

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

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

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

Date: -23/11/2023

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	OA511/22	Jalgaon	Adv M G Patil (Sandeep R Patil)	Police Patil	By way of Last Chance For Filing Affidavit in Reply	21.12.2023
2	OA806/22	Hingoli	Adv Mahesh K Bhosale (PathanMaheebub Ahmed)	Compassionate Appointment	By Way of Last Chance For Filing Affidavit in Reply <u>Ref Order</u> <u>Dtd.</u> <u>27.07.2023</u>	21.12.2023
3	OA1087/22	Hingoli	Adv A B Rajkar (Dipak S Thorat) <u>Adv S B Mene For R-2</u> <u>& R-3</u>	Compassionate Appointment	For Filing Affidavit in Reply	11.01.2024
4	OA1140/22	O'bad	Adv A S Shelke (Rameshwar A Harbhare)	Subsistence Allowance/ Pay Fixation/Salary	By Way of Last Chance For Filing Affidavit in Reply	14.12.2023
5	OA198/23	A'bad	Adv S B Solanke (Gunaji K Mundhe)	Benefits of A.C.P.S	Last Chance For Filing Affidavit in Reply	21.12.2023
6	OA211/23	Hingoli	Adv J S Deshmukh (Dr.Nitin R Agrawal)	Leave & Encashment	For Filing Affidavit in Reply	04.01.2024
7	OA221/23	A'bad	AdvDr.KalpalataPatil- Bharaswadkar (Govind D Marewad&Ors.)	Increment	For Filing Affidavit in Reply	04.01.2024
8	OA226/23	O'bad	Adv J S Deshmukh (IkbalShabudhinSayyad)	Suspension Period	Reply Filed By R-1 to R-3 & For Filing Affidavit in Rejoinder	14.12.2023

9	OA325/23	Dhule	Adv M R Deshmukh (Aniket D Kasar&Ors.)	Compassionate Appointment	Await Service R-1, R-2 R-4 & R-5 & R-3 Return	21.12.2023
10	OA447/23	A'bad	Adv A S Shejwal (Lata D Nikalje)	Transfer	Notice Not Collected	05.01.2024
11	OA463/23	A'bad	Adv S B Patil (Dr.Subhash G Kabade)	Benefits of T.B.P./A.C.P.S	For Filing Affidavit in Reply	05.01.2024
12	OA521/23	P'rbn	Adv J S Deshmukh (Dr.Meena R Latpate)	Maternity Leave	For Filing Affidavit in Reply	04.01.2024
13	OA780/23	Latur	Adv S R Kolhare (Radhika M Malode)	Relieve Maternity Leave	Await Service	05.01.2024
14	OA796/23	Latur	Adv P R Deshpande (Laxman N Madale)	Pension &Pensionery Benefits	For Filing Affidavit in Reply	11.01.2024
15	OA923/23	A'bad	Adv S A Deshmukh (Yunus S Tadavi)	Compassionate Appointment	Await Service	05.01.2024
16	OA929/23	Nanded	AdvDhananjay S Patil (Gopal P Sanap)	Family Pension	Await Service	11.01.2024
17	OA950/23	Ch. Sambhaj inagar	Adv V B Wagh/ <u>Adv V B Wagh has Filed Leave note From 20/11/2023 to 24/11/2023</u> Adv A S Therokar/ Adv V P Adkine (Amarsing C Kawale)	Absorption/ Transfer	For Filing Affidavit in Reply	21.12.2023

Order Matters

18	MA102/21 In OAS458/21	A'bad	Adv N P Dube (Ashok N jire)	M.A For Condonation of Delay	For Filing Affidavit in Rejoinder	11.01.2024
19	MA229/21 In OAS655/21	Nanded	AdvAmol G Vasmatkar (Pundlik N Amberao Died through LRs. Anusaya P Amberao&Ors.)	M.A For Condonation of Delay	For Filing Affidavit in Reply	11.01.2024
20	MA178/22 In OAS447/22	Dhule	Adv M R Wagh (Ratnabai B Patil)	M.A For Condonation of Delay	Await Service	11.01.2024
21	MA194/23 In OAS616/22	Nanded	Adv R A Joshi/ Adv D M Shinde (Sunil D Kakade)	M.A For Condonation of Delay	For Filing Affidavit in Reply	

22	MA330/22 In OAS1196/22	A'nagar	AdvMadhavGhode (Vaibhav V Shirsath)	M.A For Condonation of Delay	Last Chance For Filing Affidavit in Reply	21.12.2023
23	MA437/22 In OAS1552/22	Nanded	Adv B G Deshmukh (Balaji G Harale)	M.A For Condonation of Delay	By Way of Last Chance For Filing Affidavit in Reply R-1 & R-3	21.12.2023
24	MA19/23 In OAS602/22	Nanded	Adv C R Thorat (Bharat V Lahane)	M.A For Condonation of Delay	Await Service	09.01.2024
25	MA270/23 In OAS806/23	P'rbn	Adv R.G Nirmal (Amol R Kulthe)	M.A For Condonation of Delay	Await Service	11.01.2024
26	MA491/23 In OAS1241/23	Nanded	AdvVaibhav B Dhage (Smt. Lalita W/o PirajiMahaka&Ors.)	M.A For Condonation of Delay	Await Service R-2	11.01.2024

**ORIGINAL APPLICATION NO. 488 OF 2023
(Avinash G. Chavan Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri Dhananjay Mane, learned counsel for the applicant, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 16.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION ST. NO. 835 OF 2023
(Shuddhodhan R. Sardar Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri R.B. Ade, learned counsel for the applicant, is **absent**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 16.01.2024.

MEMBER (J)

**M.A.NO. 250 OF 2021 IN O.A.ST.NO. 999 OF 2021
(Pramod P. Narkhede Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 16.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

**M.A.NO. 251 OF 2021 IN O.A.ST.NO. 1001 OF 2021
(Manohar J. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 16.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

ORIGINAL APPLICATION NO. 939 OF 2019
(Dr. Yashwant S. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel holding for Shri J.B. Choudhary, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 16.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 41 OF 2021
(Bharat B. Sangle Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri P.G. More, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 21.12.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 672 OF 2022
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri P.G. More, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 21.12.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 673 OF 2022
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri P.G. More, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicant and Smt. 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 21.12.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 674 OF 2022
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri P.G. More, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 21.12.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 853 OF 2018
(Pramod C. Bute Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri Suresh D. Dhongde, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 22.01.2024 for final hearing.

MEMBER (J)

**M.A.NO. 420 OF 2021 IN O.A.ST.NO. 1163 OF 2019
(Khandu G. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri G.S. Shete, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.12.2023 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

**M.A.NO. 283 OF 2022 IN O.A.ST.NO. 265 OF 2022
(Gulab H. Imale Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri Ramesh R. Imale, learned counsel for the applicant, is **absent**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 17.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

**ORIGINAL APPLICATION NO. 453 OF 2020
(Bhatu R. Mahale Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri Vinod P. Patil, learned counsel for the applicant, is **absent**. Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 17.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 147 OF 2021
(Ratnaprabha T. Hingade Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri P.B. Rakhunde, learned counsel for the applicant, is **absent**. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 17.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

ORIGINAL APPLICATION NO. 441 OF 2021
(Shriram S. Ghuge Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri D.S. Patil, learned counsel holding for Shri S.S. Gangakhedkar, learned counsel for the applicant and Smt. 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 17.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

**ORIGINAL APPLICATION NO. 777 OF 2021
(Mohd Usman Khan Mohd Jafar Khan Vs. State of
Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri G.J. Dahad, learned counsel for the applicant, is **absent**. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 17.01.2024 for hearing.

MEMBER (J)

Later On:-

3. Learned counsel for the applicant appears.

4. At the request of learned P.O., S.O. to 07.12.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 806 OF 2021

(Pralhad S. Sonune Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri V.G. Salgare, learned counsel for the applicant, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 18.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 228 OF 2022
(Dr. Saurabh P. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri M.B. Kolpe, learned counsel for the applicant, is **absent**. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 18.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 427 OF 2022
(Vijay M. Kamble Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri M.B. Kolpe, learned counsel for the applicant, is **absent**. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 18.01.2024.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

**ORIGINAL APPLICATION NO. 470 OF 2022
(Prasad D. Mule Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri V.G. Pingle, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. By order dated 06.09.2023 this Tribunal has directed the learned counsel for the applicant to place on record original copies of the correspondence of which typed copies are only placed on record.

3. Learned counsel for the applicant however submits that inadvertently the said statement has been made. However, Xerox copies of the originals are only available and the applicant wants to produce the same. Learned counsel for the applicant accordingly produced the Xerox copies of the original correspondence along with list of the documents. The same are taken on record and copies thereof are already given to learned P.O. and learned counsel for respondent Nos. 2 & 3.

4. At the request made on behalf of respondents, time granted for filing affidavit in reply till the next date of hearing.

5. S.O. to 11.01.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 644 OF 2022
(Dr. Bhausaheb N. Chalak Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri B.S. Shinde, learned counsel for the applicant, is **absent**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 18.01.2024 for hearing.

MEMBER (J)

Later On:-

3. Learned counsel for the applicant appears and submits across the bar affidavit in rejoinder. The same is taken on record and copy thereof is given to the learned P.O. today itself before this Tribunal.

4. S.O. to 18.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 427 OF 2023

(Amol Jayram Parakhe & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri H.P. Jadhav, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. On previous occasion, at the request of learned P.O., short adjournment was given to file affidavit in reply. However, today learned P.O. submits that though the reply is received, however, the same has been misplaced. In view of same, learned P.O. seeks one week's time to file affidavit in reply. Time granted.

3. S.O. to 01.12.2023.

MEMBER (J)

Later On:-

4. At 12:51 p.m., learned counsel for the applicant appears before the Tribunal and submitted that he intends to amend the O.A without filing Misc. Application seeking amendment.

5. S.O. to 01.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 25 OF 2023

(Vijay N. Mithpalle Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri V.D. Godbharle, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 19.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 950 OF 2023
(Amarsing C. Kawale Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Smt. Vijaya Adkine, learned counsel for the applicant and Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned C.P.O., time granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 21.12.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 508 OF 2023
(Smt. Shalini P. Bidarkar Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Smt. Vijaya Adkine, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.12.2023 for hearing.

MEMBER (J)

SAS ORAL ORDERS 23.11.2023

**ORIGINAL APPLICATION NO. 1087 OF 2022
(Dipak S. Thorat Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri A.B. Rajkar, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. At the request made on behalf of respondents, time granted for filing affidavit in reply, as a last chance.

3. S.O. to 11.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 226 OF 2023
(Ikbal Shabudhin Sayyed Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

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

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

3. Pleadings are complete. List the matter for hearing on admission on 14.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 521 OF 2023
(Dr. Meena Rangnath Latpate Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

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

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

3. S.O. to 04.01.2024.

MEMBER (J)

Later On:-

4. Learned P.O. submits across the bar affidavit in reply on behalf of respondent Nos. 1 to 3 along with copy for other side. The same is taken on record.

5. S.O. to 04.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 325 OF 2023
(Aniket D. Kasar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri M.R. Deshmukh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned P.O. submits across the bar the affidavit in reply on behalf of respondent No.5. The same is taken on record and copy thereof is given to other side.

3. Learned counsel for the applicant submits that all the respondents have been served except respondent No.3 and affidavit of service to that effect has been filed. Learned counsel for the applicant submits that so far as respondent No. 3 is concerned, now his address has been changed and therefore seeks leave to furnish the present address of respondent No.3. Leave as prayed for is granted. Necessary correction be carried out forthwith.

4. In view of same, re-issue notice to respondent No.3 on fresh address, returnable on 21.12.2023.

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325/2023

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

6. 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.

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

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

9. S.O. to 21.12.2023.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 796 OF 2023
(Laxman N. Mandale Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Smt. P.R. Deshpande, learned Advocate for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer submits across the bar affidavit in reply on behalf of respondent No. 4 along with copy for other side. Same is taken on record. He seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 3. Time granted.

3. S.O. to 11.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 1140 OF 2022
(Rameshwar A. Harbhare Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri Avishkar Shelke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that even though the last chance was given, no affidavit in reply on behalf of respondent Nos. 1 and 2 has been filed.

3. In view of the same, list the matter for admission hearing on 14.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 269 OF 2022
(Smt. Sharda V. Andhure & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri Avishkar Shelke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present. Shri M.P. Gude, learned counsel for respondent Nos. 1 & 3, is **absent**.

2. S.O. to 04.12.2023 for hearing.

MEMBER (J)

KPB ORAL ORDER 23.11.2023

ORIGINAL APPLICATION NO. 845 OF 2022
(Mayur M. Kakade Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. Part heard.
3. S.O. to 04.12.2023 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1036 OF 2022
(Sumedh D. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri A.D. Gawale, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 18.01.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 1071 OF 2023
(Pratap S. Sontakke Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri G.J. Kore, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 18.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 406 OF 2023
(Narayan D. Napte Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri M.R. Kulkarni, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Part heard.
3. S.O. to 04.12.2023 for further hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 478 OF 2023
(Vishwajit V. Udate Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 07.12.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 713 OF 2023
(Dr. Waman N. Bahatre Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri M.R. Kulkarni, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 09.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 415 OF 2019
(Rajendra S. Jagdale Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant (**Leave Note**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicant, S.O. to 22.01.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 1011 OF 2019
(Vitthal S. Lokhande Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant (**Leave Note**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 166 OF 2021
(Suryakant V. Tatode Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri S.A. Wakure, learned Advocate 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 22.12.2023 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 313 OF 2021
(Pandurang M. Kamble Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri S.A. Wakure, learned counsel holding for Shri P.B. Rakhunde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 11.01.2024 for final hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 466 OF 2021
(Dr. Yashwant M. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 22.12.2023 for final hearing.

MEMBER (J)

**M.A. No. 227/2021 in O.A. St. No. 901/2021
(Anil V. Mahajan Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri V.G. Pingle, learned counsel for respondent No. 6.

2. Learned counsel for the applicant on instructions seeks leave to delete the name of respondent No. 6 from the array of respondents in M.A. and O.A.

3. Learned counsel for respondent No. 6 has no objection for the same.

4. Leave granted. The applicant shall delete the name of respondent No. 6 from the array of respondents forthwith in M.A. and O.A.

5. S.O. to 05.12.2023 for hearing.

MEMBER (J)

**M.A. NO. 51/2021 IN O.A. ST. NO. 184/2021
(Sangameshwar M. Kadam Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

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

2. S.O. to 29.11.2023 for further consideration.

MEMBER (A)

ARJ ORAL ORDERS 23.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 623/2021
(Mehboobali Yawarali Khan Pathan Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Ms. Preeti Wankhade, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. On request of learned counsel for the applicant, S.O. to 1.12.2023 for filing rejoinder affidavit.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 23.11.2023

**ORIGINAL APPLICATION NO. 598/2021
(Bramhdev Latpate Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

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

2. Learned Presenting Officer has tendered sur-rejoinder affidavit on behalf of respondent nos. 1, 3, 4 & 5. Same is taken on record and copy thereof has been supplied to other side.

3. S.O. to 12.12.2023.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 688/2023
(Noor Mohd. Dost Mohd. Pathan Vs. State of Maharashtra
& Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

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

2. Learned Presenting Officer has tendered affidavit in reply on behalf of respondent no. 5. Same is taken on record and copy thereof has been supplied to other side.

3. S.O. to 31.1.2024.

MEMBER (A)

ARJ ORAL ORDERS 23.11.2023

VICE CHAIRMAN

**M.A. NO. 499/2023 IN O.A. ST. NO. 1968/2023
(Bhagwat V. Garje & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri P.D. Suryawanshi, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Since none appears for the applicant, S.O. to 5.2.2024.

MEMBER (A)

ARJ ORAL ORDERS 23.11.2023

VICE CHAIRMAN

**C.P. ST. NO. 4/2023 IN O.A. NO.670/2021
(Gokul D. Patil Vs. State of Maharashtra & Ors.)**

**C.P. ST. NO. 5/2023 IN O.A. NO.671/2021
(Nitin S. Bedse Vs. State of Maharashtra & Ors.)**

**C.P. ST. NO. 6/2023 IN O.A. NO.672/2021
(Sanjaykumar Sonawane Vs. State of Maharashtra & Ors.)**

**C.P. ST. NO. 7/2023 IN O.A. NO.673/2021
(Rekha S. Chavan (Lohar) Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants in these matters (**leave note**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in these matters, is present.

2. In view of leave note filed by the learned counsel for the applicants, S.O. to 2.1.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1008/2022
(Shri Suresh R. More Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO. 1016/2022
(Shri Vijaysing K. Wagh Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO. 1017/2022
(Shri Dilip S. Pawar Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO. 1037/2022
(Shri Vijaysing K. Wagh Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri A.M. Hajare, learned counsel for the applicants in all these matters and S/shri I.S. Thorat, Smt. M.S. Patni & Smt. Deepali S. Deshpande, learned Presenting Officers for the respondent authorities in respective matters.

2. When the present matters are taken up for consideration, Shri I.S. Thorat, learned Presenting Officer submits that he will seek instructions as about the status of the departmental enquiries initiated against the present applicants and will place said information on record. It has to be noted that in the present matters, despite giving due opportunities since the respondents failed in filing the affidavit in reply, the matters are listed for hearing without the affidavit in reply of the

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O.A. NO. 1008/2022 & ORS.

respondents. Now the learned Presenting officer has sought time for placing on record the status of the said departmental enquiries. No doubt, said information would be helpful in reaching to effective decision in the matters.

3. At this juncture, the learned counsel the applicants has submitted that he has no objection for giving time to the learned P.O. to submit the aforesaid information, however, it should not happen that in the meanwhile period, some final orders are passed by the respondents making the present matters infructuous. We see substance in the argument so made by the learned counsel for the applicant. In the circumstances, the following order is passed :-

ORDER

(i) Time as prayed for by the learned Presenting Officer is granted till 11.12.2023, **till then the respondents shall not pass any final order, if not already passed, in the departmental enquiry proceedings initiated against the present applicants.**

(ii) S.O. to 11.12.2023. **These matters be treated as Part Heard.**

MEMBER (A)

VICE CHAIRMAN

**M.A. NO. 526/2023 WITH M.A. NO. 385/2022 O.A.
ST. NO. 1402/2022
(Barku D. Ahire & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 23.11.2023

ORAL ORDER :

Heard Smt. Suchitad Dhongde, learned counsel for the applicants in the present M.A., Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Smt. Sunita D. Shelke, learned counsel for respondent no. 4 in the present M.A./applicants in O.A. Shri Yogesh Patil, learned counsel for respondent no. 4 in M.A. NO. 385/2022 (**absent**).

2. Learned counsel for the applicants seeks leave to delete the names of the applicant nos. 1 to 24 and to renumber the applicant nos. 25 to 35 as applicant nos. 1 to 11. Leave granted as prayed for. Necessary amendment be carried out immediately.

3. By filing the present application about 11 persons are seeking their impleadment as applicants in O.A. St. No. 1402/2022. Learned counsel

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**M.A. NO. 526/2023 WITH M.A.
NO. 385/2022 O.A. ST. NO.
1402/2022**

appearing for the applicants submitted that the applicants, who are seeking their impleadment, are having same grievance and have to make the same prayers as are made by the other applicants in the said O.A. Learned counsel further submitted that in the aforesaid matter sue jointly application has been already allowed by this Tribunal and since some delay has occasioned, the Misc. Application has been filed seeking condonation of delay. Notices are issued in the application for condonation of delay and the said application is pending.

4. Learned counsel submits that in view of the facts as aforesaid, it would be in the interest of justice to allow the prayer of the applicants to be impleaded as applicants in the O.A. already filed to save the time, as well as, to avoid the multiplicity of the litigations.

5. Learned Presenting Officer has submitted for passing appropriate orders. Learned counsel appearing for respondent no. 4/applicants in O.A.

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**M.A. NO. 526/2023 WITH M.A.
NO. 385/2022 O.A. ST. NO.
1402/2022**

also has prayed for passing the appropriate orders in the matter.

6. In view of the fact that the applicants, who are seeking their impleadment, are raising same grievance and have to make identical prayers, we are inclined to allow the present application. Hence, the following order :-

ORDER

(i) Misc. Application No. 526/2023 stands allowed.

(ii) Applicant nos. 1 to 11 are allowed to implead in O.A. St. No. 1402/2022. Amendment in that regard shall be carried out within 01 week.

(iii) There shall be no order as to costs.

MEMBER (A)

ARJ ORAL ORDERS 23.11.2023

VICE CHAIRMAN

M.A. No. 99/2021 in O.A. St. No. 350/2021
(Mohammad Asgar Mohammad Moosa Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri A.B. Rajkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. The applicant has filed the present Original Application challenging the order dated 03.09.2020 issued by respondent No. 2, thereby rejecting request of the applicant for grant of time bound promotion after completion of 12 years of service. Respondent No. 2 by letter dated 03.09.2020 rejected the application filed by the applicant dated 21.08.2020. The applicant has filed the present Misc. Application seeking condonation of delay caused in filing the accompanying O.A.

3. Learned counsel for the applicant submits that from 25.02.2020 onwards due to outbreak of COVID-19 pandemic, the Government has declared lockdown and issued guidelines to be followed by the public. In consequence thereof, the Hon'ble Supreme Court of India by order dated 27.03.2021

//2// M.A. No. 99/2021 in
O.A. St. No. 350/2021

in **Suo Motu Writ Petition (Civil) No. 3 of 2020** has extended the period of limitation, taking into consideration the said outbreak of COVID-19 pandemic. The applicant, therefore, could not prefer Original Application immediately and as such, there is delay of 73 days in filing the accompanying O.A. Learned counsel submitted that the circumstances were beyond the control of the applicant and the delay is neither intentional nor deliberate. Learned counsel submits that the delay thus caused in filing the accompanying O.A. deserves to be condoned.

4. Learned P.O. has strongly resisted the application on the ground that there is an inordinate delay caused in filing the O.A. and the delay has not been explained satisfactorily. Learned P.O. submits that the Misc. Application is liable to be dismissed.

5. The Hon'ble Supreme Court of India in **Suo Motu Writ Petition (Civil) No. 3 of 2020**, in para No. 2 has issued following directions :-

"2. We have considered the suggestions of the learned Attorney General for India regarding the future course of action. We deem it appropriate to issue the following directions: -

1. In computing the period of limitation for any suit, appeal, application or proceeding, the

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M.A. No. 99/2021 in
O.A. St. No. 350/2021

period from 15.03.2020 till 14.03.2021 shall stand excluded. Consequently, the balance period of limitation remaining as on 15.03.2020, if any, shall become available with effect from 15.03.2021.

2. *In cases where the limitation would have expired during the period between 15.03.2020 till 14.03.2021, notwithstanding the actual balance period of limitation remaining, all persons shall have a limitation period of 90 days from 15.03.2021. In the event the actual balance period of limitation remaining, with effect from 15.03.2021, is greater than 90 days, that longer period shall apply.*
3. *The period from 15.03.2020 till 14.03.2021 shall also stand excluded in computing the periods 2 | P a g e prescribed under Sections 23 (4) and 29A of the Arbitration and Conciliation Act, 1996, Section 12A of the Commercial Courts Act, 2015 and provisos (b) and (c) of Section 138 of the Negotiable Instruments Act, 1881 and any other laws, which prescribe period(s) of limitation for instituting proceedings, outer limits (within which the court or tribunal can condone delay) and termination of proceedings.*
4. *The Government of India shall amend the guidelines for containment zones, to state. "Regulated movement will be allowed for medical emergencies, provision of essential goods and services, and other necessary functions, such as, time bound applications, including for legal purposes, and educational and job-related requirements."*

//4// M.A. No. 99/2021 in
O.A. St. No. 350/2021

6. In view of above, the period from 15.03.2020 till 14.03.2021 has been excluded and insofar as balance period is concerned, the persons concerned shall have a limitation period of 90 days from 15.03.2020. In the instant case, the applicant has filed O.A. on 17.03.2021.

7. There is no intentional / deliberate delay. There is no inaction or negligence on part of the applicant. The circumstances were beyond his control. The delay thus deserves to be condoned. Hence, the following order :-

ORDER

- (i) M.A. No. 99/2021 is hereby allowed.
- (ii) The delay of 73 days caused in filing the accompanying O.A. is hereby condoned.
- (iii) Accompanying O.A. be registered and numbered in accordance with law.
- (iii) Accordingly, M.A. stands disposed of without any order as to costs.

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MEMBER (J)

ORIGINAL APPLICATION ST. NO. 350 OF 2021
(Mohammad Asgar Mohammad Moosa Vs. State of Maharashtra & Ors.)

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

DATE : 23.11.2023

ORAL ORDER :

Heard Shri Ashish Rajkar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. After registration of O.A., issue notice to respondents, returnable on 16.01.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. Learned P.O. appears for all the respondents and seeks time for taking instructions.
8. S.O. to 16.01.2024.
9. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)