

**M.A. 330/2021 IN M.A. 233/2021, M.A. 233/2021
and M.A. 293 OF 2021 IN O.A. 722 OF 2019
(Arvind D. Gaikwad & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021.

ORAL ORDER :

**M.A. No. 330/2021 in M.A. No. 233/2021 in O.A. No.
722/2019 and M.A. No. 233/2021 in O.A. No. 722/2019**

Heard final arguments advanced by Shri V.D. Sapkal, learned Senior counsel holding for Shri V.B. Wagh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief presenting Officer for respondent Nos. 1 to 3, Shri M.B. Kolpe, learned Advocate for respondent No. 4 and Ajay Deshpande, learned Advocate for respondent Nos. 5 to 9 (Applicants in O.A.).

M.A. No. 293/2021 in O.A. No. 722/2019

Heard final arguments advanced by Shri R.N. Chavan, learned Advocate the applicant, Shri M.S. Mahajan, learned Chief presenting Officer for respondent Nos. 1 to 3, Shri M.B. Kolpe, learned Advocate for respondent No. 4 and Ajay Deshpande, learned Advocate for respondent Nos. 5 to 9 (Applicants in O.A.).

O.A. No. 722/2019

Heard Shri Ajay S. Deshpande, learned Advocate for the applicants, Shri M.S. Mahajan, learned C.P.O. for

//2// M.A.330/21 in M.A. 233/21,
M.A. 233/2021 and M.A.
293/21 in O.A. 722/19

respondent Nos. 1 to 3, Shri M.B. Kolpe, learned Advocate for respondent No. 4, Shri A.S. Deshmukh, learned Advocate for the Respondent Nos. 5, 6, 71, 87, 150, 198, 211, 229, 369, 489, 511, 528, 625, 628 & 629 in O.A., Shri G.K. Kshirsagar, learned Advocate for the Respondent Nos. 221, 222, 249, 252, 296, 327, 353, 573, 581, 593, 606 & 627 in O.A., Shri G.M. Ghongade, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the Respondent Nos.15, 193, 194, 278, 288, 291, 331, 344, 510, 515 & 554 and Shri Ajay U. Chandel, learned Advocate holding for Shri Sandeep Dere, learned Advocate for Respondent Nos. 142, 248, 412, 20, 22, 23, 30, 33, 36, 58, 60, 75, 78, 79, 84, 90, 92, 94, 109, 111, 115, 117, 121, 123, 126, 130, 132, 133, 158, 162, 171, 173, 177, 178, 180, 189, 196, 200, 205, 209, 210, 213, 216, 218, 226, 240, 255, 258, 260, 267, 271, 272, 594, 277, 279, 298, 303, 309, 315, 320, 326, 339, 343, 349, 351, 359, 372, 377, 382, 390, 391, 400, 402, 407, 411, 415, 417, 422, 426, 428, 436, 442, 450, 451, 453, 325, 456, 458, 467, 475, 477, 478, 479, 488, 491, 500, 502, 512, 514, 517, 533, 535, 536, 541, 545, 550, 367, 560, 563, 565, 568, 569, 596, 603, 618, 619, 624, 626, 630, 634, 636 & 638 and Shri Ashish Rajkar, learned Advocate for the respondent Nos. 105, 317, 443 & 458.

//3// M.A.330/21 in M.A. 233/21,
M.A. 233/2021 and M.A.
293/21 in O.A. 722/19

2. M.A. No. 330/2021 in M.A. No. 233/2021 in O.A. No. 722/2019, M.A. No. 233/2021 in O.A. No. 722/2019 and M.A. No. 293/2021 in O.A. No. 722/2019 are closed and kept for passing necessary orders on 16.11.2021.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 26.10.2021

**ORIGINAL APPLICATION NO. 530 OF 2021
(Priya R. Awhad Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

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 placed on record a copy of press note dated 14.10.2021 issued by the respondent No. 2 i.e. the Maharashtra Public Service Commission stating that the main examination for the post of Assistant Motor Vehicle Inspector is now to be held on 20.11.2021. Copy of the said press note is taken on record and marked as document 'X' for the purpose of identification. Learned Advocate for the applicant also placed on record affidavit in rejoinder. Same is taken on record and copy thereof has been served on the other side.

3. Pleadings are complete. The present matter is relating to eligibility of the applicant for appearing for main examination. Hence, the O.A. is admitted and it be fixed for final hearing on 27.10.2021.

MEMBER (A)

MEMBER (J)

**C.P. No. 21/2019 in O.A. St. No. 1857/2017
(Vasant N. Phad Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri S.S. Tandale, learned Advocate holding for Shri B.R. Kedar, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent No. 3 and Shri S.B. Mene, learned Advocate for the respondent Nos. 1 & 2.

2. At the request of learned Advocate for the applicant, S.O. to 08.12.2021.

MEMBER (A)

MEMBER (J)

**C.P. No. 23/2020 in O.A. No. 769/2018
(Pralhad C. Shelke Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer seeks time for filing sur-rejoinder to the rejoinder affidavit filed by the applicant. Time granted.

3. S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 53 OF 2018
(Sopan E. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. At the request and by consent of both the sides, S.O. to 14.12.2021 for hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 26 OF 2020
(Sanjay D. Salunke Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Yogesh H. Jadhav, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1 to 3. Shei D.A. Madke, learned Advocate for respondent No. 19. None present for respondent Nos. 4 to 18, though duly served.

2. Pleadings are complete. The present matter is pertaining to seniority. Hence, the O.A. is admitted and it be kept for final hearing on 17.12.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 312 OF 2020
(Amol D. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Sushil Irale Patil, learned Advocate holding for Shri D.R. Irale Patil, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant filed rejoinder affidavit to the affidavit in reply filed by the respondent Nos. 1 and 2. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 20.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 259 OF 2021
(Megharani P. Tarkase & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri C.V. Dharurkar, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 27.10.2021.

MEMBER (A)

MEMBER (J)

**M.A. No. 174/2017 in O.A. St. No. 588/2017
(Aasaram S. Chormare Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

**M.A. No. 476/2019 in O.A. St. No. 1752/2019
(Nasiroddin A. Shaikh Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, 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 16.12.2021.

MEMBER (A)

MEMBER (J)

**M.A. No. 67/2020 in O.A. St. No. 90/2020
(Bismillabee J. Shaikh Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 14.12.2021.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 76 OF 2016
(Pramod S. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 17.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 946 OF 2017
(Namdeo L. More Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 17.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

**T.A. No. 01/2018 (W.P. No. 15249/2017)
(Chand R. Hingole Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 16.12.2021 for final hearing. Interim relief granted earlier to continue till next date.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 76 OF 2018
(Purushottam S. Andhale & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 and 2, Shri L.M. Kulkarni, learned Advocate for respondent Nos. 3 to 6 and Shri S.R. Shirsath, learned Advocate for respondent Nos. 7 to 9.

2. Due to paucity of time, S.O. to 15.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 110 OF 2019
(Ashok M. Randhe Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 15.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 385 OF 2019
(Suresh U. Nande Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 16.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 398 OF 2019
(Dr. Anilkumar B. Momale Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

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 16.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

O.A. Nos. 468, 469 & 478 All of 2019
(Kuldeep I. Chole & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Sandeep D. Munde, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, & Smt. M.S. Patni, learned Chief Presenting Officer and Presenting Officer for the respective respondents in respective O.As.

2. Due to paucity of time, S.O. to 20.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 187 OF 2020
(Basanti J. Padavi Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Due to paucity of time, S.O. to 08.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 292 OF 2021
(Kashinath H. Devtule Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Sandeep D. Munde, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Due to paucity of time, S.O. to 20.12.2021 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 209 OF 2004
(Shaikh Abdul Khaja Miyan Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Chief Presenting Officer for the respondents submits that the additional affidavit is not ready today and he will file it by next date.
3. S.O. to 22.11.2021 for hearing.

MEMBER (A)

MEMBER (J)

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

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

DATE : 26.10.2021

ORAL ORDER :

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

2. At the request and by consent of both the sides, S.O. to 16.11.2021 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 66 OF 2018
(Dnyaneshwar P. Kadam Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. At the request and by consent of both the sides, S.O. to 15.11.2021 for hearing.

MEMBER (A)

MEMBER (J)

**M.A.NO. 205/2021 IN O.A.ST.NO. 2467/2019
(Vijaykumar B. Rathi Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Since nobody appears for the applicant, S.O. to 15.11.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 26.10.2021-HDD

**M.A. 219/21 IN O.A.162/19 WITH M.A.220/21 IN O.A.163/19 WITH M.A.221/21 IN O.A.164/19 WITH M.A.222/21 IN O.A. 173/19 WITH M.A. 223/21 IN O.A. 174/19 WITH M.A.224/21 IN O.A.175/19 WITH M.A. 225/21 IN O.A. 176/19 WITH M.A.226/21 IN O.A.221/19
(Mahadev P. Pawar & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Ms. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in all these cases and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these cases.

2. At the request of learned Chief Presenting Officer, S.O. to 13.12.2021 for filing affidavit in reply on behalf of respondents in all these cases.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 26.10.2021-HDD

M.A.NO. 93/2017 IN O.A.ST.NO. 1452/2014
(Manjushree B. Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 15.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 26.10.2021-HDD

ORIGINAL APPLICATION NO. 788 OF 2019
(Santoshkumar A. Kaul Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Santosh B. Bhosale, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent No. 1 and Shri S.D. Dhongde, learned Advocate for respondent No. 2.

2. At the request of learned Advocate for the applicant, S.O. to 20.12.2021 for filing rejoinder affidavit.

MEMBER (A)

MEMBER (J)

M.A.NO. 202/2017 IN O.A.NO. 639/2019
(Ajit Vasantao Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Ms. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for respondent No. 3.

2. No affidavit in reply has been filed on behalf of respondent Nos. 1 & 2 though on the last occasion i.e. on 11.10.2021 time was granted as a last chance. The present application is filed for amendment. In view of the same, amendment application be kept for hearing on the next date.

3. S.O. to 10.12.2021.

MEMBER (A)

MEMBER (J)

**M.A.NO. 356/2019 IN O.A.ST.NO. 1530/2019
(Ranjana D. Jaybhaye Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted as a last chance.

3. S.O. to 13.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 26.10.2021-HDD

ORIGINAL APPLICATION NO. 579 OF 2021
(Siddharth R. Pandurnikar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Shri Ajay S. Deshpande, learned Advocate for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondents, present.

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. 500 OF 2021
(Swapnil S. Jagtap Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, 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 20.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 447 OF 2021
(Malile Anil Gangadhar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, 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. Time granted.

3. S.O. to 20.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 342 OF 2021
(Kalpana Tejrao Shelke & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicants has filed counter affidavit to additional affidavit in reply of respondent No. 3 and the same is taken on record and copy thereof has been served on the learned Presenting Officer for the respondents.

3. S.O. to 17.11.2021. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 299 OF 2021
(Nagorao W. Bhalerao Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri M.B. Sandanshiv, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 4. Shri S.S. Ware, learned Advocate for respondent Nos. 5 & 6 (**absent**).

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. 271 OF 2021
(Shivaji S. Kawade Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Vishwas B. Wagh, 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. One more last chance is granted.

3. S.O. to 17.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 148 OF 2021
(Dattaram U. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Vishwas B. Wagh, 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. 1 is already filed on record.

3. 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.

4. At the request of learned Advocate for the applicant, S.O. to 16.12.2021 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 591 OF 2020
(Anil Suresh Burkul Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 & 2 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

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

4. In view of the above, S.O. to 15.12.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 303 OF 2020
(Sanjay D. Dongaonkar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri P.N. Sonpethkar, 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 to the amended O.A. Short time is granted.

3. S.O. to 23.11.2021.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 152 OF 2020
(Avinash B. Londhe Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Smt. Poonam V. Bodke Patil, learned Advocate for the applicant and Shri I.S. Thorat, 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 for the respondents.

3. S.O. to 17.12.2021

MEMBER (A)

MEMBER (J)

C.P. 35/2019 IN O.A. 59/2017 IN O.A. 273/2017
(Vishwanath B. Baswante & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri V.P. Golewar, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that respondent Nos. 1 to 3 have been retired from Government service. In view of the same, learned Advocate for the applicants submits that he would take necessary steps to bring on record the present incumbent in place of respondent Nos. 1 to 3.

3. S.O. to 16.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 26.10.2021-HDD

C.P.NO. 33/2019 IN O.A.NO. 678/2017
(Makrand S. Bhalerao Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Asif Ali, learned Advocate holding for Smt. A.N. Ansari, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer submits that by order dated 3.9.2021 the respondent No. 2 was directed to file additional affidavit. Draft of the said additional affidavit was ready on the last date i.e. on 29.9.2021. However, in the meanwhile respondent No. 2, Shri Arun Dongare, District Collector, Nanded has been transferred from Nanded to elsewhere and in his place Dr. Vipin Itankar is posted as District Collector, Nanded. He has produced on record a copy of communication dated 21.10.2021 received to him from Dr. Vipin Itankar, District Collector, Nanded and he requested to replace him in place of Shri Arun Dongare the then District Collector, Nanded. The present case being the contempt petition, the name of respondent No. 2 should be replaced by inserting the name of present District Collector, Nanded, in order to have the effective hearing.

**:: - 2 - :: C.P.NO. 33/2019 IN
O.A.NO. 678/2017**

3. In view of the above, learned Advocate for the applicant shall replace the name of respondent No. 2 in the present contempt petition on or before the next date.

4. After carrying out the necessary amendment by the learned Advocate for the applicant in the present contempt petition, the respondent No. 2 shall file affidavit in reply.

5. S.O. to 15.12.2021.

MEMBER (A)

MEMBER (J)

ORAL ORDERS 26.10.2021-HDD

ORIGINAL APPLICATION NO.56 OF 2020
(Anil S. Barkul Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri K.D. Khade, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for the Respondents.

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

3. S.O. to 01.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.586 OF 2020
(Sonaji K. Barhate Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri A.B. Rajkar, learned Advocate for the Applicant, Shri M.P. Gude, learned Presenting Officer for the Respondent No.1 and Shri N.U. Yadav, learned Advocate for the respondent Nos.2 & 3.

2. At the request of learned P.O. for the respondent No.1 and learned Advocate for the respondent Nos.2 & 3, time is granted for filing affidavit-in-reply.

3. S.O. to 01.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.144 OF 2021
(Vithal T. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Record shows that pleadings up to rejoinder are complete. The matter is pertaining to correction in date of birth. It is admitted and fixed for final hearing on 02.12.2021.

MEMBER (J)

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

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri U.B. Bondar, learned Advocate for the Applicant and Shri I.S. Thorat, learned Presenting Officer for the Respondents.

2. Affidavit-in-rejoinder filed by the applicant is taken on record and copy thereof has been served on the other side.
3. S.O. to 01.12.2021 for filing sur-rejoinder, if any.

MEMBER (J)

ORIGINAL APPLICATION NO.190 OF 2021
(Pratibha M. Bankar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri R.M. Jade, learned Advocate for the Applicant and Shri N.U. Yadav, learned Presenting Officer for the Respondent Nos.1 & 2. Smt. Manjushri V. Narwade, learned Advocate for the respondent Nos.3 to 5 is **absent**.

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

3. S.O. to 02.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.206 OF 2021
(Deepak B. Aher & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Shri S.B. Solanke, learned Advocate for the Applicants is **absent**. Heard Shri V.R. Bhumkar, 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 03.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.359 OF 2021
(Hajralee @ Nurbee Shaikh Nijam Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri C.V. Bodkhe, learned Advocate holding for Shri Ravindra B. Gore, learned Advocate for the Applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the Respondent Nos.1,2,5 & 6.

2. Learned Advocate Shri D.T. Devane files VAKALATNAMA on behalf of the respondent Nos.3 & 4.

3. Affidavit-in-reply filed on behalf of respondent no.5 is taken on record.

4. At the request of learned P.O., and learned Advocate for the respondent Nos.3 & 4, time is granted for filing affidavit-in-reply.

5. S.O. to 03.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.487 OF 2021
(Chatrabhuj G. Jagtap Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the Applicant and Shri V.R. Bhumkar, 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 06.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.525 OF 2021
(Gurling N. Tanwade Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the Applicant and Shri S.K. Shirse, learned Presenting Officer for the Respondents.

2. Issue fresh notice to the respondents, returnable on 06.12.2021.

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.

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O.A.525/2021

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 06.12.2021.
8. Steno copy and Hamdast is allowed to both parties.
9. The present matter is placed on separate board.

MEMBER (J)

ORIGINAL APPLICATION NO.532 OF 2021
(Kaviraj J. Kukcche Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri K.G. Salunke, learned Advocate for the Applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondent Nos1 & 2 and Shri G.W. Khandare, learned Advocate holding for Shri N.B. Narwade, learned Advocate for the respondent No.3.

2. Affidavit-in-reply filed on behalf of the respondent Nos.1 & 2 is taken on record and copy thereof has been served on the other side.

3. The applicant does not wish to file affidavit-in-rejoinder.

4. As the matter is pertaining to transfer and it is expedited, it is admitted and fixed for final hearing on 17.11.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.543 OF 2021
(Sanjay G. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. By order dated 01.09.2021, the respondent No.2 was directed to consider and decide the representation of the applicant dated 14.9.2021 (Annex. 'A-10') on its own merit.

3. Learned P.O. for the respondents submits that the said representation of the applicant is rejected by respondent no.2 by passing order dated 25.10.2021. She placed on record the copy of said order. It is marked as document 'X' for the purpose of identification.

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

5. S.O. to 18.11.2021.

MEMBER (J)

M.A.NO.18 OF 2020 IN O.A.NO.81 OF 2018
(Sayyed Wali Abdul Khadar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri D.A. Bide, 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 as a most last chance for filing affidavit-in-reply on behalf of the respondents.

3. S.O. to 30.11.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.172 OF 2021
(Baliram S. Pandule Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri S.B. Patil, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the Applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 30.11.2021. Interim relief granted earlier to continue till then.

MEMBER (J)

M.A.NO.273 OF 2019 IN O.A.ST.NO.891 OF 2019
(Shaikh Abdul Gafur Md Sarwar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Ashish B. Rajkar, learned Advocate for the Applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the Respondents.

2. The present matter is closed for order.

MEMBER (J)

M.A.NO.122 OF 2020 IN O.A.ST.NO.349 OF 2020
(Narandra Krishna Rameshdev Joshi Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 30.11.2021.

MEMBER (J)

M.A.NO.326 OF 2021 IN O.A.NO.581 OF 2021
(Dr. Aaliya Kausar Aziz Ahmed Khan Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the Applicant in present M.A.(respondent No.6 in O.A.), Shri N.U. Yadav, learned Presenting Officer for the Respondent Nos.2 to 5 in the present M.A.(respondent Nos.1 to 4 in O.A.) and Shri J.M. Murkute, learned Advocate for the respondent No.1 in present M.A.(applicant in O.A).

2. Learned P.O. placed on record the copy of communication dated 22.10.2021 addressed by the respondent No.1 to respondent No.2 accommodating the respondent no.6 in O.A. in Civil Hospital, Aurangabad and directing the respondents to consider the choice posting of the applicant in O.A. on temporary basis and later on accommodate her in Civil Hospital, Aurangabad. It is marked as document 'X' for the purpose of identification.

3. Learned Advocate for the respondent No.6 in O.A. submits that as per order she has joined the duty.

4. S.O. to 16.11.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.955 OF 2018
(Madhukar K. Sarpdhare Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri D.R. Irale Patil, learned Advocate for the Applicant and Shri B.S. Deokar, learned Presenting Officer for the Respondent Nos.1 to 4. None appears on behalf of the respondent No.5.

2. The present matter is closed for order.

MEMBER (J)

ORIGINAL APPLICATION NO.95 OF 2021
(Nitin S. Shelar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

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

2. The present matter is closed for order.

MEMBER (J)

ORIGINAL APPLICATION NO.431 OF 2019
(Ashabai M. Suradkar Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the Applicant and Shri M.P. Gude, learned Presenting Officer for the Respondent Nos.1 to 5. Shri P.B. Paithankar, learned Advocate for the respondent No.6 is **absent**.

2. Due to paucity of time, S.O. to 08.12.2021.

MEMBER (J)

ORIGINAL APPLICATION NO.583 OF 2019
(Bhaskar D. Baviskar Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO.602 OF 2019
(Bhaskar D. Baviskar & Ors. Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO.619 OF 2019
(Arjun R. Pawar Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO.620 OF 2019
(Rajendra S. Mali Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned Advocate for the Applicants in all the O.A.s and Shri M.S. Mahajan, learned Chief Presenting Officer for the Respondents in all the O.As.

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

MEMBER (J)

ORIGINAL APPLICATION NO.138 OF 2019
(Dnyanoba K. Ovhal Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri D.T. Devane, learned Advocate for the Applicant and Shri V.R. Bhumkar, learned Presenting Officer for the Respondents.

2. The present matter be treated as part heard.
3. S.O. to 22.11.2021.

MEMBER (J)

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

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

DATE : 26.10.2021

ORAL ORDER :

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

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

MEMBER (J)

Date :26.10.2021

ORIGINAL APPLICATION NO.666/2021

**(Bhagwan R. Shewale V/s The State of Maharashtra
& Ors.)**

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

1. Shri V.B. Wagh, Id. Advocate for the applicant and Shri N.U. Yadav, Id. P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 25.11.2021. The case be listed for admission hearing on 25.11.2021.
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

**M.A.NO.96/2020 IN O.A.ST.NO.239/2020
(Kailas Walekar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 25-11-2021.

MEMBER (A)

YUK ORAL ORDERS 26.10.2021

**ORIGINAL APPLICATION NO.561/2019
(Ramesh Barhe Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri S.D.Dhongde learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant, Shri B.S.Deokar, learned Presenting Officer for the respondent nos.1 and 2 and Shri S.C.Chillarge learned Advocate for respondent no.3.

2. At the request of learned Advocate for the applicant, S.O. to 17-11-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.667/2021
(N.E.Rajput Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Before issuing notice, learned Advocate for the applicant is required to justify the grounds of maintainability of the O.A. in the background of facts stated in O.A.No.667/2021. It is apparent that the applicant has worked only in Dhule District, mostly at Shirpur or Shindkheda. He has made request for mid-tenure transfer at Shirpur, however only when the request is not considered positively he is invoking provisions of the Transfer Act, 2005. It is also noticed that three years' service is left before his superannuation, and therefore, the applicant is not covered by provision of 5(1)(a) of Transfer Act, and therefore, request of learned Advocate for the applicant to issue only direction, including a direction to decide representation of the applicant is not conceded. Moreover, once transfer orders have been issued and representation of applicant have not been considered,

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O.A.NO.667/2021

which appears to be devoid of merit, it may be inferred that the representation of the applicant has not been accepted.

3. However, as per request of the learned Advocate for the applicant one more opportunity being provided to him to establish maintainability of the O.A. on the next date.

4. S.O. to 30-11-2021.

MEMBER (A)

YUK ORAL ORDERS 26.10.2021

ORIGINAL APPLICATION NO.241/2019
(Chandrakant Patange & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri V.B.Wagh, learned Advocate for the applicant, Shri I.S.Thorat, learned Presenting Officer for the respondent no.1 and Shri G.N.Patil, learned Advocate for respondent nos.2, 3, 4, and 5.

2. Learned Advocate for the respondent nos.2 to 5 submits documents in compliance with this Tribunal's order dated 24-09-2021 which is marked as document "X" for identification. It has been shown that these candidates had not passed CEA examination within 10 years and 3 chances, however, he has not clarified that during those 10 years when were examinations conducted.

3. Learned Advocate for the applicant submits that the applicants were not sponsored or called for attending examination. Therefore, they cannot be held responsible for not passing examination within 3 chances in 10 years. He prays for a short time for filing a short affidavit.

4. Learned Advocate for respondent nos.2 to 5 to submit the details of all the applicants, date off conducting examination for relevant 10 years and whether each applicant was informed to appear for examination and if they had appeared what is the outcome, on the next date.

5. S.O. to 01-12-2021.

MEMBER (A)

**O.A.NOS.16/2020, 17/2020, 18/2020 & 19/2020
(Sahebrao Kale & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri J.S.Deshmukh, learned Advocate for the applicants and S/Shri V.R.Bhumkar, N.U.Yadav, D.R.Patil and I.S.Thorat, learned Presenting Officers for the respondents in respective cases.

2. Learned Advocate for the applicants prays for time for filing affidavit in rejoinder. Time is granted.
3. S.O. to 26-11-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.83/2020
(Devendra Sonar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant prays for time for filing affidavit in rejoinder. Time is granted.

3. S.O. to 25-11-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.30/2021
(Kedarnath Budhwant Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned P.O. files affidavit in reply on behalf of respondent nos.1 and 2. Respondent no.3 had already filed affidavit in reply on 23-03-2021. Copy is provided to the learned Advocate for the applicant, who may file affidavit in rejoinder, if necessary.

3. S.O. to 01-12-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.527/2021
(Devidas Gadekar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri P.D.Bodade, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 01-12-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.528/2021
(Asaram Bilpe Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 01-12-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.544/2021
(Jalpat Vasave Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri Ganesh Jadhav learned Advocate holding for Shri A.S.Shelke, learned Advocate for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.
3. Interim relief granted earlier to continue till then.
4. S.O. 06-12-2021.

MEMBER (A)

**M.A.NO.172/2020 IN O.A.ST.NO.578/2020
(Ashok Shelke Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

Heard Shri C.V.Dharurkar, learned Advocate for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of respondent nos.1 to 4. Time is granted.

3. S.O. to 30-11-2021.

MEMBER (A)

YUK ORAL ORDERS 26.10.2021

**M.A.NO.173/2020 IN O.A.ST.NO.576/2020
(Prakash Kulkarni Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant does not wish to file affidavit in rejoinder. Arguments will be heard on the next date.

3. S.O. to 30-11-2021.

MEMBER (A)

YUK ORAL ORDERS 26.10.2021

**ORIGINAL APPLICATION NO.116/2018
(Sanjay Deokate Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant concluded his arguments seeking leave to file some case laws showing that in case the penalty ends in minor penalty then suspension period is to be regularized as duty period.

3. Learned P.O. argued the case with respect to contents of the affidavit in reply in paragraph 2 and 3. He has been advised to get details of nine minor punishments including present punishment inflicted upon the applicant, giving details of cause for minor punishments authorities passing the order of minor punishments.

4. S.O. to 29-11-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.1062/2019
(Bhau Khade Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 01-12-2021.

MEMBER (A)

**ORIGINAL APPLICATION NO.59/2018
(Umesh Parate Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Arguments of both sides are heard at length. None of them want to file written notes of arguments.
3. Matter is closed for order.

MEMBER (A)

**ORIGINAL APPLICATION NO.629/2019
(Masrat Begam Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Arguments are already heard at length. Learned Advocate for the applicant submits written notes of arguments.

3. Learned P.O. states that the affidavit in reply be treated as written notes of arguments on behalf of the respondents.

4. Matter is closed for order.

MEMBER (A)

**ORIGINAL APPLICATION NO.721/2019
(Bhagwan Landge Vs. State of Maharashtra & Ors.)**

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

DATE : 26.10.2021

ORAL ORDER :

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

2. Learned Advocate for the applicant has completed his arguments and submitted copy of Government Resolution in General Administration Department dated 07-04-2008 contending that departmental enquiry was initiated in the year 2008 and it has not been concluded even in the year 2019 whereas it was required to be concluded within 6 months' time.

3. Learned P.O. has referred to paragraph 4 and 5 of the affidavit in reply on behalf of respondent no.2 stating that it has been assured that pensionary benefits will be paid as soon as possible. However, it has been noticed that affidavit in reply is filed in December, 2019 and Exhibit R-1 is dated 4th November, 2019, these two documents being very old, therefore, learned P.O. is required to submit updated position through a short affidavit in this regard.

4. Matter be treated as part heard

5. S.O. to 02-12-2021.

MEMBER (A)

Date : 26.10.2021

ORIGINAL APPLICATION NO.673/2021

(Rekha Shyam Chavan V/s State of Maharashtra & Ors.)

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

1. Shri V.B.Wagh 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 25.11.2021. The case be listed for admission hearing on 25.11.2021.
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

Date : 26.10.2021

ORIGINAL APPLICATION NO.672/2021

(Sanjaykumar Sonawane V/s State of Maharashtra & Ors.)

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

1. Shri V.B.Wagh 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 25.11.2021. The case be listed for admission hearing on 25.11.2021.
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

Date : 26.10.2021
ORIGINAL APPLICATION NO.671/2021
(Nitin Bedse V/s State of Maharashtra & Ors.)

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

1. Shri V.B.Wagh Id. Advocate for the applicant and Shri I.S.Thorat Id. PO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 25.11.2021. The case be listed for admission hearing on 25.11.2021.
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

Date : 26.10.2021
ORIGINAL APPLICATION NO.670/2021
(Gokul Patil V/s State of Maharashtra & Ors.)

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

1. Shri V.B.Wagh Id. Advocate for the applicant and Shri M.S.Mahajan Id. CPO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 25.11.2021. The case be listed for admission hearing on 25.11.2021.
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

Date : 26.10.2021

O.A. 487/2020

(Usha R. Bahirat V/s State of Maharashtra & Ors.)

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

1. Shri Shirish M. Kamble, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for respondents, are present.

2. Circulation is granted. Issue notice to the respondents, returnable on 30.11.2021. The case be listed for admission hearing on 30.11.2021.

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