

**C.P. 61/2019 IN O.A. 533/2015
(Shri Shivaji P. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 17.6.2022.

MEMBER (A)

VICE CHAIRMAN

C.P. 4/2020 IN O.A. 333/2017
C.P. 5/2020 IN O.A. 336/2017
C.P. 6/2020 IN O.A. 332/2017
(Smt. Shital A. Soni & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

Shri J.S. Deshmukh, learned Counsel for the applicants in all these matters, Shri M.P. Gude, learned Presenting Officer for the respondent authorities in all these matters, Shri M.S. Jagtap, learned counsel for respondent no. 5 in C.P. No. 4/2020, Shri M.S. Taur, learned counsel for respondent no. 5 in C.P. No. 5/2020 and Shri V.P. Narwade, learned counsel for respondent no 5 in C.P. No. 6/2020, are present.

2. Learned Presenting Officer and learned counsel for respondent no. 5 sought time for filing affidavit in reply for respective respondents. Time granted.

3. S.O. to 21.6.2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 313/2019
(Dr. Mahendra A. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri Chaintanya C. Deshpande, learned Counsel for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 22.6.2022 for filing rejoinder affidavit.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 349/2019
(Shri Dadasaheb M. Kewat Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri V.G. Pingle, learned Counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel for respondent no. 4, are present.

2. The learned Presenting Officer as well as the learned counsel for respondent no. 4 sought time for filing affidavit in reply for respective respondents. Time granted.

3. S.O. to 22.6.2022.

MEMBER (A)

VICE CHAIRMAN

**M.A. 406/2019 IN O.A. ST. 1553/2019
(Shri Rajesh N. Ahire & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri S.G. Kulkarni, learned Counsel for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel for the applicants on instructions has sought leave of this Tribunal to withdraw the present Misc. Application, as well as, Original Application.

3. In view of the submission so made by the learned counsel for the applicants, following order is passed :-

ORDER

Misc. Application, as well as, Original Application stand disposed of as withdrawn without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 8/2022 IN O.A. 773/2021
(Kalim Salim Inamdar Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

Shri Sayeed Tauseef Yaseen, learned Counsel for the petitioner (**absent**). Shri I.S.. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. When the present Contempt Petition is taken up for consideration, the learned Presenting Officer submits that the order passed by this Tribunal has been complied with. The learned Presenting Officer pointed out that the petitioner was transferred to Bardapur Police Station, however, now he has been again brought back to Peth Police Station, Beed, where he was working at the time of passing the order by this Tribunal.

3. No one is present for the petitioner. However, in view of the submission so made by the learned Presenting Officer at bar, we dispose of the present Contempt Petition without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 78/2019

(Dr. Mamata R. Chincholkar Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Justice Shri P.R. Bora,
Vice Chairman**

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.4.2022

ORAL ORDER :

Shri S.B. Solanke, learned Counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 4.5.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 143/2020
(Khan Yusuf Fatte Khan Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri A.V. Thombre, learned Counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.6.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 759/2021

(Smt. Ashwini A. Wavahl Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Justice Shri P.R. Bora,
Vice Chairman**

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.4.2022

ORAL ORDER :

Shri A.V. Thombre, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 28.4.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 362/2022

(Dr. Ashok Shivaji Gawali Vs. State of Maharashtra & Ors.)

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

DATE : 26.4.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The applicant has preferred the present application for seeking quashment of the departmental enquiry initiated against him. The learned counsel submitted that along with the present applicant Dr. Shaikh Taslim Sultana was also issued with show cause notice and also the charge sheet. The learned counsel submits that the charges which are leveled against the applicant were the same charges leveled against said Dr. Shaikh Taslim Sultana. However, after considering the reply submitted by Dr. Shaikh Taslim Sultana to the same set of charges, respondents have exonerated her and decided not to conduct the D.E. against her. The learned counsel submitted that discriminating between the present applicant and said Dr. Shaikh Taslim Sultana, the respondents have without considering the reply of the applicant, resolved to proceed with the D.E. against the

applicant. The learned counsel, in the circumstances, has prayed for staying the D.E. till the affidavit in reply is filed by the respondents.

3. The learned C.P.O. has opposed for granting any relief as prayed for stating that the charges are of the serious nature insofar as responsibilities cast on the applicant is concerned.

4. We have carefully considered the submissions advanced by the learned counsel for the applicant and the learned C.P.O. We have perused the charges leveled against the present applicant, we well as, Dr. Shaikh Taslim Sultana. We have also read the order passed by the authorities, whereby a decision has been taken not to proceed against said Dr. Shaikh Taslim Sultana.

5. After having gone through the documents as above, we find prima-facie substance in the contentions raised by the applicant. In the circumstances, till the affidavit in reply of respondent no. 1 comes on record, we are inclined to direct the respondents not to proceed with the enquiry against the applicant.

6. Issue notices to the respondents, returnable on 4.7.2022.

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

8. 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.

9. 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.

10. 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.

11. S.O. to 4.7.2022.

12. The learned C.P.O. shall inform the order passed today to the respondents.

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

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 365/2022
(Shri Nilesh Balasaheb Dighe Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned counsel for the applicant has sought leave to add the Director of Medical Education & Research, Mumbai as party respondent. Leave granted. The amendment be carried out forthwith.

3. It is the case of the applicant that he has been duly selected for to be appointed on the post of Psychiatric Nurse, but the respondent nos. 1 & 2 are insisting for letter evidencing that he has been relieved from the erstwhile services and on that ground have refrained from issuing any appointment order to the applicant. The learned counsel submitted that when the applicant approached his parent Department, they are insisting for bringing the letter of appointment so that he can be relieved from the services. In the circumstances, the applicant has approached this Tribunal.

4. We have gone through the documents filed on record. It prima-facie appears that the applicant has been selected on merit for the post of Psychiatric Nurse. His documents are verified. We have also perused the correspondence made by the applicant. It appears that all the respondents have taken pedantic and unreasonable approach because of which the applicant is required to approach this Tribunal. It is nothing but harassment to the applicant.

5. In the aforesaid circumstances, we direct respondent nos. 4 & 5 to relieve the applicant if there is no other impediment like pendency of Departmental Enquiry etc. within one week from today so that he can approach respondent nos. 1 to 3 for issuance of appointment order in his favour on the post of Psychiatric Nurse.

6. Issue notice to the respondents, returnable on 5.5.2022.

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

8. 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.

9. 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.

10. 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.

11. S.O. to 5.5.2022.

12. The learned C.P.O. shall inform the order passed today to the respondents.

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

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**M.A. 173/2022 IN O.A. ST. 403/2022
(Shri Vitthal Tulshiram Chaudhari Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri A.S. Khedkar, learned Counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. In the Original Application notice has not yet issued and before that applicant has filed the present M.A. seeking amendment in the Original Application.

3. Since notice has not yet issued in the O.A., we allow the amendment. Therefore the present Misc. Application is allowed. Amendment be carried out within one week.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION ST. NO. 403/2022
(Shri Vitthal Tulshiram Chaudhari Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri A.S. Khedkar, learned Counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. it appears that the applicant has not approached the Tribunal within stipulated period, so he has to explain the delay caused for approaching the Tribunal. Therefore the applicant shall file Misc. Application, if he so desire, after that the present O.A. can be considered on merit.

MEMBER (A)

VICE CHAIRMAN

**M.A. 175/2022 IN O.A. ST. 711/2022
(Shri Yashwant Kailas Phuke & Anr. Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

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

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

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

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION ST. NO. 711/2022
(Shri Yashwant Kailas Phuke & Anr. Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The respondent nos. 3 to 6 do not appear to be necessary / proper authority in the Original Application. After we expressed our opinion as such, the learned counsel seeks leave to delete them. Leave granted. The names of respondent nos. 3 to 6 be deleted forthwith.

3. Issue notices to the respondents, returnable on 4.7.2022.

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

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

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

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

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

8. S.O. to 4.7.2022.

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

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**REV. NO. 02/2022 IN TA. 9/2021 (W.P. NO. 2006/2019)
(Shri Suryakant V. Pathak & Ors. Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri D.R. Irale Patil, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The arguments are heard. The matter is reserved for orders.

MEMBER (A)

VICE CHAIRMAN

**M.A. ST. NO. 664/2022 IN O.A. ST. NO. 665/2022
(Smt. Reshma K. Kamble & Ors. Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. At the request of learned counsel for the applicants, S.O. to 29.4.2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 674/2019
(Shri Madhukar K. Bramane Vs. State of Maharashtra &
Ors.)**

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

DATE : **26.4.2022**

ORAL ORDER :

Shri B.G. Londhe, learned counsel holding for Shri A.M. Nagarkar, learned Counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel for the applicant has sought time for filing rejoinder. Time granted.
3. S.O. to 30.6.2022.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 947/2019
(Dr. Anil R. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

Ms. Preeti Wankhade, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. The learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 23.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

ORIGINAL APPLICATION NO. 72/2020

(Shri Sheshrao D. Torwad Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Justice Shri P.R. Bora,
Vice Chairman**

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 23.6.2022.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 135/2020
(Shri Santosh V. Suryawanshi Vs. State of Maharashtra
& Ors.)**

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

DATE : **26.4.2022**

ORAL ORDER :

Shri Vinod S. Vibhute, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 24.6.2022.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 183/2020
(Shri Rajendra G. Sonwane Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

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

2. The learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 24.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**ORIGINAL APPLICATION NO. 370/2020
(Shri Shrimant M. Ture Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 27.6.2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 32/2021
(Shri Mukund T. Bhalerao Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 27.6.2022.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**O.A. NOS. 165 AND 180 BOTH OF 2021
(Shri Anil Y. Rokade Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri R.A. Joshi, learned counsel for the applicant in both the matters, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent nos. 2 & 3, are present.

2. S.O. to 27.6.2022 for filing rejoinder affidavit.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 176/2021
(Shri Ganesh B. Gambhire Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.

3. S.O. to 28.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**ORIGINAL APPLICATION NO. 308/2021
(Smt. Nita D. Magare Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri S.S. Jadhavar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice upon the respondents.
3. The learned counsel for the applicant submitted that by the next date he will file on record the service affidavit.
4. S.O. to 28.6.2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 480/2021
(Shri Shankar M. Sutar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. S.O. to 28.6.2022 for filing rejoinder, if any.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 520/2021
(Smt. Varsha V. Kulkarni & Ors. Vs. State of
Maharashtra & Ors.)**

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

DATE : **26.4.2022**

ORAL ORDER :

Shri S.S. Jadhavar, learned counsel for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer has sought time for filing affidavit in reply. The learned counsel for the applicants has opposed for granting any such adjournment stating that due opportunities are already availed by the learned P.O. However, in the interest of justice time to file affidavit in reply is granted by way of last chance.

3. S.O. to 28.6.2022.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 663/2021
(Shri Kiran K. Komwad Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Smt. Priya R. Bharaswadkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice.
3. S.O. to 29.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**ORIGINAL APPLICATION NO. 713/2021
(Shri Yogesh C. Gupta & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri S.S. Dambe, learned counsel for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 29.6.2022.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 721/2021
(Shri Ashok B. Pagare Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 29.6.2022.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 812/2021

(Shri Kamlakar G. Kulkarni Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Justice Shri P.R. Bora,
Vice Chairman**

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.4.2022

ORAL ORDER :

Smt. Megha Mali, learned counsel holding for Shri S.K. Mathpati, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer has tendered across the bar affidavit in reply for respondent no. 3. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 30.6.2022 for filing rejoinder, if any.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 65/2022
(Rajeshri S. Wakale Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

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

2. The learned counsel for the applicant has sought time for filing rejoinder. Time granted.

3. S.O. to 30.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**ORIGINAL APPLICATION NO. 115/2022
(Shri Pralhad V. Kurewad Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri Ravindra B. Ade, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 30.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

M.A. 109/2018 IN O.A. ST. 408/2018
M.A. 110/2018 IN O.A. ST. 410/2018
M.A. 111/2018 IN O.A. ST. 412/2018
M.A. 269/2018 IN O.A. ST. 1036/2018
MA 366/2018 IN MA ST. 1591/18 IN OA ST. 1592/2018
M.A. 270/2018 IN O.A. ST. 1034/2018
M.A. 353/2020 IN O.A. ST. 1469/2020

(Shri Punjaram N. Wathore & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.4.2022

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants in all these matters and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters, are present.

2. Affidavits in replies are already filed in all these matters.

3. List the matters for hearing on 1.7.2022.

MEMBER (A)

VICE CHAIRMAN

**M.A. 99/2020 IN O.A. ST. 283/2020
(Smt. Swati M. Maknikar Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri R.D. Biradar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. The learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 27.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**M.A. 118/2021 IN O.A. ST. 395/2021
(Smt. Mira B. Avhad Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned Presenting Officer has sought time for filing affidavit in reply. The learned counsel for the applicants has opposed for granting any such adjournment stating that due opportunities are already availed by the learned P.O. However, in the interest of justice time to file affidavit in reply is granted by way of last chance.

3. S.O. to 28.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**M.A. 385/2021 WITH M.A. 314/2021 IN O.A. 555/2021
(Shri Mahendra D. Suryawanshi Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri S.D. Dhongde, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present. Shri N.L. Choudhary, learned counsel for respondent nos. 3 & 4 **(absent)**.

2. The learned Chief Presenting Officer has sought time for filing affidavit in reply of respondent authorities. Time granted.

3. S.O. to 24.6.2022.

MEMBER (A)

VICE CHAIRMAN

**M.A. 418/2021 IN O.A. ST. 1247/2021
(Smt. Geeta P. Vaikar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. The learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 23.6.2022.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**O.A. NOS. 294 AND 296 BOTH OF 2019
(Smt. Sujata R. Palve & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri A.C. Deshpande, learned counsel for the applicants in both the matters and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the matters, are present.

2. With the consent of both the sides, S.O. to 30.6.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**O.A. NOS. 1037, 1038, 1039, 1040, 1041, 1042 AND
1043 ALL OF 2019
(Shri Sambhaji B. Wadje & Ors. Vs. State of Maharashtra
& Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. In view of absence of learned counsel for the applicants, S.O. to 4.7.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

ORIGINAL APPLICATION NO. 485/2020
(Shri Vijay S. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 29.4.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**M.A. 187/2021 IN O.A. ST. 1096/2020
(Shri Rakesh S. Kapdne Vs. State of Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. In view of absence of learned counsel for the applicant, S.O. to 23.6.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.4.2022

**M.A. 201/2021 IN M.A. 159/2021 IN O.A. 115/2018
(Shri Nagesh G. Savant & Anr. Vs. State of Maharashtra
& Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

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

2. S.O. to 23.6.2022.

MEMBER (A)

ARJ ORAL ORDERS 26.4.2022

VICE CHAIRMAN

**M.A.ST.NO.698/2022 IN O.A.ST.NO.699/2022
(Prajakta Khairnar & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Smt. Pratibha J. Bharad, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned Counsel on instructions received from the applicants seeks leave to delete the names of applicant nos.4, 5 and 6. Leave granted. Necessary amendment be carried out within a week.

3. After deletion of names of the above applicants, application preferred by the applicants seeking leave to sue jointly can be allowed.

4. For the reasons stated in the M.A. and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid multiplicity of litigation, leave to sue jointly is granted, subject to payment of court fee stamps, unless it is paid already.

5. O.A. be registered and numbered as per rules, after removal of office objections, if any.

6. M.A. stands disposed of accordingly. There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION ST.NO.699/2022
(Prajakta Khairnar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.04.2022

ORAL ORDER :

Smt. Pratibha J. Bharad, learned Advocate for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Issue notice to the respondents, returnable on 05.05.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 05.05.2022.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

**C.P.NO.09/2017 IN O.A.NO.633/2014
(Dr. Pradip Mansapure Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri J.S.Deshmukh, learned Advocate for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. S.O. to 12-07-2022.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 26.04.2022

C.P.NO.13/2018 IN O.A.NO.633/2014
(Dr. Ashok Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri J.S.Deshmukh, learned Advocate for the applicant, Smt. M.S.Patni, learned Presenting Officer for the respondent authorities and Shri Santosh Pukutwar, learned Advocate for respondent nos.4 & 5, are present.

2. S.O. to 12-07-2022.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 26.04.2022

C.P.NO.26/2018 IN O.A.NO.447/2009
(Prabhakar Tayde Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. S.O. to 12-07-2022.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.274/2021
(Rajesh M. Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri Dayanand B. Bhange, learned Advocate for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. When the present matter is taken up for consideration, learned Counsel for the applicant has tendered the written purshis under the signature of the applicant along with copy of appointment letter and sought leave to withdraw the present O.A. Documents are taken on record. In view of the submissions made following order is passed:

ORDER

O.A. stands disposed of since withdrawn with no order as to costs.

MEMBER (A)

YUK ORAL ORDERS 26.04.2022

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.275/2021 & 276/2021
(Parmeshwar Pawar & Akshay Thorat Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri Dayanand B. Bhange, learned Advocate for the applicants and Smt. Deepali Deshpande and Shri N.U.Yadav, learned Presenting Officers for the respondents, are present.

2. When the present matter is taken up for hearing, learned P.O. submits that there are some positive developments in the matter. Out of three applicants in O.As., one applicant has been already appointed. In the matter of other applicants in O.A.No.275/21 & 276/21 also some decision is likely to be taken. In the circumstances, some more time has been sought for making further submissions

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O.A.NO.275/2021 & 276/2021

3. Learned Counsel for the applicants does not have any objection for the same. In the circumstances, these O.As. are adjourned till 27-06-2022.

4. S.O. to 27-06-2022.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 26.04.2022

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

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

DATE : 26.04.2022

ORAL ORDER :

Smt. Poonam Bodkhe Patil, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. At the request of learned Presenting Officer, S.O. to 28-04-2022.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 26.04.2022

C.P.NO.21/2021 IN O.A.NO.355/2017
(Rajendra T. Dawange Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. Present Contempt Petition is filed alleging willful disobedience of the order passed by this Tribunal on 19-07-2019 in O.A.No.355/2017. The operative part i.e. paragraph 4 of the order dated 19-07-2019 is reproduced as under (p.b.p.11):

“4. In view of the submissions of the learned Advocate for the applicant O.A. stands disposed of with direction to the respondent no.2 the Director, Technical Education, Maharashtra State, Mumbai to take appropriate decision on the representations of the applicant dated 23-11-2016 and 10-07-2019 as per rules within 4 months from the date of this order and to communicate the decision thereon to the applicant in writing.”

It is the contention of the petitioner that the respondents have committed willful disobedience of the order so passed.

3. The respondents have filed the affidavit in reply along with certain documents. Learned PO submitted that the order has been fully complied with. He further contended that the case of the applicant was considered by the respondents, and ultimately, it is noticed that he is not eligible for the benefits sought by him and that is the reason why his request has been rejected.

4. Shri Jadhav learned Counsel appearing for the applicant contended that the rejection is improper and for wrong reasons. He tried to invite our attention to the relevant G.R. etc. However, it has to be stated that the scope of the contempt petition cannot be enlarged. Direction given to the respondents in the O.A. is complied with by the respondents. If the applicant is not satisfied with the decision communicated by the respondents, the

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C.P.NO.21/2021 IN O.A.NO.355/2017

remedy for the applicant is to challenge the said order in an appropriate proceeding. The said aspects may not be adjudicated in Contempt Petition. Hence, the contempt petition stands disposed of with no order as to costs.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 26.04.2022

**O.A.NOS.60, 61, 116 TO 136 AND 158 ALL OF 2022
(Abhaykumar S. Salve & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri S.A. Deshmukh, learned Advocate for the applicants in all these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these matters.

2. Learned C.P.O. for the respondents submits that the reply prepared on behalf of the respondents is sent for approval of higher authority and therefore he seeks time for filing the same.

3. In view of above, S.O. to 04.05.2022 for filing affidavit-in-reply.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.165 OF 2020
(Babu D. Ghute Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Smt. Amruta Pansare, learned Advocate holding for Shri V.B. Wagh, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent No.1 and Shri A.D. Gadekar, learned Advocate for the respondent No.2.

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

3. S.O. to 17.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.806 OF 2021
(Pralhad S. Sonune Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri P.B. Salunke, learned Advocate holding for Shri V.G. Salgare, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

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

3. Affidavit-in-reply is already filed on behalf of the respondent No.4.

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

4. S.O. to 17.06.2022.

MEMBER (J)

**ORIGINAL APPLICATION NO.262 OF 2021
(Kamalakar P. Mahale Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Suresh Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

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

3. S.O. to 17.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.410 OF 2021
(Tulsiram D. Bakle Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri L.R. Kardile, learned Advocate holding for Shri K.A. Ingle, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

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

3. S.O. to 17.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.426 OF 2021

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

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos.1 to 3. Nobody is present on behalf of the respondent No.4, though duly served.

2. Learned Advocate for the applicant submits that service affidavit in respect of respondent No.2 is lastly filed yesterday. Hence, the service of notice is complete.

3. Affidavit-in-reply filed on behalf of the respondent Nos.1 to 3 is taken on record and copy thereof has been served on the other side.

4. S.O. to 17.06.2022 for filing affidavit-in-rejoinder, if any. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO.681 OF 2021
(Govind H. Darade Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Affidavits-in-reply filed on behalf of the respondent Nos.1 to 3 jointly and on behalf of the respondent No.4 separately are taken on record and copies thereof have been served on the other side.
3. At the request of learned P.O, time is granted for filing affidavit-in-reply on behalf of respondent No.5.
4. S.O. to 20.06.2022. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO.773 OF 2021
(Kalim Salim Inamdar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri Sayyed Iauseef Yaseen & Muhammad Aseem, learned Advocates for the applicant, are **absent**. Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

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

3. S.O. to 20.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.811 OF 2021
(Milind B. Gaikwad Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri S.B. Solanke, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos.1 to 6 and Shri S.B. Jadhav, learned Advocate for the respondent No.7.

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

3. S.O. to 20.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.835 OF 2021
(Vadilal P. Rathod Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Issue fresh notice to the respondents, returnable on 22.06.2022.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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O.A.No.835/21

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

7. S.O. to 22.06.2022.

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

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.9 OF 2022
(Dr. Prithviraj K. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

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

3. S.O. to 09.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.23 OF 2022
(Samadhan B. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

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

3. S.O. to 22.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

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

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

DATE : 26.04.2022

ORAL ORDER :

Heard Ms. Saie Joshi, learned Advocate holding for Shri Swapnil Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Affidavit-in-reply filed on behalf of the respondent Nos.1 & 3 is taken on record and copy thereof has been served on the other side.
3. Affidavit-in-reply on behalf of respondent Nos.2 & 5 is already filed on record.
4. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondent No.4.
5. Learned Advocate for the applicant seeks permission to delete the name of the respondent No.4 as there is no such post. She also seeks permission to delete the word "Commissioner" from prayer clause 'B' and 'C'.
6. Liberty as prayed for is granted.
7. The applicant to carry out correction forthwith and to serve amended copy on the other side.
8. S.O. to 22.06.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

ORIGINAL APPLICATION NO.27 OF 2022
(Shaikh Hameed Shaikh Hyder Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri B.P. Gonare, learned Advocate holding for Shri I.D. Maniyar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Affidavit-in-reply filed on behalf of the respondent Nos.1 to 3 is taken on record and copy thereof has been served on the other side.

3. S.O. to 22.06.2022 for filing affidavit-in-rejoinder on behalf of the applicant, if any.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.38 OF 2022
(Dilip B. Bharaskar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri P.G. Tambade, learned Advocate for the applicant, is **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Affidavit-in-reply filed on behalf of the respondent Nos.2 to 4 is taken on record.
3. Learned P.O. deposited extra copy of reply for the applicant.
4. Learned P.O. submits that affidavit-in-reply on behalf of respondent No.1 is not necessary.
5. S.O. to 22.06.2022 for filing affidavit-in-rejoinder on behalf of the applicant, if any.

MEMBER (J)

ORIGINAL APPLICATION NO.56 OF 2022
(Sidram M. Koli Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Saket Joshi, learned Advocate holding for Shri K.P. Rodge, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

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

3. S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.214 OF 2022
(Balasaheb A. Awdhut Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

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

3. S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.454 OF 2018 IN O.A.ST.NO.1906 OF 2018
(Kiran S. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Record shows that the affidavit-in-reply is already filed on behalf of the respondents.
3. S.O. to 24.06.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.407 OF 2019 IN O.A.ST.NO.1458 OF 2019
(Sarita V. Gaikwad @ Sangita S. Wagh Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Perusal of record would show that no document has produced on record to show that the maiden name of the applicant is Savita U. Gaikwad and after marriage Smt. Sangita S. Wagh.

3. Learned Advocate for the applicant submits that he would produce necessary documents in that regard on the next date.

4. In view of above, S.O. to 09.06.2022.

MEMBER (J)

**M.A.NO.127 OF 2020 IN O.A.NO.327 OF 2019
(Pushpak R. Kachve Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri Amit Savale, learned Advocate for the applicant, is **absent**. Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the S.O. to 23.06.2022 for passing necessary order.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.136 OF 2021 IN O.A.ST.NO.397 OF 2021
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)
WITH
M.A.NO.137 OF 2021 IN O.A.ST.NO.399 OF 2021
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)
WITH
M.A.NO.138 OF 2021 IN O.A.ST.NO.401 OF 2021
(Dinesh R. Choudhari Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Sanjay N. Pagare, learned Advocate for the applicants in all these cases and Shri M.P. Gude, learned Presenting Officer for the respondents in all these cases.

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

3. S.O. to 22.06.2022 for hearing.

MEMBER (J)

**M.A.NO.148 OF 2021 IN O.A.ST.NO.481 OF 2021
(Anita P. Gitey Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri Shirsat S. Bhaskar, learned Advocate for the applicant, is **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

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

3. S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.164 OF 2021 IN O.A.ST.NO.580 OF 2021
(Nilesh S. Salve Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Girish Nagori, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of the learned P.O., time is granted as a last chance for filing affidavit-in-reply on behalf of the respondents in M.A.
3. S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.227 OF 2021 IN O.A.ST.NO.901 OF 2021
(Anil V. Mahajan Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

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

3. S.O. to 24.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.338 OF 2021 IN O.A.ST.NO.1455 OF 2021
(Amol P. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Suresh Dhongde, learned Advocate holding for Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

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

3. S.O. to 24.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.345 OF 2021 IN O.A.ST.NO.1475 OF 2021
(Ananterao V. Soudagar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri Mujahed Hussain, learned Advocate for the applicant and Shri D.T. Devane, learned Advocate for the respondent Nos.3 & 4, are **absent**. Heard Shri B.S. Deokar, learned Presenting Officer for the respondent Nos.1 & 2.

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

3. S.O. to 24.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.422 OF 2021 IN O.A.ST.NO.1760 OF 2021
(Abhijit G. Kamble Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent No.1 & 3 to 6 and Shri S.B. Mene, learned Advocate for the respondent No.2.

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

3. S.O. to 17.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.80 OF 2022 IN O.A.ST.NO.1811 OF 2021
(Vilas K. Shinde Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri P.R. Tandale, learned Advocate for the applicant, is **absent**. Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

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

3. S.O. to 27.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.143 OF 2022 IN O.A.ST.NO.75 OF 2022
(Sudhir S. Bramhane Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Shri A.B. Kale, learned Advocate for the applicant, is **absent**. Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Await service of notice on the respondents.

3. In view of absence of learned Advocate for the applicant, S.O. to 27.06.2022 for taking necessary steps.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.176 OF 2022 IN M.A.ST.NO.340 OF 2021 IN
O.A.NO.77 OF 2020**

(Mahesh S. Khedkar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri C.T. Jadhav, learned Advocate for the applicants, is **absent**. Heard M.S. Patni, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicants, S.O. to 27.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.364 OF 2022
(Laxmibai U. Potdar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Ajay S. Avdhute, learned Advocate holding for Shri Anand V. Patil (Indrale), learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Issue notice to the respondents, returnable on 27.06.2022.

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

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

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

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O.A.No.364/22

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 27.06.2022.

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

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.370 OF 2022
(Raosaheb S. Kshirsagar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri Nilesh J. Patil, learned Advocate for the applicant, is **absent**. Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.372 OF 2022
(Babasaheb S. Korekar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. This Original Application is filed challenging the impugned order of transfer of the applicant dated 20.04.2022 (wrongly mentioned as 21.04.2022) (Annex. 'A-1') issued by the respondent No.1 thereby transferring the applicant temporarily till further order from Kopergaon City Police Station to Shrirampur City Police Station. The applicant is working as Police Naik at Kopergaon City Police Station.

3. Learned Advocate for the applicant today produced on record short affidavit of the applicant explaining alleged mode of communication of impugned transfer order dated 20.04.2022 and relieving order dated 21.04.2022.

4. Learned Advocate for the applicant submitted that the impugned transfer order of the applicant dated 20.04.2022 (Annex. 'A-1') shows that the space of letter number and date are blank. Date on the said

letter is mentioned below the signature of the respondent No.1 as 20.04.2022. As per the contentions raised in the Original Application and short affidavit, the applicant said to have received the order of transfer and relieving on whatsapp group. But it was not duly served upon the applicant by the respondent No.2 i.e. the Police Inspector, Kopergaon City Police Station.

5. Similar is the case of the alleged communication of relieving order on whatsapp group. Copy of the relieving order dated 21.04.2022 is produced by the applicant at page no.43 of Paper Book. In view of same, learned Advocate for the applicant submits that this letter also does not mention the outward number.

6. Learned Advocate for the applicant also invited my attention to general diary details which is at page no.44 of Paper Book, wherein it is stated that the applicant was asked to take relieving memo, but he did not accept it and therefore, he was relieved by sending relieving memo on whatsapp group.

7. In view of above, learned Advocate for the applicant submitted that the impugned transfer order does not show that it was issued by putting the case

before the requisite Police Establishment Board as incorporated under Section 22(N) of Maharashtra Police Act. Moreover, transfer order as well as the relieving order do not show outward numbers. Therefore, according to him the whole procedure adopted by the respondents is illegal and the applicant cannot be said to have been relieved from his present post. Hence, he seeks interim stay to the said impugned transfer order till filing of reply of the respondents.

8. Learned P.O. for the respondents while opposing the contentions raised by the applicant submitted that the impugned transfer order and relieving order are communicated to the applicant appropriately by sending to the applicant on whatsapp group. The applicant did not come to collect relieving memo and as such station diary entry was made on 21.04.2022. In view of same, the impugned transfer order and relieving order both are legal and no case is made out for grant of interim stay.

9. After having considered the affidavit of the applicant together with the documents produced by him and rival submissions made on behalf of the applicant, it is apparent that in the impugned transfer

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O.A.372/2022

order date of 20.04.2022 is hand written. It is glaring that impugned order issued by the respondent No.1 (Annex. 'A-1') does not mention outward number. Similarly relieving order dated 21.04.2022 page No.43 of Paper Book also does not bear outward number. That apart though order mentions transfer of the applicant on temporary basis, there is no mention of compliance of requisite provision of Section 22(N) of Maharashtra Police Act or any circumstances or record showing that sanction of PEB was not necessary.

10. In these circumstances, prima-facie it is evident that the impugned order of transfer and relieving order of the applicant, both are the documents which cannot be said to have been duly served upon the applicant and are defective. Moreover, there is no whisper in the order of transfer about the concurrence of the PEB or any exceptional circumstances or public interest or any administrative exigency.

11. In view of same, in my considered opinion, this is a fit case to grant interim stay to the execution and implementation of impugned order of transfer dated 20.04.2022. (Annex. 'A-1') till filing of reply of the applicant. It is ordered accordingly.

//5//

O.A.372/2022

12. Issue notice to the respondents, returnable on 05.05.2022.

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

14. 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.

15. 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.

16. 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.

17. S.O. to 05.05.2022.

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

MEMBER (J)

M.A.NO.147 OF 2022 IN O.A.NO.75 OF 2022
(Shantabai G. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri R.R. Deshmukh, learned Advocate for the applicant, is **absent**. Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 27.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.N O.152 OF 2022 IN O.A.NO.346 OF 2021
(Suryakant S. Bhalerao Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 27.06.2022.

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

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

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

//2// M.A.152/2022 In
O.A.346/2021

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 27.06.2022.

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

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.20 OF 2019
(Nita B. Magare Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to take necessary instructions from the applicant. Time granted.
3. S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.21 OF 2019
(Nandini S. Holkar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks time to take necessary instructions from the applicant. Time granted.

3. S.O. to 23.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.255 OF 2019
(Subhash D. Thale Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Pleadings are complete. The matter is pertaining to recovery. It is admitted and fixed for final hearing.

3. S.O. to 28.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

R.A.NO.1217 OF 2019 IN O.A.NO.63 OF 2015
(The Superintendent Engineer and Administrator Command
Area Development “Authority, CADA Bhavan Garkheda
Parisar, Aurangabad. Vs. Saylu P. Nawod & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri S.B. Mene, learned Advocate for the applicant in present Review Application/respondent No.4 in O.A., Shri N.U. Yadav, learned Presenting Officer for the respondent Nos.2 to 6 in the present Review Application/respondent Nos.1 to 3, 5 & 6 in O.A. and Shri S.D. Joshi, learned Advocate for the respondent No.1 in present Review Application/applicant in O.A.

2. Learned Advocate for the applicant seeks adjournment on his personal ground.

3. Learned Advocate for the respondent No.1/applicant in O.A. strongly opposed for adjournment.

4. It seems that office objections are not yet removed.

5. Last chance is granted to the applicant for removing office objection.

6. S.O. to 29.04.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.1 OF 2020
(Seema S. Dalvi & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri Mujahed Hussain, learned Advocate for the applicants, is **absent**. Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

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

3. S.O. to 27.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.43 OF 2020
(Baliram M. Malhare Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Girish N. Kularni, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the applicant has made representation to the respondent for releasing his pensionary benefits.

3. Pleadings are complete. The matter is pertaining to pension and pensionary benefits. It is admitted and fixed for final hearing on 28.06.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.522 OF 2020
(Prakash D. Bharambe Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Dilip Mutalik, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Pleadings are complete. The matter is pertaining to deemed date of promotion.

3. It is admitted and fixed for final hearing on 29.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.373 OF 2018 IN O.A.ST.NO.1652 OF 2018
(Keshav G. Lohar Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Short affidavit-in-reply filed on behalf of the respondent No.4 is taken on record and copy thereof has been served on the other side.

3. S.O. to 24.06.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.294 of 2021 IN O.A.ST.NO.1224 OF 2021
(Shubham K. Thavre Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

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

2. In view of absence of learned Advocate for the applicant, S.O. to 24.06.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**M.A.NO.120 OF 2022 IN O.A.NO.99 OF 2018
(Sanjay R. Patanje Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 04.05.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

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

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

DATE : 26.04.2022

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 the learned P.O., S.O. to 06.05.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.784 OF 2015
(Malappa P. Shendule Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. At the request of the learned Advocate for the applicant, S.O. to 09.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO.944 OF 2016
(Sunil V. Jagtap Vs. State of Maharashtra & Ors.)**

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri A.S. Shelke, learned Advocate holding for Shri A.R. Lukhe, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Record shows that as per order dated 04.04.2022 passed by the Hon'ble High Court of Judicature at Bombay Bench at Aurangabad in W.P.No.2815/2020, the order of dismissal of this Original Application dated 13.01.2020 is set aside and the Original Application is restored and it is directed to be decided as expeditiously as possible and preferably on or before 30.08.2022.

3. In view of above, by consent of both the sides, S.O. to 10.06.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.174 OF 2017
(Dr. Madhav F. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. As per the Circular No. MAT/MUM/ESTT/732/2021, dated 25/28.05.2021 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding time bound promotion and ACPS are to be dealt with by the Division Bench. The Original Application is pertaining A.C.P.S.

3. In view of the same, the present matter be placed before the Division Bench for further hearing.

4. S.O. to 16.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.158 OF 2018
(Dr. Yogesh U. Sathe Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

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. At the request of the learned Advocate for the applicant, S.O. to 28.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.162 OF 2018
(Baliram B. Patil Vs. State of Maharashtra & Ors.)
WITH

ORIGINAL APPLICATION NO.163 OF 2018
(Prmod R. Kachare Vs. State of Maharashtra & Ors.)

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

DATE : 26.02.2022

ORAL ORDER :

Heard Shri P.B. Salunke, learned Advocate holding for Shri A.D. Sugdare, learned Advocate for the applicants both the O.As, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos.1 & 2 in both the O.As and Smt. Sunita D. Shelke, learned Advocate for the respondent Nos.3 & 4 in both the O.As.

2. At the request of the learned Advocate for the respondent Nos.3 & 4, S.O. to 16.06.2022.

MEMBER (J)

ORIGINAL APPLICATION NO.177 OF 2018
(Gangadhar M. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri R.K. Ashtekar, 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. By consent of both the sides, S.O. to 05.05.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.879 OF 2018
(Balasaheb M. Kaldate Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 13.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.626 OF 2018
(Dilip S. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri Sanket N. Suryawanshi, learned Advocate for the applicant, is **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 27.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.329 OF 2019
(Ashok V. Birari Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Yogesh Jadhav, learned Advocate holding for Shri Girish Nagori, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.386 OF 2019
(Gautam R. Gasale Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Learned P.O. for the respondents submits that during the course of the day he would file short affidavit.

3. At the request of the learned P.O., S.O. to 28.04.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.528 OF 2019
(Dr. Kishor H. Kadam Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. The preset matter be treated as part heard.
3. By consent of both the sides, S.O. to 15.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.835 OF 2019
(Sanjay M. Churmurkur Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent No.1 and Shri S.B. Mene, learned Advocate for the respondent Nos.2 & 3.

2. At the request of the learned Advocate for the respondent Nos.2 & 3, S.O. to 20.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.903 OF 2019
(Dr. Vithal R. Mekane Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Shri Anant D. Kawre, learned Advocate for the applicant and Shri A.B. Shine, learned Advocate for the respondent No.4, are **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondent Nos.1 to 3.

2. In view of absence of learned Advocate for the applicant, S.O. to 28.06.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.310 OF 2020
(Sandip P. Nalwade Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. At the request of the learned P.O., S.O. to 10.06.2022.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.550 OF 2020
(Laxman R. Gaikwad Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. At the request of the learned Advocate for the applicant, S.O. to 13.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.112 OF 2021
(Gangadhar T. Belukar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 28.06.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.508 OF 2021
(Navanath N. Sabale Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

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

2. Short affidavit filed on behalf of the applicant is taken on record.
3. By consent of both the sides, S.O. to 05.05.2022 for final hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.414 OF 2018
(Vranda P. Sadgure Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos.1 to 3 and Smt. Preeti R. Wankhade, learned Advocate for the respondent No.4.

2. By consent of both the sides, S.O. to 28.04.2022 at 3.00 P.M.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

ORIGINAL APPLICATION NO.613 OF 2018
(Sonelben D. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 26.04.2022

ORAL ORDER :

Heard Shri Nitin S. Kadrale, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent Nos.1 to 3 and Shri Avinash S. Deshmukh, learned Advocate for the respondent No.4.

2. By consent of both the sides, S.O. to 28.04.2022 at 3.00 P.M.

MEMBER (J)

SAS ORAL ORDERS 26.04.2022

**ORIGINAL APPLICATION NO. 702 OF 2019
(Ismail @ Raju S/o. Moinoddin Tamboli Vs. State of
Maharashtra & Ors.)**

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

DATE : 26.4.2022

ORAL ORDER :

Shri F.K. Patel, learned counsel for the applicant and
Shri N.U. Yadav, learned Presenting for the respondents,
are present.

2. Due to paucity of time, S.O. to 7.6.2022. **High on
board.**

MEMBER (A)

VICE CHAIRMAN

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

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

DATE : 26.4.2022

ORAL ORDER :

Shri M.K. Bhosale, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting for the respondents, are present.

2. Due to paucity of time, S.O. to 14.6.2022.

MEMBER (A)

VICE CHAIRMAN

M.A.NO. 179/2022 IN O.A.NO. 245/2022
(Mahendra Kumarrao Wadgaonkar Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

Heard Shri Mahendra Kumrrao Wadgaonkar, party in person and Shri M.S. Mahajan, learned Chief Presenting for the respondents.

2. By filing the present M.A. the applicant is seeking leave to add in O.A. the subsequent events. In O.A. the respondents have not yet filed affidavit in reply. Having regard to the fact that the subsequent events are intended to be brought on record, we allow the present application. The necessary amendment be carried out within a week. The copy of the amended O.A. be served on the respondents.

3. The M.A. stands disposed of however, without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 245 OF 2022
(Mahendra Kumarrao Wadgaonkar Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

Shri Mahendra Kumrrao Wadgaonkar, party in person and Shri M.S. Mahajan, learned Chief Presenting for the respondents, are present.

2. S.O. to 5.5.2022.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 375 OF 2019
(Vijaykumar G. Mane Vs. State of Maharashtra & Ors.)

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

DATE : **26.4.2022**

ORAL ORDER :

Shri Sushant B. Choudhary, learned counsel for the applicant (**absent**).

Heard Shri B.S. Deokar, learned Presenting for the respondent Nos. 1 to 3 and Shri K.B. Jadhav, learned counsel for respondent No. 4.

2. When the present O.A. is taken up for consideration, neither the applicant nor his counsel has caused appearance. Shri K.B. Jadhav, learned counsel for respondent No. 4 has brought to our notice that the respondent No. 4 has completed the period of three years of her appointment. In the present O.A. the applicant has sought quashment of appointment of respondent No. 4 and consequently to appoint him on the said post. In view of the fact that the period of appointment of respondent No. 4 has expired and as informed by the learned counsel for respondent No. 4 the new advertisement has also been issued, the present O.A. has become infructuous. Hence, the following order: -

:: - 2 - ::

O.A. NO. 375/2019

ORDER

The Original Application stands disposed of being infructuous. There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.4.2022-HDD