ORIGINAL APPLICATION NO.807/2021 (Sahebrao Jagannath Ghadge V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

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

 DATE :
 23-08-2022

 ORAL ORDER :
 Image: Corder in the strict of the strict of

Heard Shri D.T.Devane, learned Counsel holding for Shri M.B.Kolpe, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondents.

2. When the present matter is taken up for consideration, the learned P.O. submits that the reply on behalf of respondent no.4 is already filed on record and the reply of the remaining respondents is not necessary and the respondents, therefore, may not be filing any separate reply. Learned P.O. pointed out that vide order passed on 04-08-2022, costs of Rs.2000/- has been imposed. The learned P.O. has prayed for recalling the said order.

3. We do not see any reason for recalling the said order for the reason that the costs has been imposed if

at all the said respondent is intending to file any affidavit. If the affidavit in reply is not to be filed then there is no question of recalling the order. Recording the statement of the learned P.O. as aforesaid and since no reply is filed by the respondents today, list the matter for hearing on the next date.

4. S.O. to 23-09-2022.

MEMBER (A)VICE CHAIRMANYUK (!) ORAL ORDERS 23-08-2022

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

OFFICE ORDER TRIBUNAL'S ORDERS

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
  - **DATE** : 23-08-2022

### **ORAL ORDER** :

Shri K.B.Bhise, learned Counsel for the applicant

and Shri S.K.Shirse, learned Presenting Officer for the

respondents, are present.

2. S.O. to 22-09-2022.

**MEMBER (A)** 

**VICE CHAIRMAN** 

YUK (!) ORAL ORDERS 23-08-2022

ORIGINAL APPLICATION NO.559/2021 (Swapnil Holkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- **DATE** : 23-08-2022

### **ORAL ORDER** :

Shri R.K.Ashtekar, learned Counsel for the applicant is **absent**. Shri I.S.Thorat, learned Presenting Officer for the respondents is present.

2. S.O. to 30-09-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 23-08-2022

ORIGINAL APPLICATION NO.468/2022 (Smita Ingle V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- **DATE** : 23-08-2022

# **ORAL ORDER**:

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

2. Learned Advocate for the applicant has filed affidavit in rejoinder. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 23-09-2022.

MEMBER (A) VICE ( YUK (!) ORAL ORDERS 23-08-2022

VICE CHAIRMAN

M.A. NO. 325/2019 IN O.A. ST. 1389/2019 (Shri Sukhdeo R. Solankar V/s. State of Maharashtra & Ors.)

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OFFICE ORDER	TRIBUNAL'S ORDERS	
<u>CORAM</u> :	Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)	
<u>DATE</u> :	23-08-2022	
ORAL ORD	ORAL ORDER :	

Heard Shri R.K. Khandelwal, learned counsel for the applicant and Smt. M.A. Patni, learned Presenting Officer for the respondent authorities.

2.The delay of about more than 500 days has occasioned in filing the accompanied O.A. by the applicant. The O.A. is filed by the applicant seeking quashment of the order of termination of his services. The learned counsel for the applicant submits that the services of the applicant have been terminated on the ground that he failed to produce the caste validity certificate. In fact, the applicant has not availed any benefit of the caste while entering into the service. In the circumstances, no such compulsion could have been made on the applicant. After the order of termination was passed the applicant initially approached the Hon'ble High Court by filing Writ Petition No. 7859/2019 and after the said Writ Petition was disposed of on 28.6.2019 giving liberty to the applicant for availing the appropriate remedy the applicant approached this Tribunal. The learned counsel submits that in the meanwhile the wife of the

# <u>M.A. NO. 325/2019 IN</u> O.A. ST. 1389/2019

applicant was seriously ill and that was the reason that the applicant could not take the appropriate steps of approaching the Tribunal or Hon'ble High Court. The learned counsel submits that the applicant is having very good case on merit and if the delay is not condoned the applicant may not get opportunity to prosecute the O.A. The learned counsel for the applicant submitted that the applicant will not claim any monetary benefit of the period of delay in case he succeeds in O.A.

3. The learned Presenting Officer has opposed the condonation of delay stating that for delay of about 502 days the reasons as assigned are not just and sufficient.

4. We have considered the submissions advanced by the learned counsel appearing for the applicant and the learned P.O. appearing for the respondents. It is apparently noticed from the documents on record that while entering into the service the applicant was not given any benefit of his caste. At least appointment order does not disclose any such averment. It is also a fact that the applicant has worked for period of about 25 years. Though no documents are filed in respect of ailment of his wife, we may not disbelieve the statement made by the applicant in the application. It appears to us that the delay occasioned though is of bit a longer period it cannot be ignored that the service rendered by the applicant over 25 years have brought to

# <u>M.A. NO. 325/2019 IN</u> O.A. ST. 1389/2019

an end which may have serious consequence in the life of the applicant. Therefore, we are inclined to condone the delay so that the applicant may get an opportunity to prosecute the O.A. Hence, the following order :-

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# <u>O R D E R</u>

(1) The delay condonation application is allowed.

(2) The accompanied O.A. be registered in accordance with law. It is clarified that as undertaken by the applicant in case if the O.A. is allowed, the applicant may not be entitled for any benefit of the period of delay.

(3) Issue notices to the respondents in O.A., returnable on 6.10.2022.

(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 6.10.2022.

# <u>M.A. NO. 325/2019 IN</u> <u>O.A. ST. 1389/2019</u>

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

# MEMBER (A)

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# VICE CHAIRMAN

M.A. NO. 417/2018 IN O.A. ST. 1785/2018 (Shri Dangal S. Pawar V/s. State of Maharashtra & Ors.)

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OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23-08-2022 <u>ORAL ORDER</u>:

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

> 2. The present application is filed seeking condonation of delay which has occurred in filing annexed O.A. Original Application is filed seeking the following reliefs :-

"A. The Original Application may kindly be allowed.

B. By issue appropriate direction or order the respondents may kindly be directed to declare that the applicant is entitle for getting two promotional pay scales after completion of 12 and 24 years service i.e. on 10.12.2001 and 10.12.2013 and liable to get consequential monetary benefits also with its arrears.

C. Any other relief to which the applicant entitled may kindly be granted."

3. From the prayers in the O.A. it is quite evident that the applicant is seeking the first benefit of Assured Career Progression Scheme (for short ACP

# <u>M.A. NO. 417/2018 IN</u> O.A. ST. 1785/2018

scheme), which was payable to him, according to his own contention, in the year 2001. The applicant admittedly got retired in the year 2015 after attaining the age of superannuation. The present application is filed in the year 2018 i.e. after the period of about 17 years from the date on which according to the contention of the applicant the first benefit of ACP scheme was payable to him and 3 years after his retirement. The learned counsel submitted that in the year 2010 the proposal was forwarded by the respondent no. 3 to respondent no. 2 and the same could not be decided till filing of O.A. The learned counsel therefore submitted that the delay therefore needs to be reckoned from the date on which the representation was forwarded by respondent no. 3 i.e. from 22.12.2010. According to the applicant the delay, if any, cannot be said to be of more than 7 years and 11 months. The learned counsel submitted that the applicant was very much entitled for the benefits of ACP scheme and his said legal right has been denied and if delay is not condoned he may be deprived from getting the benefit of ACP scheme for which he is legally entitled. The learned counsel in the circumstances has prayed for condoning the delay.

4. The learned CPO has opposed for condoning the delay stating that the reasons as are assigned by the applicant for condoning the said delay are unsatisfactory. It is pointed out that even otherwise also there is no case for the applicant on merit.

# <u>M.A. NO. 417/2018 IN</u> O.A. ST. 1785/2018

5. We have considered the submissions advanced by the learned counsel appearing for the applicant and the learned Chief Presenting Officer appearing for the respondents. The learned C.P.O. has invited our attention to the averments in the affidavit in reply to the effect that in the meeting dated 3.1.2008 the proposal for grant of first benefit of ACP scheme to the applicant was rejected. The learned counsel for the applicant submits that if at all the said proposal was rejected it was never communicated to the applicant. As such, according to the learned counsel, no fault can be attributed on the part of the applicant when rejection was not communicated to him.

6. The fact rejection apart that was not communicated to the applicant, the question arises why the applicant was keeping silence for long 9 years when in 2001 he became entitled for benefit of ACP scheme. The fact also required to be considered when the proposal was forwarded by respondent no. 3 in the year 2010 why the applicant do not pursue it and why he was waiting for decision till his retirement. There is no explanation on both aforesaid counts.

7. There cannot be a dispute on the preposition that in condoning the delay the Courts and/or Tribunal must be bit liberal. However, the Courts/Tribunals are also under an obligation to see that the reasons stated for condoning the delay are cogent and sufficient to condone the delay and inordinate delay is

# <u>M.A. NO. 417/2018 IN</u> <u>O.A. ST. 1785/2018</u>

not condoned without such reasons. In the present matter not only that the stale claim is raised by the applicant but reasons canvassed for such inordinate delay are too insufficient and cannot be accepted as just and proper. We are therefore not inclined to condone the delay. Hence the following order :-

# <u>O R D E R</u>

The application for condonation of delay is rejected. Consequently the accompanied Original Application also stands disposed of without any order as to costs.

### MEMBER (A)

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**VICE CHAIRMAN** 

M.A. NO. 230/2020 IN O.A. 325/2020 (Shri Sandip B. Thakur V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 23-08-2022

## **ORAL ORDER** :

Shri Kishor Patil, learned counsel holding for Shri K.G. Salunke, 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 8.9.2022 for hearing.

### MEMBER (A)

**VICE CHAIRMAN** 

M.A. NO. 13/2022 IN O.A. 553/2019 (Shri Markand N. Gangaram & Ors. V/s. State of Maharashtra & Ors.)

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# OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23-08-2022

# **ORAL ORDER** :

Shri Mujahed Hussain, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel for the applicants seeks time to file on record the 2<sup>nd</sup> set of the present matter. Time granted.

3. S.O. to 8.9.2022.

# **MEMBER (A)**

**VICE CHAIRMAN** 

M.A. NO. 51/2019 IN O.A. ST. 354/2017 (Shri Ashruba B. Baybhay V/s. State of Maharashtra & Ors.)

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# OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23-08-2022 <u>ORAL ORDER</u>:

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

2. Record shows that on previous 2 dates also no one was present for the applicant i.e. on 31.3.2022 and thereafter on 7.7.2022. However, in the interest of justice we deem it appropriate to give one more chance to the applicant and if he fails to proceed with the matter on the next given date the matter shall dismiss for want of prosecution.

3. S.O. to 23.9.2022 for hearing.

# **MEMBER (A)**

**VICE CHAIRMAN** 

M.A. NO. 601/2019 IN O.A. ST. 2211/2019 (Maharashtra Rajjya Rekhachitra Shakha Karmachari Sanghtana, through president Zaki Ahmed Jafri V/s. State of Maharashtra & Ors.)

# OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

**<u>DATE</u>** : 23-08-2022

# **ORAL ORDER** :

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

2. In view of absence of learned counsel for the applicant, S.O. to 23.9.2022 for hearing.

**MEMBER (A)** 

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 750/2016 (Shri Jaysing S. Maher V/s. State of Maharashtra & Ors.)

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## **OFFICE ORDER**

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### **TRIBUNAL'S ORDERS**

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<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

Ms. Anagha Pandit, learned counsel holding for Shri S.B. Talekar, 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. 2 & 3, are present. Shri S.T. Shelke, learned counsel for respondent no. 4 (**absent**).

2. S.O. to 27.9.2022 for final hearing.

#### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 752/2016 (Shri Sanjay B. Rasane V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- <u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

Shri B.G. Sagade Patil, learned counsel for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 27.9.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

O.A.NOS.445 TO 447, 449 TO 459, 494/2017, 113, 114 ALL OF 2017, M.A.NO.325/2017 INO.A.ST.NO.941/2017, M.A.36/2019 INM.A.ST.NO.82/2019 IN O.A.ST.NO.83/2019 AND MA.A.NO.144/2019 IN O.A.ST.NO.400/2019 (Marathwada Van Va Samajik Vanikaran Rojandari Va KayamKamgar Karmachari Va Sarva Shramik Sanghatana, Beed & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER	TRIBUNAL'S ORDERS
OFFICE ORDER	I RIBUNAL'S ORDERS
<u>CORAM</u> :	Hon'ble Justice Shri P.R. Bora,
	Vice Chairman
	AND
	Hon'ble Shri Bijay Kumar, Member (A)
DATE :	23-08-2022

# **ORAL ORDER :**

S/shri G.R. Jadhav, learned counsel holding for A.S. Shelke, S.S. Shnde and V.G. Pingle, learned counsel for the applicants in respective matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these matters, are present.

2. S.O. to 14.11.2022 for final hearing.

# MEMBER (A)

**VICE CHAIRMAN** 

C.P. 16/2022 IN O.A. 550/2019 (Shri Kashinath G. Ghumre V/s. State of Maharashtra & Ors.)

# OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23-08-2022

### ORAL ORDER :

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

2. The learned CPO has tendered across the bar separate affidavits in reply of respondent nos. 1 to 4. The same are taken on record and copies thereof are supplied to other side.

3. S.O. to 16.9.2022 for filing rejoinder affidavit, if any.

# **MEMBER (A)**

#### **VICE CHAIRMAN**

ORIGINAL APPLICATION NO. 487/2017 (Shri Bhagwanrao J. Nagargoje V/s. State of Maharashtra & Ors.)

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# OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

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# ORAL ORDER :

Shri A.N. Patale, learned counsel for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 21.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 109/2019 (Dr. Sonali B. Sayamber V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

# **ORAL ORDER :**

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

2. S.O. to 21.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 565/2020 (Jahagir Fakir Shaikh V/s. State of Maharashtra & Ors.)

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## **OFFICE ORDER**

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### **TRIBUNAL'S ORDERS**

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<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

# 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 22.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

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

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

CORAM:Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)DATE:23-08-2022

### **ORAL ORDER** :

Shri S.B. Solanke, learned counsel for the applicant (**absent**). Shri DR Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 22.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

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

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# OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

# **ORAL ORDER :**

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

2. S.O. to 22.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 595/2021 (Shri Indrakant N. Bhalerao V/s. State of Maharashtra & Ors.)

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# OFFICE ORDER

TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

### **ORAL ORDER** :

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

2. S.O. to 23.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 623/2021 (Shri Mahboob Ali V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- <u>DATE</u> : 23-08-2022

# **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. S.O. to 23.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 776/2021 (Shri Lingoji K. Pokale V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23-08-2022

# **ORAL ORDER :**

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

2. S.O. to 26.9.2022 for filing rejoinder affidavit.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 108/2022 (Shri Sitaram K. Zodge V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- <u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

Shri AS Khedkar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel submits that the applicant does not wish to file rejoinder affidavit.

3. Hence, S.O. to 26.9.2022 for hearing

#### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 196/2021 (Smt. Alka T. Pagare V/s. State of Maharashtra & Ors.)

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OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23-08-2022 <u>ORAL ORDER</u>:

> Shri Swapnil Deshmukh, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 26.9.2022 for hearing.

### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 244/2022 (M.S. Gazetteed Medical Officers Association V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- **<u>DATE</u>** : 23-08-2022

### **ORAL ORDER** :

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

2. S.O. to 26.9.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 330/2022 (Shri Datta B. Nannaware & ors. V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

Shri V.P. Golewar, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.9.2022 for filing affidavit in reply by the respondents.

### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 376/2022 (Smt. Priyanka S. Bansode V/s. State of Maharashtra & Ors.)

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## **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

### **ORAL ORDER** :

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

2. S.O. to 27.9.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 413/2022** (Dr. Rajesh B. Subhedar V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER** \_\_\_\_\_

### **TRIBUNAL'S ORDERS**

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

DATE : 23-08-2022

### **ORAL ORDER :**

Shri J.S. Deshmukh, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.9.2022 for filing affidavit in reply by the respondents.

### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 479/2022 (Dr. Parvez Abdul V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

### **ORAL ORDER** :

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

2. Await service.

3. S.O. to 27.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 489/2022 (Shri Dattatray B. Shinde V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

CORAM:Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)DATE:23-08-2022

### ORAL ORDER :

Smt. P.R. Bharaswadkar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.9.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 494/2022 (Shri Balu D. Kurhade V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

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

2. S.O. to 28.9.2022 for filing affidavit in reply by the respondents.

### MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 495/2022** (Shri Datta S. Yelke V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** \_\_\_\_\_

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**TRIBUNAL'S ORDERS** 

CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23-08-2022

### **ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.9.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 597/2022 (Shri Babasaheb B. Narwade V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

TRIBUNAL'S ORDERS

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- **DATE** : 23-08-2022

### **ORAL ORDER** :

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

- 2. Await service.
- 3. S.O. to 28.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO. 623/2022 (Dr. Deepak B. Kharat V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### TRIBUNAL'S ORDERS

- CORAMHon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)
  - <u>DATE</u> : 23-08-2022

### ORAL ORDER :

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

- 2. Await service.
- 3. S.O. to 30.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 633/2022 (Dr. Sanjay B. Dhage V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- <u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

Shri Shamsunder B. Patil, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.9.2022 for filing affidavit in reply by the respondents.

MEMBER (A)

VICE CHAIRMAN

M.A. 277/2019 IN O.A. ST. 9/2019 (Shri Kisan E. Vibhute V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

- <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)
- <u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

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

2. S.O. to 27.9.2022 for filing affidavit in reply by the respondents.

### MEMBER (A)

**VICE CHAIRMAN** 

MA 41/2021 WITH MA ST. 89/21 WITH MA ST. 90/21 IN OA ST. 91/2021 WITH MA 42/2021 WITH MA ST. 66/21 WITH MA ST. 67/21 IN OA ST. 68/2021 WITH MA 65/2021 WITH MA ST. 271/21 WITH MA ST. 272/21 IN OA ST. 274/2021 WITH MA 92/2021 WITH MA ST. 244/21 WITH MA ST. 245/21 IN OA ST. 241/2021 WITH MA 93/2021 WITH MA ST. 248/21 WITH MA ST. 249/21 IN OA ST. 246/2021 (Marathwada Van va Samajik Vanikaran Rajandari Vs Kamgar Karmachari Sanghatana V/s. State of Maharashtra & Ors.) OFFICE ORDER TRIBUNAL'S ORDERS

> <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

**<u>DATE</u>** : 23-08-2022

#### **ORAL ORDER** :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicants in all these matters and S/Shri M.S. Mahajan, S.K. Shirse, B.S. Deokar, M.P. Gude & N.U. Yadav, learned Chief Presenting Officer & learned Presenting Officers for the respondent authorities in respective matters, are present.

2. The learned C.P.O. / P.O. have filed affidavit in reply for respondent nos. 1 to 4 in M.A. No. 41/2021 WITH MA ST. 89/21 WITH MA ST. 90/21 IN OA ST. 91/2021, for respondent nos. 1, 3 to 5 in MA 42/2021 WITH MA ST. 66/21 WITH MA ST. 67/21 IN OA ST. 68/2021 & in MA 93/2021 WITH MA ST. 248/21 WITH MA ST. 249/21 IN OA ST. 246/2021. The same are taken on record and copies thereof are supplied to other side.

3. S.O. to 14.11.2022 for filing affidavit in reply by the respondents in remaining matters.

### MEMBER (A)

**VICE CHAIRMAN** 

M.A.176/2021 IN O.A. ST. 498/2021 (Shri P.S. Patil V/s. State of Maharashtra & Ors.)

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## OFFICE ORDER

### **TRIBUNAL'S ORDERS**

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<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23-08-2022

### **ORAL ORDER** :

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

2. S.O. to 28.9.2022 for filing affidavit in reply by the respondents.

### **MEMBER (A)**

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1026 OF 2019 (Kehsav M. Soundarmal V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

**DATE** : 23.08.2022.

### **ORAL ORDER** :

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

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

3. S.O. to 13.09.2022 for admission.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 173 OF 2020 (Dr. Santosh S. Palve V/s. State of Maharashtra & Ors.)

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## OFFICE ORDER

#### **TRIBUNAL'S ORDERS**

### <u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022. ORAL ORDER:

Shri V.M. Mane, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri D.T. Devane, learned Advocate for respondent No. 4.

2. Learned Presenting Officer placed on record a copy of communication dated 10.09.2020 issued by the respondent No. 2 i.e. the Joint Commissioner Animal Husbandry (Head Office), Animal Husbandry and Dairv Development Department, Pune-67 addressed to the respondent No. 2 i.e. the Regional Animal Husbandry Joint Commissioner, Aurangabad Division, Aurangabad. As per the said letter / communication, in view of reference letter No. 3 dated 10.08.2020, the applicant on his request is transferred on the post of District Animal Husbandry Officer, Rahuri, Dist. Ahmednagar and he joined on the said post on 11.08.2020. He also placed on record a copy of joining report dated 11.08.2020 with C.T.C. dated 11.08.2020. Said documents are taken on record and marked as document 'X' collectively for the purpose of identification.

### //2// O.A. No. 173/2020

3. The present Original Application is filed challenging the impugned transfer order of the applicant dated 29.05.2020 (Annexure A-3), whereby the applicant was transferred from the post of District Animal Husbandry Officer, Beed to the post of Assistant Commissioner Animal Husbandry, Selu Dist. Parbhani.

4. Record shows that after service of notices, the affidavit in reply on behalf of respondents is not filed. Record further shows that since 13.07.2022 nobody is appearing on behalf of the applicant.

5. In view of same, the above-said documents produced by the learned Presenting Officer would show that the grievance of the applicant raised in the present Original Applicant is redressed. Hence, the O.A. stands disposed of with no order as to costs.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 298 OF 2020 (Ramraje G. Pawar V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

**<u>DATE</u>** : 23.08.2022.

### **ORAL ORDER** :

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

2. At the request of learned Advocate for the applicant, S.O. to 20.09.2022 for compliance of the order dated 20.01.2021.

MEMBER (J)

ORIGINAL APPLICATION NO. 585 OF 2020 (Anand B. Datar V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

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

DATE : 23.08.2022.

### **ORAL ORDER** :

Heard Smt. Vidya Taksal, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of respondents. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 15.09.2022 for admission.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 356 OF 2021 (Mirza Saleem Baig Ismail Baig V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

**DATE** : 23.08.2022.

### **ORAL ORDER** :

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

2. Record shows that affidavit in reply is filed on behalf of respondent Nos. 1 to 4 and rejoinder affidavit is filed on behalf of the applicant.

3. S.O. to 15.09.2022 for admission.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 358 OF 2021 (Taj Mohamad Khan Ameer Mohamed Khan Durani V/s. State of Maharashtra & Ors.)

### **OFFICE ORDER**

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### **TRIBUNAL'S ORDERS**

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

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### **ORAL ORDER** :

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

2. Record shows that affidavit in reply is filed on behalf of respondent Nos. 1 to 4 and rejoinder affidavit is filed on behalf of the applicant.

3. S.O. to 15.09.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 364 OF 2021 (Vinayak K. Kalambkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

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**TRIBUNAL'S ORDERS** 

# CORAM : Hon'ble Shri V.D. Dongre, Member (J)DATE : 23.08.2022.

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### **ORAL ORDER** :

Shri V.S. Kadam, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 and 4. Shri G.N. Patil, learned Advocate for respondent Nos. 2 & 3, **absent**.

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 and 4.

3. S.O. to 16.09.2022.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 620 OF 2021 (Dilip N. Dhonde V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022. ORAL ORDER:

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

2. Learned Advocate for the applicant filed rejoinder affidavit. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 20.09.2022 for admission.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 805 OF 2021 (Mahadev S. Koli V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

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

**<u>DATE</u>** : 23.08.2022.

### **ORAL ORDER** :

Shri S.D. Joshi, learned Advocate for the applicant (**absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 & 5.

3. S.O. to 21.09.2022.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 806 OF 2021 (Pralhad S. Sonune V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

**DATE** : 23.08.2022.

### **ORAL ORDER** :

Shri V.G. Salgare, learned Advocate for the applicant (**Absent**). Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

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

3. S.O. to 21.09.2022.

**MEMBER (J)** 

**ORIGINAL APPLICATION NO. 24 OF 2022** (Jayant R. Ambhore V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER** \_\_\_\_\_

**TRIBUNAL'S ORDERS** 

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

DATE : 23.08.2022.

### **ORAL ORDER :**

Heard Shri K.A. Ingle, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 and 2 and Shri D.K. Dagadkhari, learned Advocate for respondent No. 3.

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

3. S.O. to 21.09.2022.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 44 OF 2022 (Rekha D. Wagatkar & Anr. V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

**DATE** : 23.08.2022.

### **ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.

3. S.O. to 22.09.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 218 OF 2022 (Vinod G. Mahire V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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### **ORAL ORDER** :

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

2. Learned Advocate for the applicant filed rejoinder affidavit. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 23.09.2022 for admission.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 266 OF 2022 (Sharada D. Upewad V/s. State of Maharashtra & Ors.)

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OFFICE ORDER TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) DATE : 23.08.2022.

### **ORAL ORDER :**

Shri H.I. Pathan, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Await service of notice on the respondents.

3. As none present for the applicant, S.O. to 26.09.2022 for taking necessary steps.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 294 OF 2022 (Ganpat K. Sidam V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

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**TRIBUNAL'S ORDERS** 

# CORAM : Hon'ble Shri V.D. Dongre, Member (J)DATE : 23.08.2022.

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### ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 and 2. Shri N.S. Kadam, learned Advocate for respondent Nos. 3 to 5, **absent**.

2. Await service of notice on the respondent No. 5.

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

4. S.O. to 26.09.2022.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 324 OF 2022 (Govardhan B. Dongre V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

### **ORAL ORDER** :

Shri S.R. Sapkal, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, 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 26.09.2022.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 517 OF 2022 (Shital A. Gundewad V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

## <u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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### **ORAL ORDER** :

Heard Shri D.T. Devane, learned Advocate holding for Shri M.B. Kolpe, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Await service of notice on the respondents.

3. At the request of learned Advocate for the applicant, S.O. to 27.09.2022 for taking necessary steps.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 538 OF 2022 (Narendra L. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

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### **ORAL ORDER** :

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

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1, 2 & 4. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 27.09.2022 for filing rejoinder affidavit, if any.

KPB ORAL ORDERS 23.08.2022

**ORIGINAL APPLICATION NO. 575 OF 2022** (Yayati T. Ghorband V/s. State of Maharashtra & Ors.)

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\_\_\_\_\_ \_\_\_\_\_ **OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

CORAM : Hon'ble Shri V.D. Dongre, Member (J) DATE : 23.08.2022.

### **ORAL ORDER :**

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Smt. M.S. Patni, 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 27.09.2022.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 576 OF 2022 (Subhash H. Puri V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

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**TRIBUNAL'S ORDERS** 

CORAM : Hon'ble Shri V.D. Dongre, Member (J)DATE : 23.08.2022.

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### **ORAL ORDER**:

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Await service of notice on the respondent No. 3.

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

4. S.O. to 27.09.2022.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 577 OF 2022 (Yogesh G. Salunkhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

**TRIBUNAL'S ORDERS** 

## <u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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### **ORAL ORDER**:

Heard Shri Saket Joshi, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Await service of notice on the respondents.

3. At the request of learned Advocate for the applicant, S.O. to 28.09.2022 for taking necessary steps.

KPB ORAL ORDERS 23.08.2022

M.A. No. 41/2020 in O.A. No. 928/2019 (Chandmiyan Babar Munde V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

**ORAL ORDER** :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri I.S. Thorat, 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 27.09.2022.

**MEMBER (J)** 

M.A. No. 78/2022 in O.A. St. No. 293/2022 (Vaishali B. Tote V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### **TRIBUNAL'S ORDERS**

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

DATE : 23.08.2022.

### **ORAL ORDER** :

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

2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed on behalf of respondents in M.A. Hence, the present matter will proceed further without affidavit in reply of the respondents in accordance with law.

3. S.O. to 28.09.2022 for hearing.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 88 OF 2021 (Dr. Rajesh Khakayyappa Kasralikar V/s. State of Maharashtra & Ors.)

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## OFFICE ORDER

TRIBUNAL'S ORDERS

### <u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022. ORAL ORDER:

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

2. The present Original Application is filed seeking to challenge the suspension order of the applicant dated 02.05.2019 (Annexure A-2) issued by the respondent No. 2 i.e. the Commissioner, State Employees Insurance Scheme, Mumbai w.e.f. 01.05.2019.

Learned Advocate for the applicant submitted 3. that during pendency of the present Original Application, the order of suspension is revoked and the applicant is reinstated in service by the order dated 25.07.2022 issued by the Chief Executive Officer, State Employees Insurance Society, Mumbai w.e.f. the date of suspension of 01.05.2019 and that had made the applicant representation dated 22.08.2022 seeking full pay and allowances during the suspension period. He produced on record a copy of the order dated 25.07.2022, as well as, a copy of the representation dated 22.08.2022. Same are taken on

record and marked as document 'X' collectively for the purpose of identification.

4. In view of the same, the grievance raised by the applicant is said to have been redressed. Hence, the O.A. stands disposed of as the grievance has been redressed. There shall be no order as to costs.

KPB ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 666 OF 2022 (Dr. Archana Baburao Dhavale V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 <u>ORAL ORDER</u>:

> Heard Shri A.D. Sugdare, learned counsel for the applicant Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

> 2. It is brought to our notice that in the similar set of facts this Tribunal has granted interim relief in O.A. No. 614/2022. The copy of the said order is placed on record by the applicant.

3. Learned Chief Presenting Officer does not dispute the fact as are stated and further fact that in the cases of similarly situated candidates this Tribunal has granted interim relief as has been submitted by the applicant. In view of the submissions so made the following order is passed: -

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(i) MPSC is directed to call the present applicant also for interview subject to outcome of the present O.A.

(i) S.O. to 28.09.2022.

### MEMBER (A)

**VICE CHAIRMAN** 

ORAL ORDERS 23.8.2022-HDD

#### FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 693 OF 2022 (Dr. Aayesha Munawar Mohammed Ayub V/s. State of Maha. & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 23.8.2022

#### **ORAL ORDER** :

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

2. It is brought to our notice that in the similar set of facts this Tribunal has granted interim relief in O.A. No. 614/2022. The copy of the said order is placed on record by the applicant.

3. Learned Chief Presenting Officer does not dispute the fact as are stated and further fact that in the cases of similarly situated candidates this Tribunal has granted interim relief as has been submitted by the applicant. In view of the submissions so made the following order is passed: -

#### <u>ORDER</u>

# (i) MPSC is directed to call the present applicant also for interview subject to outcome of the present O.A.

(ii) S.O. to 28.09.2022.

VICE CHAIRMAN

MEMBER (A) ORAL ORDERS 23.8.2022-HDD

#### FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD

ORIGINAL APPLICATION NO. 614 OF 2022 (Dr. Deepak Nagnathrao Kawale V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23.8.2022

#### **ORAL ORDER** :

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

2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted. Interim relief granted earlier to continue till then.

3. S.O. to 28.9.2022.

#### **MEMBER (A)**

**VICE CHAIRMAN** 

ORAL ORDERS 23.8.2022-HDD

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION ST.NO.962 OF 2022 (Dinkar S. Gawande V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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

<u>DATE</u> : 23.08.2022.

#### **ORAL ORDER** :

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

2. At the request of the learned Advocate for the applicant, S.O. to 14.09.2022.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.20 OF 2019 (Nita B. Magare V/s. State of Maharashtra & Ors.)

(Nita B. Magare V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: Hon'ble Shri V.D. Dongre, Member (J)DATE: 23.08.2022.

# **ORAL ORDER** :

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

2. In view of absence of learned Advocate for the applicant, S.O. to 15.09.2022 for passing necessary order.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.21 OF 2019 (Nandini S. Holkar V/s. State of Maharashtra & Ors.)

(Nandini S. Holkar V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

#### **ORAL ORDER :**

Shri Amol R. Gaikwad, learned Advocate for the applicant, is **absent**. Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 15.09.2022 for passing necessary order.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.444 OF 2021 (Shivkumar A. Pohal V/s. State of Maharashtra & Ors.)

(Shivkumar A. Pohal V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) DATE : 23.08.2022.

#### **ORAL ORDER :**

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

2. At the request of the learned Advocate for the applicant, S.O. to 16.09.2022.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, **BENCH AT AURANGABAD ORIGINAL APPLICATION NO.27 OF 2022** (Shaikh Hamed Shaikh Hyder V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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\_\_\_\_\_ CORAM : Hon'ble Shri V.D. Dongre, Member (J) : 23.08.2022. DATE

#### **ORAL ORDER :**

Heard Shri R.R. Bangar, learned Advocate holding for Shri I.D. Maniyar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

At the request of the learned Advocate for the 2. applicant, S.O. to 21.09.2022.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD O.A.NO.714 OF 2022 WITH CAVEAT NO.28 OF 2022 (Vishwanath B. Nath V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

# **ORAL ORDER** :

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent No.1.

2. Shri J.B. Choudhary, learned Advocate filed **VAKALATNAMA** on behalf of the respondent No.2. It is taken on record. On this request, time is granted for filing affidavit-in-reply on behalf of the respondent No.2.

3. At the request of the learned C.P.O., time is granted for filing affidavit-in-reply on behalf of the respondent No.1.

4. S.O. to 08.09.2022.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD M.A.NO.250 OF 2021 IN O.A.ST.NO.999 OF 2021 (Pramod P. Narkhede V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

#### **ORAL ORDER** :

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

2. Record shows that the matter was fixed for hearing without affidavit-in-reply of the respondents.

3. By consent of both the sides, S.O. to 08.09.2022 for hearing.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD M.A.NO.251 OF 2021 IN O.A.ST.NO.1001 OF 2021 (Manohar J. Patil V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

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<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

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

2. Record shows that the matter was fixed for hearing without affidavit-in-reply of the respondents.

3. By consent of both the sides, S.O. to 08.09.2022 for hearing.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.112 OF 2022 (Bharat D. Raut V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022. ORAL ORDER:

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

2. Learned Advocate for the applicant submitted that the additional affidavit-in-reply is filed on behalf of the respondent Nos.2 & 3, though specific permission was not granted by the Hon'ble High Court while remanding the matter and that permission was granted only to the respondent No.5 to file affidavit-inreply.

3. Affidavit-in-reply filed on behalf of the respondent No.5 is taken on record and copy thereof has been served on the other side.

4. Learned Advocate for the applicant seeks time for filing affidavit-in-rejoinder to the additional affidavit-in-reply filed on behalf of the respondent Nos.2 & 3 and to the affidavit-in-reply filed on behalf of the respondent No.5. Time is granted.

5. S.O. to 30.08.2022.

MEMBER (J)

# **FARAD CONTINUATION SHEET** THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, **BENCH AT AURANGABAD ORIGINAL APPLICATION NO.799 OF 2016** (Bhura R. Pawar V/s. State of Maharashtra & Ors.)

\_\_\_\_\_ **OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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> CORAM : Hon'ble Shri V.D. Dongre, Member (J) : 23.08.2022. DATE

#### **ORAL ORDER :**

Heard Shri R.A. Joshi, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

By consent of both the sides, S.O. to 16.09.2022 2. for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.963 OF 2018 (Vitthal G. Mhashal V/s. State of Maharashtra & Ors.) WITH ORIGINAL APPLICATION NO.964 OF 2018 (Laxman C. Zole V/s. State of Maharashtra & Ors.) WITH ORIGINAL APPLICATION NO.965 OF 2018 (Navnath G. Vairal V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

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

**<u>DATE</u>** : 23.08.2022.

#### **ORAL ORDER** :

Heard Shri R.J. Godbole, learned Advocate for the applicants in all these O.As. and Shri I.S. Thorat, learned Presenting Officer for the respondents in all these O.As.

2. The present matters are closed for order.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.431 OF 2019 (Ashabi M. Suradkar V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent Nos.1 to 5. Shri P.B. Paithankar, learned Advocate for the respondent No.6, is **absent**.

2. The present matter is closed for order.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.1087 OF 2019 (Ravindra B. Chobe V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) DATE : 23.08.2022.

# **ORAL ORDER :**

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

2. The present matter has already been treated as part heard.

3. By consent of both the sides, S.O. to 12.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

#### FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.189 OF 2020 (Saniaev G. Vispute V/s. State of Maharashtra & Ors.)

(Sanjeev G. Vispute V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

TRIBUNAL'S ORDERS

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

<u>DATE</u> : 23.08.2022.

#### **ORAL ORDER** :

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

2. The present matter is closed for order.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.29 OF 2022 (Dr. Ravindra K. Deshmukh V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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

<u>DATE</u> : 23.08.2022.

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#### **ORAL ORDER** :

Heard Shri V.B. Dhage, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent Nos.1 to 3. Shri Vivek Bhavthankar, learned Advocate for the respondent No.4, is **absent**.

2. The present matter is closed for order.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.58 OF 2017 (Maruti M. Kakad V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

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

2. Perusal of record would show that S.L.P bearing No.28306/2017 regarding the reservation in promotion is pending before the Hon'ble Supreme Court of India.

3. In view of the same, learned Advocate for the applicant submitted that the issue involved in this matter is subjudice before the Hon'ble Supreme Court of India in the above said S.L.P. Therefore, he prayed for adjourning the matter.

4. In this regard, the copy of communication dated 29.01.2018 received by the office of the C.P.O. was placed on record.

5. In farad sheet order dated 04.11.2019, the matter was removed from the board. In view of same, at this stage, the present matter is removed from the board.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.656 OF 2018 (Dr. Sunil D. Dhumal V/s. State of Maharashtra & Ors.)

(Dr. Sunil D. Dhumal V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

TRIBUNAL'S ORDERS

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

**<u>DATE</u>** : 23.08.2022.

#### **ORAL ORDER** :

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 21.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, **BENCH AT AURANGABAD ORIGINAL APPLICATION NO.926 OF 2018**

(Kishan P. Solunke @ Patil V/s. State of Maharashtra & Ors.) \_\_\_\_\_

**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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\_\_\_\_\_ CORAM : Hon'ble Shri V.D. Dongre, Member (J) : 23.08.2022. DATE

#### **ORAL ORDER :**

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

2. At the request of the learned P.O., time is granted for filing affidavit-in-reply to the amended O.A.

3. S.O. to 22.09.2022 for final hearing.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.408 OF 2019 (Sandeep G. Salve V/s. State of Maharashtra & Ors.)

(Sandeep G. Salve V/s. State of Manarashtra & Ors.)

#### **OFFICE ORDER**

TRIBUNAL'S ORDERS

<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) DATE : 23.08.2022.

# **ORAL ORDER :**

Heard Shri H.V. Tungar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 21.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.420 OF 2019 (Raju P. Gaikwad V/s. State of Maharashtra & Ors.)

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

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: Hon'ble Shri V.D. Dongre, Member (J)DATE: 23.08.2022.

# **ORAL ORDER** :

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

2. The present matter be treated as part heard.

3. By consent of both the sides, S.O. to 22.09.2022 for final hearing.

#### **MEMBER (J)**

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.434 OF 2019 (Namdeo S. Ghone V/s. State of Maharashtra & Ors.)

(Namdeo S. Gnone V/s. State of Manarashtra & Ors.)

#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

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CORAM: Hon'ble Shri V.D. Dongre, Member (J)DATE: 23.08.2022.

# **ORAL ORDER :**

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

2. The present matter be treated as part heard.

3. By consent of both the sides, S.O. to 21.09.2022 for final hearing.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.489 OF 2019 (Vinod R. Kandere V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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# **ORAL ORDER** :

Heard Shri Alkesh Jadhav, learned Advocate holding for Shri J.M. Murkute, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

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

3. S.O. to 23.09.2022 for final hearing.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.653 OF 2019 (Vijay B. Chavan V/s. State of Maharashtra & Ors.)

(Vijay B. Chavan V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

<u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

Heard Shri A.S. Deshmukh, 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 28.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.1031 OF 2019 (Baswaraj M. Swami & Ors. V/s. State of Maharashtra & Ors.)

(Baswaraj M. Swami & Ors. V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

**TRIBUNAL'S ORDERS** 

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

**<u>DATE</u>** : 23.08.2022.

#### **ORAL ORDER** :

Shri K.M. Nagarkar, learned Advocate for the applicants, is **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 19.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

#### FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.67 OF 2020 (Banai G. Bangar V/a, State of Maharashtra & Ora.)

(Bansi G. Bangar V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

#### **ORAL ORDER** :

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

2. By consent of both the sides, S.O. to 19.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.233 OF 2020 (Arun A. Ghate V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

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CORAM: Hon'ble Shri V.D. Dongre, Member (J)DATE: 23.08.2022.

# **ORAL ORDER :**

Heard Shri Vivek Pingle, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent Nos.1 to 3 and Shri S.B. Mene, learned Advocate for the respondent No.4.

2. By consent of all the parties, S.O. to 19.09.2022 for final hearing.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD

ORIGINAL APPLICATION NO.347 OF 2020 (Jitendra B. Raipure V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

**TRIBUNAL'S ORDERS** 

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

DATE : 23.08.2022.

#### **ORAL ORDER**:

Heard Smt. Asha N. Gore, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 19.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.109 OF 2021 (Ashok D. Shiradkar & Ors. V/s. State of Maharashtra & Ors.)

(Ashok D. Shiradkar & Ors. V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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

<u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

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

2. By consent of both the sides, S.O. to 26.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.112 OF 2021 (Gangadhar T. Belurkar & Ors. V/s. State of Maharashtra & Ors.)

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

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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

DATE : 23.08.2022.

#### **ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 22.09.2022 for final hearing.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.316 OF 2021

(Monikarani N. Rankhamb @ Monikarani S. Kanke V/s. State of Maharashtra & Ors.)

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# **OFFICE ORDER**

TRIBUNAL'S ORDERS

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

**<u>DATE</u>** : 23.08.2022.

#### **ORAL ORDER :**

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

2. By consent of both the sides, S.O. to 28.09.2022 for final hearing.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.430 OF 2021 (Dr. Prema B. Bansode V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u>: 23.08.2022.

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# **ORAL ORDER :**

Heard Ms. B. Shwetambari R., learned Advocate holding for Shri Sanjay N. Pagare, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 28.09.2022 for final hearing.

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.619 OF 2021 (Rahul R. Wakle V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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# **ORAL ORDER** :

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Record shows that affidavit-in-reply is already filed on behalf of the respondent Nos.1 & 2.

3. At the request of the learned P.O., last chance is granted for filing affidavit-in-reply on behalf of the respondent Nos.3 to 5.

4. S.O. to 16.09.2022.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.833 OF 2021 (Deepali Y. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

Shri D.B. Thoke, learned Advocate for the applicant, is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos.1 to 3.

2. Shri R.A. Joshi, learned Advocate filed **VAKALATNAMA** on behalf of the respondent No.4. It is taken on record. On his request, time is granted for filing affidavit-in-reply on behalf on behalf of the respondent No.4.

3. Learned P.O. seeks time for filing affidavit-inreply on behalf of the respondent Nos.1 to 3. Time is granted.

4. S.O. to 22.09.2022.

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.219 OF 2022 (Datta G. Tarate V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

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

2. Affidavits-in-reply filed on behalf of the respondent Nos.2 & 4 jointly and on behalf of respondent Nos.3 & 5 jointly are taken on record and copies thereof have been served on the other side.

3. At the request of the learned P.O., last chance is granted for filing affidavit-in-reply on behalf of the respondent No.1.

4. S.O. to 23.09.2022.

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.285 OF 2022 (Shashikant D. Guntoorkar V/s. State of Maharashtra & Ors.)

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

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# OFFICE ORDER

## TRIBUNAL'S ORDERS

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

DATE : 23.08.2022.

# **ORAL ORDER :**

Heard Shri M.L. Paithane, learned Advocate holding for Shri M.A. Golegaonkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Issue fresh notice to respondents, returnable on 22.09.2022.

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 22.09.2022.

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

MEMBER (J)

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.358 OF 2022 (Kiran V. Jagdale V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### **TRIBUNAL'S ORDERS**

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

# <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

Heard Shri Amol N. Kakade, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Record shows that affidavit-in-reply is already filed on behalf of the respondent Nos.3 & 4.

3. Record further shows that on 11.08.2022 one more last chance was granted to the respondent Nos.1 & 2 to file affidavit-in-reply. However, the respondent Nos.1 & 2 have failed to file the same.

4. In view of above, S.O. to 21.09.2022 for filing affidavit-in-rejoinder to the affidavit-in-reply filed on behalf of the respondent Nos.3 & 4, if any.

**MEMBER (J)** 

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.379 OF 2022 (Dr. Prakash R. Kanade V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

**TRIBUNAL'S ORDERS** 

<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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# **ORAL ORDER** :

Heard Smt. Supriya Bhilegaonkar-Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Record shows that the affidavit-in-reply is already filed on behalf of the respondent No.4.

3. At the request of the learned P.O., time is granted as a last chance for filing affidavit-in-reply on behalf of the respondent Nos.1 to 3 & 5.

4. S.O.to 21.09.2022.

SAS ORAL ORDERS 23.08.2022

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.405 OF 2022 (Sujata R. Parsode & Ors. V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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# **ORAL ORDER** :

Heard Shri S.B. Jadhav, learned Advocate holding for Shri Bharat N. Gadegaonkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Affidavit-in-reply filed on behalf of the respondent Nos.3 & 4 is taken on record and copy thereof has been served on the other side.

3. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondent Nos.1 & 2.

4. S.O. to 20.9.2022.

SAS ORAL ORDERS 23.08.2022

MEMBER (J)

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.624 OF 2022 (Dhananiay T. Mahajan V/s. State of Maharashtra & Ors.)

(Dhananjay T. Mahajan V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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

**<u>DATE</u>** : 23.08.2022.

# **ORAL ORDER** :

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

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

3. S.O. to 27.09.2022. Interim relief granted earlier to continue till then.

**MEMBER (J)** 

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD ORIGINAL APPLICATION NO.625 OF 2022 (Anil N. Lokhande V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

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

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

3. S.O. to 27.09.2022. Interim relief granted earlier to continue till then.

SAS ORAL ORDERS 23.08.2022

**MEMBER (J)** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD M.A.NO.228 OF 2021 IN O.A.ST.NO.775 OF 2021 (Jagannath T. Mundhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

# **ORAL ORDER** :

Heard Shri Alkesh Jadhav, learned Advocate holding for Shri J.M. Murkute, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents in M.A.

3. S.O. to 21.09.2022.

MEMBER (J)

SAS ORAL ORDERS 23.08.2022

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD M.A.NO.288 OF 2021 IN O.A.NO.491 OF 2019 (Satish S. More V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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<u>CORAM</u> : Hon'ble Shri V.D. Dongre, Member (J) <u>DATE</u> : 23.08.2022.

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# **ORAL ORDER** :

Heard Shri Alkesh Jadhav, learned Advocate holding for Shri J.M. Murkute, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents in M.A.

3. S.O. to 21.09.2022.

MEMBER (J)

SAS ORAL ORDERS 23.08.2022

ORIGINAL APPLICATION NO. 568 OF 2021 (Bhausaheb S. Pansare V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022

# **ORAL ORDER** :

Shri Avinash S. Khedkar, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present. Shri Shamsunder B. Patil, learned counsel for respondent Nos. 3 to 5 (**absent**).

2. Learned counsel for the applicant seeks time to file rejoinder affidavit. Time granted as prayed for. Registry of this Tribunal is directed to accept the rejoinder affidavit filed by the applicant.

3. S.O. to 23.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 255 OF 2021 (Ashivini M. Dudhbhate V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 ORAL ORDER:

> Shri AJinkya Mirajgaonkar, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, Shri A.S. Deshmukh, learned counsel for respondent No. 5 and Shri D.T. Devane, learned counsel holding for Shri M.B. Kolpe, learned counsel for respondent No. 4, are present.

> 2. At the request of learned counsel for the applicant, S.O. to 26.9.2022.

#### MEMBER (A)

#### **VICE CHAIRMAN**

ORIGINAL APPLICATION NO. 387 OF 2022 (Ashwini S. Jadhav & Ors. V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

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

 DATE :
 23.8.2022

# **ORAL ORDER** :

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

2. The present case is not on today's board. It is taken on board at the request of learned counsel for the applicants.

 Learned counsel for the applicants has sought leave of this Tribunal to correct the nomenclature of respondent No. 3. Leave granted as prayed for. The necessary amendment be carried out within one week.

4. After amendment is carried out by the learned counsel for the applicant, issue notice to the substituted respondent, returnable on 16.9.2022.

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

6. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case

would be taken up for final disposal at the stage of admission hearing.

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

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

- 9. S.O. to 16.9.2022.
- 10. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 1066 OF 2019 (Vasant A. Manorkar V/s. State of Maharashtra & Ors.)

OFFICE ORDERTRIBUNAL'S ORDERSCORAM :Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)DATE :23.8.2022

# **ORAL ORDER** :

Shri Avinash S. Deshmukh, learned counsel for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present. Shri Shamsunder B. Patil, learned counsel for respondent Nos. 3 & 4 (**absent**).

At the request of learned counsel for the applicant,
 S.O. to 19.9.2022.

#### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 425 OF 2020 (Sachin U. Shinde & Ors. V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

 CORAM
 Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)

 DATE
 : 23.8.2022

# **ORAL ORDER** :

Shri H.A. Joshi, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present. None appears for respondent Nos. 5, 6 & 11.

2. Learned counsel for the applicant seeks time to file rejoinder affidavit. Time granted.

3. S.O. to 23.9.2022.

#### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 28 OF 2018 (Shashank B. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23.8.2022

#### **ORAL ORDER** :

Shri Ganesh J. Kore, learned counsel for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present. None appears for respondent Nos. 3 to 5.

2. S.O. to 21.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 355 OF 2020 (Chandana R. Kokani V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23.8.2022

#### **ORAL ORDER** :

Shri Kurundkar, learned counsel holding for Shri Ajay S. Deshpande, 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 26.8.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# FARAD CONTINUATION SHEET THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI, BENCH AT AURANGABAD C.P.NO. 17/2022 IN O.A.NO. 06/2021 (Dattu R. Raut V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

#### **TRIBUNAL'S ORDERS**

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 ORAL ORDER:

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Issue simple notice to the respondents, returnable on 27.9.2022.

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

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

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

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

- 9. S.O. to 27.9.2022.
- 10. Steno copy and Hamdast is allowed to both parties.

# MEMBER (A)

#### VICE CHAIRMAN

C.P.NO. 9/2022 IN O.A.NO. 3/2019 (Shivram Baban Suryavanshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 <u>ORAL ORDER</u>:

Heard Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. When the present contempt petition is taken up for consideration the learned Chief Presenting Officer has tendered across the bar a copy of the Government Resolution dated 26.7.2022.

3. We have gone through the contents of the said Government Resolution. Learned counsel for the applicant submits that he has no instructions from his client whether order in question has been really complied with or not. In view of the fact that the copy of G.R. is placed on record there may not be any doubt in the mind of the applicant that the said order has not been implemented. It appears to us that when Government has complied with order in question vide aforesaid G.R. dated 26.7.2022, there seems no reason to keep the present contempt petition pending. Hence, the following order: -

# <u>O R D E R</u>

The present contempt petition stands disposed of however, without any order as to costs.

MEMBER (A) ORAL ORDERS 23.8.2022-HDD **VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 666 OF 2022 (Dr. Archana Baburao Dhavale V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 ORAL ORDER:

> Heard Shri A.D. Sugdare, learned counsel for the applicant Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

> 2. It is brought to our notice that in the similar set of facts this Tribunal has granted interim relief in O.A. No. 614/2022. The copy of the said order is placed on record by the applicant.

3. Learned Chief Presenting Officer does not dispute the fact as are stated and further fact that in the cases of similarly situated candidates this Tribunal has granted interim relief as has been submitted by the applicant. In view of the submissions so made the following order is passed: -

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(i) MPSC is directed to call the present applicant also for interview subject to outcome of the present O.A.

(iii) S.O. to 28.09.2022.

## MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 693 OF 2022 (Dr. Aayesha Munawar Mohammed Ayub V/s. State of Maha. & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 23.8.2022

# **ORAL ORDER** :

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

2. It is brought to our notice that in the similar set of facts this Tribunal has granted interim relief in O.A. No. 614/2022. The copy of the said order is placed on record by the applicant.

3. Learned Chief Presenting Officer does not dispute the fact as are stated and further fact that in the cases of similarly situated candidates this Tribunal has granted interim relief as has been submitted by the applicant. In view of the submissions so made the following order is passed: -

# <u>ORDER</u>

# (i) MPSC is directed to call the present applicant also for interview subject to outcome of the present O.A.

(iv) S.O. to 28.09.2022.

**VICE CHAIRMAN** 

MEMBER (A) ORAL ORDERS 23.8.2022-HDD

ORIGINAL APPLICATION NO. 614 OF 2022 (Dr. Deepak Nagnathrao Kawale V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23.8.2022

## **ORAL ORDER** :

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

2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted. Interim relief granted earlier to continue till then.

3. S.O. to 28.9.2022.

# **MEMBER (A)**

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 786 OF 2017 (Kailash A. Pardeshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23.8.2022

#### **ORAL ORDER** :

Shri Kurundkar, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant 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 20.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 566 OF 2017 (Rajendra G. Mane V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

 <u>CORAM</u>:
 Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)

 <u>DATE</u>:
 23.8.2022

# **ORAL ORDER** :

Ms. Kanchan Saraf, learned counsel holding for Shri S.D. Joshi, 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 19.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

C.P.NO. 35/2019 IN O.A.NO. 59/2017 WITH O.A. 273/2017 (Vishwanath B. Baswante & Ors. V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

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

 DATE :
 23.8.2022

# **ORAL ORDER** :

Shri V.P. Golewar, learned counsel for the applicants Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.9.2022.

**MEMBER (A)** 

**VICE CHAIRMAN** 

C.P.NO. 17/2021 IN O.A.NO. 127/2017 (Trimbak Deorao Tompe V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23.8.2022

# **ORAL ORDER** :

Shri V.P. Golewar, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.9.2022.

**MEMBER (A)** 

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 42 OF 2018 (Tukaram P. Bondre V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

 CORAM
 Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)

 DATE
 : 23.8.2022

# **ORAL ORDER** :

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

At the request of learned counsel for the applicant,
 S.O. to 21.9.2022.

**MEMBER (A)** 

**VICE CHAIRMAN** 

O.A.NOS. 325, 326 & 327 ALL OF 2021 (Pankaj K. Kelkar & Ors. V/s. State of Maharashtra & Ors.)

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OFFICE ORDER TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23.8.2022

## **ORAL ORDER** :

Shri Panditrao S. Anerao, learned counsel for the applicants (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in all these cases, are present.

2. Since nobody appears for the applicants, S.O. to 6.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

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

OFFICE ORDER TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23.8.2022

#### **ORAL ORDER** :

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

2. S.O. to 5.9.2022. High on board.

**MEMBER (A)** 

**VICE CHAIRMAN** 

C.P.NO. 20/2019 IN M.A.NO. 97/2012 IN O.A.NO. 817/2011 (Shivaji V. Patil V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

 <u>CORAM</u>:
 Hon'ble Justice Shri P.R. Bora,<br/>Vice Chairman<br/>AND<br/>Hon'ble Shri Bijay Kumar, Member (A)

 <u>DATE</u>:
 23.8.2022

# **ORAL ORDER** :

Heard Shri Ashish 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 No. 3.

2. Learned counsel appearing for the applicant, on instructions, seeks leave of this Tribunal to withdraw the present contempt petition. Leave granted.

3. Accordingly, the present contempt petition stands disposed of since withdrawn however, without any order as to costs.

# MEMBER (A)

**VICE CHAIRMAN** 

M.A.NO. 41/2022 IN O.A.NO. 458/2018 (Anita B. Kolgane V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

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

 DATE :
 23.8.2022

# **ORAL ORDER** :

Shri R.N. Bharaswadkar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply to the amended application and the same is taken on record and copy thereof has been served on the other side.

3. List the matter for further consideration on 15.9.2022.

#### MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION ST. NO. 1191 OF 2022 (Vasant Nivruti Phad V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 ORAL ORDER:

> Shri Swaraj Tandale, learned counsel holding for Shri B.R. Kedar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

> 2. Learned counsel for the applicant seeks leave to delete the prayer clause 'C' of the O.A.. Leave granted as prayed for. The necessary amendment be carried out within one week.

3. After carrying out the amendment by the applicant, issue notice to the respondents, returnable on 30.9.2022.

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

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

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 30.9.2022.
- 9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 367 OF 2022 (Ikramoddin K. Khatib V/s. State of Maharashtra & Ors.)

 OFFICE ORDER
 TRIBUNAL'S ORDERS

 CORAM
 Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE

 DATE
 : 23.8.2022

# **ORAL ORDER** :

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

2. Learned counsel for the applicant seeks extension of time for carrying out the amendment as was granted by this Tribunal. Request is accepted. The necessary amendment be carried out within two days.

3. S.O. to 21.9.2022.

#### MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 670 OF 2022 (Dr. Rajeshree N. Agarwal V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) DATE : 23.8.2022

#### **ORAL ORDER** :

Shri S.B. Kakde, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

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

3. S.O. to 23.9.2022.

# MEMBER (A)

**VICE CHAIRMAN** 

REVIEW NO. 2/2021 IN O.A.NO. 654/2018 (Somnath B. Bagul & Ors. V/s. State of Maharashtra & Ors.) WITH REVIEW NO. 3/2021 IN O.A.NO. 653/2018

(Gorakshanath N. Londhe & Ors. V/s. State of Maharashtra & Ors.)

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# OFFICE ORDER TRIBUNAL'S ORDERS

<u>CORAM</u> : Hon'ble Justice Shri P.R. Bora, Vice Chairman AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 23.8.2022

# **ORAL ORDER** :

Shri S.D. Dhongde, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities in both the cases, are present.

2. S.O. to 29.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 847 OF 2018 (Ananda N. Kolewad V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 23.8.2022

# **ORAL ORDER** :

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 741 OF 2022 (Akshaykumar A. Sawade V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS <u>CORAM</u>: Hon'ble Justice Shri P.R. Bora, Vice Chairman AND Hon'ble Shri Bijay Kumar, Member (A) <u>DATE</u>: 23.8.2022 <u>ORAL ORDER</u>:

> Heard Shri J.B. Choudhary, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

> 2. The present applicant had applied for the post of Assistant Executive Engineer in pursuance of the advertisement published by respondent No. 2 on 18.03.2020 from the category of Orphan candidates. Learned counsel pointed out that some posts are reserved for the said category candidates. Learned counsel further submits that according to the information of the applicant in the Orphan category the Maharashtra Public Service Commission (for short 'the Commission') has declared him to be only the candidate who has succeeded the examination. Learned counsel submitted that in the list published by the Commission, in Orphan category, the name of the applicant alone is included. Learned counsel further submitted that even in the list published of the successful candidates, who have appeared for preliminary examination, the name of the present applicant only is shown to have been passed the said examination in the Orphan category.

3. counsel further Learned submitted that. the applicant was surprised when he read the names of the respondent Nos. 3 & 4 in the list of candidates, who have passed main examination from the category of Orphan. Learned counsel submitted that in view of the fact that in all the documents name of the applicant only had appeared in Orphan category candidates, meaning thereby that the applicant was only candidate who has applied from the said category. The names of the respondent Nos. 3 & 4 would not have been appeared in the list of successful candidates in the main examination, as well as, in the list of the recommended candidates prepared by the Commission. Learned counsel in the circumstances, has prayed for interim relief thereby restraining the respondents from giving appointment to respondent Nos. 3 & 4.

4. Learned Chief Presenting Officer submits that for want of instructions he is unable to make submissions in the matter. He has sought time for filing affidavit in reply.

5. Learned counsel for the applicant submits that at any time appointments are likely to be issued. In view of the submissions so made, we deem it appropriate to pass the following order: -

# <u>ORDER</u>

Issue notice to the respondents, returnable on 30.9.2022.

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

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

(4) This intimation/notice is ordered under Rule11 of the Maharashtra Administrative Tribunal(Procedure) Rules, 1988, and the questions such aslimitation 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 are directed not to issue order of appointment in favour of respondent Nos.
3 & 4 under Orphan category until further orders of this Tribunal.

(7) S.O. to 30.9.2022.

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

MEMBER (A) ORAL ORDERS 23.8.2022-HDD VICE CHAIRMAN