshpande for R.Nos.5 & 6</u>	Promotion	Reply Filed by R-1 to R-3 & R-5 & R-6	6.3.2024

97	OA312/15	A'nagar	Adv.S B Talekar (Dr.Shiwani V Sachdeva) <u>Adv.A S Deshmukh for R.No.4</u> <u>Adv.V B Wagh for R.No.5</u> <u>Adv.R P Adgaonkar for R.No.6</u>	Selection/ Appoiatment	Reply Filed by R-1, R-3 to R-6	12.3.2024
98	OA461/15	Nanded	Adv.S S Thombre (Vijay L Tarode)	Appointment	Reply Filed by R-1 & R-2	12.3.2024
99	OA499/15	Nanded	Adv.Avinash Deshmukh (Dr.Maroti D Dake)	Appointment	Reply filed by R-1 & R-2	12.3.2024
100	OA636/15	Dhule	Adv.S B Talekar (Dr.Mukaraam Ahmed Khan Gulak Gauskhan)	Promotion	Reply Filed by R-1, R-3 & R-4	12.3.2024
101	OA689/15	O'bad	Adv.S B Talekar (Dr.Shrikant B Tambe) <u>Adv.Pradeep R Patil for R.No.5</u> <u>Adv.V B Wagh for R.No.6</u>	Selection	Reply Filed by R-1 to R-4 & R-6	12.3.2024
102	OA758/15	A'bad	Adv.S B Talekar (Dr.Tanuja S Kulkarni)	Regularisation	Reply Filed by R-1 to R-4	12.3.2024
103	OA07/17	A'bad	Adv.Surekha Mahajan (Shishirbaba K Ghonmode)	Promotion	Reply Filed by R-3 & R-4	13.3.2024
104	OA8/17	Beed	Adv.P P Dama (Dr.Aruna G Dahiphale)	NPA		13.3.2024
105	OA743/17	A'nagar	Adv.Avinash S Deshmukh (Subhash A Dhokane)	Dismissal	Reply Filed by R-1 to R-3	13.3.2024
106	OA184/18	A'bad	Adv.Vishwas B Wagh (Swamidas V Chobe)	Departmental Enquiry	Reply Filed by R-1	12.3.2024

107	OA185/18	A'bad	Adv.Sunil B Jadhav/ Adv.M.B. Bharaswadkar (Vasant S Bagde)	Departmental Enquiry	Reply Filed by R-1 to R-3	18.3.2024
108	OA291/18	Nanded	Adv.Y P Deshmukh (Sahebrao G Tawade)	Promotion	Reply filed by R-1 & R-2	18.3.2024
109	OA666/18	Jalna	Adv.Vivek Pingle (Laxmi S Gadge) <u>Adv. Ajinkya Reddy for R.No.4</u>	Promotion	Reply Filed by R-1 & R-2	Disposed of
110	OA729/18	Latur	Adv.J B Choudhary (Satish N Shrimangle)	Promotion	Reply filed by R-1 to R-3	14.3.2024
111	OA833/18	J'gaon	Adv.Naseem R Shaikh (Prashant A Falke)	Dismissal	Reply Filed by R-1 & R-2	15.3.2024
112	OA260/19	Dhule	Adv.C V Dharurkar/ Adv.Tulja Bondarde (Mukund B Jagtap)	Reversion	Reply Filed by R-1 to R-3	7.3.2024
113	OA28/20	Beed	Adv.K G Salunke (Anil P Salve)	Promotion	Reply Filed by R-1 & R-2	27.2.2024
114	OA567/22	Jalna	Adv.P S Anerao (Devrao C Dhole)	Promotion	Reply Filed by R-1 to R-3	2.4.2024
115	OA303/23	Mumbai	Adv.A D Sonkawde (Janardhan R Pawar)	Compulsory Retirement	Reply Filed by R-1 to R-3	29.2.2024

Date:- 23/02/2024

D.B. Suplimentary Board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matter						
1	CP37/23 In Rev05/22 In OA981/19	P'bhani	Adv.G V Mohekar (Dr. Ravindra K Deshmukh)	Contempt Petition	Rehearing	28.2.2024

Date: -23/02/2024

D.B. For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	CP17/22 In OA06/21	A'nagar	Adv.K.B. Jadhav (Dattu R Raut)	Contempt Petition	As a Last Chance For Filing Affidavit in Rejoinder	28.3.2024
2	OA588/21	Latur	Adv.C.V. Dharurkar (Holambe N Dagdu & Ors.) <u>Adv. Chandrkant A Jadhav for R.No.5</u>	Advertisement/ Recruitment	For Filing Affidavit in Rejoinder <u>Ref Order Dtd. 25.01.2023</u>	28.3.2024
3	OA568/22	Nanded	Adv B G Deshmukh <u>Adv B G Deshmukh has Filed Leave note On 23.02.2024</u> (Shivkanta J Honwadajkar)	Reversion	For Filing Affidavit in Rejoinder	28.3.2024
4	OA752/22	J'gaon	Adv.Amol BChalak (Manisha C Panchal)	Show Casue Notice (Termination)	For Filing Affidavit in Reply For R-1 <u>Ref Order Dtd. 11.12.2023</u>	12.3.2024
5	OA782/22	A'nagar	Adv.Amol R Gaikwad (Bhausahab A Shelke)	Termination	Reply Filed by R-2 & R-4 & For Filing Affidavit in Reply <u>Ref Order Dtd. 20.11.23</u>	12.3.2024
6	OA855/22	A'bad	Adv R N Bharaswadkar (Pravin R Khedkar)	Promotion	For Filing Affidavit in Rejoinder	8.4.2024
7	OA872/22	A'bad	Adv M A Golegaonkar (Suresh C Nargulla)	Show Cause Notice (Major Punishment)	Await Service	5.3.2024
8	OA924/22	P'bhani	Adv.G.K. Kshirsagar (Vikas V Tayade)	Examination	For Filing Affidavit in Rejoinder <u>Ref Order Dtd. 16.02.2023</u>	8.4.2024

9	OA982/22	A'bad	Adv.A.D. Sugdare (Dr. Sanjtkumar M Sant)	Selection Process	Reply filed By R-1 & For Filing Affidavit in Reply	8.4.2024
10	TA17/23 WP10375/23	Beed	Adv A D Gade/ Adv K T Sukase (Dilip D Tambare & Ors.) <u>Adv Vivek Bhavthankar</u> For <u>R-13 & R-16/</u> <u>Adv S N Janakwade For</u> <u>R- 23</u> <u>Adv Suhas P Urgunde</u> For R-11 <u>Adv R K Ingole For R-12</u> <u>Adv R R Chandak For R-</u> <u>20</u>	Selection Process	Await Service R-4 R-6 & R-8 & By way of Last Chance For Filing Affidavit in Reply R-12	28.3.2024
11	TA21/23 WP4842/21	P'rbn	Adv S S Jadhavar (Vithal S Rathod)	Selection Process (MPSC)	Await Service	10.4.2024
12	TA23/23 WP13531/23	Jalgaon	Adv Suchita Upadhyay <u>Adv Suchita Upadhyay has Filed leave note From 13.02.2024 to 23.02.2024</u> (Kishor B Deshmukh & Ors.)	Promotion	For Filing Affidavit in Reply	10.4.2024
13	OA509/23	Nanded	Adv A B Rajkar (Shyamrao M Hambarde)	Punishment Service Benefits	Reply Filed By R-1 & R-2	26.3.2024
14	OA662/23	A'bad	Adv K B Jadhav (Rajesh R Potpallewar)	Promotion	For Filing Affidavit in Reply	15.3.2024
15	OA995/23	Latur	Adv Sanjay L Bhapkar (Khanderao V Pandhare)	Challenging G.R	For Filing Affidavit in Reply	29.4.2024
16	OA1115/23	O'bad	Adv Amol D Lipne (Subhash S Khade)	Selection Process	For Filing Affidavit in Reply	4.3.2024
17	OA13/24	Ch.Sam.Nagar	Adv Swaraj S.Tandale (Gansh T Saaste)	Deparmental Enquiry	For Filing Affidavit in Reply	13.3.2024
18	OA80/24	A'nagar	Party in Person (Vishal A Dhole)	Appointment Posting	For Filing Affidavit in Reply	15.3.2024

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

List of Cases set down for Physical Hearing/Admission/Order/etc.before Hon'ble Single Bench

Before: - THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)

Date: -23/02/2024

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	OA672/19	Jalna	Adv Vithalrao G Salgare (Mahesh D Tipale)	Annual Increment	For Filing Affidavit in Rejoinder	14.03.2024
2	OA01/20	Nanded	Adv Mujahed Hussain (Seema S Dalavi & Ors.)	Compassionate Appointment Substitution	For Filing Affidavit in Rejoinder Ref Order Dtd. 07.02.2023	13.03.2024
3	OA370/22	O'bad	Adv Nilesh J Patil (Raosaheb S Kshirsagar)	Increment/ Back Wages & Other Benetis	For Filing Affidavit in Reply By R-1 & R-2	18.03.2024
4	OA405/22	Beed	Adv Bharat N Gadegaonkar Adv B N Gadegaonkar has Filed Leave note on 23.02.2024 (Sujata R Parsode & Ors.)	Compassionate Appointment Substitution	Reply Filed By R-3 & R-4 & For Filing Affidavit in Reply	13.3.2024
5	OA976/22	Nanded	Adv Amol S Gandhi (Shripad K Marakwar)	Compassionate Appointment Substitution	As a Last Chance For Filing Affidavit in Reply	15.03.2024

6	OA1093/22	Dhule	Adv Sanket N Suryawanshi (Ashok M Shinde & Ors.) <u>Adv Ujwal S Patil For R-5</u>	Counting of Service for Pensionary Benefits	For Filing Affidavit in Reply	19.3.2024
7	OA1107/22	A'nagar	Adv A S Deshmukh (Shrikrishna V Bhalsing)	Interest on Delayed Payment	Reply Filed By R-2 & R-3	21.03.2024
8	OA1162/22	Nanded	Adv S B Patil (Bhimrao N Kokate)	Re-fixation of Pay & Recovery	For Filing Affidavit in Rejoinder	27.03.2024
9	OA159/23	Jalna	Adv S S Jadhavar (Vinayak U Banchod)	Benefit of G.R.	For Filing Affidavit in Reply	26.03.2024
10	OA367/23	Nanded	Adv Anil P Basarkar (Jagdish N Karadpalle)	Compassionate Appointment	For Filing Affiavit in Reply	13.03.2024
11	OA681/23	A'bad	Adv K B jadhav (Dr. Prashant R Ghodke) <u>Adv R T Deshmukh For R-4</u>	Suspension/ Revocation of Suspension	For Filing Affidavit in Reply R-1 to R-3	7.3.2024
12	OA682/23	A'bad	Adv K B Jadhav (Dr. Suresh G Ghule) <u>Adv Deepak Rajput R-4</u>	Suspension/ Revocation of Suspension	For Filing Affidavit in Reply R-1 to R-3	7.3.2024
13	OA783/23	Nanded	Adv Kakasaheb B Jadhav (Surjeet Singh Chanda Singh)	Condonation of Technical Break Regularization of Service	For Filing Affidavit in Reply	7.3.2024
14	OA841/23	P'rbn	Adv J J Patil (Prashant B Telang)	Pension & Pensionary Benefits/ Leave	For Filing Affidavit in Reply R-2	15.3.2024

15	OA860/23	A'bad	Adv Anand V Patil (Indrale) (Arun W Bomnalikar)	Suspension Period	For Filing Affidavit in Reply	21.3.2024
16	OA967/23	A'nagar	Adv D T Devane (Dr. Sahil T Khot) <u>Adv Vinod M Vibhute</u> <u>For R-5</u>	Suspension	For Filing Affidavit in Reply	Disposed of
17	OA1099/23	A'bad	Adv Joslyn A Menezes (Sandhya P Shinde)	Salary	For Filing Affidavit in Reply	27.03.2024
Order Matters						
18	MA355/22 In OAS1318/22	A'nagar	Adv A S Shelke (Dileep B Phatangare) <u>Adv Ishwar D Narwade</u> <u>For R-4</u>	M.A For Condonation of Delay	For Filing Affidavit in Rejoinder	11.03.2024
19	MA427/23 In OAS1065/23	A'bad	Adv Kakasaheb B Jadhav (Madhyamsing P Maher) <u>Adv Pradeep Lohiya/</u> <u>Adv Akshay Kulkarni</u> <u>For R-5 & R-6</u>	M.A For Condonation of Delay	As a Last Chance For Filing Affidavit in Reply	21.03.2024

ORIGINAL APPLICATION NO.505 OF 2023
(Rajendra U. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

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

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

MEMBER (J)

sas ORAL ORDER 23.02.2024

M.A.NO. 355/2022 IN O.A.ST.NO. 1318/2022
(Dileep B. Phatangare Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

Shri I.D. Narwade, learned counsel for respondent No.4, is **absent**.

2. Learned counsel for the applicant submits that the applicant is not willing to file rejoinder.

3. There is a delay of 7 years and some odd months. Learned counsel for the applicant seeks time to file synopsis of events till the next date of hearing.

4. S.O. to 11.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 967 OF 2023
(Dr. Sahil T. Khot Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel holding for Shri D.T. Devane, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri Vinod M. Vibhute, learned counsel for respondent No.5.

2. Learned counsel for the respondent No. 5 on instructions in writing in the form of the communication dated 27.12.2023 submits that the applicant has now been reinstated by revoking the suspension order. Learned counsel for the respondent No.5 has produced the copy of said order dated 27.12.2023. The same is taken on record and marked as document 'X' for the purpose of identification.

3. Learned counsel for the applicant submits that order regarding service continuity and monitory benefits is yet not passed. The applicant remained under suspension by order dated 09.08.2023 till his reinstatement.

//2//

O.A. 967/2023

4. Since the applicant is now reinstated by revoking the suspension order dated 09.08.2023, this Original Application can be disposed of. So far as issue of continuity in service and monetary benefits is concerned, the applicant is at liberty to approach the department at the appropriate time by filing representation. Needless to say that in case any adverse order, the applicant is at liberty to approach this Tribunal.

5. The Original Application is accordingly disposed of. No costs.

MEMBER (J)

sas ORAL ORDER 23.02.2024

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

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

DATE : 23.02.2024

ORAL ORDER :

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

None present for respondent Nos. 5 & 6.

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

3. List the matter for hearing on 21.03.2024 with liberty to other side to file reply if any, till then.

MEMBER (J)

sas ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO.681 OF 2023
(Dr. Prashant R. Ghodke Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri R.T. Deshmukh, learned counsel for respondent No.4, are present.

2. At the request made on behalf of respondents, time granted for filing affidavit in reply.
3. The interim relief granted earlier to continue till then. S.O. to 7.3.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 682 OF 2023
(Dr. Suresh G. Ghule Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri Deepak Rajput, learned counsel for respondent No.4, are present.

2. At the request made on behalf of respondents, time granted for filing affidavit in reply.
3. The interim relief granted earlier to continue till then. S.O. to 7.3.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 347 OF 2020
(Jitendra B. Rajpure Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Smt. Asha N. Gore, learned counsel for the applicant, is **absent**. Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant.
3. S.O. to 15.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 353 OF 2021
(Sunil J. Kamble Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri S.S. Tandale, learned counsel for the applicant, is **absent**. Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant.
3. S.O. to 05.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 698 OF 2023
(Suresh R. Warade Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 14.03.2024 for final hearing.

3. The interim relief granted earlier to continue till then.

MEMBER (J)

sas ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO.128 OF 2020
(Pandit V. Sonawane Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri Manoj M. Kadtu, learned counsel for the applicant, is **absent**. Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant.
3. S.O. to 05.04.2024 for final hearing.

MEMBER (J)

sas ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 975 OF 2023
(Rajitkumar P. Katke Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri S.B. Patil, learned counsel for the applicant, Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned counsel for respondent No.4.

2. Learned counsel for the applicant submits that the daughter of the applicant is studying in 12th standard and it may be appropriate if the applicant is kept at Nanded for about of 6 months to 1 year.

3. Learned counsel for respondent No.4 submits that the respondent No.4 has joined the place of applicant at Nanded.

4. In view of above, learned P.O. is directed to take specific instruction as to whether at present vacancy is available at Nanded and if it is available, whether the applicant can be accommodated as requested by him either by regular transfer or by way of deputation.

5. S.O. to 11.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 675 OF 2023
(Ramdas H. Paithane Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri M.R. Deshmukh, learned counsel for the applicant, is **absent**. Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant.
3. S.O. to 05.04.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 211 OF 2023
(Dr. Nitin Ratanlal Agrawal Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 21.03.2024 for hearing.

MEMBER (J)

sas ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO.1053/2023
(Babasaheb Karbhari Mhaske & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024
ORAL ORDER :

Heard Shri A.D.Gadekar, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Not on board. Taken on board. Learned Counsel for the applicant has tendered the written purshis on record and in view of the said purshis he has prayed for submitting the applicant to withdraw the O.A. Hence, the following order:

ORDER

O.A. stands disposed of since withdrawn without any order as to costs.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.80/2024
(Vishal A. Dhole Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri Vishal A. Dhole, applicant – Party in Person and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file the affidavit in reply on behalf of the respondents. Time is granted till 15-03-2024.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

M.A.NO.145/2023 IN O.A.NO.268/2022
(Chandrashekhar K. Mundhe & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

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

2. Learned P.O. seeks time to file written notes of arguments. Time is granted till 29-02-2024.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

M.A.ST.NO.723/2023 IN O.A.ST.NO.724/2023
(Pratibha A. Atnerkar Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024
ORAL ORDER :

Shri M.M.Bhokarikar, learned counsel for the applicant is **absent**. Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities is present.

2. None appears for the applicant. Hence, S.O. to 08-04-2024.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

T.A.NO.06/2024 IN W.P.NO.480/2024
(Ganeshlal Jaiswal & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri S.K.Mathpati, learned counsel for the applicants and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Issue notice to respondents, returnable on 08-04-2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 08-04-2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO.168/2024

**(Chandrakant Borde died, through legal heir Asha C. Borde
Vs. State of Maharashtra & Ors.)**

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

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 08-04-2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 08-04-2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

**M.A.NO.561/2023 in M.A.ST.2074/2023 IN
O.A.NO.707/2019
(Rama M. Shinde (died), through LR Vimal Rama Shinde
Vs. State of Maharashtra & Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

Shri S.K.Mathpati, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present. Shri S.B.Mene, learned Counsel for respondent nos.5 & 6 in O.A.No.707/2019 has filed **leave note** on record.

2. It is informed that the applicant suffered the death during the pendency of the review application. The wife of the applicant is intending to prosecute the matter further. Since the cause of action survives legal heirs can be permitted to be brought on record. Hence, the following order is passed:

ORDER

- [i] M.A. for bringing legal heirs on record is allowed.
- [ii] Name of the wife of the deceased applicant be substituted in his place as legal heir.
3. O.A. to come up on 08-04-2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO.14/2024
(Swati J. Khatal Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

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

2. Learned Counsel for the applicant seeks leave to delete prayer clause "C". Leave granted. Necessary amendment deleting prayer clause "C" be carried out forthwith.

3. Thereafter, issue notice to respondents, returnable on 08-04-2024.

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

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

=2=

O.A.NO.14/2024

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

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

8. S.O. to 08-04-2024.

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

MEMBER (A)

YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

M.A.NO.64/2024 IN O.A.ST.NO.2039/2023
(Ankush K. Hiwale & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024
ORAL ORDER :

Shri J.M.Murkute, learned counsel for the applicant is **absent**. Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities is present.

2. Since none appears for the applicant, S.O. to 10-04-2024.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.201/2024
(Vilas A Rajput Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Heard Smt. Rutuja Kulkarni, learned Counsel holding for Shri Kakasaheb B. Jadhav, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities.

2. Learned Counsel submits that in the present matter though the departmental enquiry has been initiated by issuing chargesheet to the applicant on 17-03-2021, till today no progress has taken place in the said departmental enquiry proceeding because of which the applicant is being deprived of the other service benefits. Learned Counsel submitted that the applicant is seeking the direction against the respondent to complete the enquiry within a particular time frame.

3. Having regard to the prayer so made, it does not appear to us that even a formal notice is to be issued to the respondents. Learned P.O. is called

=2= O.A.NO.201/2024

upon to peruse application and prayers made therein.

4. Thereafter, learned P.O. also consented for passing such order. Hence, the following order is passed:

ORDER

[i] Respondents are directed to complete the departmental enquiry in all respects initiated against the applicant within 4 months from the date of this order.

[ii] Applicant shall co-operate in the enquiry and ensure that enquiry proceedings are not delayed at his instance.

[iii] O.A. stands disposed of accordingly. No costs.

MEMBER (A)

YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.203/2024
(Prakash S. Patil Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

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

2. Learned Counsel submits that the present applicant is to be withdrawn, however, the applicant is not present today. Hence, the matter be kept on Monday i.e. on 26-02-2024 for withdrawal.
3. S.O. to 26-02-2024 for withdrawal.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

C.P.NO.37/2023 IN REV.NO.05/2022 IN
O.A.NO.981/2019
(Dr. Ravindra K. Deshmukh Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 28-02-2024.

MEMBER (A)
YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

**M.A.NO.56/2024 IN O.A.NO.64/2024 WITH CAVEAT
NO.43/2023 TO 70/2023**

(Shubham M. Vanjare & Ors. Vs. State of Maharashtra & Ors.)

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

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

Ms. Neha Kamble, learned counsel for the applicant, Mr. M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities and Shri Kalyan V. Patil, learned Counsel for Caveators, are present.

2. At the request of learned P.O. S.O. to 01-03-2024.

MEMBER (A)

YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.48/2024, 61/2024 &
71/2024**

**(Dr. Shankarrao Deshmukh & Ors. Vs. State of Maharashtra &
Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

Shri V.B.Wagh, learned counsel for the applicant in O.A.71/24 & Shri J.S.Deshmukh, learned Counsel for applicants in O.A.48/24 & 61/24 and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of Shri Deshmukh, learned Counsel for the applicants, S.O. to 12-03-2024.

MEMBER (A)

YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.303/2023
(Janardhan R. Pawar Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

Shri A.D.Sonkawade, learned counsel for the applicant and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. For further consideration, S.O. to 29-02-2024.

MEMBER (A)

YUK ORAL ORDER 23.02.2024

VICE CHAIRMAN

ORIGINAL APPLICATION ST. NO. 1879 OF 2023
(Ashok B. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri S.S. Kulkarni / A.S. Gaikwad, learned counsel for the applicant (**Absent**). Shri D.H. Hange, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant, even though the circulation is sought.

3. As none present for the applicant, S.O. to 01.04.2024.

MEMBER (J)

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

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

DATE : 23.02.2024

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 21.03.2024.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 169 OF 2024
(Narayan M. Boinwad & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Heard Smt. Sanjivani K. Deshmukh-Ghate, learned counsel holding for Shri V.G. Pingle, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 03.04.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.
7. S.O. to 03.04.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

ORIGINAL APPLICATION NO. 196 OF 2024

(Kamlakar I. Giri Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri R.A. Joshi, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 01.04.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 01.04.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

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

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri A.D. Gadekar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. In the order dated 24.01.2024, it is observed that Shri Ashok B. Girwale, Administrative Officer, Divisional Joint Director of Agriculture, Latur Division, Latur sought time and accordingly time was granted. He was present along with the record. He has made a statement in the open Court that the department would issue the appointment order till the next date to the applicant. However, the said officer is absent today.

3. Learned Presenting Officer is hereby directed to keep the said officer present on the next date of hearing.

4. It is a part heard matter. S.O. to 07.03.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1012 OF 2023
(Mahendra S. Sangle Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri R.A. Shinde, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time for compliance of the order dated 16.02.2024. Time granted.

3. It is a part heard matter. S.O. to 04.03.2024 for further hearing.

MEMBER (J)

M.A. No. 304/2022 in O.A. No. 1020/2023
(Ravikiran R. Ahire & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri M.R. Deshmukh, learned counsel for the applicants (**Absent**). Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 05.04.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

M.A. No. 99/2023 in O.A. No. 816/2023
(Pritam R. Bansode & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri P.V. Suryawanshi, learned counsel for the applicants and Shri A.B. Basarkar, learned Presenting Officer for the respondent authorities, are present.

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

3. Office to take care to list this matter in the reply category, since the M.A. seeking condonation of delay is directed to be heard along with the O.A.

4. S.O. to 21.03.2024 for filing affidavit in reply in O.A..

MEMBER (J)

M.A. No. 133/2023 in O.A. St. No. 264/2023
(Yashoda A. Rathod & Ors. Vs. State of Maharashtra & Ors.)

WITH

M.A. No. 135/2023 in O.A. St. No. 266/2023
(Sahebjaan Gulab Babu Tadvi & Ors. Vs. State of Maharashtra & Ors.)

WITH

M.A. No. 137/2023 in O.A. St. No. 306/2023
(Chaya K. Avhad & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri A.V. Chandel, learned counsel holding for Shri A.S. Bayas, learned counsel for the applicants in all these cases and S/shri V.G. Pingle, A.P. Basarkar, D.M. Hange, learned Presenting Officers for the respondent authorities in respective cases, are present.

2. Learned counsel for the applicants seeks time to file synopsis of events in all these cases to explain the delay, which according to the learned counsel is technical, as there is a recurring cause of action. Time granted.

3. S.O. to 11.03.2024 for hearing.

MEMBER (J)

M.A. No. 360/2023 in O.A. No. 414/2023
(Sachinsingh B. Chauhan Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri R.A. Joshi, learned counsel for the applicant and Shri A.B. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. The present Misc. Application seeking amendment be heard along with O.A. In the Original Application, pleadings are complete.

3. List the matter for hearing on 15.03.2024. Interim relief granted earlier in O.A. to continue till then.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

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

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri R.P. Bhumkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that in the Original Application the respondent authorities have not filed affidavit in reply. Learned counsel submits that the applicant is under suspension for more than two and half years and charge sheet of the D.E. has not been served on the applicant till today. Even the applicant is not provided with the documents, as sought by him.

3. In view of above submissions, learned Presenting Officer is directed to take specific instructions in this regard and file affidavit in reply in O.A. positively on the next date of hearing.

4. The M.A. be heard along with O.A.

5. S.O. to 14.03.2024 for filing affidavit in reply in O.A.

MEMBER (J)

ORIGINAL APPLICATION NO. 632 OF 2021
(Harishchandra G. Lohkare Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri P.D. Suryawanshi, learned counsel for the applicant (**Absent**). Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 08.04.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 85 OF 2022
(Madhav B. Nilawad Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri B.G. Deshmukh, learned counsel for the applicant (**Leave Note**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicant, S.O. to 27.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 239 OF 2022
(Surajkumar N. Vanje Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant (**Absent**). Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 28.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 1055 OF 2022
(Hanumantkumar M. Sonawani & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present. Shri A.S. Dhongde, learned counsel for respondent Nos. 4 & 6 (**Leave Note**).

2. Learned counsel for the applicants submits that the impugned order has been passed by the respondent No. 1; however, the affidavit in reply is filed on behalf of respondent Nos. 4 & 6. Even though the liberty is granted, the respondent authorities have not filed the affidavit in reply on behalf of respondent Nos. 1 & 2.

3. Learned Presenting Officer seeks time as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 & 2. Time granted.

4. S.O. to 27.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 105 OF 2022
(Amar J. Raut Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 27.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 1095 OF 2023
(Sachin B. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri S.A. Nimbalkear, learned counsel holding for Shri Amol Gandhi, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present. Shri S.B. Mene, learned counsel for respondent No. 2 (**Leave Note**).

2. At the request of learned counsel for the applicant, S.O. to 15.03.2024 for hearing.

MEMBER (J)

O.A. NOS. 537, 538, 539, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 563, 565, 566, 581, 582, 585, 629, 531, 631, 632, 633, 635, 749, 741, 742, 743, 744, 745, 747, 753, 755, 764, 765, 653, 775, 781, 791, 831, 832, 807, 808 AND 830 ALL OF 2023
(Dr. Snehalata T. Yellambkar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Ms. P.R. Wankhade, S/Shri J.B. Choudhary, J.S. Deshmukh, S.B. Patil, K.G. Salunke, M.R. Kulkarni, A.V. Sakolkar, Ajay Deshpande, learned counsel for the respective applicants in respective O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these O.A. and Shri M.R. Kulkarni, learned counsel for respondent No. 6 in O.A. 742/2023, are present. Shri S.B. Mene, learned counsel for the applicant in O.A. 653/2023 (**Leave Note**).

2. Learned Presenting Officer on instructions submits that in some of the transfer matters, the Government has taken a policy decision to cancel the said transfers. Learned P.O. thus seeks time to file short affidavit indicating the O.As., wherein the Government has already taken decision for cancellation of transfers.

3. Learned counsel for the applicants submits that in some of the matters, though the Government has cancelled the transfer orders, however, in the said transfer orders it is stated that the said transfer orders are cancelled subject to pending Original Application. I do not find any unusual order in that way, since the O.As. are pending. After filing of

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the short affidavit in connection with the cancellation of transfer orders as stated above, those O.As. can be conveniently disposed of.

4. Learned counsel for the applicant further submits that in some of the matters the applicants came to be promoted during pendency of their Original Applications and they have been given posting as per the available of post of their promotion. Even those matters also can be disposed of on the next date of hearing.

5. Learned Presenting Officer is hereby directed to file short affidavit on both the counts.

6. S.O. to 29.02.2024 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDERS 23.02.2024

**O.A.NOS. 543/2019, 766/2021, 970/2022,
973/2022, 806/2022, 845/2022, 10/2022,
269/2022, 366/2022, 438/2022, 648/2022,
649/2022, 783/2022, 864/2022, 972/2022,
1089/2022, T.A. 12/2023 (W.P. 6494/2022),
33/2023, 214/2023, 39/2022, 44/2022, 99/2022,
173/2022, 273/2022, 81/2023, 427/2019,
381/2021, 686/2021, T.A. 06/2022 (W.P.
6466/2022), 410/2022, 522/2022, 577/2022,
603/2022, 1144/2022, 1154/2022, 591/2021,
01/2020, 781/2021, 275/2022, 1036/2022,
325/2023, 536/2020, 296/2021 and 550/2021
(Shivprasad C. Potpaliwar & Ors. Vs. State of Maharashtra
& Ors.)**

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

DATE : 23.02.2024

ORAL ORDER :

S/Shri G.J. Karne, Smt. Vijaya Adkine, learned counsel holding for Shri V.B. Wagh, M.K. Bhosale, S.D. Joshi, Shri N.P. Bangar, S.B. Choudhari, A.D. Aghav, A.S. Shelke, K.B. Jadhav, V.G. Pingle, H.P. Jadhav, Smt. Vidya A. Taksal, R.P. Adgaonkar, A.V. Thombre holding for Shri S.S. Thombre, V.B. Dhage, Subhash Chilarge, V.P. Kadam, Shri P.S. Gaikwad, Shri M.B. Kolpe, K.M. More, N.P. Dube, Smt. Sanjivani K. Deshmukh-Ghate, learned counsel holding for Shri V.G. Pingle, Avinash Deshmukh, S.D. Kotkar, S.R. Kolhare, R.I. Wakade, Mohit Deshmukh, S.B. Coudhari, Muhahed Hussain, A.R. Tapse, Avinash Khedkar, A.D. Gawale, M.R. Deshmukh, C.V. Dharurkar and B.K. Patil, respective learned counsel

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for the applicants in respective matters, S/Shri V.G. Pingle, D.M. Hande and A.P. Basarkar, respective learned Presenting Officers for the respective respondent authorities in respective matters and Shri M.P. Gude, learned counsel for respondent No. 1 & 3 in O.A. 269/2022, are present. Shri B.G. Deshmukh, learned counsel for the applicant in O.A. No. 522/2022, Smt. Suchita Dhongde, learned counsel for the applicants in O.A. Nos. 427/2019 and Shri S.B. Mene, learned counsel for respondent No. 2 & 3 in O.A. 543/2019 & O.A. 973/2022, for respondent Nos. 3 to 6 in O.A. No. 970/2022 & for respondent Nos. 3 & 4 in O.A. 783/2022 (**Leave Note**).

2. Learned Presenting Officers on instruction submits that the Review Application St. No. 22946/2022 has not been listed for hearing.

3. Learned counsel for the applicants in all these O.As. submits that the said review application is pending since one year on stamp number only.

4. In view of above, S.O. to 13.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 13/2023
(Ganesh T. Saaste Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri S.S. Tandale, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 13.03.2024. the interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 782/2022
(Bhausahab A. Shelke Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

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

2. S.O. to 12.03.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 23.02.2024

ORIGINAL APPLICATION NO. 752/2022
(Manisha C. Panchal Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Shri A.S. Khedkar, learned counsel holding for Shri A.B. Chalak, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 11.03.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 23.02.2024

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

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

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

Shri Vinay Kargaonkar, Member (A)

DATE : 23.02.2024

ORAL ORDER :

Shri M.S. Karad, learned counsel for the applicants in all these matters and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters, are present.

2. Arguments are heard. The matters are reserved for orders.

MEMBER (A)

ARJ ORAL ORDER 23.02.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 508/2020
(Bhojane Sangita Prabhakar Vs. State of Maharashtra & Ors.)

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri C.V. Dharurkar, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. On request of learned Chief Presenting Officer, S.O. to 28.02.2024 for hearing. **Part heard.**

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 23.02.2024

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

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

DATE : 23.02.2024

ORAL ORDER :

Heard Shri K.G. Salunke, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 27.02.2024. **Part heard.**

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 23.02.2024

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

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

DATE : 23.02.2024

ORAL ORDER :

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

2. The applicant had filed Original Application No. 498/2012 raising a grievance that he has been illegally denied the benefit of 2nd Assured Career Progression Scheme (for short the ACPS). As is revealing from the pleadings in the Original Application and the order, which was impugned in the said O.A., the 2nd ACPS was not granted to the applicant for non-production of the caste validity certificate in the matter. The learned counsel for the review applicant pointed out that while deciding the O.A., the Tribunal has failed in considering the Government Resolution dated 16.05.2007. Learned counsel pointed out that the said G.R. was very-well there on the record of the O.A. and the Tribunal has also taken note of the said G.R. in the order passed

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REV. APPLICATION NO. 08/2017
IN O.A. NO. 498/2013

by it. However, it appears that only relying on the title portion of the said G.R., conclusions are recorded by the Tribunal to the effect that for the purpose of promotion, the candidate belonging to reserved class is supposed to file caste validity certificate on record. Learned counsel pointed out that the applicant comes from O.B.C. category and in the O.A. he has disclosed the said fact that he belongs to O.B.C. category. Learned counsel read out clause 02 of the G.R. dated 16.05.2007, which reads thus:-

“२. इतर मागासप्रवर्गांला पदोन्नतीमध्ये आरक्षण नसल्याने इतर मागासवर्ग प्रवर्गांतून यापूर्वीच शासन सेवेत प्रविष्ट झालेल्या व अद्यापही वैधता तपासणी न झालेले महाराष्ट्र राज्यातील मूळ निवासी असलेल्या उमेदवारांची पदोन्नतीसाठी वैधता तपासणीची आवश्यकता नाही. तसेच सेवांतर्गत आश्वासित प्रगती योजनेच्या अंमलबजावणीसाठी संबंधीत अधिकारी/कर्मचा-यांकरिता जात वैधता प्रमाणपत्र सादर करणे बंधनकारक करण्यात आलेले नाही. तथापि, सरळसेवेने नियुक्तीनंतर जातीवैधता तपासणी करणे सर्व मागास प्रवर्गांतील उमेदवारांकरिता बंधनकारक आहे.”

3. The learned counsel submitted that the aforesaid aspect is missed to have been considered by the Tribunal while passing order in the O.A. Learned counsel submitted that said G.R. dated 15.05.2007 and more particularly clause 02 thereof has not at all been considered by the Tribunal while

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passing order in the O.A. and hence this is fit case to review the said order. Learned counsel submitted that 2nd clause of the said G.R., since is having material impact on the subject matter, the same ought to have been considered by the Tribunal.

4. Shri V.R. Bhumkar, learned Presenting Officer submitted that even if the contention as raised in the Review Application is accepted that the Tribunal did not consider the G.R. dated 16.05.2007, the remedy lies elsewhere and not of filing Review Application. Learned P.O., in the circumstances, prayed for rejecting the Review Application.

5. We have carefully gone through contents of the Review Application, the judgment/order passed in the O.A., as well as, G.R. dated 16.05.2007. The error in not considering the said G.R. more particularly clause 02 thereof is patent error on the face of the record. In the circumstances, according to us, the Review Application deserves to be allowed and the order passed by the Tribunal in O.A. NO. 498/2013 on 04.08.2017 deserves to be recalled. Hence, the following order:-

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O R D E R

- (i) Order dated 04.08.2017 passed in O.A. No. 498/2013 is recalled.
- (ii) List the Original Application for hearing.
- (iii) Review Application stands allowed in the aforesaid terms, however, without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 23.02.2024