

M.A. No. 313/2021 in O.A. No. 900/2019
(Arvind R. Bhingardive Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed short affidavit in O.A. Same is taken on record and copy thereof has been served on the learned Presenting Officer.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A. No. 313/2021 in O.A. No. 900/2019. Time granted.

4. S.O. to 18.11.2021.

MEMBER (A)

ORIGINAL APPLICATION NO. 723 OF 2018
(Arjun N. Kolmare Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. The affidavit in reply on behalf of respondent Nos. 1 to 4 is on record.

3. Learned Advocate for the applicant states that the affidavit in rejoinder is not necessary and pleadings are complete.

4. However, the learned Advocate for the applicant is advised to bring on record a copy of the Writ Petition No. 122/1987 and also of the judgment in W.P. No. 122/1987 delivered by the Hon'ble High Court of Judicature at Bombay, Bench at Aurangabad so that entire background facts can be appreciated. Copy of the same may be supplied to the learned Presenting Officer for the respondents.

5. S.O. to 24.11.2021.

MEMBER (A)

O.A. Nos. 192, 193 and 194 All of 2019

(Kashinath T. Soundalkar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicants in all these O.As. and S/shri I.S. Thorat, B.S. Deokar and Smt. M.S. Patni, learned Presenting Officers for the respondent No. 3 in all these O.As. and Shri S.B. Mene, learned Advocate for respondent Nos. 1 and 2 in all these O.As.

2. Learned Presenting Officer has placed on record a copy of communication dated 25.10.2021 issued by the Assistant Superintending Engineer, CADA, Aurangabad addressed to learned Chief Presenting Officer mentioning therein that draft affidavit in reply of respondent No. 3 may be sent to the respondent no. 1 for according approval. Respondent No. 3 has therefore, requested the learned P.O. to seek four weeks' time in the matter for filing reply of respondent No. 3. Copy of the said communication is taken on record and marked as document 'X' for the purpose of identification.

3. In view of above, time is granted to the respondent No. 3 for filing affidavit in reply in all these O.As.

4. S.O. to 23.11.2021.

MEMBER (A)

REV. NO. 6/2019 IN O.A.NO. 100/2018
(Ramrao T. Rathod Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Short time is granted.

3. S.O. to 10.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 833 OF 2019
(Komal R. Rathod Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Prashant M. Nagargoje, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 & 2. Shri N.L. Choudhary, learned Advocate for respondent No. 3 **(absent)**.

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

3. In view of the above, S.O. to 10.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 445 OF 2021
(Gautam C. Deolalikar & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder affidavit and the same is taken on record and the copy thereof has been served on the learned Presenting Officer.

3. S.O. to 15.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 366 OF 2021
(Narayansingh B. Thakur Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed a copy of communication dated 21.9.2021 addressed to Shri N.B. Thakur, the then Tahsildar, Hingoli by Deputy Secretary and Regional Divisional Enquiry Officer, Aurangabad Division, Aurangabad. It is taken on record and marked as document 'X' for the purpose of identification.

3. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 9.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 345 OF 2021
(Suvarna R. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri B.T. Bodhe, learned Advocate holding for Shri S.B. Solanke, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 15.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 300 OF 2021
(Aabasaheb B. Ghayal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.A. Bagal, learned Advocate holding for Shri K.G. Salunke, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 13.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 284 OF 2021
(Jitendra S. Sonawane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.A. Bagal, learned Advocate holding for Shri K.G. Salunke, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 13.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 266 OF 2021
(Smt. Laxmi N. Dhotre Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 219 OF 2021
(Manoj S. Belkhede Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.A. Bagal, learned Advocate holding for Shri S.B. Solanke, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri B.T. Bodhale, learned Advocate for respondent No. 5.

2. Record shows that affidavit in reply on behalf of respondent No. 5 has already been filed on record.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 1 to 4. Time granted.

4. S.O. to 13.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 145 OF 2021
(Jagdish N. Saindane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Shri A.S. Bayas, learned Advocate for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondents, present.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 122 OF 2021
(Mohan B. Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri M.K. Bhosale, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time for filing rejoinder affidavit. Time granted.

3. S.O. to 10.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 78 OF 2021
(Shubhangi Y. Pawale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent No. 1. Shri Chandrakant D. Biradar, learned Advocate for respondent No. 2 (**absent**).

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

3. In view of the above, S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 590 OF 2020
(Ankush B. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri S.D. Mundhe, learned Advocate holding for Shri Suhas R. Shirsat, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 13.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 523 OF 2020
(Rajkumar G. Sonawane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Record shows that the present case was fixed today for filing affidavit in reply on behalf of respondent Nos. 2 &
3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondent Nos. 2 & 3. Time granted.
3. S.O. to 13.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 287 OF 2020
(Shahu S. J. S. Huzurasingh Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri M.K. Bhosale, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Record shows that learned Presenting Officer has filed affidavit in reply of respondent Nos. 1 to 3 in the registry of this Tribunal on 9.1.2021, to which the applicant has filed rejoinder affidavit. Record further shows that the learned Presenting Officer has also filed sur-rejoinder on behalf of respondent No. 2.

3. In view of leave granted by this Tribunal as per order dated 22.9.2021 the learned Advocate for the applicant has added respondent Nos. 4 to 10.

4. However, on addition of the said respondents notices were issued to them and service report was also filed by the applicant showing that the said respondents are duly served. Respondent Nos. 4 to 10 are absent though they are duly served. Otherwise the pleadings between the

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O.A. NO. 287/2020

applicant and respondent Nos. 1 to 3 are complete up to sur-rejoinder.

5. S.O. to 9.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

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

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. Learned Presenting Officer seeks one more last chance for filing affidavit in reply on behalf of respondent No. 1. Learned Advocate for the applicant strongly opposed to grant of time to the learned Presenting Officer stating that on the last occasion i.e. on 12.10.2021 the learned Presenting Officer had made a statement that if the affidavit in reply is not filed the present case will proceed further in accordance with law.

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O.A. NO. 133/2020

4. In view of the above, S.O. to 18.11.2021 for admission with liberty to the learned Presenting Officer to file affidavit in reply on behalf of respondent No. 1.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO 959 OF 2019
(Rahul D. Sathe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder affidavit and the same is taken on record and copy thereof has been served on the learned Presenting Officer for the respondents.

3. In view of the above, S.O. to 30.11.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 580 OF 2021
(Dr. Santram M. Rathod Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Ram S. Shinde, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Short time is granted.

3. S.O. to 18.11.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 278 OF 2021
(Dr. Udaykumar D. Padhye Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Record shows that the applicant has filed additional affidavit on 18.8.2021. Thereafter, the present case was adjourned at the request of learned Presenting Officer to 8.9.2021, 28.9.2021, 8.10.2021 and today i.e. on 25.10.2021 for filing reply to the additional affidavit filed by the applicant. Today also learned Presenting Officer seeks time to file reply to the said additional affidavit. Time granted as a last chance.

3. S.O. to 18.11.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 192 OF 2021
(Suresh B. Lande Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed a copy of hall ticket of the applicant in respect of examination held on 24.10.2021. It is taken on record and marked as document 'X' for the purpose of identification.

3. Learned Advocate for the applicant seeks interim relief of keeping one post of Dental Hygienist vacant. In this case, affidavit in reply is already filed on behalf of the respondents. In view of the same, it would be suffice to order that filling of the post would be subject to outcome of this litigation.

4. S.O. to 23.11.2021 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 252 OF 2021
(Arati Ashok Ghatkar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed a copy of hall ticket of the applicant in respect of examination held on 24.10.2021. It is taken on record and marked as document 'X' for the purpose of identification.

3. Learned Advocate for the applicant seeks interim relief of keeping one post of Dental Hygienist vacant. In this case, affidavit in reply is already filed on behalf of the respondents. In view of the same, it would be suffice to order that filling of the post would be subject to outcome of this litigation.

4. S.O. to 23.11.2021 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

**M.A.NO.305/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(The State of Maharashtra & Ors. Vs. Samiksha R.
Chandrakant & Anr.**

WITH

**M.A.NO.310/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(Samiksha R. Chandrakar & Anr. Vs. State of
Maharashtra & Ors.)**

WITH

**M.A.NO.337/2021 IN M.A.NO.309/2021 IN T.A. 2/2021
(W.P.NO.2612/2021)
(Pratibha S. Ingle Vs. State of Maharashtra & Ors.)**

WITH

M.A.NO.309/2021 IN T.A. 2/2021 (W.P.NO.2612/2021)

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

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

M.A.NO.305/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Heard Shri M.S. Mahajan, learned Chief Presenting Officer for applicants in M.A.No.305/2021 & Shri Ajay Deshpande, learned Advocate for the respondents in present M.As./applicants in T.A. in M.A.305/2021.

2. We have already heard final arguments advanced by Shri Ram Apte, learned Special Counsel and the applicants

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herein / respondent No. 1 in T.A. No. 2/2021 in past. The present matter was part heard. Thereafter, on last occasion and today we have heard the arguments advanced by Shri Ajay S. Deshpande, learned Advocate for the respondents herein / applicants in T.A. No. 2/2021.

3. Part heard.

M.A.NO.310/2021 IN M.A.NO.309/2021 IN T.A. 2/2021

Heard Shri Ujjawal S. Patil, learned Advocate with Shri Pandurang Gaikwad and Shri Bhalchandra Shinde, learned Counsel for the applicants in M.A.(respondent Nos.5 to 10 in T.A.), Shri M.S. Mahajan, learned Chief Presenting Officer for applicants in M.A.(respondent Nos.1 to 4 in T.A.) and Shri Ajay S. Deshpande, learned Advocate for the respondent Nos.5 & 6 in M.A..

2. We have already heard arguments advanced by Shri V.D. Sapkal, learned Senior Counsel holding for Shri Ujjawal Patil, learned Advocate for the applicants herein / respondent Nos. 5 to 10 in T.A. No. 2/2021 in past.

3. On last occasion and today we have heard the arguments advanced by Shri Ajay S. Deshpande, learned Advocate for the respondent Nos. 5 & 6 herein / applicants in T.A. No. 2/2021.

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3. Part heard. S.O. to 28.10.2021. I.R. to continue till then.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

T.A.NO. 01/2021 (W.P.NO. 4908/2021)
(Shivji T. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 & 2, Shri Ujjawal S. Patil, learned Advocate for the respondent Nos. 3 to 5 and Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the respondent Nos. 6 to 8.

2. Due to paucity of time, S.O. to 28.10.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 212 OF 2021
(Dr. Rahul P. Waghmare Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 20.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 213 OF 2021
(Dr. Ashok S. Dhumal Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Jayant S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 20.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 188 OF 2021
(Jayashree R. Dixit Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Record shows that affidavit in reply on behalf of respondent No. 5 is already filed on record. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 4 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. S.O. to 17.12.2021 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 288 OF 2020
(Sandip S. Markad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Arvind G. Ambetkar, learned Advocate for the applicant, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Vijay C. Suradkar, learned Advocate for respondent No. 4. Shri Rahul A. Tambe, learned Advocate for respondent No. 5 (**absent**).

2. Record shows that the pleadings up to rejoinder are complete. The present case is pertaining to appointment. It is admitted and fixed for final hearing.

3. S.O. to 20.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1071 OF 2019
(Virbhadra G. Idage Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 & 4 and Shri N.U. Yadav, learned Advocate for respondent Nos. 2 & 3.

2. S.O. to 17.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

O.A.NOS. 769, 770, 771, 772/2019 & 311/2021
(Shaikh Imran Shaikh Saleem & Ors. Vs. State of Maha. & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Mrs. Suchita A. Dhongde, learned Advocate holding for Shri Amit S. Dhongde, learned Advocate for the applicants in all these cases and S/Shri N.U. Yadav, V.R. Bhumkar, B.S. Deokar, I.S. Thorat & Mrs. Deepali S. Deshpande, learned Presenting Officers for the respective respondents in respective cases.

2. Learned Presenting Officer seeks time for filing affidavit in reply in O.A. No. 311/2021. Time granted.

3. S.O. to 16.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

REV. 7/19 INM.A.530/19 IN O.A.ST.2098/19
(Bharat G. Raut Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. S.O. to 17.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

C.P.NO. 50/2019 IN O.A.NO. 242/2017
(Mohan R. Chaudhari Vs. State of Maharashtra & Ors.)

WITH

C.P.NO. 51/2019 IN O.A.NO. 648/2017
(Bhaskar S. Patil Vs. State of Maharashtra & Ors.)

WITH

C.P.NO. 52/2019 IN O.A.NO. 878/2016
(Nitinkumar T. Adhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Anant D. Sugdare, learned Advocate for the applicants in all these cases and S/Shri M.P. Gude, N.U. Yadav & Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officers for the respective respondents in respective cases.

2. S.O. to 16.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

M.A.NO. 179/2021 IN O.A.ST.NO. 695/2021
(Ashok K. Bhalerao & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Advocate holding for Shri Ashish B. Rajkar, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 15.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 653 OF 2021
(Soni Ashok Mulange Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Shri Bhargav B. Kulkarni, learned Advocate for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, present.

2. Since none appears for the applicant, S.O. to 29.10.2021.

MEMBER (A)

MEMBER (J)

M.A. 201/21 WITH M.A.159/21 IN O.A.115/18
(Nagnath G. Savant & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Sujeet D. Joshi, learned Advocate for the applicants, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri Ajay S. Deshpande, learned Advocate for respondent No. 3.

2. S.O. to 17.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

M.A.NO. 601/19 IN O.A.ST.2211/19

**(Maha. Rajya Rekhachitra Shakha Karmachari Sanghatna Through
its President Zaki Ahmed Jafri Vs. State of Maharashtra & Ors.)**

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

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri A.B. Chalak, learned Advocate holding for Shri Avinash S. Khedkar, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 575 OF 2016
(Aniket N. Mundhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri Amit Savale, learned Advocate for respondent No. 4.

2. Due to paucity of time, S.O. to 22.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 713 OF 2017
(Venkat D. Mundhe Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.A. Bagal, learned Advocate holding for Shri Kiran G. Salunke, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 29.10.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 96 OF 2018
(Arun K. Tike Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.A. Bagal, learned Advocate holding for Shri Kiran G. Salunke, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 29.10.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 30 OF 2018
(Rohini S. Deokar Vs. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO. 107 OF 2019
(Manjusha E. Kute (Khade) Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

O.A. NO. 30 OF 2018

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

O.A. NO. 107 OF 2019

Heard Shri Sujeet D. Joshi, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 4 and Shri V.B. Wagh, learned Advocate for respondent No. 5.

2. Due to paucity of time, S.O. to 16.11.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 316 OF 2019
(Shamlal C. Bhagure Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 6.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 374 OF 2019

(Dr. Mohd. Sharif Bismilla Khan Pathan Vs. State of Maha. & Ors.)

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

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 29.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 25.10.2021-HDD

ORIGINAL APPLICATION NO. 220 OF 2021
(Sayyed Shoukatali Sabirali Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
AND
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 25.10.2021

ORAL ORDER :

Heard Shri H.M. Shaikh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 3.12.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO.907 OF 2019
(Dr. N.V. Korde Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos.1 to 4 and Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the respondent No.6. None appears on behalf of the respondent No.5.

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

3. S.O. to 24.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.1080 OF 2019
(Ravindra S. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the Applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos.1,2 & 4 and Shri A.S. Mirajgaonkar, learned Advocate holding for Smt. Sunita D. Shelke, learned Advocate for the respondent No.3.

2. Record shows that impugned order is passed by the respondent no.3. The affidavit-in-reply is already filed by the respondent no.3.

3. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-in-rejoinder.

4. No affidavit-in-reply is filed on behalf of the respondent Nos.1,2 & 4 inspite of grant of ample time.

5. In the circumstances, matter is now fixed for passing admission order by giving liberty to the respondent nos.1,2 & 4 to file affidavit-in-reply.

6. S.O. to 25.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.510 OF 2020
(Priyadarshi S. Maske Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Shri Vilas S. Panpatte, learned Advocate for the applicant is **absent**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. As none present on behalf of the applicant, S.O. to 01.12.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.575 OF 2020
(Kondabai w/o R. Ghadge & Ors. Vs. State of
Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Smt. Dharti Gupta, learned Advocate holding for Shri K.M. Nagarkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Record shows that the affidavit-in-reply is already filed on behalf of the respondent Nos.1,2 & 4.

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

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

5. S.O. to 26.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.99 OF 2021
(Shrikant V. Mundhe Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri V.M. Maney, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time for filing affidavit-in-reply on behalf of respondent No.2.

3. Learned Advocate for the applicant opposes to grant time to respondent no.2 for filing affidavit-in-reply.

4. However, in the interest of justice, time is granted as a last chance to the respondent no.2 for filing affidavit-in-reply.

5. S.O. to 24.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.210 OF 2021
(Lala M. Jadhavar Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Shashikat T. Chalikwar, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent No.1 & 6 Shri A.D. Gadekar, learned Advocate for the respondent Nos.2 to 5.

2. At the request of learned P.O., time is granted as a last chance for filing affidavit-in-reply on behalf of respondent Nos.1 & 6.

3. S.O. to 26.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.289 OF 2021
(Madhukar L. Pradhan Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, 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. Learned P.O. seeks time for filing affidavit-in-reply on behalf of respondent Nos.1 to 3. Time is granted.

4. Meanwhile, learned P.O. for the respondents produced on record the copy of communication dated 25.10.2021 received from the office of respondent No.3 i.e. Superintendent of Police, Nanded stating that the regular pension proposal is already submitted to the officer of Accountant General (A.G.), Nagpur and the provisional pension is being paid to the applicant. It is marked as document 'X' for the purpose of identification.

5. S.O. to 25.11.2021 for filing affidavit-in-reply on behalf of the respondent Nos.1 to 3.

MEMBER (J)

**ORIGINAL APPLICATION NO.442 OF 2021
(Nikhil S. Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

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

2. At the request of learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents.
3. S.O. to 29.11.2021.

MEMBER (J)

**ORIGINAL APPLICATION NO.449 OF 2021
(Dr. Arun S. Shirurkar Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

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

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

3. S.O. to 22.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.450 OF 2021
(Dr. Pratap P. Ege Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

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

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

3. S.O. to 22.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.451 OF 2020
(Dr. Suresh M. Betkar Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

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

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

3. S.O. to 22.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.453 OF 2021
(Indrajeet M. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Jayant S. Deshmukh, 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, time is granted for filing affidavit-in-rejoinder, if any.

3. S.O. to 24.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

ORIGINAL APPLICATION NO.557 OF 2021

(Dr. Sanjay K. Kasralikar Vs. State of Maharashtra & Ors.)

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

DATE : 25.10.2021

ORAL ORDER :

Heard Ms. Poonam Bodke Patil, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos.1 to 4 & 6 and Shri A.S. Deshmukh, learned Advocate for the respondent No.5.

2. At the request of learned P.O. for the respondent Nos.1 to 4 & 6 and learned Advocate for the respondent No.5, time is granted for filing affidavit-in-reply.

3. S.O. to 25.11.2021. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.459 OF 2020
(Priti J. Patale Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Amit S. Savale, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. The present matter is already part heard.

3. Learned P.O. for the respondents submits that he has not yet received instructions as regards document produced by the learned Advocate for the applicant on the last occasion and therefore, he seeks time. Time is granted.

4. S.O. to 22.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

ORIGINAL APPLICATION NO.407 OF 2020

(Dr. Yashwant S. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 25.10.2021

ORAL ORDER :

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

2. Record shows that pleadings up to rejoinder are complete.

3. The matter is pertaining to transfer. It is admitted and fixed for final hearing on 24.11.2021. Interim relief granted earlier to continue till then.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

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

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Vinod P. Patil, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Record shows that affidavit-in-reply is already filed on behalf of respondent Nos.1 to 4.

3. Learned Advocate for the applicant submits that he has received copy of reply today itself and he seeks time for filing affidavit-in-rejoinder, if any. Time is granted.

4. S.O. to 29.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.512 OF 2020
(Shubash L. Kadam Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Shri Santosh C. Bhosale, learned Advocate for the applicant is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. As none present on behalf of the applicant, S.O. to 01.12.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**M.A.NO.259/2020 IN O.A.ST.NO.877/2020
(Vilas M. Yadav & Ors. Vs. State of Maharashtra & Ors.)**

WITH

**M.A.NO.260/2020 IN O.A.ST.NO.879/2020
(Indrakumar S. Auti Vs. State of Maharashtra & Ors.)**

WITH

**M.A.NO.261/2020 IN O.A.ST.NO.881/2020
(Rahul V. Manjare & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri S.B. Solanke, learned Advocate for the applicants in all the cases and Smt. M.S. Patni, Shri B.S. Deokar and Shri I.S. Thorat, respective learned Presenting Officers for the respondents in respective cases.

2. The present matters are closed for order.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**M.A.NO.276/2020 IN O.A.ST.NO.833/2020
(Jayant R. Ambhore Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri K.A. Ingle, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos.1 & 2. Shri N.A. Jadhav, learned Advocate for the respondent No.3 is **absent.**

2. The present matter be treated as part heard.
3. S.O. to 16.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**M.A.NO.237 OF 2021 IN M.A.NO.174 OF 2020 IN
O.A.ST.NO.574/2020**

(Dnyanoba W. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. for the respondents submits that the brief of present case is misplaced and therefore, she seeks time. Time is granted.

3. S.O. to 29.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**ORIGINAL APPLICATION NO.930 OF 2016
(Chadaman D. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri Shrikant Patil, 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. S.O. to 23.11.2021.

MEMBER (J)

ORAL ORDERS 25.10.2021-SAS

**M.A. 247/2020 IN O.A. ST. 338/2020
(Pandit K. Pawar Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri S.S. Tandale, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. filed affidavit in reply on behalf of res. nos. 1 to 3. It is taken on record and copy thereof is supplied to other side.

3. In the circumstances, S.O. to 2.12.2021 for filing rejoinder affidavit by the applicant, if any.

MEMBER (A)

**ORIGINAL APPLICATION NO. 584/2019
(Balu S. Jambe Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

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

2. It appears from the record that the present matter is partly heard on 20.9.2021. On instructions from the respondents, learned P.O. seeks short accommodation.

3. In the circumstances, S.O. to 29.10.2021.

MEMBER (A)

ORAL ORDERS 25.10.2021-ARJ

ORIGINAL APPLICATION NO. 662/2021
(Yashwant P. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The applicant has filed the present O.A. challenging the order dated 21.10.2021, thereby he has been transferred from his present place of posting at Ambad to Beed.

3. Issue notices to the respondents, returnable on 29.10.2021.

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. Learned C.P.O. is directed to keep ready the minutes of meeting of the Civil Services Board and notings of impugned transfer of the applicant so that the reasons for issuing the impugned transfer order U/s 4(4)(ii) and 4(5) of the Transfer Act, 2005 can be perused.

9. In the circumstances, Status quo as on today is granted to the impugned transfer order dated 21.10.2021 issued by the res. no. 1 till the minutes of meeting of Civil Services Board are presented and affidavit in reply is filed by the respondents.

10. S.O. to 29.10.2021.

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O.A. NO. 662/2021

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

MEMBER (A)

ORAL ORDERS 25.10.2021-ARJ

**ORIGINAL APPLICATION NO. 580/2018
(Amol R. Sakurskar Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri H.S. Joshi, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent no. 1 and Shri Shamsundar B. Patil, learned Advocate for respondent nos. 2 to 4.

2. The respondent nos. 2 to 4 have already filed their affidavit in reply, however, they have not addressed to the point regarding compliance of para 1(b) of the G.R. dated 20.5.2015, whereby it is binding on the respondents to intimate the family members of the deceased employee regarding scheme of compassionate appointment and in case of minor legal representation he should apply within 01 year from attaining the majority for appointment on compassionate ground.

3. In view of above, additional reply of respondent nos. 2 to 4 on the above points is required. Learned C.P.O. seeks time to file additional reply of respondent nos. 2 to 4 on the above points. Time granted.

4. S.O. to 24.11.2021.

MEMBER (A)

ORIGINAL APPLICATION NO. 425/2021
(Kirtimala M. Sonwale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri Ashish Rajkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time for filing affidavit in reply of the respondents. Time granted.
3. S.O. to 30.11.2021.

MEMBER (A)

ORAL ORDERS 25.10.2021-ARJ

ORIGINAL APPLICATION NO. 426/2021

(Dr. Abhishek A. Pendharkar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

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

2. Learned P.O. seeks time for filing affidavit in reply of the respondents. Time granted.
3. S.O. to 17.11.2021.
4. The interim relief granted earlier to continue till then.

MEMBER (A)

**M.A. 10/2021 IN O.A. ST. 3/2021
(Motiram D. Nahide Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

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

2. Learned P.O. seeks time for filing affidavit in reply of the respondents in the M.A. Time granted.

3. S.O. to 17.11.2021.

MEMBER (A)

ORAL ORDERS 25.10.2021-ARJ

**ORIGINAL APPLICATION NO. 2/2021
(Kiran S. Pawar Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time for filing affidavit in reply of the respondents. Time granted as a last chance.

3. Attention of the learned Advocate for the applicant is drawn towards the contents of G.R. dated 9.7.2019 (Annex. A-11 page 36 of paper book), wherein the State Government has not been prohibited from posting the suspended employee after the order of revocation of suspension to a place different than the place, wherefrom he was suspended. He submits that the principal seat of this Tribunal at Mumbai has delivered a judgment on this issue and he seeks some time for filing copy of said judgment on record.

4. In the circumstances, S.O. to 25.11.2021 for filing affidavit in reply by the respondents and also filing copy of judgment of principal seat of the Tribunal at Mumbai by the learned Advocate for the applicant.

MEMBER (A)

**ORIGINAL APPLICATION NO. 389/2021
(Baburao C. Mahire Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Shri Yogesh H. Jadhav, learned Advocate for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondents, is present.

2. Learned P.O. seeks time for filing affidavit in reply of the respondents. Time granted.

3. The applicant needs to correct date of letter dated 7.11.2012 mentioned against event on 20.3.2013 in the synopsis.

4. Learned P.O. is advised to cover the constrains experienced by the respondents in discharging obligation assumed by them by their own submissions made in O.A. 979/2018 basis which the said O.A. was disposed of .

5. S.O. to 30.11.2021.

MEMBER (A)

**ORIGINAL APPLICATION NO. 467/2021
(Dr. Mohan P. Shinde Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent nos. 1 to 4. None appears for respondent no. 4 – the Chief Executive Officer, Zilla Parishad, Ahmednagar, though duly served.

2. Learned P.O. seeks time for filing affidavit in reply of the respondents. Time granted as a last chance.

3. S.O. to 29.11.2021.

MEMBER (A)

**ORIGINAL APPLICATION NO. 517/2021
(Manisha P. Paithane Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has filed rejoinder affidavit of the applicant. It is taken on record and copy thereof has been supplied to the learned C.P.O. for the respondents.

3. Learned P.O. seeks time for filing sur-rejoinder of the respondents to the rejoinder filed by the applicant. Time granted.

4. Learned P.O. has been advised to produce on record the documents based on which the impugned transfer of the applicant has been classified as 'Request Transfer'.

5. S.O. to 29.11.2021.

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

MEMBER (A)

ORIGINAL APPLICATION NO. 446/2021
(Dr. Kamlakar S. Mane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri Bijay Kumar, Member (A)
DATE : 25.10.2021

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent no. 1. None appears for respondent no. 3, though duly served.

2. Shri P.R. Tandale, learned Advocate has filed his V.P. for respondent no. 2. It is taken on record.

3. The impugned transfer order dated 9.8.2021 is to the effect of transferring the applicant from Veterinary Dispensary, Ambulga to Veterinary Dispensary Grade-I, Deoni, tq. Deoni, Dist. Latur. The certificate issued by the District Veterinary Officer, Zilla Parishad, Latur dated 12.8.2021 is on record at Annex. A-1 page 10 of paper book, which shows that the applicant is working at Veterinary Dispensary Grade-I, Ambulga, Tq. Nilanga, Dist. Latur from 31.3.2018 and he is due for retirement on superannuation on 30.6.2022.

4. The contents of this certificate at Annex. A-1 page 10 of paper book shows that the applicant has completed his tenure of 3 years' at Tq. Nilanga. However, as the applicant is going to retire within less than one year from the date of

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O.A. NO. 446/2021

passing of the impugned order, the same is in violation of provisions of section 5(1)(a) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 and therefore the impugned transfer order is bad in law.

5. In the above circumstances, the impugned order dated 9.8.2021 issued by the respondent no. 1, whereby the applicant has been transferred from Veterniary Dispensary, Ambulga to Veterniary Dispensary Grade-I, Deoni, tq. Deoni, Dist. Latur is hereby quashed and set aside.

6. Accordingly, O.A. No. 446/2021 stands disposed of. There shall be no order as to costs.

MEMBER (A)

ORAL ORDERS 25.10.2021-ARJ

**ORIGINAL APPLICATION NO.140 OF 2021
(Vishu M. Misal Vs. State of Maharashtra & Ors.)**

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

DATE : 25.10.2021

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S. S. Thombre, 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. S.O. to 25.11.2021.

MEMBER (J)

Date : 25.10.2021

ORIGINAL APPLICATION NO.656/2021

(Shrikisan Choure V/s State of Maharashtra & Ors.)

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

1. Smt. Suchita Dhongde Id. Advocate for the applicant and Smt. Deepali Deshpande Id. PO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 16.11.2021. The case be listed for admission hearing on 16.11.2021.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

25.10.2021/yuk registrar notice/

Date :25.10.2021

ORIGINAL APPLICATION NO.663/2021

(Kiran Kisanrao Komwad V/s The State of Maharashtra & Ors.)

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

1. Shri R.N. Bharaswadkar, ld. Advocate for the applicant and Shri M.S. Mahajan, ld. C.P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 24.11.2021. The case be listed for admission hearing on 24.11.2021.
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

Date :25.10.2021

ORIGINAL APPLICATION NO.654/2021

(Madnesh Ashokrao Mudiraj V/s The State of Maharashtra & Ors.)

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

1. Smt. Priya S. Gondhalekar, ld. Advocate for the applicant and Shri I.S. Thorat, ld. P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 23.11.2021. The case be listed for admission hearing on 23.11.2021.
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