

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

ORIGINAL APPLICATION NO 01/2015
(Dr. Balaji G. Phalke & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri J.S. Deshmukh, learned Counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 5.12.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

**O.A. NOS. 626 & 627/2015 AND O.A. NO. 8/2017
(Dr. Anagha A. Jinturkar & Ors. Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri Milind Patil, learned Counsel for the applicants in all these matters (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities in all these matters, is present.

2. In view of absence of applicants and their learned counsel, S.O. to 6.12.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 285/2018
(Smt. Meera J. Dolas Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 3.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 472/2018
(Shri Kishor G. Lalsare Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 3.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 874/2018
(Shri Shashikant S. Yadav Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri A.M. Nagarkar, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 4.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 941/2018
(Dr. Neeta K. Hatkar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 4.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 248/2019
(Shri Vikram B. Mate & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri V.G. Pingle, learned Counsel for the applicants, Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel for respondent nos. 3 & 4, are present.

2. With the consent of both the sides, S.O. to 7.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 7.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 659/2019
(Shri Vijay M. Suralkar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri Ram S. Shinde (Boralkar), learned Counsel for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of applicant and his learned counsel, S.O. to 10.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 874/2018
(Shri Shashikant S. Yadav Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri A.M. Nagarkar, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 4.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 738/2019
(Shri Vikas V. Salve Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri P.B. Rakhunde, learned Counsel for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of applicant and his learned counsel, S.O. to 11.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 79/2020
(Dr. Naser Ahmed Razvi S. Zahiruddin Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 11.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 369/2020
(Shri Uttam G. Salve Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri K.B. Jadhav, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 15.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

M.A. NO. 99/2021 IN O.A. ST. NO. 350/2021
(Mohammad Asgar Mohammad Moosa Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 15.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 398/2021
(Shri Vasant R. Medhe Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel for respondent nos. 3 & 5, are present.

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

3. The learned counsel for the applicant undertakes to file on record the copy of final order passed in the departmental proceedings and the copy of undertaking given by the applicant towards recovery of said amount.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 196/2022
(Smt. Alka T. Pagare Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri Gaurav Deshpande, learned counsel holding for Shri S.A. Deshmukh, learned Counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. On the request of learned counsel for the applicant, S.O. to 18.10.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 215/2022
(Salim Mohd. Hanif Shaikh & Ors. Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri A.S. Deshmukh, learned Counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri U.L. Momale, learned counsel for respondent nos. 4 to 20 & 22 to 24 in O.A., are present.

2. The learned counsel for the parties submitted that they have already exhaustively advanced their arguments and nothing more has to be added in the arguments already submitted.

3. In view of the submissions made the matter stands reserved for orders.

MEMBER (A)

VICE CHAIRMAN

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

**M.A. ST. 1291/2020 IN O.A. 493/2018
(Shri Rajendra K. Shimpi Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri K.B. Jadhav, learned counsel holding for Shri H.A. Joshi, learned Counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 17.10.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO 773/2022
(Smt. Mangala V. Pawar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : **26.9.2022**

ORAL ORDER :

Heard Shri V.B. Wagh, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The applicant is aspiring for promotion to the post of Maharashtra Education Services, Group-A Class-I. According to the contentions raised in the O.A. the applicant is under zone of consideration to the aforesaid post, however, she was not considered by the respondents only on the ground that one DE is pending against the applicant. The learned counsel for the applicant submitted that in such cases the procedure which required to be followed has not been followed by the respondents and the applicant has been deprived from securing the promotion. The learned counsel submitted that promotions are likely to be effected in near future. In the circumstances, the learned counsel submitted that interest of the applicant be protected by directing the respondents to keep one post vacant. The learned counsel submitted that in similar matters wherein same promotion process is under consideration, the principal seat of this Tribunal at Mumbai has passed such orders directing to keep the seats vacant.

3. The learned Chief Presenting Officer submits that he will take instructions in that regard and has sought time to file the affidavit in reply of the respondents.

4. After having considered the submissions advanced by the learned counsel for the applicant and on perusal of the documents filed on record, it appears to us that the prima-facie case is made out by the applicant. However, say of the respondents to the application filed by the applicant is necessary. The apprehension in the mind of the applicant that in the meanwhile all the appointments would be made can be taken care of by giving adequate ad interim and interim relief for the intervening period. As such, the following order is passed :-

ORDER

(i) Time as sought for by the learned C.P.O. to take instructions and to file affidavit in reply is granted. The learned CPO shall endeavour to file affidavit in reply within 2 weeks or else at least take instructions and make a statement about the procedure followed in effecting the promotions of the subject post on the next date.

(ii) **S.O. to 6.10.2022. Till then one post shall be kept vacant in the promotional cadre.**

MEMBER (A)

VICE CHAIRMAN

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

**M.A. NO. 334/2020 IN O.A. NO. 894/2020
(Smt. Suman B. Wavdhane Vs. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : **26.9.2022**

ORAL ORDER :

Heard Shri Gaurav L. Deshpande, learned Counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. It is the contention on behalf of the applicant that since the learned counsel appearing for the applicant did not remain present to attend the O.A. on 7.1.2020, the same has been dismissed for want of prosecution. The learned counsel for the applicant submitted that the relevant was the period of COVID-19 pandemic and that was the main reason the learned counsel could not attend the matter. Thereafter the said period continued and therefore delay has occurred in filing the restoration application.

3. The learned Presenting Officer opposed for restoration application and submitted that earlier on 6.12.2019 also the O.A. was initially dismissed in default, however, later on the Tribunal was pleased to recall the said dismissal order and O.A. was restored to its original number. On 7.1.2020 O.A. was dismissed in default on second occasion.

4. In our view first dismissal order was restored on the same date i.e. on 6.12.2019 itself. The claim of the applicant needs to be considered on merits. Since sufficient reasons are mentioned by the applicant we are inclined to allow the present application. Hence the following order :-

ORDER

- (i) Misc. Application stands allowed.
- (ii) Delay occurred in filing the present M.A. stands condoned.
- (iii) Original Application No. 894/2019 is restored to its original file.
- (iv) List Original Application for further consideration on 18.11.2022.

There shall be no order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO 768/2019
(Shri Balasaheb T. Deshmukh Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.9.2022

ORAL ORDER :

Shri Avinash Deshmukh, learned Counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Arguments of both the sides are finished. The present matter is closed for orders.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 26.9-2022

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

ORIGINAL APPLICATION NO. 553/2020
(Shri Bhujang M. Khedkar Vs. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : **26.9.2022**

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned Counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. When the present matter is taken up for consideration the learned Presenting Officer has again sought time for filing affidavit in reply on behalf of the respondents. On the previous date i.e. on 11.8.2022 following order was passed :-

“Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned Counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply on behalf of respondents. Though due opportunities are already availed, the respondents have not filed affidavit in reply. Time granted as a last chance. The respondents shall take note that if reply is not filed on the next date, costs of Rs. 5000/- will be imposed on the concerned respondent who is responsible for not filing the reply.

3. S.O. to 26.09.2022.”

3. In spite of the aforesaid order the reply has not been filed and again time is sought for filing the reply. The learned P.O. was specifically asked to explain whether the order passed on 11.8.2022 was communicated to the office concerned and if yes, on which date it is communicated. No such explanation is placed on record even after giving 1½ hour to take the information. We regret to state that since the casual approach is noticed in not filing the affidavit in reply within the time, we have started imposing costs so that it may act as deterrence and respondents may file reply within time. It also does not seem to have worked. The learned PO has sought time by way of last chance. Accordingly we grant such time in the interest of justice by imposing costs of Rs. 5,000/- as indicated in the order dated 11.8.2022.

5. S.O. to 18.10.2022.

MEMBER (A)

VICE CHAIRMAN

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.688 OF 2022
(Ashok K. Ghuge V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Smt. Amruta Paranjape-Menezes, 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 21.10.2022.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.158 OF 2020
(Jilani Kasim Mujavar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri B.R. Jaybhay, learned Advocate for the applicant, is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 21.10.2022 for passing necessary order.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.309 OF 2020
(Chandrakant Y. Bansode V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri Madhur A. Golegaonkar, learned Advocate for the applicant, is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Record shows that since 11.02.2022 nobody is appearing on behalf of the applicant. In view of the same, it appears that the applicant is not interested in prosecuting the matter. Hence, the Original Application stands dismissed in default.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.586 OF 2020
(Sonaji K. Barhate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri Ashish B. Rajkar, learned Advocate for the applicant, Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent No.1 and Shri N.U. Yadav, learned Advocate for the respondent Nos.2 & 3.

2. Learned Advocate for the applicant submits that during the course of the day he would file affidavit-in-rejoinder.

3. S.O. to 03.11.2022 for admission.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.357 OF 2021
(Mirza Jamil Baig Mirza Hayat Baig /s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Record shows that the pleadings are complete. The matter is pertaining to refund of recovered amount. It is admitted and fixed for final hearing.

3. S.O. to 21.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.470 OF 2021
(Nanda K. Kshirsagar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Learned Advocate for the applicant placed on record the copy of communication dated 06.05.2022 addressed to the respondent No.2 i.e. the Director, Health Services, Pune by the respondent No.3 i.e. the Deputy Director, Health Services, Latur Division, Latur along with the list showing vacancy position of the post of Staff Nurse. It is taken on record and copy thereof has been served on the other side.

3. Learned P.O. to respond on this aspect.

4. S.O. to 06.10.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.164 OF 2021 IN O.A.ST.580 OF 2021
(Nilesh S. Salve V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. The present matter is closed for order.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.227 OF 2021 IN O.A.ST.NO.901 OF 2021
(Anil V. Mahajan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. At the request of the learned Advocate for the applicant, S.O. to 21.10.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri Prafulla Bodade, 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. At the request of the learned Advocate for the applicant, S.O. to 24.11.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri Prafulla Bodade, learned Advocate holding for Shri J.B. Choudhary, 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 24.11.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.373 OF 2022 IN O.A.NO.525 OF 2020
(Anita R. Pagare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. In view of absence of learned Advocate for the applicant, S.O. to 21.10.2022.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. By consent of all the parties, S.O. to 27.09.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.787 OF 2018
(Shahadeo S. Bangar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. By consent of both the sides, S.O. to 19.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.879 OF 2018
(Balasaheb M. Kaldate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. By consent of both the sides, S.O. to 06.10.2022.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.810 OF 2019
(Shansundar M. Choudhari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri A.S. Deshmukh, 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)

SAS ORAL ORDERS 26.09.2022

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. At the request of the learned P.O., S.O. to 19.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.714 OF 2021
(Rahul G. Malsamindar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that he would file amendment application.

3. At the request of the learned Advocate for the applicant, S.O. to 11.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.739 OF 2021
(Vilas M. Yadav & Ors. V/s. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.740 OF 2021
(Indrakumar S. Auti V/s. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.741 OF 2021
(Rahul V. Manjare & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri S.B. Solanke, learned Advocate for the applicants in all these O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondents in all these O.As.

2. The present matters are closed for order.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.29 OF 2017
(Shankar D. Chaudhari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent Nos.1 & 4. Shri Yogesh M. Patil, learned Advocate for the respondent Nos.2 & 3, is **absent**.

2. The present matter be treated as part heard.

3. By consent of both the sides, S.O. to 29.09.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.139 OF 2019
(Madhukar R. Dusane V/s. State of Maharashtra & Ors.)
WITH
ORIGINAL APPLICATION NO.946 OF 2018
(Kailas D. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri A.D. Sugdare, learned Advocate for the applicants in both these O.As. and Shri M.P. Gude, learned Presenting Officer for the respondent No.1 in O.A.No.139/2019 and for respondent Nos.1 & 2 in O.A.No.946/2018. Smt. Sunita D. Shelke, learned Advocate for the respondent Nos.2 & 3 in O.A.No.139/2019 and for respondent No.3 in O.A.No.946/2018, is **absent**.

2. The present matters be treated as part heard.
3. By consent of both the sides, S.O. to 10.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.88 OF 2019
(Kashinath G. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 10.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.82 OF 2020
(Sharad M. Panchange V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 12.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.89 OF 2020
(Madhukar G. Bhalerao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 19.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.517 OF 2020
(Nandkishor K. Gupta V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos.1,2,4 & 6 and Shri U.B. Bondar, learned Advocate for the respondent No.3. Shri R.V. Naiknaware, learned Advocate for the respondent No.5, is **absent**.

2. By consent of all the parties, S.O. to 19.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.551 OF 2020
(Kiran S. Pathare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri M.B. Kolpe, 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 19.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 20.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.172 OF 2021
(Baliram S. Pandule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 11.11.2022 for final hearing.

3. Interim relief granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.206 OF 2021
(Deepak B. Aher & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 09.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.362 OF 2021
(Usha A. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri H.P. Jadhav, learned Advocate for the applicant, is **absent**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 21.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.07 OF 2022
(Shaikh Anwar Abdul Kadar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Learned Advocate for the applicant submitted the letter dated 14.01.2021 (Annex. 'A-7') has placed on record whereby it is mentioned that gratuity cannot be paid till the decision of the criminal proceeding.

3. The applicant infact has raised pleading challenging the said letter dated 14.01.2021 (Annex. 'A-7'). However, inadvertently the said letter is not challenged. Therefore, he seeks liberty to challenge the said letter by incorporating prayer.

4. Liberty as prayed for is grated. The applicant to carry out amendment within the period of three days and to serve amended copy of the O.A. on the other side.

5. The respondents are at liberty to file affidavit-in-reply to the amended O.A., if any.

6. By consent of both the sides, S.O. to 11.10.2022 for final hearing.

MEMBER (J)

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.625 OF 2021
(Yogesh J. Korade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri O.D. Mane, 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 13.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.1096 OF 2019
(Vikas D. Wagh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri D.K. Dagadkhair, learned Advocate for the applicant, is **absent**. Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 03.1.2022 as a last chance for filing affidavit-in-rejoinder.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.77 OF 2020
(Mahesh S. Khedkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri C.T. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned P.O. for the respondents submits that the affidavit-in-reply to the amended O.A. is not necessary.

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

4. S.O. to 20.10.2022 for admission.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.251 OF 2022
(Vikas D. Wagh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri Shrikuishna U. Chaudhari, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. for the respondents submits that the amendment in the Original Application is only in respect of prayer. Hence, the affidavit-in-reply to the amended O.A. is not necessary. Already affidavit-in-reply is filed on behalf of the respondent Nos.1 to 3.

3. S.O. to 21.10.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.604 OF 2022
(Rahul V. Talke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Affidavit-in-rejoinder filed on behalf of the applicant is taken on record and copy thereof has been served on the other side.

3. S.O. to 21.10.2022 for admission.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.420 OF 2021 IN O.A.ST.NO.1163 OF 2019
(Khandu G. Joshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Issue fresh notice to respondents in M.A.No.420/2021, returnable on 03.11.2022.

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 03.11.2022.

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

MEMBER (J)

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.152 OF 2022 IN O.A.ST.NO.346 OF 2021
(Suryakant S. Bhalerao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 04.11.2022.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.162 OF 2022 IN O.A.ST.NO.608 OF 2022
(Nandkishor A. Awile V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Learned Advocate for the applicant submits that today he has received the copy of affidavit-in-reply filed on behalf of the respondent Nos.1 to 3.

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

4. S.O. to 04.11.2022.

MEMBER (J)

SAS ORAL ORDERS 26.09.2022

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

OFFICE ORDER

TRIBUNAL'S ORDERS

DATE : 26.09.2022

ORIGINAL APPLICATION NO. 861 OF 2022

(Shobha R. Tak V/s. State of Maharashtra & Ors.)

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

1. Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **25.10.2022**. The case be listed for admission hearing on **25.10.2022**.
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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

DATE : 26.09.2022

ORIGINAL APPLICATION NO. 858 OF 2022

(Asif Abdul Rauf Mulla V/s. State of Maharashtra & Ors.)

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

1. Shri G.V. Mohekar, learned Advocate for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **21.10.2022**. The case be listed for admission hearing on **21.10.2022**.
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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

DATE : 26.09.2022

ORIGINAL APPLICATION NO. 852 OF 2022

(Babusing D. Rathod V/s. State of Maharashtra & Ors.)

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

1. Shri K.B. Jadhav, learned Advocate for the applicant and Smt. S.K. Ghate-Deshmukh, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **21.10.2022**. The case be listed for admission hearing on **21.10.2022**.
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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

DATE : 26.09.2022

ORIGINAL APPLICATION NO. 853 OF 2022

(Premsing P. Rathod V/s. State of Maharashtra & Ors.)

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

1. Shri K.B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on **21.10.2022**. The case be listed for admission hearing on **21.10.2022**.
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

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

**ORIGINAL APPLICATION NO. 20 OF 2020
(Shankar N. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri J.M. Murkute, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 04.11.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 346 OF 2020
(Babu R. Abdulwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri P.B. Rakhunde, learned Advocate for the applicant (**Absent**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 04.11.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 587 OF 2020
(Kumudini R. Sable V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, time is granted as one more last chance for filing rejoinder affidavit, if any.

3. S.O. to 20.10.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 489 OF 2021
(Sanjay N. Hange V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 to 5. None present on behalf of respondent No. 6, though duly served.

2. At the request of learned Advocate for the applicant, time is granted as one more last chance for filing rejoinder affidavit, if any.

3. S.O. to 21.10.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 505 OF 2021
(Bhaskar V. Suryawanshi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri G.N. Kulkarni (Mardikar), learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 and 2. Shri B.P. Gonare / I.D. Maniyar, learned Advocate for respondent No. 3 and Shri S.S. ware, learned Advocate for respondent No. 4, are **absent**.

2. At the request of learned Presenting Officer, S.O. to 04.11.2022 for filing affidavit in reply to the amended O.A.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 801 OF 2021
(Shaikh Shoaib Abdul Khadir V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 103 OF 2022
(Tushar V. Veldandi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Await service of notice on the respondent Nos. 3, 4 & 6.

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

4. At the request of learned Advocate for the applicant, S.O. to 07.11.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri S.D. Munde, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri N.S. Kadam, learned Advocate for respondent Nos. 3 to 5.

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

3. Learned Advocate for respondent Nos. 3 to 5 filed affidavit in reply. Same is taken on record and copy thereof has been served on the other side.

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

5. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri S.R. Sapkal, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

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

3. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 364 OF 2022
(Laxmibai U. Potdar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri A.v. Patil (Indrale), learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

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

3. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 540 OF 2022
(Uttam L. Raut & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri P.V. Suryawanshi, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

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

3. S.O. to 04.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 593 OF 2022
(Shaikh Zubair Shaikh Mahemood V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 04.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 608 OF 2022
(Mahendra S. Surwade V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 06.10.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 645 OF 2022
(Jayprakash A. Patil V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri A.M. Hajare, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondent Nos. 1 & 4. Shri Sushil Pandit / S.D. Joshi, learned Advocate for respondent Nos. 2, 3, 5 & 6, **absent**.

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

3. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 649 OF 2022
(Prerna S. Gadve V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri S.D. Joshi, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Await service of notice on the respondents.

3. As none present for the applicant, S.O. to 07.11.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 652 OF 2022
(Dinesh R. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri P.D. Patil, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri B.V. Thombre, learned Advocate for respondent No. 3.

2. Learned Advocate for respondent No. 3 filed affidavit in reply. Same is taken on record. He has also deposited on additional copy of the said affidavit in reply of respondent No. 3 for the applicant.

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

4. S.O. to 20.10.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 662 OF 2022
(Rajayya P. Makulwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 04.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 299/2020 in O.A. St. No. 1286/2020
(Ram S. Bajulge V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 04.11.2022 for filing rejoinder affidavit in M.A., if any.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 03/2021 in O.A. St. No. 971/2020
(Asha D. Kharat V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri V.P. Narwade, learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 2 in M.A. Same is taken on record and copy thereof has been served on the other side.

3. As none present for the applicant, S.O. to 21.10.2022 as one more last chance for filing rejoinder affidavit in M.A., if any.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 231/2021 in O.A. St. No. 782/2021
(Raju T. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

2. Await service of notice on the respondents.

3. At the request of learned Advocate for the applicant, S.O. to 06.10.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 400/2021 in O.A. No. 701/2021
(Vijay E. Sonune V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri N.D. Sonavane, learned Advocate for the applicant in the present M.A./intervenor (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondent authorities. Shri Dinesh Kakde / R.V. Gore, learned Advocate for respondent No. 1 in the present M.A./ applicant in O.A.

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

3. M.A. No. 21.10.2022 for hearing. Interim relief granted in O.A. No. 701/2021 to continue till then.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 70/2022 in O.A. St. No. 1830/2021
(Uttam C. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Shri U.B. Deshmukh, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

3. At the request of learned Presenting Officer, time is granted as one more last chance for filing affidavit in reply on behalf of respondents in M.A.

4. S.O. to 21.10.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 139/2022 in O.A. St. No. 492/2022
(Vinod V. Bandale V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri S.B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1, 2 & 4.

2. Learned Advocate Shri A.S. Reddy, has filed **VAKALATNAMA** on behalf of respondent No. 3. Same is taken on record.

3. At the request made on behalf of respondents, time is granted as a last chance for filing affidavit in reply in M.A.

4. S.O. to 07.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 208/2022 in O.A. St. No. 794/2021
(Vishwash R. Nimbalkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

Heard Shri Shamsunder B. Patil, learned Advocate holding for Shri A.V. Sakolkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

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

4. At the request of learned Advocate for the applicant, S.O. to 06.10.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 291/2022 in O.A. St. No. 1070/2022
(Karim Begum Shaikh Daud V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 09.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**M.A. No. 292/2022 in O.A. St. No. 1116/2022
(Shaikh Imran Shaikh Ahmed V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022.

ORAL ORDER :

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

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

3. S.O. to 09.11.2022.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

C.P. 22/2021 in O.A. No. 947/2018

WITH

C.P. No. 23/2021 in O.A. No. 432/2018

WITH

C.P. No. 24/2021 in O.A. No. 169/2018

(Bhagwat T. Chaudhari & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri A.D. Sugdare, learned counsel for the applicants in all these O.As. and Shri M.P. Gude, learned Presenting Officer for the respondent authorities in all these O.As., are present. Smt. Sunita D. Shelke, learned counsel for respondent No. 3 in all these O.As., **absent**.

2. S.O. to 10.11.2022 for filing affidavit in reply in all these cases.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 311 OF 2019
(Rekha I. Manikhedkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri A.D. Patil, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 17.10.2022 for filing sur-rejoinder.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 09 OF 2020
(Dr. Anita R. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri V.B. Wagh, 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 C.P.O., S.O. to 04.11.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 115 OF 2020
(Pravin S. Thakre V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri A.D. Patil, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 17.10.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 328 OF 2020
(Shaikh Shamshodin Hamidoddin V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri P.S. Anerao, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, Shri B.G. Deshmukh, learned counsel for respondent No. 4 and Shri V.C. Suradkar, learned counsel for respondent No. 5, are present.

2. At the request of learned counsel for the applicant, S.O. to 07.11.2022 for filing rejoinder affidavit.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 385 OF 2020
(Rajinder Singh Shobha Singh Kolhapure V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 07.11.2022 for filing rejoinder affidavit.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 467 OF 2020
(Krishna T. Wagh & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 10.11.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri M.B. Sandanshiv, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri S.S. Ware, learned counsel for respondent Nos. 5 & 6, are present.

2. At the request of learned counsel for the applicant, S.O. to 11.11.2022 for filing rejoinder affidavit.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 339 OF 2021
(Arun S. Jadhav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri A.B. Chalak, 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 11.11.2022 for filing rejoinder affidavit. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 421 OF 2021
(Manohar M. Bharane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri V.G. Pingle, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent No. 3, are present.

2. Learned counsel for respondent No. 3 has tendered across the bar affidavit in reply. Same is taken on record and copy thereof has been served on the other side.

3. At the request of learned P.O., S.O. to 11.11.2022 for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 572 OF 2021
(Babasaheb E. Jakate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri V.M. Maney, learned counsel for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 2. Same is taken on record.

3. S.O. to 15.11.2022 for filing rejoinder affidavit, if any.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 16.11.2022 for filing rejoinder affidavit.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 143 OF 2022
(Dr. Amol K. Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 17.11.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 162 OF 2022
(Gopal P. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri M.S. Sonawane, 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 P.O., S.O. to 18.11.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

ORIGINAL APPLICATION NO. 244 OF 2022
(Maharashtra State Gazetted Medical Officer Association V/s. State of
Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 18.11.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

O.A. Nos. 382/2022, 383/2022, 384/2022 & 385/2022
(Rajendra R. Shaha & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri R.A. Joshi, learned counsel for the applicants in all these cases and S/shri N.U. Yadav, V.R. Bhumkar, S.K. Shirse & Smt. M.S. Patni, learned Presenting Officers for the respective respondents in respective cases, are present.

2. At the request of learned P.Os., S.O. to 14.10.2022 for filing affidavit in reply in all these cases.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

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

M.A. No. 394/2019 in O.A. St. No. 1674/2019
(Bhaskar K. Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Smt. Amruta Paranjape-Menezes, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 10.11.2022 for filing affidavit in reply.

MEMBER (A)

VICE CHAIRMAN

KPB ORAL ORDERS 26.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO. 857 OF 2022
(Dr. Chandrajyoti Ramdas Dhang V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. She has completed her Post Graduation Diploma in Public Health at Government Medical College, Nagpur during the period May, 2005 to April, 2007. She has completed post graduate degree in M.D. (Community Medicine) during the period July, 2013 to May, 2015. The applicant has enclosed her experience certificate for working as Senior Resident on temporary basis in Maharashtra Institute of Medical Science and Research, Latur, District. Latur.

3. As per clause 3.3.1 of the advertisement No. 057/2021, requirement of experience for minimum qualification for the post of Assistant Professor, Preventive & Social Medicine (PSM), includes three years' Junior Resident in a recognized permitted medical college in the concerned subject and one year as Senior Resident in the concerned subject in a recognized permitted medical college, in case in which minimum educational qualification prescribed is M.D. Community Medicine/PSM. The aforesaid minimum experience required is in accordance with the

notification issued by Indian Medical Council dated 12.02.2020 as per “Teachers in Medical Institution (Amendment) Regulations, 2019.” The Tribunal has already granted interim relief in the following two types of cases: -

(a) Where, Indian Medical Council has given a letter that facility for gaining experience as Senior Resident, is not available in a particular course and, therefore, it is not possible for the candidate to acquire that experience in that course; and

(b) Where facility for gaining experience is available however, total period of experience gained is falling short by small margin say, 2 to 7 days or so.

In the present matter, the applicant is having experience of 11 months and 13 days as Senior Resident. In this matter the applicant has claimed relief mainly on the ground that as per information given by M.C.I. itself, the provision of Senior Resident does not apply to pre-clinical and para-clinical subject therefore, rejection of candidature of the applicant on the condition that she did not possess one year experience on the post of Senior Resident is factually incorrect.

4. In case the facility for gaining experience of Senior Resident is not available anywhere, there is *prima facie* no reason for causing prejudice to any candidate, as Maharashtra Public Service Commission would not have got any valid application. Similarly it is a normal rule that if a candidate does not fulfill

minimum eligibility requirement as advertised for the process of recruitment undertaken then relaxation should not be ordinarily given in individual cases rather the same relaxation should be made available to all the potential candidates who may be prejudiced by limiting the relief only to a few who may be before the Tribunal as applicants.

5. However, considering balance of convenience, relief prayed for by the applicants in those two types of cases has already been granted. In order to provide equal opportunity to all the potential candidates, it is necessary to notify relaxation in clauses relating to minimum experience in relation to educational qualification, so that all the potential candidates can have opportunity to avail the benefits of such relaxation. Therefore, respondent Nos. 1 to 3 are being directed to consider the case of the applicant in the present O.A., if merit is found in the cause of action, and necessary amendment in the corresponding advertisement may be made and opportunity for appearing for the interview may be provided to all the similarly situated candidates.

6. Issue notices to the respondents, returnable on 18.11.2022.

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

8. Applicants are 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.

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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicants are directed to file Affidavit of compliance and notice.

11. S.O. to 18.11.2022.

12. The learned PO is directed to communicate this order to the concerned since interviews are scheduled today.

13. Steno copy & Hamdust allowed for the use of both the sides.

MEMBER (A)

VICE CHAIRMAN

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

C.P. 50/19 IN O.A.242/17 C.P. 51/19 IN O.A.648/17 &
C.P. 52/19 IN O.A. 878/16
(Mohan R. Chaudhari & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri A.D. Sugdare, learned counsel for the applicants and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in all these cases, are present.

Smt. Sunita D. Shelke, learned counsel for respondent Nos. 2, 3 & 4 in all these cases (**absent**).

2. When the present contempt petitions are taken up for consideration, it is brought to our notice that in one of the matters the Government has approached the Hon'ble Apex Court by filing Special Leave Petition. From the communication however, it appears that SLP is not yet filed. The decision of the Hon'ble High Court is rendered in the month of January, 2021 against which the Government is intending to file SLP. It appears that though the time of more than one year and 10 months elapsed, SLP has not yet been filed. However, in the interest of justice the present contempt petitions stand adjourned to 10.11.2022. The respondents to note that if the effective orders are

not obtained from the Government, the present matters will be proceeded further.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 783 OF 2019
(Anil P. Chitarwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. Since nobody appears for the applicant, S.O. to 11.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 262 OF 2019
(Vijay U. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri R.P. Bhumkar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

Shri V.M. Chate, learned counsel for respondent No. 5 (**absent**).

2. At the request of learned Presenting Officer, S.O. to 10.10.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

O.A. NO. 42/2019 WITH O.A.NO. 43/2019
(Ramraje G. Pawar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri K.G. Salunke, learned counsel for the applicants and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Leaned counsel appearing for the applicants seeks leave of this Tribunal to amend the OAs by bringing on record subsequent events and the prayer in that context and has sought one week's time therefor. Granted as prayed for.

3. S.O. to 3.10.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 577 OF 2017
(Ramesh G. Chaudhari V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : **26.09.2022**

ORAL ORDER :

Shri Ajay T. Kanwade, learned counsel holding for Shri A.G. Ambetkar, learned counsel for the applicant, Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for respondent No.3, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 1 and the same is taken on record and copy thereof has been served on the other side.

3. Learned counsel for respondent No. 3 has also tendered across the bar affidavit in reply in his behalf and the same is taken on record and copy thereof has been served on other side.

4. List the present case for hearing on 17.10.2022.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 501 OF 2020
(Dr. Prashant B. Shamkuwar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 11.10.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 634 OF 2021
(Shankar S. Waghmare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 3 and the same is taken on record and copy thereof be served on the learned counsel for the applicant.

3. List the present case for hearing on 15.11.2022. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 127 OF 2021
(Ambar B. Patil & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : **26.09.2022**

ORAL ORDER :

Shri R.P. Bhumkar, learned counsel for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of the respondents and the same is taken on record and copy thereof has been served on the learned counsel for the applicant.

3. Learned counsel appearing for the applicants submits that the present O.A. be listed along with O.A. No. 96/2021 for hearing. Hence, both OAs be kept together for hearing on 10.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 372 OF 2022
(Sanjay N. Deshpande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri Vikas G. Kodale, learned counsel for the applicant, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present. Shri Sachin S. Deshmukh, learned counsel for respondent Nos. 3 & 5 (**absent**).

2. At the request of learned counsel for the applicant, S.O. to 14.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 53 OF 2021
(Yadav Shankarrao Sonkamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : **26.09.2022**

ORAL ORDER :

Heard Shri S.B. Solanke, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri N.U. Yadav, learned counsel for respondent No. 5.

2. The applicant has filed the present Original Application with the following prayers : -

- "A. The original application may kindly be allowed with costs;
- B. This Hon'ble Tribunal may be pleased to direct the respondent authorities more particularly, the respondent nos. 1 to 4 to process the proposal dated 13.08.2019 submitted by the respondent no. 5 for condonation of break in the service of applicant and take decision on the said proposal within the prescribed period and for that purpose issue necessary orders;
- C. This Hon'ble Tribunal may be pleased to direct the respondent authorities to condone the break in service of the applicant for the period from 13.08.2008 to 30.10.2008 and for that purpose issue necessary orders;
- D. This Hon'ble Tribunal may be pleased to direct the respondent authorities to take decision on

the proposal dated 13.08.2019 submitted by the respondent no. 5 for inclusion of the name of applicant in the seniority list of Medical Officers and for that purpose issue necessary orders;

E. Any other appropriate relief to which the applicant is entitled to may please be granted in favour of the applicant.”

3. None of the respondents has filed affidavit in reply in the present matter. However, after having heard learned counsel appearing for the applicant it appears to us that the present O.A. can be disposed of by directing the respondent No. 2 to decide proposal dated 13.08.2019 submitted by respondent No. 5 viz. District Health Officer, Zilla Parishad, Aurangabad, on its own merit and having regard to the relevant provisions of law and rules in that regard within two months from the date of this order.

4. Accordingly, the present Original Application stands disposed of however, without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 96 OF 2021
(Shriram Pandit Chavan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. Learned counsel for the applicant submits that the present O.A. be placed along with O.A. No. 127/2021. Hence, both the OAs be kept together for hearing on 10.11.2022

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

C.P.NO. 01/2022 IN T.A.NO. 2/2021 (W.P. 2612/2021)
(Smt. Samiksha Chandrakar & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri Smt. S.G. Kulkarni, leaned counsel holding for Shri Ajay Deshpande, 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 10.1.2023.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 934 OF 2019
(Madhukar K. Shingade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the respondent Nos. 1 & 2 have already filed affidavit in reply. However, private respondents have neither caused appearance in the matter and also have not submitted their affidavits in reply. In the circumstances, list the matter for hearing on 4.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO. 857 OF 2022
(Dr. Chandrajyoti Ramdas Dhang V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. She has completed her Post Graduation Diploma in Public Health at Government Medical College, Nagpur during the period May, 2005 to April, 2007. She has completed post graduate degree in M.D. (Community Medicine) during the period July, 2013 to May, 2015. The applicant has enclosed her experience certificate for working as Senior Resident on temporary basis in Maharashtra Institute of Medical Science and Research, Latur, District. Latur.

3. As per clause 3.3.1 of the advertisement No. 057/2021, requirement of experience for minimum qualification for the post of Assistant Professor, Preventive & Social Medicine (PSM), includes three years' Junior Resident in a recognized permitted medical college in the concerned subject and one year as Senior Resident in the concerned subject in a recognized permitted medical college, in case in which minimum educational qualification prescribed is M.D. Community Medicine/PSM. The aforesaid minimum experience required is in accordance with the

notification issued by Indian Medical Council dated 12.02.2020 as per "Teachers in Medical Institution (Amendment) Regulations, 2019." The Tribunal has already granted interim relief in the following two types of cases: -

(a) Where, Indian Medical Council has given a letter that facility for gaining experience as Senior Resident, is not available in a particular course and, therefore, it is not possible for the candidate to acquire that experience in that course; and

(b) Where facility for gaining experience is available however, total period of experience gained is falling short by small margin say, 2 to 7 days or so.

In the present matter, the applicant is having experience of 11 months and 13 days as Senior Resident. In this matter the applicant has claimed relief mainly on the ground that as per information given by M.C.I. itself, the provision of Senior Resident does not apply to pre-clinical and para-clinical subject therefore, rejection of candidature of the applicant on the condition that she did not possess one year experience on the post of Senior Resident is factually incorrect.

4. In case the facility for gaining experience of Senior Resident is not available anywhere, there is *prima facie* no reason for causing prejudice to any candidate, as Maharashtra Public Service Commission would not have got any valid application. Similarly it is a normal rule that if a candidate does not fulfill

minimum eligibility requirement as advertised for the process of recruitment undertaken then relaxation should not be ordinarily given in individual cases rather the same relaxation should be made available to all the potential candidates who may be prejudiced by limiting the relief only to a few who may be before the Tribunal as applicants.

5. However, considering balance of convenience, relief prayed for by the applicants in those two types of cases has already been granted. In order to provide equal opportunity to all the potential candidates, it is necessary to notify relaxation in clauses relating to minimum experience in relation to educational qualification, so that all the potential candidates can have opportunity to avail the benefits of such relaxation. Therefore, respondent Nos. 1 to 3 are being directed to consider the case of the applicant in the present O.A., if merit is found in the cause of action, and necessary amendment in the corresponding advertisement may be made and opportunity for appearing for the interview may be provided to all the similarly situated candidates.

6. Issue notices to the respondents, returnable on 18.11.2022.

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

8. Applicants are 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.

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 acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicants are directed to file Affidavit of compliance and notice.

11. S.O. to 18.11.2022.

12. The learned PO is directed to communicate this order to the concerned since interviews are scheduled today.

13. Steno copy & Hamdust allowed for the use of both the sides.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 721 OF 2021
(Ashok B. Pagare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 16.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

T.A.NO. 11/2022 (W.P.NO. 7659/2022)
(Dr. Shaikh Aizaz Iqbal Ahmed V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, reissue notice to the respondents, returnable on 6.10.2022.

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 6.10.2022.

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

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 300 OF 2022
(Dr. Santosh R. Kote V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Smt. Premila Giri, learned counsel holding for Smt. Pratibha Bharad, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought more two weeks' time to file affidavit in reply by way of last chance.

3. Learned counsel for the applicant has strongly objected for granting time stating that due opportunities are already availed by the respondents. Request is accepted. Time of two weeks is granted. It is clarified that if the affidavit in reply is not filed on or before the next date, the matter will be heard without affidavit in reply of the respondents.

4. S.O. to 12.10.2022.

MEMBER (A)

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO. 397 OF 2022
(Ms. Prajakta Deepak Khairnar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Smt. Premila Giri, learned counsel holding for Smt. Pratibha Bharad, learned counsel for the applicants and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought more two weeks' time to file affidavit in reply by way of last chance.

3. Learned counsel for the applicants has strongly objected for granting time stating that due opportunities are already availed by the respondents. Request is accepted. Time of two weeks is granted. It is clarified that if the affidavit in reply is not filed on or before the next date, the matter will be heard without affidavit in reply of the respondents.

4. S.O. to 12.10.2022.

MEMBER (A)

VICE CHAIRMAN

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri A.D. Patil, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for respondent No. 5 and Shri M.B. Kolpe, learned counsel for the respondent No. 4, are present.

2. At the request of learned counsel for the applicant, S.O. to 15.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 15.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

ORIGINAL APPLICATION NO. 410 OF 2019
(Santosh R. Jagdale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay Deshpande, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri M.R. Kulkarni, learned counsel for respondent No. 2, are present.

2. At the request of learned counsel for the applicant, S.O. to 10.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD

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

O.A.NOS. 117, 205, 396, 410, 416, 442, 453, 463, 479, 484, 542,
571, 590, 611, 613, 621, 686, 731, 594, 643 ALL OF 2015 &
O.A.NOS. 2, 5, 171, 441, 258 & 519 ALL OF 2016
(Ganendrasingh B. Chandel & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 26.09.2022

ORAL ORDER :

S/Shri Prafulla Bodade, learned counsel holding for Shri J.B. Choudhary, , K.B. Jadhav, learned counsel holding for H.A. Joshi, S.D. Dhongde, learned counsel for the respective applicants in respective matters and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities in all these cases, are present.

Shri A.M. Kulkarni, learned counsel for the applicant in O.A. No. 731/2015 & Smt. M.A. Kulkarni, learned counsel for the applicants in O.A. Nos. 571 & 611 both of 2015, **are absent.**

2. Second set is not filed by the applicants in all these cases.

3. S.O. to 13.12.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 26.09.2022-HDD