

**Date : 23.6.2022**  
**ORIGINAL APPLICATION NO. 538/2022**  
**(Shri Narendra Laxman Rathod V/s State of**  
**Maharashtra & Ors.)**

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

1. Shri H.P. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for respondents, are present.
2. Circulation is granted. Issue notice to the respondents, returnable on **26.7.2022**. The case be listed for admission hearing on **26.7.2022**.
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. 947/2019**  
**(Dr. Anil R. Waghmare Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Ms. Preeti Wankhade, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 11.8.2022.

**VICE CHAIRMAN**

**O.A. NO. 380/2019 WITH O.A. NO. 886/2019  
(Shri Bhanudas E. Ugale & Ors. Vs. State of Maharashtra &  
Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri C.A. Shingare, learned counsel for the applicants  
in both the matters (**absent**). Shri M.S. Mahajan, learned  
Chief Presenting Officer for the respondent authorities in  
both the matters, is present.

2. The respondent nos. 1 to 3 have already filed their  
affidavits in reply in both these matters. The learned  
C.P.O. has sought time for filing affidavit in reply of rest of  
the respondents. Time granted.

3. S.O. to 10.8.2022.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23.6.2022

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

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri A.V. Thombre, learned counsel holding for S/shri R.D. Khadap / S.S. Thombre, learned counsel for the applicants in all these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these matters, are present.

2. The learned C.P.O. has sought time for filing affidavits in reply of the respective respondents in respective matters. Time granted.

3. S.O. to 10.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 617/2019**  
**(Shri Rohit S. Mlhaske & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned counsel for the applicant (**leave note**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note of learned counsel for the applicant, S.O. to 11.8.2022 for filing rejoinder affidavit.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1085/2019**  
**(Shri Bhaskar M. Taske Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**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 learned C.P.O. has sought time for filing affidavit  
in reply of respondent no. 1. Time granted.

3. S.O. to 11.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 36/2020**

**(Dr. Pratap M. Shinde & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri S.B. Bhosale, learned counsel for Caveator and Shri S.K. Kadam, learned counsel for respondent no. 3, are present.

2. S.O. to 12.8.2022 for filing affidavits in reply by the respondents.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 72/2020**  
**(Shri Sheshrao D. Totwad Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri G.N. Chinchalkar, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 12.8.2022.

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 93/2020**

**(Smt. Jayshree S. Tusamkar Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri M.S. Choudhari, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 12.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 641/2021**  
**(Shri Nilesh V. Salunke Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Amit Tondwalkar, learned counsel holding for  
Shri Gajanan Kadam, learned counsel for the applicant  
and Shri N.U. Yadav, learned Presenting Officer for the  
respondent authorities, are present.

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

3. S.O. to 12.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 783/2021**  
**(Shri Gulab S. Jondhale Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri A.S.. Khedkar, learned counsel for the applicant,  
Shri D.R. Patil, learned Presenting Officer for the  
respondent authorities and Shri Shamsunder B. Patil,  
learned counsel for respondent no. 3, are present.

2. The learned Presenting Officer, as well as, learned  
counsel for respondent no. 3 have sought time for filing  
affidavits in reply of respective respondents. Time granted.

3. S.O. to 24.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 787/2021**  
**(Shri Raosaheb B. Gunjal Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri A.S.. Khedkar, learned counsel for the applicant,  
Shri S.K. Shirse, learned Presenting Officer for the  
respondent authorities and Shri Shamsunder B. Patil,  
learned counsel for respondent nos. 3 to 5, are present.

2. The learned Presenting Officer, as well as, learned  
counsel for respondent nos. 3 to 5 have sought time for  
filing affidavits in reply of respective respondents. Time  
granted.

3. S.O. to 24.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 788/2021**  
**(Shri Sunil D. Kulkarni Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri A.S.. Khedkar, learned counsel for the applicant,  
Smt. Deepali S. Deshpande, learned Presenting Officer for  
the respondent authorities and Shri Shamsunder B. Patil,  
learned counsel for respondent nos. 3 & 4, are present.

2. The learned Presenting Officer, as well as, learned  
counsel for respondent nos. 3 & 4 have sought time for  
filing affidavits in reply of respective respondents. Time  
granted.

3. S.O. to 24.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 816/2021**  
**(Shri Ramkisan J. Nampalle & Ors. Vs. State of Maharashtra**  
**& Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri V.B. Dhage, learned counsel for the applicants  
(**absent**). Shri V.R. Bhumkar, learned Presenting Officer  
for the respondent authorities, is present.

2. The learned Presenting Officer has tendered across  
the bar the affidavit in reply of respondent nos. 1 & 2. It is  
taken on record. The learned Presenting Officer undertook  
to supply copy of reply of respondent nos. 1 & 2 to the  
learned counsel for the applicant.

3. S.O. to 17.8.2022 for filing rejoinder affidavit, if any.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 28/2022**

**(Shri Girish A. Bibave & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri P.G. Tambde, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 1.8.2022.

**VICE CHAIRMAN**

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

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri G.N. Kulkarni (Mardikar), learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 17.8.2022.

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 45/2022**  
**(Shri Sanjay D. Pathrut & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned counsel holding for Shri M.D. Narwadkar, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 18.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 54/2022**

**(Shri Bhagwat S. Mane & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri V.G. Pingle, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 18.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 109/2022**  
**(Shri Vinod H. Kulkarni Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Smt. Sharwari M. Deshpande, learned counsel for the  
applicant and Shri M.P. Gude, learned Presenting Officer  
for the respondent authorities, are present.

2. Await service of notice.
3. S.O. to 18.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 144/2022**  
**(Dr. Dayanand P. Jagtap Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**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  
respondent authorities, are present.

2. Await service of notice.
3. S.O. to 18.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 164/2022**  
**(Nasiroddin Ajamoddin Shaikh Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri A.S. Mirajgaonkar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 18.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 181/2022**  
**(Shri Sahebrao B. Chavhan Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri V.B. Wagh, learned counsel for the applicant  
and Smt. Deepali S. Deshpande, learned Presenting Officer  
for the respondent authorities, are present.

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

3. S.O. to 26.7.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 230/2022**

**(Dr. Seema M. Digraskar @ Dr. Seema D. Pathak Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri M.C. Swami, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Await service of notice on the respondents.
3. S.O. to 19.8.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 261/2022**  
**(Shri Dadarao U. Phule Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri V.R. Jain, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant issue fresh notice to the respondents, returnable on 19.8.2022.
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 19.8.2021.
8. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 387/2022**  
**(Smt. Ashwini S. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Vilas S. Janephalkar, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Await service of notice upon the respondents.
3. S.O. to 29.7.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 446/2022**  
**(Shri Giriraj K. Joshi Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Vijay P. Latange, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.G. Bhalerao, learned counsel for respondent nos. 3 & 4, are present.

2. S.O. to 19.8.2022 for filing affidavits in reply by the respective respondents.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 450/2022**

**(Shri Sanket D. Khairnar & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned counsel for the applicants (**leave note**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

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

3. S.O. to 19.8.2022.

**VICE CHAIRMAN**

**M.A. 111/2021 IN O.A. ST. 439/2021**  
**(Shri Shivaji T. Kote & Ors. Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Ms. Preeti Wankhade, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri J.M. Murkute, learned counsel for respondent nos. 35, 50, 58 & 59, are present.

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

3. S.O. to 27.7.2022 for hearing.

**VICE CHAIRMAN**

**M.A. 418/2021 IN O.A. ST. 1247/2021**  
**(Smt. Geeta V. Vaikar Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

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

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

3. S.O. to 27.7.2022.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23.6.2022

**M.A. 499/2019 WITH M.A. 500/2019 IN O.A. 667/2019  
(Shri Sanjay R. Patil Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri Sudhir Patil, learned counsel for the applicant  
(**absent**). Shri V.R. Bhumkar, learned Presenting Officer  
for the respondent authorities, is present.

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

3. S.O. to 28.7.2022.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23.6.2022

**M.A. 53/2022 IN O.A. ST. 99/2022**  
**(Shri Gorakh R. Limaji Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri P.S. Mantri, learned counsel for the applicant  
and Shri S.K. Shirse, learned Presenting Officer for the  
respondent authorities, are present.

2. Await service of notice upon respondent no. 1.
3. S.O. to 28.7.2022.

**VICE CHAIRMAN**

**M.A. 115/2022 IN O.A. ST. 138/2022**  
**(Shri Mangesh S. Vishwasu Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri V.R. Jain, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant issue fresh notice to the respondents, returnable on 19.8.2022.

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 19.8.2021.

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

**VICE CHAIRMAN**



**M.A. 125/2022 IN O.A. ST. 120/2022**  
**(Shri Gunaji D. Rathod Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri V.S. Bhale, learned counsel for the applicant  
and Shri M.S. Mahajan, learned Presenting Officer for the  
respondent authorities, are present.

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

3. S.O. to 29.7.2022.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 23.6.2022

**M.A.NO.218 OF 2019 IN O.A.ST.NO.770 OF 2019**  
(Punjaji S. Yelne & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.497 OF 2019 IN O.A.ST.NO.1727 OF 2019**  
(Smt. Pramilabai B. Deshmukh Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.533 OF 2019 IN O.A.ST.NO.2011 OF 2019**  
(Maroti R. Sable & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.568 OF 2019 IN O.A.ST.NO.438 OF 2019**  
(Baban Bhiva Thoke & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.569 OF 2019 IN O.A.ST.NO.1536 OF 2019**  
(Shesherao L. Rathod & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.572 OF 2019 IN O.A.ST.NO.440 OF 2019**  
(Ramrao M. Pole Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.143 OF 2019 IN O.A.ST.NO.397 OF 2019**  
(Raghoji R. Bele Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.159 OF 2019 IN O.A.ST.NO.429 OF 2019**  
(Baburao G. Chikalkar & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.219 OF 2019 IN O.A.ST.NO.807 OF 2019**  
(Kisan M. Ubale & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.317 OF 2019 IN O.A.ST.NO.1029 OF 2019**  
(Balasaheb G. Agashe & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.318 OF 2019 IN O.A.ST.NO.1032 OF 2019**  
(Anil K. Jondhale & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.329 OF 2019 IN O.A.ST.NO.914 OF 2019**  
(Nandkishor M. Hanswal & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.330 OF 2019 IN O.A.ST.NO.917 OF 2019**  
(Ismail Ahmed Nadaf & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.341 OF 2019 IN O.A.ST.NO.1442 OF 2019**  
(Rangnath R. Jadhav & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.480 OF 2019 IN O.A.ST.NO.1196 OF 2019**  
(Shesherao R. Rathod & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.355 OF 2021 IN O.A.ST.NO.1528 OF 2021**  
(Gopalrao V. Tompe & Ors. Vs. State of Maharashtra & Ors.)  
**WITH**  
**M.A.NO.357 OF 2021 IN O.A.ST.NO.1531 OF 2021**  
(Shantabai B. Thombre & Anr. Vs. State of Maharashtra & Ors.)

//2// M.A. 218/19 in O.A.St. 770/19 & Ors.

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

**DATE : 23.06.2022**

**C O M M O N O R D E R**

1. All these Misc. Applications are made seeking condonation of delay in filing the accompanying O.As. under Section 19 of the Administrative Tribunals Act, 1985 seeking similar relief of absorption / permanency in the Government service in view of the Government Resolution dated 31.01.1996 and in terms of proposal dated 28.12.2017 forwarded by the respondent No. 4 to the respondent No. 3.

2. The cause of action and relief sought for in all these proceedings are similar in nature and therefore, it would be just and convenient to dispose of all these M.As. by a common order.

3. The applicants in all the matters are working with the respondent authorities since 1989 onwards till today. In view of the same, they are entitled to get the benefits of permanency in view of the G.R. dated 31.01.1996. Initially they were appointed on the post of Van Major on daily wages i.e. Class-IV post. They are discharging duties as Van Major since 1989 onwards. However, orders of permanency were not

//3// M.A. 218/19 in O.A. St. 770/19 & Ors.

issued to the applicants. In that respect, the proposal dated 28.12.2017 was submitted by the respondent No. 4 to the respondent No. 3. However, no decision is taken by the respondent No. 3. After waiting for considerable period for the decision on the proposal dated 28.12.2017 as stated above, the applicants through their Advocate sent legal notice dated 10.01.2019 to the respondent authorities and requested to prepare seniority list of the applicants for giving benefits of permanency in view of the G.R. dated 31.01.1996. The respondents however, neither complied with nor replied the said legal notice. The applicants have good case on merits, more particularly in view of the decision of the Hon'ble Apex Court reported in **AIR 2008 Supreme Court 2723** in the matter of **Ashok Kumar Vs. State of Bihar and Ors.**, wherein it is held that if there is delay due to pendency of review / representation before the State Government, this is sufficient ground for condonation of delay.

4. In the cases in hand, there is delay ranging from 3 months to 34 months in filing the accompanying O.As. The information in this regard is tabulated as under :-

//4// M.A. 218/19 in O.A. St. 770/19 & Ors.

| Sr. No. | MA No. in OA St. No.                     | Name of Applicants  | Working as Van Majur from | Up to Retirement / death/ till date | Proposal Forward ed on | Filing of O.A. | Delay        |
|---------|--|---|---------------------------|-------------------------------------|------------------------|----------------|--------------|
| 1.      | 497/20<br>19<br>St. No.<br>1727/2<br>019 | Smt. Pramilabai<br>Bhagwant<br>Deshmukh (wife of<br>Deceased Van Majur)   | 1987 &<br>1989            | Till death<br>dated<br>26.10.2011   | 28.12.20<br>17         | 28.08.201<br>9 | 08<br>Months |
| 2.      | 533/20<br>19 St.<br>No.<br>2011/2<br>019 | Maroti R. Sable<br>Shankar T. Jadhav<br>Prabhakar W.<br>Jadhav<br>Taru K. Chavan<br>Shiva B. Jadhav   | 1992                      | Till today                          | 28.12.20<br>17         | 05.10.201<br>9 | 10<br>Months |
| 3.      | 143/20<br>19 St.<br>No.<br>397/20<br>19  | Raghoji R. Bele<br>(Husband of<br>deceased Van Majur)   | 1990                      | Till death<br>dated<br>25.03.2018   | 28.12.20<br>17         | 25.02.201<br>9 | 02<br>Months |
| 4.      | 145/20<br>19 St.<br>No.<br>429/20<br>19  | Bapuaao G. Chikalkar<br>Rangnath S.<br>Kachgunde<br>Nirmala M. Gore<br>Sakhubai B. Kale<br>Kusum B. Naik<br>Prakash U. Dipke<br>Nagsen R. Gaikwad       | 1989                      | Till today                          | 28.12.20<br>17         | 28.01.201<br>9 | 02<br>Months |
| 5.      | 218/20<br>19 St.<br>No.<br>770/20<br>19  | Punjaji S. Yelne<br>Bharat N. Choudhary<br>Omprakash P.<br>Rathod<br>Vikram G. Chikalkar  | 1989                      | Till today                          | 28.12.20<br>17         | 09.04.201<br>9 | 04<br>Months |
| 6.      | 317/20<br>19 St.<br>No.<br>1029/2<br>019 | Babasaheb G.<br>Agashe<br>Sahebrao S. Pole<br>Sd. Sultan Sd.<br>Hussain<br>Keshav S. Garule<br>Mahadu G. Jawade<br>Dashrath D. Dhadale<br>Bapu T. Magar | 1989                      | Till today                          | 28.12.20<br>17         | 06.06.201<br>9 | 06<br>Months |
| 7.      | 318/20<br>19 St.<br>No.<br>1032/2<br>019 | Anil K. Jondhale<br>Narayan R. Dongade<br>Baliram S. Waghmare<br>Sakharam Y. Solanke<br>Subhash N. Kashinde<br>Barat J. Yangde<br>Nagesh R. Gaikwad     | 1989                      | Till today                          | 28.12.20<br>17         | 06.06.201<br>9 | 06<br>Months |

|     |  |   |      |            |                |                |              |
|-----|--|---|------|------------|----------------|----------------|--------------|
| 8.  | 219/20<br>19 St.<br>No.<br>807/20<br>19  | Kisan M. Ubale<br>Jaitu L. Rathod<br>Mukinde G. Gajbhar<br>Sheshrao T. Kale<br>Kundlik B. Khokle<br>Purva M. Pote<br>Balaji D. Karhale  | 1989 | Till today | 28.12.20<br>17 | 12.04.201<br>9 | 04<br>Months |
| 9.  | 329/20<br>19 St.<br>No.<br>914/20<br>19  | Nandkishor M.<br>Hanswal<br>Baban K. Dadale<br>Tukaram P. Khokle<br>Sambhaji P. Gajbhar<br>Bapurao S. Dhakare<br>Samabai S. Savant<br>Laxmibai P. Bele<br>Neelabai D. Dhabale | 1989 | Till today | 28.12.20<br>17 | 30.04.201<br>9 | 04<br>Months |
| 10. | 330/20<br>19 St.<br>No.<br>917/20<br>19  | Ismail Nadeif<br>Kalu B. Pawar<br>Kachru R. Sable<br>Maroti M. Thombre<br>Vilas G. Ade<br>Saheb K. Naik<br>Datta S. Agashe<br>Vishwanath M.<br>Sonule<br>Janardhan R. Dalve   | 1989 | Till today | 28.12.20<br>17 | 30.04.201<br>9 | 04<br>Months |
| 11. | 341/20<br>19 St.<br>No.<br>1442/2<br>019 | Rangnath R. Jadhav<br>Bima L. Jadhav<br>Vithal R. Rathod<br>Keshav R. Gadhve<br>Pralhad L. Jadhav<br>Vithal B. Gadhve<br>Pandurang S.<br>Chavan                               | 1989 | Till today | 28.12.20<br>17 | 19.07.201<br>9 | 08<br>Months |
| 12  | 355/20<br>21 St.<br>No.<br>1528/2<br>021 | Gopal Vishwanth<br>Tompe<br>Vithal Bhujang Mule<br>Rohidas Sambhaji<br>Gawli<br>Narayan @ Nagorao<br>Radhoji Gaikwad<br>Subhash Maruti Kale                                   | 1989 | Till today | 28.12.20<br>17 | 27.10.202<br>1 | 34<br>Months |
| 13. | 357/20<br>21 St.<br>No.<br>1531/2<br>021 | Shantabai B.<br>Thombre<br>Smt. Indirabai S.<br>Thombre   | 1989 | Till death | 28.12.20<br>17 | 27.10.202<br>1 | 34<br>Months |

//6// M.A. 218/19 in O.A. St. 770/19 & Ors.

It is stated that there is no deliberate or intentional delay in filing the accompanying O.As. Hence, the present Misc. Applications.

5. In all these M.As. the respondents have filed affidavits in reply, thereby they have denied all the adverse contentions raised by the applicants on merit and contended that no sufficient ground has been shown by the applicants for condonation of inordinate delay. Hence, all these M.As. are liable to be dismissed.

6. The applicants have filed affidavit in rejoinder, thereby denying the adverse contentions raised in the affidavit in reply filed on behalf of respondents.

7. I have heard the arguments advanced by Shri V.G. Pingle, Shri P.M. Shinde with Shri P.B. Jadhav, learned Advocates for the applicants in the respective cases on one hand and Shri N.U. Yadav, learned Presenting Officer for the respondents in all these cases on the other hand.

8. After having considered the facts of the cases, it is evident that the applicants are working as Van Majoor since 1989 and are claiming benefits of

//7// M.A. 218/19 in O.A. St. 770/19 & Ors.

permanency / absorption in the Government service as per the G.R. dated 31.01.1996. In this regard, the respondent No. 4 also submitted a proposal dated 28.12.2017 to the respondent No. 3 seeking favourable consideration. However, no decision has been taken by the respondent No. 3 for years together. It appears that the legal notice was sent by the applicants through their Advocate in the year 2019, but in vain.

9. Learned Advocates for the applicants have relied upon the citation of the Hon'ble Apex Court reported in **AIR 2008 Supreme Court 2723** in the matter of **Ashok Kumar Vs. State of Bihar and Ors.** In the said citation case, it is held that the delay of four years caused due to pendency of Review / representation before the State Government was condoned being sufficient cause. In the present cases also it appears that the applicants were hoping for appropriate decision from the respondent No. 3 after being favourable proposal was submitted by the respondent No. 4 on 28.12.2017. On 10.01.2019, the applicants have also sent legal notice through their Advocate to the respondent authorities seeking decision on the pending issue. However, there was no response. In the circumstances as above, it cannot be said that the



//8// M.A. 218/19 in O.A. St. 770/19 & Ors.

delay caused in seeking relief in the O.As. under Section 19 of the Administrative Tribunals Act, 1985 is deliberate or intentional one. Some negligence in not approaching this Tribunal in time can be attributed to the applicants. However, the same cannot be said to gross one, thereby the applicants had nothing to gain. It is a settled principle of law that the expression “sufficient cause” is to be construed liberally. Refusing to condone the delay is likely to defeat the cause of justice at the threshold. In view of the same, in my considered opinion, these are the fit cases to condone the delay. Hence, I proceed to pass following order :-

**ORDER**

1. All these M.As. are allowed.
2. The delay caused in filing the accompanying Original Applications is hereby condoned.
3. Accordingly, the M.As. are disposed of. The Registry is directed to register and number the accompanying O.As. in accordance with law by taking into account other office objection/s, if any.
4. No order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 370 OF 2022  
(Raosaheb S. Kshirsagar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 18.07.2022.
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 18.07.2022.
9. Steno copy and Hamdast is allowed to both parties.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 729 OF 2021**  
**(Ramdas L. Patil & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Smt. Kalpalata Patil-Bharaswadkar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned C.P.O. seeks one more last chance for filing affidavit in reply on behalf of respondents.

3. Record shows that already two last chances were granted for filing affidavit in reply, but till today no affidavit in reply is filed by the respondents. Hence, prayer for filing affidavit in reply is rejected. The present matter is proceeded in accordance with law.

4. S.O. to 07.07.2022 for admission.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 251 OF 2020**  
**(Sandu R. Magar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri D.K. Dagadkhari, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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 05.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 224 OF 2022**  
**(Jayprakash B. Sonwane Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri P.G. Tambade, learned Advocate holding for Shri S.S. Jadhavar, 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.
3. S.O. to 07.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 253 OF 2019**  
**(Laxmikant M. Bhoskar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 19.07.2022 for final hearing.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 723 OF 2021**  
**(Amol V. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri G.P. Darandale, learned Advocate holding for Shri Amol Kakade, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Await service of notice on respondent Nos. 1 & 2.
3. At the request of learned Advocate for the applicant, S.O. to 06.07.2022 for taking necessary steps.

**MEMBER (J)**

**M.A. No. 54/2021 in O.A. St. No. 1020/2020**  
**(Pramila R. Shendade & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri D.B. Pokale, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicants, S.O. to 08.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022



**M.A. No. 410/2021 in O.A. No. 675/2021  
(Dr. Balaji M. Mirkute Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3, Shri D.B. Pokale, learned Advocate holding for Shri A.B. Shinde, learned Advocate for respondent No. 4 and Shri V.B. Wagh, learned Advocate for respondent No. 5.

2. Learned Advocate for respondent No. 4 filed affidavit in reply in O.A. Same is taken on record and copy thereof has been served on the other sides.

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 12.07.2022. Interim relief granted earlier in M.A. to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 829 OF 2021**  
**(Vilas M. Mamde Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri V.R. Jain, 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. Record shows that the respondents have produced on record a copy of the Government order dated 28.12.2021 (Annexure R-1) along with affidavit in reply whereby the impugned order of transfer dated 10.11.2021 (Annexure A-3) issued by the Assistant Commissioner (Administration) in the office of Dairy Development Commissioner, Mumbai is cancelled by the authority of respondent No. 1.

4. In view of above, nothing remains to be decided in the present Original Application. Hence, the O.A. stands disposed of with no order as to costs.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 460 OF 2022**  
**(Pandit K. Pawar & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri S.S. Tandale, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 18.07.2022.

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 18.07.2022.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 532 OF 2022**  
**(Maroti J. Sonkamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 18.07.2022.

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.

**8. The issue of maintainability of the application as regards departmental appeal is kept open.**

9. S.O. to 18.07.2022.

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

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 74 OF 2022**  
**(Gopichand B. Wadile Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri S.P. Koli, 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  
18.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION ST. NO. 962 OF 2022**  
**(Dinkar S. Gawande Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, time is granted for taking necessary steps to remove the office objection.

3. S.O. to 15.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 20 OF 2019**  
**(Nita B. Magare Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. As none present for the applicant, S.O. to 15.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 21 OF 2019**  
**(Nandini S. Holkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Amol Gaikwad, learned Advocate for the applicant (**Absent**). Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 15.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022



**ORIGINAL APPLICATION NO. 405 OF 2019**  
**(Shishupal S. Raut Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 & 2. None present on behalf of respondent No. 3, though duly served.

2. Pleadings are complete. The present matter is pertaining to refund of recovered amount. Hence, the O.A. is admitted and it be kept for final hearing on 20.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1083 OF 2019**  
**(Ambadas P. Deshpande Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. As none present for the applicant, S.O. to 20.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

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

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Pandit V. Sonawane, applicant in person and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Pleadings are complete. The present matter is pertaining to regularization of absentee period. Hence, the O.A. is admitted and it be kept for final hearing on 20.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 597 OF 2020  
(Amol S. Shidore Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Pleadings are complete. The present matter is pertaining to appointment on compassionate ground. Hence, the O.A. is admitted and it be kept for final hearing on 21.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 488 OF 2021**  
(Sayed Naimuddin Sayed Moinuddin Vs. State of Maharashtra & Ors.)

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 5. Same is taken on record and copy thereof has been served on the other side.

3. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit to the affidavit in reply filed by the respondent No. 5.

4. Pleadings are complete. The present matter is pertaining to retirement benefits / deemed date of promotion. Hence, the O.A. is admitted and it be fixed for final hearing on 21.07.2022

**MEMBER (J)**

**M.A. No. 337/2019 in O.A. St. No. 1116/2019  
(Gopal M. Waghmare Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. The present matter is closed for orders.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**M.A. No. 456/2019 in O.A. St. No. 1749/2019  
(Sandip V. Gange Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri S.R. Andale, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent No. 1 and Shri S.D. Dhongde, learned Advocate for respondent Nos. 2 to 4.

2. The present matter is closed for orders.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**M.A. No. 459/2019 in O.A. No. 618/2019**  
**(Dhondiram G. Kamble & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Dhananjay Mane, learned Advocate holding for Shri U.L. Momale, learned Advocate for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicants, S.O. to 20.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022



**M.A. No. 127/2020 in O.A. No. 327/2019  
(Pushpak R. Kachve Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Amit Savale, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 20.07.2022 for passing necessary order.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**MA 214/2022 with M.A. 148/2021 in O.A. St. 481/2021  
(Anita G. Gitey Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri S.B. Shirsath, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 21.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 355 OF 2021**  
**(Laxman H. Talekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that during the course of the day rejoinder affidavit would be filed.

3. S.O. to 13.07.2022 for admission.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 269 OF 2021  
(Kishor G. Narwade Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit.
3. S.O. to 08.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 399 OF 2021**  
**(Dr. Shivaji J. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri S.D. Joshi, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Rakesh Jain, learned Advocate for respondent No. 4.

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

3. S.O. to 15.07.2022. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 357 OF 2021**

**(Mirza Jamil Baigh Mirza Hayat Baig Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that during the course of the day affidavit in rejoinder would be filed.

3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent No. 4.

4. S.O. to 13.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 209 OF 2020**

**(Akhil Ahmed Mukheed Ahmed Kazi Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri R.B. Ade, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent Nos. 1 to 6 and Shri M.B. Kolpe, learned Advocate for respondent No. 7.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent No. 6.
3. S.O. to 21.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 464 OF 2021**  
**(Vilas K. Hiwale Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

3. S.O. to 15.07.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 461 OF 2021**  
**(Dr. Madhav B. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Alkesh Jadhav, learned Advocate holding for Shri Shamsunder B. Patil, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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 08.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 185 OF 2020**  
**(Baliram B. Mahale Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicant (**Leave Note**). Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of leave note filed by the learned Advocate for the applicant, S.O. to 18.07.2022 for filing rejoinder affidavit.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 87 OF 2020**  
**(Rajendra B. Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as most last chance for filing affidavit in reply on behalf of respondents.

3. S.O. to 06.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1084 OF 2019**  
**(Ravindra M. Garje Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Dhananjay Mane, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 2 & 3. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 19.07.2022 for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1045 OF 2019**  
**(Sunil P. Pathrikar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Ajay Deshpande, 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 21.07.2022 for filing rejoinder affidavit.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 214 OF 2022**  
**(Babasaheb A. Awdhut Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri S.D. Munde, 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 for filing affidavit in reply on behalf of respondents.

3. S.O. to 08.07.2022.

**MEMBER (J)**

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

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Swaraj Tandale, 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 06.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 96 OF 2022**  
**(Nagraj S. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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 15.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022



**ORIGINAL APPLICATION NO. 68 OF 2022**  
**(Laxman S. Kolhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicant (**Leave Note**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record.

3. S.O. to 15.07.2022 for filing rejoinder affidavit, if any.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 56 OF 2022**  
**(Sidram M. Koli Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. As none present for the applicant, S.O. to 21.07.2022 for filing rejoinder affidavit.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 39 OF 2022**  
**(Vishal U. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri V.B. Dhage, learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, 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 08.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 26 OF 2022**  
**(Dr. Eknath D. Male Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

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

3. S.O. to 08.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 781 OF 2021**  
**(Afroz Khan Karim Khan Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri A.R. Tapse, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, 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 21.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**M.A. No. 67/2022 in O.A. St. No. 196/2022  
(Aasaram P. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Anand Deshpande, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, 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 in M.A.

3. S.O. to 12.07.2022.

**MEMBER (J)**

**M.A. No. 217/2021 in O.A. St. No. 598/2021  
(Vitthal S. Lokhande & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicants 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 07.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**M.A. No. 164/2021 in O.A. St. No. 580/2021  
(Nilesh S. Salve Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Dipesh Pande, 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 as one more last chance for filing affidavit in reply on behalf of respondents in M.A.

3. S.O. to 18.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022



**M.A. No. 88/2021 in O.A. St. No. 323/2021  
(Shrikant K. Bhale Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri R.A. Joshi, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 12.07.2022 for filing rejoinder affidavit in M.A., if any.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**M.A. No. 18/2021 in O.A. St. No. 64/2021  
(Asef Aslam Shaikh Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri R.R. Bangar, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 and Shri S.D. Dhongde, learned Advocate for respondent Nos. 2 and 3.

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent No. 1 in M.A.

3. S.O. to 07.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 398 OF 2022**  
**(Yuvraj B. Dharmik Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

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

3. S.O. to 11.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 379 OF 2022**  
**(Dr. Prakash R. Kanade Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

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

3. S.O. to 06.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 596 OF 2020**  
**(Dyneshwar M. Pandit Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

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

3. S.O. to 18.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 15 OF 2021**  
**(Satyanarayan L. Vaishnav Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Hemant Surve / Kshitij Surve, learned Advocate for the applicant (**Absent**). Heard 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 respondent No. 3.

3. S.O. to 18.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 437 OF 2020**  
**(Arjun D. Kharat Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, 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 respondent Nos. 1 to 4.

3. S.O. to 08.07.2022.

**MEMBER (J)**

KPB ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO. 509 OF 2020**

**(Dr. Nomani Muhammed Mufti Tahir Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, time is granted as most last chance for filing affidavit in reply on behalf of respondents.

3. S.O. to 18.07.2022.

**MEMBER (J)**



**ORIGINAL APPLICATION NO.349 OF 2022**  
**(Sahebrao S. Pallewad Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. During the course of arguments it transpires that in impugned communication dated 22.03.2022 (Annex. 'A-6') issued by the respondent No.2 i.e. the Superintendent of Police, Nanded doubt is raised regarding the permanency certificate (page No.38 of P.B.) dated 14.12.2016 issued by the respondent No.3 i.e. the Superintendent of Police, Beed which is one of the documents required for considering inter-district transfer as per G.R. dated 26.10.2017 (Annex. 'A-3').

3. Affidavit-in-reply is filed only on behalf of the respondent No.2 in which amongst other things it is stated that the said permanency certificate seems to have been issued in contravention of requisite G.R. dated 19.9.2017.

//2//

O.A.349/2022

4. In the circumstances, affidavit-in-reply on behalf of respondent No.3 i.e. the Superintendent of Police, Beed would be necessary to decide the controversy.

5. The matter however, is made time bound by the Hon'ble High Court. Hence short time is granted to respondent Nos.3 to file affidavit-in-reply.

6. S.O. to 29.06.2022.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.370 OF 2019**  
**(Yasmin Hashmi Vasim Hashmi Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos.1 to 4 & 6 and Shri M.S. Taur, learned Advocate for the respondent No.5.

2. The present matter has already been treated as part heard.
3. By consent of all the parties, S.O. to 30.06.2022 for final hearing.

**MEMBER (J)**

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

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri Alkesh Jadhav, learned Advocate holding for Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri M.P. Gude, 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 08.07.2022.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.714 OF 2021  
(Rahul G. Malsamindar Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief 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 05.07.2022.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.162 OF 2018**  
**(Baliram B. Patil Vs. State of Maharashtra & Ors.)**  
**WITH**

**ORIGINAL APPLICATION NO.163 OF 2018**  
**(Pramod R. Kachare Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicants both the O.As, Shri D.R. Patil, learned Presenting Officer for the respondent Nos.1 & 2 in both the O.As and Smt. Sunita D. Shelke, learned Advocate for the respondent Nos.3 & 4 in both the O.As.

2. By consent of all the parties, S.O. to 01.07.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.926 OF 2018**  
**(Kishan P. Solunke @ Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri S.B. Gastgar, 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 20.07.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.40 OF 2019**  
**(Dr. Manisha R. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned Advocate for the applicant has filed **leave note**. Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. In view of leave note of learned Advocate for the applicant, S.O. to 22.07.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022



**ORIGINAL APPLICATION NO.45 OF 2019**  
**(Sitaram M. Bhokare Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri S.G. Kulkarni, learned Advocate for the applicant, is **absent**. Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 21.07.2022 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.317 OF 2019**  
**(Mangala D. Lasurkar (Died) Lrs. Purushottam E. Joshi Vs.**  
**State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri D.K. Dagadkhair, 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 13.07.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.29 OF 2020**  
**(Shaikh Akhtar Hussain Mohd Hanif Vs. State of Maharashtra**  
**& Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri P.B. Rakhunde, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 11.07.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.180 OF 2021**  
**(Chandrashekar S. Kulthe Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 11.07.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.317 OF 2021**  
**(Vishwanbhar V. Tidke Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 06.07.2022 for filing hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.371 OF 2021**  
**(Amresh S. Bombalge Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri A.D. Aghav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent No.1. Shri G.M. Singare, learned Advocate for the respondent Nos.2 to 4, is **absent.**

2. By consent of learned Advocate for the applicant and learned P.O. for the respondent No.1, S.O. to 08.07.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.558 OF 2021**  
**(Prakash S. Aghav Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned Advocate for the applicant has filed **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 22.07.2022 for final hearing.
3. Interim relief granted earlier to continue till then.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.737 OF 2021  
(Arun S. Kapadane Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 30.06.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022



**O.A.NOS.60, 61, 116 TO 136 AND 158 ALL OF 2022  
(Abhaykumar S. Salve & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri S.A. Deshmukh, learned Advocate for the applicants in all these O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondents in all these O.As.

2. By consent of both the sides, S.O. to 30.06.2022 for final hearing.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.36 OF 2016**  
**(Laxmi S. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Shri S.D. Munde, learned Advocate holding for Shri S.S. Gangakhedkar, learned Advocate for the applicant and Shri V.B. Bhumkar, 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 08.07.2022.

**MEMBER (J)**

**O.A.NOS. 379, 408, 536, 537, 538, 539, 550, 551, 656  
AND 704 AII OF 2018  
(Dr. Kanchan T. Bhogre & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicants in all these O.As and Shri V.R. Bhumkar, learned Presenting Officer for the respondents in all these O.As.

2. By consent of both the sides, S.O. to 24.06.2022.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.375 OF 2022**  
**(Ramchandra E. Gundre Vs. State of Maharashtra & Ors.)**

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

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Today Shri Ramchandra E. Guder, the party in person is present before this Tribunal and produced on record the application dated 23.06.2022 seeking withdrawal of the Original Application contending that the impugned order of his transfer dated 28.03.2022 (Annex. 'C') is cancelled by the respondent No.1 by order dated 20.06.2022. He has annexed copies of two orders dated 20.06.2022 along with his application. The said documents are taken on record and marked as document 'X' collectively for the purpose of identification.

3. In view of above, the grievance raised by the applicant in the Original Application said to have been redressed. I therefore, grant permission to withdraw the present Original Application.

//2//

O.A.375/2022

4. In the result, the Original Application stands disposed of as withdrawn. No order as to costs.

**MEMBER (J)**

SAS ORAL ORDERS 23.06.2022

**ORIGINAL APPLICATION NO.892/2018 & 901/2018  
(D.D.Chandodkar & Anr. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. S.O. to 01-08-2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.670/2019**  
**(Kaushalya Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri A.S.Tilve, learned Advocate for the applicant is  
**absent.** Shri S.K.Shirse, learned Presenting Officer for the  
respondents, is present.

2. S.O. to 02-08-2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.1029/2019  
(Suraj Bavat Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri M.S.Choudhary, learned Advocate for the applicant, Shri S.K.Shirse, learned Presenting Officer for the respondent authorities and Shri V.B.Wagh, learned Advocate for respondent no.4, are present.

2. S.O. to 02-08-2022.

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO.1035/2019**  
**(Dr. Sonali Sayamber Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri V.B.Wagh, learned Advocate for the applicant  
and Smt. Sanjivani Ghate, learned Presenting Officer for  
the respondents, are present.

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.77/2021**  
**(V.H.Mahindrakar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

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

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

**VICE CHAIRMAN**

**M.A.NO.187/2021 IN O.A.ST.NO.1096/2020  
(Rakesh Kapadne Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri S.B.Bhosale, learned Advocate for the applicant  
is **absent**. Shri N.U.Yadav, learned Presenting Officer for  
the respondents is present.

2. S.O. to 01-08-2022.

**VICE CHAIRMAN**

**M.A.NO.201/2021 WITH M.A.NO.159/2021 IN  
O.A.NO.115/2018  
(Nagnath Savant & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

Shri S.D.Joshi, learned Advocate for the applicants,  
Shri M.P.Gude, learned Presenting Officer for the  
respondent authorities and Shri S.G.Kulkarni, learned  
Advocate holding for Shri Ajay Deshpande, learned  
Advocate for respondent no.3 in O.A.116/18, are present.

2. S.O. to 01-08-2022.

**VICE CHAIRMAN**

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

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. S.O. to 02-08-2022.

**VICE CHAIRMAN**

**M.A.NO.219/2022 IN O.A.NO.810/2021**  
**(Divisional Commissioner Nashik & Ors. Vs. Ganesh Agale)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. S.O. to 02-08-2022.

**VICE CHAIRMAN**

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

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

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

2. Learned CPO files affidavit in reply on behalf of respondent no.3 in O.A.No.382/2022. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 02-08-2022.

**VICE CHAIRMAN**

**M.A.NO.266/2022 IN O.A.NO.589/2020  
(Anil Karbhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman**  
(This case is placed before Single Bench due  
to non-availability of Division Bench)

**DATE : 23.06.2022**

**ORAL ORDER :**

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

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

**VICE CHAIRMAN**



**Date : 23-06-2022**

**ORIGINAL APPLICATION NO.539/2022**

**(Bhimraj S. Sonkamble V/s State of Maharashtra & Ors.)**

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

1. Shri M.M.Parghane Id. Advocate for the applicant and Shri S.K.Shirse Id. PO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 20.07.2022. The case be listed for admission hearing on **20.07.2022**.
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 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.
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**

23.06.2022/yuk registrar notice/

**ORIGINAL APPLICATION NO. 133 OF 2020  
(Alka S. Mundhe Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Sandeep D. Mundhe, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 14.7.2022.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 100 OF 2020  
(Ashok R. Jagdhane Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri A.G. Jadhav, learned counsel for the applicant  
and Mrs. Deepali S. Deshpande, learned Presenting Officer  
for the respondent authorities, are present.

2. At the request of learned counsel for the applicant,  
S.O. to 29.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 525 OF 2022  
(Somnath B. Satbhai Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Heard Shri Dhananjay Mane, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The applicant claims to be physically disabled person and more particularly having 'dwarfism'. It is the grievance of the applicant that since in the application form provided for the preliminary examination was not having that particular option available, the applicant could not specify the type of physical disability. Learned counsel for the applicant submits that the applicant has secured 100 marks, whereas the cut-off marks provided for the persons having dwarfism are 66 marks and as such, the applicant is eligible to be considered from the said category. Learned counsel further submits that after the list of the candidates who were called for interview was published and when the applicant noticed that his name is not included in the said list he has approached this Tribunal ventilating his grievance. Learned counsel submitted that interviews are

already held and the Maharashtra Public Service Commission may declare the final list of the candidates to be recommended for their appointments at any time. Learned counsel in the circumstances, has prayed for a direction against the MPSC not to make the final recommendation insofar as the seats reserved for the persons having disability are concerned.

3. Learned Presenting Officer submitted that within two weeks the affidavit in reply will be filed by the respondents. He has in the circumstances, opposed for granting any interim relief.

4. After having considered the submissions made by the learned counsel appearing for the parties and after having perused the documents filed on record, I deem it appropriate to pass the following order: -

**ORDER**

1. Issue notice to respondents, returnable on 7.7.2022.

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

3. 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.

4. 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.

5. 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.

**6. The respondents shall file affidavit in reply within two weeks. Till then, MPSC shall not make the final recommendation insofar as the seats reserved for the persons having physical disability for the posts of Assistant Executive Engineer, Class-I and Assistant Engineer, Class-I are concerned.**

7. S.O. to 7.7.2022.

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 526 OF 2022  
(Sachin D. Dahihande Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Sandeep D. Mundhe, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 28.6.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 527 OF 2022  
(Sandeep R. Dhawle Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Sandeep D. Mundhe, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 24.6.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD



**ORIGINAL APPLICATION NO. 531 OF 2022  
(Sachin G. Lasure Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

Heard Shri Nilesh N. Bhagwat, learned counsel holding for Shri C.K. Shinde, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant seeks leave to delete the name of the respondent No. 2. Leave granted as prayed for. The necessary amendment be carried out forthwith.

3. Issue notice to respondents, returnable on 2.8.2022.

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

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

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

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

8. S.O. to 2.8.2022.

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

**VICE CHAIRMAN**

**M.A.ST.NO. 764/2022 IN O.A.ST.NO. 403/2022  
(Vitthal T. Chaudhari Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Heard Shri A.S. Khedkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that by amending the O.A. the applicant is now seeking the following relief: -

“A-1) By way of appropriate order or direction to quashed and set aside the impugned order/ communication dated 21.03.2022 issued by the Deputy Executive Engineer, Uppar Pravara Dam Division, Sangamner i.e. Respondent No. 4.”

3. In the circumstances, according to the applicant, application filed by the applicant is well within the period of limitation. Learned counsel further submits that Registry has raised the objection since the applicant is seeking the benefit of G.R. dated 7.10.2016 and, as such, the delay is said to have occurred in filing the accompanying O.A. Learned counsel further submits that since the applicant was denied the time bound promotion

and benefit of Assured Career Progression Scheme, has made representation dated 15.2.2022 and the same has been decided during the pendency of the present O.A. In the circumstances, according to the learned counsel, it cannot be said that there is any delay and in the alternative he submitted that since the applicant was agitating on the administrative side he could not file the O.A. within the stipulated period of limitation.

4. Learned Chief Presenting Officer has opposed the application stating that when the O.A. was filed it was admittedly beyond the period of limitation. He submits that delay has not been appropriately explained.

5. After having considered the submissions advanced by learned counsel for the applicant and the learned Chief Presenting Officer, it appears to me that the just and sufficient reasons are made out for condoning the delay. Ultimately the matter is required to be decided on merit. Further the delay is not of a longer period, and no mala fides can be attributed on the part of the applicant. Hence, the following order: -

**ORDER**

- (i) The present M.A. is allowed. The delay occurred in filing accompanying O.A. is condoned.

**:: - 3 - ::**

**M.A.ST. 764/22 IN  
O.A.ST. 403/22**

(ii) The accompanying O.A. be registered in accordance with law. There shall be no order as to costs.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION ST.NO. 403 OF 2022  
(Vitthal T. Chaudhari Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Heard Shri A.S. Khedkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant, on instructions, seeks leave to delete the prayer clause 'A'. Leave granted as prayed for. The necessary amendment be carried out forthwith.

3. Issue notice to respondents, returnable on 4.8.2022.

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

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

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

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

8. The respondents shall file affidavits in reply within four weeks.

9. S.O. to 2.8.2022.

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 736 OF 2012  
(Devidas R. Jadhav Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Sudhir Patil, learned counsel for the applicant  
(**absent**). Shri B.S. Deokar, learned Presenting Officer for  
the respondent authorities, is present.

2. S.O. to 26.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD



**ORIGINAL APPLICATION NO. 491 OF 2013  
(Devidas T. Patil Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

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

2. S.O. to 26.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 213 OF 2018  
(Balaji N. Sontakke Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 259 OF 2018  
(Naseem Banu Nazir Patel Vs. State of Maha. & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned counsel for the applicant has filed leave note. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 27.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 297 OF 2018  
(Ajay R. Umale Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Vijay V. Deshmukh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 790 OF 2018  
(Vaishali M. Patil Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri Dhananjay B. Thoke, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 12 OF 2019  
(Dr. Deepak K. Shejwal Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri Shamsunder B. Patil, learned counsel for the applicant, Shri V.R. Bhumkar, 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 29.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 369 OF 2020  
(Uttam G. Salve Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 23.6.2022**

**ORAL ORDER :**

Shri Kakasaheb B. Jadhav, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 29.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD

**ORIGINAL APPLICATION NO. 748 OF 2021  
(Prakash B. Potewar Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Shri Sudhir Patil, learned counsel for the applicant  
(**absent**). Smt. Sanjivani Deshmukh-Ghate, learned  
Presenting Officer for the respondent authorities, is  
present.

2. S.O. to 29.7.2022.

**VICE CHAIRMAN**

ORAL ORDERS 23.6.2022-HDD



**ORIGINAL APPLICATION NO. 528 OF 2022  
(Nilesh Bhimaji Rawade Vs. State of Maharashtra & Ors.)**

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

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

**DATE :** **23.6.2022**

**ORAL ORDER :**

Heard Shri A.P. Nahar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel appearing for the applicant, on instructions, seeks leave of this Tribunal to withdraw the present O.A. with liberty to ventilate the grievance at the appropriate forum. In view of the submissions, the following order is passed: -

**ORDER**

The present Original Application stands disposed of since withdrawn with liberty as prayed for. There shall be no order as to costs.

**VICE CHAIRMAN**

