

ORIGINAL APPLICATION NO.622/2023
(Smt. Shobha B. Jadhav Vs. State of Maharashtra & Ors)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 24.11.2023

ORAL ORDER :

Shri Rajat Untwal, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has tendered affidavit in reply on behalf of respondent no.2. It is taken on record. Copy thereof has been supplied to other side.

3. S.O. to 19-12-2023 for filing reply of other respondents and rejoinder by applicant, if any.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO.944/2022
(Suresh D. Machal Vs. State of Maharashtra & Ors)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 24.11.2023

ORAL ORDER :

Heard Shri Vishal Bakal, learned Counsel for applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities.

2. Arguments are heard for some time. Part Heard. List the matter for hearing on 22-12-2023.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 1002 OF 2023
(Prabhakar Chindha Baisane Vs. State of Maharashtra &
Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri R.K. Kasat, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The applicant has filed the present Original Application on 22.11.2023 challenging his impugned transfer order dated 08.11.2023. However, the order of transfer came to be revoked on 20.11.2023. Learned counsel for the applicant produced on record the copy of said order of revocation. The same is taken on record and marked as document 'X' for the purpose of identification.

3. Learned counsel for the applicant thus on instructions seeks leave to withdraw the present Original Application. Leave as prayed for is granted. Hence, the following order:-

ORDER

The present Original Application is disposed of as withdrawn without any order as to costs.

MEMBER (J)

ORIGINAL APPLICATION NO. 1001 OF 2023
(Shrikant Nilkanth Patil Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri R.K. Kasat, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. The applicant has filed the present Original Application on 22.11.2023 challenging his impugned transfer order dated 08.11.2023. However, the order of transfer came to be revoked on 20.11.2023. Learned counsel for the applicant produced on record the copy of said order of revocation. The same is taken on record and marked as document 'X' for the purpose of identification.

3. Learned counsel for the applicant thus on instructions seeks leave to withdraw the present Original Application. Leave as prayed for is granted. Hence, the following order:-

ORDER

The present Original Application is disposed of as withdrawn without any order as to costs.

MEMBER (J)

**M.A.NO. 287 OF 2022 IN O.A.ST.NO. 408 OF 2022
(Krishna B. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri A.D. Gawale, learned counsel for the applicant, is **absent**. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

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

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**M.A. 214/2022 WITH M.A. 148/2021 IN O.A.ST. 481/2021
(Anita P. Gitey Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri S.B. Shirsath, learned counsel for the applicant, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

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

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**M.A.NO. 258 OF 2023 IN O.A.ST.NO. 758 OF 2023
(Bharti Vithalrao Raut Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

2. The applicant has filed the present Misc. Application seeking condonation of delay caused in filing the Original Application.

3. There is delay of 39 days only in filing the Original Application. In view of same and for the reason stated in the Misc. Application, the same deserves to be allowed. Hence, following order:-

ORDER

The Misc. Application No. 258/2023 is allowed in following terms:-

(A) The delay of 39 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned.

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M.A. 258/2023 In
O.A.St. 758/2023

- (B) The accompanying O.A. be registered and numbered by taking into account other office objection/s, if any.
- (C) No order as to costs.

MEMBER (J)

**ORIGINAL APPLICATION ST.NO. 758 OF 2023
(Bharti Vithalrao Raut Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 16.01.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

//2// O.A.St. 758/2023

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. The learned P.O. appears for all the respondents and seeks time for taking instructions.
8. S.O. to 16.01.2024.
9. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

**M.A.NO. 334 OF 2023 IN O.A.ST.NO. 744 OF 2023
(Bansi S. Shejwal Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

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

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**ORIGINAL APPLICATION NO. 761 OF 2019
(Vitthal G. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

None present for the applicant. Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

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

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

ORIGINAL APPLICATION NO. 1032 OF 2022
(Bismilla D. Tadvi Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri P.R. Talwar, learned counsel holding for Shri A.M. Hajare, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

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

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

ORIGINAL APPLICATION NO. 514 OF 2021
(Gautam G. Dhule Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 18.12.2023 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

ORIGINAL APPLICATION NO. 25 OF 2022
(Shailesh V. Gavit Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri Akshay Kulkarni, learned counsel holding for J.P. Legal Associates, learned counsel for the applicant and Smt. Deepali S. Deshpande learned Presenting Officer for the respondent authorities, are present.

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

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**ORIGINAL APPLICATION ST.NO. 2066 OF 2023
(Sachin S. Rajmane Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant seeks time to file Misc. Application for condonation of delay. Time granted.
3. S.O. to 12.12.2023.

MEMBER (J)

**M.A.NO. 527 OF 2023 IN M.A.ST.NO. 2195 OF 2023 IN
O.A.ST. 1952/2023
(Vasant V. Tandulje (Deceased) through L.Rs. Rajani Wd/o
Vasant Tandulje Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The original applicant namely Shri Vasant Vishwanathrao Tandulje died on 22.09.2023. His death certificate is at Annexure 'A-1'. In view of the same, the present applicant i.e. the widow of deceased applicant who is claiming to be heir and legal representative of the original applicant made M.A.No. 527/2023 for bringing her name on record as heir and legal representative of the original applicant and for condoning the delay of 14 days caused in filing application for setting aside abatement order.

3. Considering the prayers in the Original Application, right to sue would survive in the present applicant. In view of the same and for the reason stated in the application, in my considered opinion, this is a fit case to set aside abatement and to allow the applicant to be brought on record as

//2// M.A. 527/2023 in
M.A.St.2195/2023 in
O.A.St. 1952/2023

heir and legal representative of the original applicant by condoning the delay. Hence the following order:-

ORDER

- (a) The Misc. Application No. 527/2023 is allowed.
- (b) The delay of 14 days caused in filing the application for setting aside abatement order is hereby condoned and the applicant is allowed to be brought on record as heir and legal representative of the original applicant.
- (c) The amendment be carried out within two weeks and to serve the amended copy on the other side.
- (d) Accordingly, the Misc. Application is disposed of with no order as to costs.

MEMBER (J)

ORIGINAL APPLICATION NO. 145 OF 2023
(Shivaji R. Lagas & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri Shivaji R. Lagas, applicant No.1 and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The present matter is not on board. At the request of applicant No.1, it is taken on board.

3. The applicant no.1 is present and he has filed a pursis in writing for withdrawal of Original Application to his extent. The same is taken on record. However, he has represented by learned counsel. In view of same, applicant No.1 is requested to keep his Advocate present on the next date. In case if his Advocate refused to accompany him on the next date of hearing, this Tribunal will pass appropriate order of withdrawal of this O.A. to his extent.

4. S.O. to 28.11.2023.

MEMBER (J)

**ORIGINAL APPLICATION NO. 250 OF 2023
(Popat D. Sonwane Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents, as a last chance.
3. S.O. to 22.12.2023.

MEMBER (J)

**ORIGINAL APPLICATION NO. 513 OF 2022
(Vikram S. Vairale Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 11.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

ORIGINAL APPLICATION NO. 539 OF 2022
(Bhimraj S. Sonkamble Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri M.M. Parghane, learned counsel for the applicant, is **absent**. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

ORIGINAL APPLICATION NO. 583 OF 2022
(Shivling M. Sakhare Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

2. In view of absence of learned counsel for the applicant, S.O. to 22.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

T.A. 01 OF 2023 (W.P.NO. 9807/2022)
(Ganesh D. Gund Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 15.01.2024 for hearing.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

ORIGINAL APPLICATION NO. 692 OF 2023
(Vijaykumar M. Nawale Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

2. Learned P.O. submits across the bar the affidavit in reply on behalf of both the respondents. The same is taken on record and copy thereof is given to learned counsel for the applicant.

3. S.O. to 16.01.2024 for filing affidavit in rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**M.A.NO. 501/2023 IN O.A.ST.NO. 1923/2023
(Madhukar D. Bhalshankar Vs. State of Maharashtra &
Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri I.K. Wagh, learned counsel holding for Shri G.V. Wani, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 20.12.2023.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**ORIGINAL APPLICATION NO. 506 OF 2023
(Valmik A. Koli Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

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

3. S.O. to 21.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 647 OF 2023
(Subodh Gulab Khillare & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Smt. Archana Therokar, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 15.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 618 OF 2023
(Kishor A. Salunke Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. It appears from the proceedings that on 09.08.2023 cost of Rs. 1,000/- was imposed on the respondents for non filing of affidavit in reply. However till date no reply is filed.

3. In the circumstances, S.O. to 28.11.2023 for passing necessary order.

MEMBER (J)

**ORIGINAL APPLICATION NO. 586 OF 2023
(Umesh R. Kalve Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents till 20.12.2023.

MEMBER (J)

ORIGINAL APPLICATION NO. 514 OF 2023
(Sunil Anna Malkar Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

Shri V.A. Bagal Patil, learned counsel for respondent No.5, is **absent**.

2. Learned counsel for the applicant seeks time to file rejoinder. Time granted.
3. S.O. to 15.01.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 541 OF 2023
(Dr. Sanjay K. Muley Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

Shri M.P. Gude, learned counsel for respondent No.4, is **absent**.

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

3. S.O. to 22.12.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 601 OF 2021
(Ramesh M. Darekar Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 15.01.2024 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**ORIGINAL APPLICATION NO. 717 OF 2023
(Rajendra D. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

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

MEMBER (J)

**M.A.NO. 122/2023 IN O.A.ST.NO. 418/2023
(Smt. Rukhmin S. Mendhake Vs. State of Maharashtra &
Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

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

3. S.O. to 02.01.2024.

MEMBER (J)

SAS ORAL ORDERS 24.11.2023

**ORIGINAL APPLICATION NO. 790 OF 2023 WITH
CAVEAT NO. 29 OF 2023**

(Dinesh C. Mailagir Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri V.G. Pingle, learned counsel holding for Shri Bharat R. Warama, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

Shri P.B. Patil, learned counsel for respondent No.5/ Caveator, is **absent**.

2. Learned P.O. submits that the separate reply of respondent Nos. 1 & 2 may not be required.
3. In view of same, pleadings are complete. List the matter for hearing on admission as per its turn.
4. S.O. to 08.01.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

T.A. NO. 23/2023 (W.P. NO. 13531/2023)
(Kishor B. Deshmukh & Ors. Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Smt. Suchita Dhongde, learned Counsel for applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Matter is removed from the board.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

T.A. NO. 20/2023 (W.P. NO. 13026/2023)
(Machindra Najanab & Ors. Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Smt. Suchita Dhongde, learned Counsel for applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 19.1.2024.

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

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

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

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

7. S.O. to 19.1.2024.

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

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 69/2023 IN O.A. NO. 870/2019
(Dr. Devrao S. Dakhure Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 19.1.2024.

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

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

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

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

7. S.O. to 19.1.2024.

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

MEMBER (A)

VICE CHAIRMAN

**M.A. NO. 144/2023 IN M.A. ST. NO. 513/2023 IN
O.A. NO. 490/2018
(Bhanudas Vaishnav Vs. State of Maharashtra & Ors)**

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

DATE : 24.11.2023

ORAL ORDER :

Heard Ms. Anagha Pandit, learned counsel holding for Shri S.B. Talekar, learned Counsel for applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. For the reasons stated in the present Misc. Application, which according to us are just and sufficient, the delay occurred in filing Review Application is condoned. Hence, we pass the following order:-

ORDER

- (i) Delay occurred in filing Review Application is condoned.
- (ii) Misc. Application No. 144/2023 allowed without any order as to costs.
- (iii) Review Application be registered according to law.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 181/2023
(Dr. Pravara P. Kulkarni Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri S.P. Koli, learned Counsel for applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. In the interest of justice, 01 week time is granted for filing the affidavit in reply on behalf of the respondents. If reply is not filed on the next date, the matter will be heard without affidavit in reply.

3. S.O. to 1.12.2023.

MEMBER (A)
ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

C.P. NO. 33/2023 IN O.A. NO. 14/2023
(Rajesh N. Kadam Vs. State of Maharashtra & Ors)

C.P. NO. 34/2023 IN O.A. NO. 15/2023
(Balaji G. Magre Vs. State of Maharashtra & Ors)

C.P. NO. 35/2023 IN O.A. NO. 16/2023
(Vilas N. Ingle Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Counsel for applicants in all these matters and Shri M.S. Mahajan & Smt. Deepali S. Deshpande, learned Chief Presenting Officer & learned Presenting Officer for the respondent authorities in respective matters.

2. Learned Chief Presenting Officer has tendered the affidavit in reply on behalf of respondent no. 2 in all the three matters. Same are taken on record and copies thereof are supplied to other side.

3. It is reported that the orders passed by the Tribunal in the respective Original Application are complied with by the respondents. Therefore, nothing remains there for adjudication by the Tribunal. In view of that the Contempt Petitions stand disposed of without any order as to costs.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 02/2022
(Shantilal D. Hiwarale Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Shri K.G. Salunke, learned Counsel for applicant and Shri V.R. Bhumkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.12.2023. Interim Relief granted earlier to continue till then.

MEMBER (A)
ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 01/2022
(Vishnu B. More Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Shri K.G. Salunke, learned Counsel for applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.12.2023. Interim Relief granted earlier to continue till then.

MEMBER (A)
ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION ST. NO. 2245/2023
(Srikant U. Jadhav & Ors. Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri L.V. Sangit, learned Counsel for applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicants seeks leave to add one Smt. Vrushali Balkrishna Tambe, applicant in O.A. No. 57/2020 filed before the principal Bench of this Tribunal at Mumbai, as respondent no. 4 in the present O.A. Leave granted as prayed for. Amendment be carried out forthwith.

3. After the amendment is carried out, issue notice to the respondents, returnable on 1.12.2023.

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

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O.A. ST. 2245/2023

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 1.12.2023.

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

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

M.A. ST. 2246/2023 IN O.A. ST. 2245/2023
(Srikant U. Jadhav & Ors. Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri L.V. Sangit, learned Counsel for applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. This is an application preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.

4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

C.P. NO. 01/2023 IN O.A. NO. 608/2018
(Narendra S. Suryawanshi Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned Counsel for applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer has sought time to file affidavit in reply on behalf of the respondents. Last chance was already granted. However, time is again sought. Learned counsel for the applicant opposed the request made by the learned P.O. However, in the interest of justice time is granted till 11.12.2023, subject to payment of costs of Rs. 1,000/- on the respondents. Amount of costs shall be deposited in the office of this Tribunal by the next date.

3. S.O. to 11.12.2023.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 26/2023
(Vilas G Dongre & Ors. Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri Rahul Awasarmol, learned Counsel for applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Pleadings are complete. List the matter for hearing at the admission stage on 25.1.2024.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 590/2023
(Rajendra A. Shirsat Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Shri K.B. Jadhav, learned Counsel for applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has tendered across the bar the rejoinder affidavit. Same is taken on record and copy thereof has been supplied to other side.

3. List the matter for further consideration on 15.12.2023. Interim Relief granted earlier to continue till then.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 272/2023
(Avinash G. Chonde Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Shri Ajinkya Rreddy, learned Counsel for applicant and Shri M.S. Mahajan, Chief learned Presenting Officer for the respondent authorities, are present.

2. Rejoinder affidavit is filed by the learned counsel for the applicant. Same is taken on record and copy thereof has been given to other side.
3. List the matter for hearing on 18.1.2024.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 590/2023
(Rajendra A. Shirsat Vs. State of Maharashtra & Ors)

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

DATE : 24.11.2023

ORAL ORDER :

Shri K.B. Jadhav, learned Counsel for applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Rejoinder affidavit is filed by the learned counsel for the applicant. Same is taken on record and copy thereof has been given to other side.

3. List the matter for further consideration on 15.12.2023. Interim Relief granted earlier to continue till then.

MEMBER (A)

ARJ ORAL ORDERS 24.11.2023

VICE CHAIRMAN

**M.A. No. 215/2023 in O.A. St. No. 522/2023
(Balasaheb S. Gawali Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri B.R. Sable, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice upon the respondents.
3. At the request of learned counsel for the applicant, S.O. to 04.01.2024.

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**O.A. 473/2023, O.A. 475/2023 with Caveat 19/2023
and O.A. No. 476/2023**

(Pragati R. Chondekar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri Avinash Deshmukh, learned counsel for the applicant in O.A. 475/2023 (**Leave Note**). Shri Ajay Deshpande, learned Advocate for the applicant in O.A. No. 473/2023, Ms. Preeti Wankhade, learned counsel for the applicant in O.A. No. 476/2023, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities in all these O.As. and Shri G.R. Jadhav, learned counsel holding for Shri Avishkar Shelke, learned counsel for respondent No. 3 in O.A. No. 473/2023, are present. Shri I.K. Jadhav/P.L. Jadhav, learned counsel for Caveator in O.A. No. 475/2023, **absent**.

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

3. S.O. to 16.01.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 794 OF 2023
(Dattatraya N. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri Onkar Joshi, learned counsel holding for Shri Jiwan Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 12.01.2024 for filing rejoinder affidavit, if any. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**ORIGINAL APPLICATION NO. 618 OF 2022
(Shivling M. Palepad Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

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

MEMBER (J)

**ORIGINAL APPLICATION NO. 638 OF 2022
(Jitendra N. Mutkule Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel holding for Shri Amit Dhongde, learned counsel for respondent No. 3.

2. Part heard.

3. S.O. to 29.11.2023 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 987 OF 2022
(Fatema Rahim Beg & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Shri T.K. Rathod, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. By consent of both the sides, S.O. to 20.12.2023 for hearing.

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**ORIGINAL APPLICATION NO. 249 OF 2023
(Rajendra D. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri V.P. Narwade, learned Advocate for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 23.01.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 492 OF 2023
(Dr. Jagannath G. Kundkar Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

Ms. Preeti Wankhade, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. By consent of both the sides, S.O. to 16.01.2024 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**ORIGINAL APPLICATION NO. 527 OF 2023
(Vidya A. Mohite Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

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

Shri U.A. Khekale, learned counsel for respondent Nos. 3 & 4, is **absent**.

2. It appears that the respondent Nos. 3 and 4 are contesting respondents in the present O.A., however they have not filed any affidavit in reply.

3. This Tribunal directs the learned Presenting Officer to call record and proceedings till next date of hearing.

4. S.O. to 13.12.2023 for hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 593 OF 2023
(Chetan S. Malunde Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri M.R. Kulkarni, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 04.12.2023 for hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 954 OF 2019
(Rameshwar R. Chandak Vs. State of Maharashtra & Ors.)

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

DATE : 24.11.2023

ORAL ORDER :

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

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

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**ORIGINAL APPLICATION NO. 193 OF 2021
(Dr. Govardhan S. Doifode Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri U.B. Bondar, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 23.01.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**ORIGINAL APPLICATION NO. 591 OF 2021
(Vaishnavi S. Landage Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri S.B. Choudhari, learned Advocate for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 23.01.2024 for final hearing.

MEMBER (J)

KPB ORAL ORDER 24.11.2023

**ORIGINAL APPLICATION NO. 248 OF 2022
(Mogra G. Thakre Vs. State of Maharashtra & Ors.)**

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

DATE : 24.11.2023

ORAL ORDER :

Shri A.S. Mirajgaonkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

Shri Amit Savale, learned counsel for respondent No. 2, is **absent**.

2. Learned Advocate Shri Amit Savale representing on behalf of respondent No. 2, who is contesting party in the present O.A. Respondent No. 2 has not filed any affidavit in reply.

3. In view of the same, learned P.O. is hereby requested to call record and proceedings till next date of hearing.

4. S.O. to 15.12.2023 for final hearing.

MEMBER (J)

DATE : 24.11.2023

ORIGINAL APPLICATION NO. 1006 OF 2023

(Ashok M. Pawar Vs. The State of Maha. & Ors.)

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

1. Shri P.B. Rakhunde, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **20.12.2023**. The case be listed for admission hearing on **20.12.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR