

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

ORIGINAL APPLICATION NO. 800/2019
(Shri Maheshkumar P. Sathe 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 : 27.9.2022

ORAL ORDER :

Shri Swaraj Tandale, learned counsel holding for Shri S.R. Andhale, learned Counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 13.10.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 1025/2019
(Dr. Sangeeta S. Patil 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 : 27.9.2022

ORAL ORDER :

Shri Shamsunder B. Patil, learned Counsel for the applicant (**leave note**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 16.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 439/2013
(Shri Sakharam G. Choughule 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 : 27.9.2022

ORAL ORDER :

Shri R.D. Khadap, 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 21.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 300/2015
(Shri Santosh P. Namdas 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 : 27.9.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, 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 21.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 517/2015
(Pathan Wajiskhan Yunuskhan 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 : 27.9.2022

ORAL ORDER :

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

2. IInd set not filed.
3. With the consent of both the sides, S.O. to 21.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

**ORIGINAL APPLICATION NO. 134/2016
(Shri Madansing S. Rajput 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 : 27.9.2022

ORAL ORDER :

Shri Avinash S. Deshmukh, learned Counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned counsel for respondent no. 4, are present.

2. With the consent of both the sides, S.O. to 22.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 146/2016
(Shri Rakesh A. Thakre 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 : 27.9.2022

ORAL ORDER :

Shri S.D. Kotkar, learned Counsel for the applicant (**absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 22.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 314/2016
(Mohd. Majeed Mohd. Farku Miyan 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 : 27.9.2022

ORAL ORDER :

Shri S.D. Joshi, 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 22.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 595/2016
(Shri Dhanraj R. Dhumare 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 : 27.9.2022

ORAL ORDER :

Shri A.S. Mirajgaonkar, learned counsel holding for Shri Bharat R. Warma, learned Counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri Avinash S. Deshmukh, learned counsel for respondent no. 5, are present.

2. With the consent of both the sides, S.O. to 22.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 644/2016
(Shri Ramrao K. Zode 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 : 27.9.2022

ORAL ORDER :

Shri S.V. Chillarge, learned Counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present. Shri B.N. Patil, learned counsel for respondent no. 4 and Shri S.S. Pahatale, learned counsel for respondent nos. 5 & 6 (**absent**).

2. In view of absence of respective learned counsel for the applicant and for respondent no. 4, 5 & 6, S.O. to 23.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 750/2016
(Shri Jaysing S. Maher 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 : 27.9.2022

ORAL ORDER :

Ms. Anagha Pandit, learned counsel holding for Shri S.B. Talekar, learned Counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent no. 2 & 3, are present. Shri S.T. Shelke, learned counsel for respondent no. 4 (**absent**).

2. In view of absence of learned counsel for respondent no. 4, S.O. to 23.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 752/2016
(Shri Sanjay B. Rasane 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 : 27.9.2022

ORAL ORDER :

Shri B.D. Sagade Patil, learned Counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 23.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

**ORIGINAL APPLICATION NO. 702/2021
(Shri Vivekanand P. Dhongade 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 : 27.9.2022

ORAL ORDER :

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

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

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 246/2019
(Shri Shriniwas S. Kulkarni & 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 : 27.9.2022

ORAL ORDER :

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

2. On request of Shri Tandale, learned counsel holding for Shri Solanke, learned counsel for the applicants, S.O. to 15.11.2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 153/2017
(Dr. Ramnath B. Hemke 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 : 27.9.2022

ORAL ORDER :

Shri J.S. Deshmukh, learned Counsel for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri AD Aghav, learned counsel for respondent nos. 4 & 5, are present.

2. With the consent of both the sides, S.O. to 13.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 804/2017
(Shri Prakash D. Patil 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 : 27.9.2022

ORAL ORDER :

Shri S.D. Joshi, 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 24.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 939/2017
(Shri Dattatraya S. Bargaje 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 : 27.9.2022

ORAL ORDER :

Shri S.D. Joshi, 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 24.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 213/2018
(Shri Balaji N. Sonttakke 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 : 27.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 24.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 627/2018
(Shri Amol B. Chaudhari 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 : 27.9.2022

ORAL ORDER :

Smt. Suchita A. Dhongde, learned Counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present. Shri Kuldeep P. Mahale / Shri A.P. Thakare, learned counsel for respondent no. 2 (**absent**).

2. S.O. to 25.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NOS. 192, 193 AND 194 ALL OF 2019
(Shri Kashinath T. Soundalkar & 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 : 27.9.2022

ORAL ORDER :

Shri V.B. Wagh, learned Counsel for the applicants in all these matters and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters, are present. Shri S.B. More, learned counsel for respondent nos. 1 & 2 in all these matters (**absent**).

2. S.O. to 25.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 939/2017
(Shri Dattatraya S. Bargaje 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 : 27.9.2022

ORAL ORDER :

Shri S.D. Joshi, 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 24.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

O.A. NOS. 212, 213, 214, 355, 439 AND M.A. NO. 17/2020 IN O.A. NO.
1072/2019

(Shri Sunder S. Waghmare & 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 : **27.9.2022**

ORAL ORDER :

Shri D.R. Irale Patil, learned Counsel for the applicants in all these matters and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities in all these matters, Shri SG Kulkarni, learned counsel holding for Shri Ajay Deshpade, learned counsel for respondent nos. 3 to 5 in O.A. 355/2019, Shri S.B. Mene, learned counsel for respondent no. 2 and Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for respondent nos. 4 to 7 in O.A. 439/2019, Shri S.D. Dhongde, learned counsel for respondent nos. 1 & 2 in O.A. 1072/2019 and Shri Avinash Deshmukh, learned counsel for applicants in M.A. 17/2020 in O.A. No. 1072/2019, are present.

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

MEMBER (A)

VICE CHAIRMAN

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

M.A. 498/2019 IN O.A. ST. 1959/2019
(Shri Ramrao Rathod 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 : 27.9.2022

ORAL ORDER :

Shri V.G. Pingle, 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 29.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 848/2019
(Shri Jitendra Bagul & 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 : 27.9.2022

ORAL ORDER :

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

2. With the consent of both the sides, S.O. to 29.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 1012/2019
(Shri Satish Badade 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 : 27.9.2022

ORAL ORDER :

Shri A.D. Sugdare, 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 29.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 28/2020
(Shri Anil 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 : 27.9.2022

ORAL ORDER :

Shri K.G. Salunke, 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 30.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 320/2020
(Shri Santosh N. Dhongade 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 : 27.9.2022

ORAL ORDER :

Shri V.B. Wagh, 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 30.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

M.A. 112/2021 IN O.A. 386/2020
(Ganga S. Suryawanshi 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 : 27.9.2022

ORAL ORDER :

Shri S.C. Bhosale, 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 30.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 748/2021
(Shri Prakash B. Potewar 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 : 27.9.2022

ORAL ORDER :

Shri Sudhir Patil, learned Counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. With the consent of both the sides, S.O. to 30.11.2022 for final hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDERS 27.9-2022

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

ORIGINAL APPLICATION NO. 542/2019
(Shri Krishna B. Joshi 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 : **27.9.2022**

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Counsel for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri P.R. Tandale, learned counsel for respondent no. 4.

2. It is the grievance of the applicant in the present Original Application that on the basis of marks earned by him he was liable to be selected either in his own category i.e. NT-B and if not in the Open category, however, the candidates securing less marks than him have been selected. The applicant has therefore filed the present application seeking following reliefs :-

“A) This original application may kindly be allowed with costs.

B) The respondent No. 2 be directed to complete the formality of oral interview and select and appoint the applicant as against any vacancy for the post of Choukidar for which he is declared passed in the written test and consider him for posting in any of the districts i.e. Nasik, Ahmednagar, Jalgaon, Dhule, Nandurbar.

C) Any other equitable and appropriate relief to which the applicant is found due and entitled in the facts & circumstances of the case may kindly be granted in favour of the applicant.”

Facts of the case :-

The respondent no. 2 had published an advertisement in the month of January, 2011 inviting applications for various Class-IV posts. The applicant applied in pursuance of the said advertisement for the post of Chaukidar. The applicant appeared in the written test and then was also called for oral interview. The applicant secured 63 marks in the written examination and 17 marks in the interview totaling to 80 marks. He was, however, not selected.

3. The learned counsel for the applicant submitted that the respondent no. 4 though has received less marks than the applicant, has been selected and has been appointed on the post of Chaukidar in Ahmednagar District. The learned counsel submitted that so far as respondent no. 3 is concerned, it was the contention of the learned counsel for the applicant that he has secured 80 marks i.e. same marks as has been earned by the applicant. However, in the mark-sheet which has been subsequently prepared it has been mentioned that said respondent no. 3 has secured 85 marks and thus the applicant has been deprived from getting appointment. It is the contention of the learned counsel for the applicant that since there was a clause in the advertisement that selected candidate may be appointed in any of the Districts i.e., Dhule, Jalgaon, Ahmednagar & Nashik, the candidature of the present applicant must have been considered not for Dhule District only but for other Districts also. It was submitted by the learned counsel that respondent no. 4 came to be selected though he secured less marks than present applicant, and thus, injustice has been caused to the applicant and

applicant deserves to be appointed on the said post. Insofar as respondent no. 3 is concerned it was the contention of the learned counsel that since the applicant and respondent no. 3 both have secured equal marks i.e. 80 marks the criteria of age must have been applied and considering the candidature of the applicant for Open category there was no impediment for his selection.

4. The contentions so raised are opposed by the respondents. Affidavit in reply is filed on behalf of respondent no. 2, as well as, on behalf of respondent no. 1. In the affidavit in reply it has been specifically contended that there was no reservation for NT-B category in Dhule District for which the candidature was offered by the applicant. In the circumstances, according to respondents there was no reason for considering the candidature of the applicant for said category and if at all he was to be selected as Open candidate he must have secured highest marks which he has not secured. According to the respondents, respondent no. 3, Shri Aniket Anil Shukla, has received highest marks and therefore he was shown as selected candidate from Open category. In all total 03 posts were to be filled in, 01 for S.T. category, 01 for SC category and 01 post for Open category and final select list which has been filed on record demonstrates that the candidates who have secured highest marks only have been selected and thus no irregularity has been committed by the respondents. It is further contended that 01 post was reserved for NT-B category only in Jalgaon District and as another candidate is available having more marks than the applicant and therefore the applicant has not been selected. In Ahmednagar District there was no post reserved for NT-B

category and therefore there was no question for considering the candidature of the applicant for appointment in the said District. On all these grounds the respondents have prayed for dismissal of the application.

5. We have carefully considered the submissions advanced by the learned counsel appearing for the applicant and the learned Presenting Officer for the respondent authorities. We have also perused the documents filed on record. The advertisement in pursuance of which the applicant submitted his application is placed on record at Annex. A-2 page 20 of paper book. The contents of the said advertisement reveal that in Dhule District for the post of Chaukidar total 03 posts were advertised out of which 01 post was reserved for ST category, 01 post was reserved for SC category and 01 was reserved for Open. The post reserved for ST category was horizontally reserved for ST (Woman). One clause in the advertisement, which is at page 30 of paper book reads thus :-

“ सर्व जिल्हयातील शिपाई, चौकीदार, कालवा टपाली, कालवा चौकीदार व प्रयोगशाळा परिचर या पदांच्या परीक्षा एकाच दिवशी व एकाच वेळी घेण्याचे नियोजन आहे. अर्जदारास कोणत्याही एका जिल्हयातील शिपाई, चौकीदार, कालवा टपाली, कालवा चौकीदार व प्रयोगशाळा परिचर यापैकी एकाच पदासाठी अर्ज करता येईल. अर्जदाराने दिलेल्या जिल्हयाच्या व पदाच्या विकल्पानुसार उमेदवारांना लेखी परिक्षेत प्राप्त झालेल्या गुणानुसार यादी तयार केली जाईल व गुणवत्तेनुसार संबंधित जिल्हयातील रिक्त पदे भरली जातील. शिपाई, चौकीदार, कालवा टपाली, कालवा चौकीदार व प्रयोगशाळा परिचर यापदासाठी गुणवत्ता यादी संवर्ग व प्रवर्गानिहाय वर नमुद केलेल्या जिल्हयामध्ये असणा-या रिक्त पदांसाठी स्वतंत्रपणे तयार करण्यांत येईल. अर्जदाराने एकापेक्षा जास्त पदांसाठी अर्ज केल्याचे आढळल्यास त्या अर्जदारांचे सर्व अर्ज अवैध ठरविण्यांत येतील.”

If the aforesaid clause is considered there remains no doubt that the candidate was to apply for a particular post for the particular District by mentioning name of the said District.

6. However, the learned counsel for the applicant thereafter pointed out subsequent clause on the same page which reads thus :

“अंतिम निवड झालेल्या उमेदवारांना महाराष्ट्रातील नाशिक, धुळे, नंदुरबार, जळगांव व अहमदनगर यापैकी कोणत्याही जिल्ह्यात नियुक्ती देण्यात येईल.”

Referring to said clause the learned counsel submitted that according to said clause it can be reasonably inferred that the candidate concerned was to be considered for appointment in all Districts in the Region. It was therefore his contention that the candidature of the applicant was liable to be considered not for Dhule District only but was liable to be considered for other Districts also.

7. Second objection raised by the learned counsel was in respect of the marks received by respondent no. 3, Shri Aniket Anil Shukla. The document which has been filed along with O.A. at page 19 of paper book shows that said respondent no. 3 has received 85 marks, whereas page 31 of paper book shows that the said candidate has received 80 marks. The learned PO submitted that to see correctness regarding total marks secured by respondent no. 3 it is necessary to look into the marks received by the applicant in written examination and interview. It was pointed out that said respondent no. 3 has received 64 marks in written examination and 21 marks in interview and as such total comes to 85.

8. After having gone through the said document (page 19 of paper book) it cannot be said that marks received by respondent no. 3 were less or equal as has been received by the applicant. Insofar as another candidate i.e. respondent no. 4 is concerned there cannot be any comparison with him for the reasons that the said respondent no. 3 was

falling in NT-B category and he was rightly considered for the post reserved for NT-B category. Therefore it does not appear to us that the applicant has made out any case. After having considered the documents filed on record it appears that the respondents have not committed any error by not giving appointment to the applicant. The applicant did not secure more marks than the selected candidate. In reply there is averment in that regard and it has not been denied by the applicant. In the circumstances, we pass the following order :-

ORDER

The present Original Application stands dismissed without any order as to costs.

MEMBER (A)

VICE CHAIRMAN

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

OFFICE ORDER

TRIBUNAL'S ORDERS

DATE : 27.09.2022

ORIGINAL APPLICATION NO. 864 OF 2022

(Gajanan B. Dandge & Anr. V/s. State of Maharashtra & Ors.)

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

1. Smt. Vidya Taksal, learned Advocate for the applicants 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

KPB - REGISTRAR NOTICE

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

**ORIGINAL APPLICATION NO. 517 OF 2022
(Shital A. Gundewad V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri M.B. Kolpe, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 to 5 and Shri K.B. Jadhav, learned Advocate for respondent Nos. 6 to 8.

2. Await service of notice on the respondents.

3. At the request of learned Advocate for the applicant, S.O. to 20.10.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 538 OF 2022
(Narendra L. Rathod V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. Learned Presenting Officer submits that during the course of the day affidavit in reply on behalf of respondent No. 3 would be filed.

3. At the request of learned Advocate for the applicant, S.O. to 10.11.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 570 OF 2022
(Rajaram J. Sathe V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri V.B. Wagh, 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.

3. S.O. to 09.11.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 575 OF 2022
(Yayati T. Ghorband V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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 09.11.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**M.A. No. 41/2020 in O.A. No. 928/2019
(Chandmiyan B. Munde 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 Shri I.S. Thorat, learned Presenting Officer for the respondents.

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. S.O. to 07.11.2022 for hearing.

MEMBER (J)

KPB ORAL ORDERS 26.09.2022

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

**ORIGINAL APPLICATION NO. 576 OF 2022
(Subhash H. Puri V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri S.K. Shirse, learned 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 & 4.

4. At the request of learned Advocate for the applicant, S.O. to 09.11.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 624 OF 2022
(Dhananjay T. Mahajan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, 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 19.10.2022. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 625 OF 2022
(Anil N. Lokhande V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, 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 19.10.2022. Interim relief granted earlier to continue till then.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 43 OF 2021
(Chandramuni T. Kamble V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent Nos. 1 & 4. Shri Shamsunder B. Patil, learned Advocate for respondent Nos. 2 & 3 (**Leave Note**).

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

3. S.O. to 09.11.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 164 OF 2021
(Balu A. Chavan V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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 04.11.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 343 OF 2021
(Raosaheb B. Neharkar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. As none present for the applicant, S.O. to 07.11.2022 as a last chance for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 344 OF 2021
(Mohan N. Komatwar V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri G.M. Shingare, learned Advocate for the applicant (**Absent**). Heard Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 07.11.2022 as a last chance for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**O.A. Nos. 375/2021, 376/2021, 377/2021, 402/2021, 403/2021,
404/2021 & 417/2021**

(Ravindra R. Kulkarni & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri Prashant Deshmukh, learned Advocate for the applicants in all these O.As. (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondents in all these O.As.

2. The amendment as granted by this Tribunal in the present O.As. on 28.07.2022 is not effected. Today none appears for the applicants.

3. S.O. to 07.11.2022

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 220 OF 2022
(Prakash M. Kothule V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 20.10.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 223 OF 2022
(Rahul V. Padvi V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri A.S. Bayas, learned Advocate for the applicant (**Absent**). Heard 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.

3. S.O. to 10.11.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 326 OF 2022
(Ulhas S. Pawar & Ors. V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. Await service of notice on the respondent No. 4.

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

4. At the request of learned Advocate for the applicant, S.O. to 04.11.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 395 OF 2022
(Rajkamal V. Ugile V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri Ashish Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri S.K. Shirse, 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 10.11.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 475 OF 2022
(Dnyanoba W. Jadhav V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. 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 & 4.

4. At the request of learned Advocate for the applicant, S.O. to 20.10.2022 for taking necessary steps.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 476 OF 2022
(Prakash M. Kulkarni V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri C.V. Dharurkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, 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 20.10.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 477 OF 2022
(Ashok S. Shelke V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri C.V. Dharurkar, 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.

3. S.O. to 20.10.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

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

**ORIGINAL APPLICATION NO. 541 OF 2022
(Khiluba B. Sark V/s. State of Maharashtra & Ors.)**

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri A.R. Gunge, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1, 3 & 5 and Shri P.D. Suryawanshi, learned Advocate for respondent Nos. 2 & 5.

2. Learned Advocate for respondent Nos. 2 & 5 submits that during the course of the day affidavit in reply would be filed.

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

4. S.O. to 20.10.2022.

MEMBER (J)

KPB ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.334 OF 2022 IN O.A.ST.NO.1326 OF 2022
(Abdul Megdum Raheman V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. This delay condonation application is filed along with accompanying O.A. seeking refund of recovered amount.

3. It appears that before approaching the Tribunal, the applicant has not approached the concerned department making any representation to know the nature of recovery. Moreover, no documents are produced on record which would enable this Tribunal to decide the Original Application effectively after considering the delay condonation application.

4. In view of the same, the learned Advocate for the applicant seeks permission to withdraw the present Misc. Application along with Original Application in order to enable the applicant to make appropriate representation. Permission to withdraw the present Misc. Application along with accompanying Original Application is granted with

//2// M.A.334/22 In
O.A.St.1326/22

liberty to the applicant to make appropriate representation before the concerned department within the period of two weeks from the date of this order and then seek remedy before this Tribunal on the same cause of action.

5. Accordingly, the Misc. Application and Original Application stand disposed of as withdrawn with liberty as prayed. No order as to costs.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.392 OF 2022 IN O.A.ST.NO.78 OF 2022
(Ashru M. Kaldate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.416 OF 2022 IN O.A.ST.NO.1515 OF 2022
(Fatma Rahim Beg V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri A.K. Rathod, 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 03.11.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.420 OF 2022 IN O.A.ST.NO.1554 OF 2022
(Eknath M. Bansode V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. At the request of the learned Advocate for the applicant, S.O. to 04.11.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.841 OF 2022
(Shahbaz Jummakhan Pathan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri A.S. More, learned Advocate for the applicant, is **absent**. Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 04.11.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.845 OF 2022
(Mayur M. Kakade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri A.B. Rajkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 10.10.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.848 OF 2022
(Vilas Y. Thombre V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. During the course of arguments, learned C.P.O. for the respondents placed on record the copies of documents which are marked as document 'X' collectively for the purpose of identification. As per the said documents, the applicant has been relieved from his previous posting on 20.09.2022 and the applicant has joined new posting on 22.09.2022. He further submitted that the impugned transfer order of the applicant is issued by taking approval of the requisite board as contemplated under Section 22J(4) of Maharashtra Police Act which is according to him is dated 12.08.2022.

3. Issue notice to respondents, returnable on 03.11.2022.

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

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

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

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

8. S.O. to 03.11.2022.

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

MEMBER (J)

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.545 OF 2020
(Dayanand U. Rajgire V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. Record shows that the pleadings are complete. The matter is pertaining to pay and allowances for holding additional charge. It is admitted and fixed for final hearing.

3. S.O. to 09.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.52 OF 2021
(Dr. Rekha G. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Ms. P.S. Gondhalekar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent Nos.1 & 2. Shri S.B. Solanke, learned Advocate for the respondent No.3 & 4, is **absent**.

2. Record shows that the affidavit-in-reply is filed only on behalf of the respondent Nos.1 & 2 separately only raising the point of non-maintainability of the Original Application.

3. In view of the same, the Original Application is fixed for admission on the point of maintainability.

4. S.O. to 07.11.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.610 OF 2021
(Madhukar K. Jadhav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri I.S. Thorat, 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 04.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.773 OF 2021
(Kalim Salim Inamdar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

None present on behalf of the applicant.

Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 04.11.2022 for passing necessary order.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.176 OF 2020 IN O.A.ST.NO.2388 OF 2019
(Ravindra R. Joshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri Apparao P. Yenegure, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that he would produce necessary documents along with short affidavit and therefore, he seeks time. Time is granted.

3. S.O. to 09.11.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.204 OF 2020 IN O.A.ST.NO.678 OF 2020
(Ramdas N. Sangle V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. The present matter is closed for order.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.205 OF 2020 IN O.A.ST.NO.680 OF 2020
(Ravindra G. Barde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. The present matter is closed for order.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.284 OF 2021 IN O.A.ST.NO.823 OF 2021
(Sandipan G. Kale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. In view of absence of learned Advocate for the applicant, S.O. to 07.11.2022 for hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
M.A.NO.277/2022 IN M.A.NO.54/2021 IN O.A.ST.NO.1020 OF 2020
(Pramila R. Shendade & ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri D.B. Pokale, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicants, S.O. to 19.10.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

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 : 27.09.2022.

ORAL ORDER :

Heard Ms. Pradnya Talekar, 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. By consent of all the parties, S.O. to 30.09.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.310 OF 2020
(Sandip P. Nalwade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri C.V. Dharurkar, learned Advocate for the applicant and Shri V.R. Bhumkar, 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 12.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.23 OF 2021
(Nagnath P. Telgane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, 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 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.113 OF 2022
(Vijay B. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri K.B. Jadhav, 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 11.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.45 OF 2019
(Sitaram M. Bhokare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 14.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.265 OF 2019
(Taher Ali Sayed V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Smt. Vidya Taksal, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

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

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
O.A.NOS.820 TO 832, 837 TO 839 AND 915 ALL OF 2019
(Sitaram M. Bhokare & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri S.R. Sapkal, learned Advocate for the applicants in all these O.As., is **absent**. Heard Shri S.K. Shirse, learned Presenting Officer for the respondents in all these O.As.

2. In view of absence of learned Advocate for the applicants, S.O. to 10.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.46 OF 2020
(Balaji M. Nagdarwad & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks permission to correct the address of the applicant No.5 in cause title as that of the address of the respondent Nos.3 & 4. He also seeks permission for correction in O.A. in paragraph No.7(i) as 2013 instead of 2014. Permission as prayed for is granted. Consequently, the correction may be carried out in the judgment of the concerned O.A.

3. Registrar of this Tribunal is directed to correct the address of the applicant No.5 in cause title as that of the address of the respondent Nos.3 & 4 and also to correct the date of joining as "2013" instead of "2014". The corrected copy be provided to both the parties.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.70 OF 2020
(Shaikh Hamed Shaikh Dadamiyan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri Suresh Dhongde, 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 04.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.160 OF 2020
(Shrirang P. Jarhad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri Shrirang P. Jarhad, the applicant in person, Shri N.U. Yadav, learned Presenting Officer for the respondent Nos.1 to 3 and Shri S.B. Mene, learned Advocate for the respondent No.4.

2. The present matter be treated as part heard.

3. By consent of all the parties, S.O. to 11.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.03 OF 2021
(Sudhir S. Pathak V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri Deepak K. Rajput, learned Advocate for the applicant, is **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 11.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.50 OF 2021
(Ravindra K. Deshmukh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri Ganesh V. Mohekar, 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 29.09.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.371 OF 2021
(Amresh S. Bombalge V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri Avinash D. Aghav, learned Advocate for the applicant and Shri G.M. Shingare, learned Advocate for the respondent Nos.2 to 4, are **absent**. Heard Shri D.R. Patil, learned Presenting Officer for the respondent No.1.

2. In view of absence of learned Advocate for the applicant and learned Advocate for the respondent Nos.2 to 4, S.O. to 04.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.384 OF 2021
(Shripatrao B. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 18.10.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.388 OF 2021
(Navnath L. Dhande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

3. Interim relief granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.411 OF 2021
(Bharat L. Bhillare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

3. Interim relief granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.469 OF 2021
(Dhondiba M. Zade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

3. Interim relief granted earlier to continue till then.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.590 OF 2021
(Rajendra N. Dhangare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri Vinod P. Patil, learned Advocate for the applicant, is **absent**. Heard Shri M.P. Gude, learned Presenting Officer for the respondent Nos.1 to 4 and Shri M.R. Kulkarni, learned Advocate for the respondent No.5.

2. In view of absence of learned Advocate for the applicant, S.O. to 10.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.649 OF 2021
(Janak B. Puri V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.677 OF 2021
(Bharatlal B. Navgire V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.363 OF 2022
(Ranjit P. Ratnaparkhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Shri Nitin T. Tribhuwan, 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 11.11.2022 for final hearing.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.654 OF 2022
(Shivnand D. Koli V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

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

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

3. S.O. to 21.10.2022.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.600 OF 2022
(Dr. Rahimoddin R. Shaikh V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 27.09.2022.

ORAL ORDER :

Heard Shri J.B. Choudhary, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos.1 to 3. Shri P.R. Tandale, learned Advocate for the respondent No.4, is **absent**. None present on behalf of the respondent No.5, though duly served.

2. Learned Advocate for the applicant submitted that interim order passed by this Tribunal on 05.07.2022 is not implemented by the respondent No.4. Moreover, the applicant is not getting his legitimate salary since the date of impugned order dated 01.07.2022. However, the affidavit-in-reply is also not filed by any of the respondents till date.

4. Learned C.P.O. for the respondents seeks time to file affidavit-in-reply on behalf of the respondent Nos.1 to 3. Time is granted as a last chance for filing affidavit-in-reply on behalf of the respondent Nos.1 to 3 as well as last chance is also granted to respondent No.4 for filing affidavit-in-reply.

//2//

O.A.600/2022

5. Learned C.P.O. to place on record the progress report in respect of payment of salary to the applicant.

6. S.O. to 13.10.2022 for seeking necessary instructions from the respondent Nos.1 to 3 as well as from the respondent No.4.

MEMBER (J)

SAS ORAL ORDERS 27.09.2022

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

ORIGINAL APPLICATION NO.215/2022
(Salim Mohd. Hanif Shaikh & 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 : 27-09-2022

ORAL ORDER :

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

2. This case is already reserved for order.
3. This case is not on board. Taken on board on request of learned Counsel for the applicant.
4. Learned Counsel Shri A.S.Deshmukh has tendered across the bar few documents seeking leave of the Tribunal for taking the said documents on record. Learned Counsel submitted that respondent nos.7 and 17 in the present matter have filed intervention application in O.A.No.1078/2016 pending before the Principal Bench of this Tribunal. Learned Counsel further submitted that the learned Principal Bench has clubbed O.A.No.53/2015, 912/2015 and 1078/2016 and these matters are being heard together. Learned Counsel further pointed out that on 14-09-2022, the Principal Bench has passed an order

thereby restraining the respondents from effecting the promotions to the post of Superintending Engineer from the cadre of Executive Engineer till the said matters are decided.

5. The learned Counsel for the private respondents is not present before the Tribunal, however, Advocate M.B.Kolpe submitted that Shri Mahesh Deshmukh, learned Counsel has instructed him to submit that the respondents don't have any objection for allowing the applicants to place the present documents on record.

6. Learned CPO has also prayed for passing appropriate order.

7. In the circumstances, applicant is permitted to file documents presented today. Same are taken on record.

MEMBER (A)

YUK (!) ORAL ORDERS 27-09-2022

VICE CHAIRMAN

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

T.A.NO.04/2021 IN W.P.NO.8018/2020
T.A.NO.05/2021 IN W.P.NO.8019/2020
T.A.NO.06/2021 IN W.P.NO.8020/2020
(Pratik Phutane & 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 : 27-09-2022

ORAL ORDER :

Shri Abhay Rathod, learned Counsel for the applicants is **absent**. Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents is present.

2. None appears for the applicant.

3. S.O. to 11-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

M.A.NO.421/2022 IN O.A.ST.NO.1622/2022
(Sangamesh Lakhe & 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 : 27-09-2022

ORAL ORDER :

Shri V.C.Patil (Ashtekar), learned Counsel for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

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

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

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

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION ST.NO.1622/2022
(Sangamesh Lakhe & 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 : 27-09-2022

ORAL ORDER :

Shri V.C.Patil (Ashtekar), learned Counsel for the applicants and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Issue notice to respondents, returnable on 18.11.2022.

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

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

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. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 18.11.2022.

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

9. This case be listed along with O.A.No.844/2022.

MEMBER (A)

YUK (!) ORAL ORDERS 27-09-2022

VICE CHAIRMAN

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

ORIGINAL APPLICATION NO.556/2020
(Umakant Bedse 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 : 27-09-2022

ORAL ORDER :

Shri S.G.Kulkarni, learned Counsel holding for Shri Ajay Deshpande, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. At the request of learned Counsel for the applicant, S.O. to 10-10-2022. High on Board.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.674/2019
(Madhukar Brahmane 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 : 27-09-2022

ORAL ORDER :

Shri S.S.Tandale, learned Counsel holding for Shri K.M.Nagarkar, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. Second set is filed. Reply affidavits are already there on record. List the matter for hearing.

3. S.O. to 15-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.292/2020
(Bhatu Borse & 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 : 27-09-2022

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 respondents, are present.

2. Learned P.O. has tendered across the bar affidavit in reply on behalf of respondent no.1. It is taken on record. Copy thereof be served on the other side. Learned P.O. seeks time to file affidavit in reply on behalf of respondent nos.2 and 3. Time granted.

3. S.O. to 11-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.946/2019
(Dr. Subhash 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 : 27-09-2022

ORAL ORDER :

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

Shri V.R.Sonwalkar, learned Counsel for respondent nos.4 & 5 is **absent**.

2. Learned Counsel for the applicant has submitted affidavit in rejoinder. It is taken on record. Copy thereof has been given to the learned P.O. List the matter for hearing.

3. S.O. to 16-11-2022.

MEMBER (A)
YUK (!) ORAL ORDERS 27-09-2022

VICE CHAIRMAN

FARAD CONTINUATION SHEET
THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI,
BENCH AT AURANGABAD
ORIGINAL APPLICATION NO.479/2022
(Dr. Parvez Abdul Jabbar Mujawar 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 : 27-09-2022

ORAL ORDER :

Shri J.S.Deshmukh, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondents, are present.

2. On request of learned Counsel for the applicant, re-issue notice to respondent nos.1 to 3, returnable on 24-11-2022.

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

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

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. Applicants are directed to file affidavit of compliance and notice.

7. S.O. to 24-11-2022.

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

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.22/2022
(Abaji Amrute 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 : 27-09-2022

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. Learned Counsel submits that during the course of the day he will file rejoinder affidavit. Copy thereof be served on the other side.

3. S.O. to 15-11-2022 for hearing.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.280/2022
(Sharad Malishikare 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 : 27-09-2022

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

2. On request of learned P.O. last chance is granted to file affidavit in reply. If the reply is not filed on the next date, respondents will not be permitted to file reply thereafter.

3. S.O. to 15-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.726/2022
(Dinesh 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 : 27-09-2022

ORAL ORDER :

Shri D.T.Devane, learned Counsel for the applicant has filed **leave note** on record.

Shri D.R.Patil, learned Presenting Officer for the respondents is present.

2. S.O. to 03-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.243/2022
(Ghansham Chavan & 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 : 27-09-2022

ORAL ORDER :

Shri D.T.Devane, learned Counsel for the applicant has filed **leave note** on record.

Shri D.R.Patil, learned Presenting Officer for the respondent authorities and Shri M.B.Kolpe, learned Counsel for respondent no.2, are present.

2. S.O. to 03-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.956/2019
(Rajendra M. 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 : 27-09-2022

ORAL ORDER :

Shri A.S.Mirajgaonkar, learned Counsel holding
for Shri C.V.Dharurkar, learned Counsel for the
applicant and Shri I.S.Thorat, learned Presenting
Officer for the respondents, are present.

2. At the request of learned Counsel for the
applicant, S.O. to 18-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.156/2022
(Dr. Megha Deshmukh 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 : 27-09-2022

ORAL ORDER :

Shri Saket Joshi, learned Counsel holding for Shri A.S.Deshmukh, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned CPO sought 3 weeks' time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 10-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

O.A.NO.871/2018 WITH M.A.NO.579/2019
(Dr. Chandrakant Shete 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 : 27-09-2022
ORAL ORDER :

Shri S.S.Tandale, learned Counsel holding for Shri K.M.Nagarkar, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. Learned Counsel on instructions received from the applicant seeks leave to withdraw the O.A. Hence, the following order:

ORDER

- (i) O.A. stands disposed of since withdrawn without any order as to costs.
- (ii) Need not to state that since the O.A. has been withdrawn interim order passed, if any, shall become inoperative.
- (iii) In view of withdrawal of O.A., M.A. filed by the respondents for vacating stay also stands disposed.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.195/2021
(Gopal 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 : 27-09-2022

ORAL ORDER :

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

2. S.O. to 11-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.397/2021
(Abhijeet Bhise & 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 : 27-09-2022

ORAL ORDER :

Shri A.S.Deshmukh, learned Counsel for the applicant and Shri D.R.Patil, learned Presenting Officer for the respondents, are present.

2. S.O. to 12-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.608/2021
(Pawansing Bight 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 : 27-09-2022

ORAL ORDER :

Shri A.S.Deshmukh, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondents, are present.

2. S.O. to 12-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.798/2021
(Bharat 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 : 27-09-2022

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondents, are present.

2. S.O. to 13-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.28/2022
(Girish Bibave & 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 : 27-09-2022

ORAL ORDER :

Shri S.S.Jadhavar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 10-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.34/2022
(Sachin Shrimanwar 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 : 27-09-2022

ORAL ORDER :

Shri V.B.Wagh, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents, are present.

2. At the request of learned Counsel for the applicant, S.O. to 29-09-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

ORIGINAL APPLICATION NO.609/2022
(Amol Kadam 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 : 27-09-2022

ORAL ORDER :

Ku. Preeti Wankhade, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents, are present.

2. S.O. to 28-09-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

M.A.NO.47/2019 IN O.A.NO.387/2016
(Dr. Nomani Mohammad Mufti Taher 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 : 27-09-2022

ORAL ORDER :

Smt. Vinaya Muley-Dharurkar, learned Counsel
for the applicant and Shri M.S.Mahajan, learned Chief
Presenting Officer for the respondents, are present.

2. S.O. to 18-11-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

M.A.NO.222/2019 IN O.A.ST.NO.851/2019
(Namdeo Bawikar 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 : 27-09-2022

ORAL ORDER :

Shri B.G.Lathe, learned Counsel for the applicant
and Smt. Sanjivani Ghate, learned Presenting Officer
for the respondents, are present.

2. S.O. to 14-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

M.A.NO.32/2021 IN O.A.ST.NO.138/2021
(Gopal Ghuge 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 : 27-09-2022

ORAL ORDER :

Shri Sandeep D. Munde, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents, are present.

2. S.O. to 20-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

M.A.NO.201/2021 WITH M.A.NO.159/2021 IN O.A.NO.115/2018
(Nagnath Savant & 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 : 27-09-2022

ORAL ORDER :

Shri S.D.Joshi, learned Counsel for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri S.G.Kulkarni, learned Counsel holding for Shri Ajay Deshpande, learned Counsel for respondent no.3 in O.A., are present.

2. S.O. to 21-10-2022.

MEMBER (A)

VICE CHAIRMAN

YUK (!) ORAL ORDERS 27-09-2022

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

C.P.NO. 17/2022 IN O.A.NO. 06/2021
(Dattu R. Raut 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 : 27.09.2022

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 15.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 651 OF 2019
(Chandulal D. Ghule 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 : 27.09.2022

ORAL ORDER :

Shri P.N. Nagargoje, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 15.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 36 OF 2020
(Dr. Pratap M Shinde & 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 : 27.09.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri S.B. Bhosale, learned counsel for Caveater and Shri S.K. Kadam, learned counsel for respondent No. 3, are present.

2. Learned Chief 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 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 37 OF 2020
(Pandurang N. Mendake 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 : 27.09.2022

ORAL ORDER :

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

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 16.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 213 OF 2020
(Apurva S. Narale 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 : 27.09.2022

ORAL ORDER :

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

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 17.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

O.A.NO. 165/2021 WITH O.A.NO. 680/2021
(Anil Y Rokade 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 : 27.09.2022

ORAL ORDER :

Shri R.A. Joshi, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities in both the cases, are present. Shri Shamsunder B. Patil, learned counsel for respondent Nos. 2 & 3 in both the cases has filed leave note.

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

3. S.O. to 17.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 176 OF 2021
(Ganesh B. Gambhire 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 : 27.09.2022

ORAL ORDER :

Shri B.V. Thombre, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 18.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 230 OF 2021
(Vaidya Smt. Meenal P. Thosar 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 : 27.09.2022

ORAL ORDER :

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

2. Await service.
3. S.O. to 18.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 500 OF 2021
(Swapnil S. Jagtap 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 : 27.09.2022

ORAL ORDER :

Shri A.D. Patil, learned counsel holding for Shri C.V. Dharurkar, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri Avinash K. Shejwal, learned counsel for respondent No. 4, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 18.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 587 OF 2021
(Pramod G. Narsude 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 : 27.09.2022

ORAL ORDER :

Shri A.B. Rajkar, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 18.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 622 OF 2021
(Arjun R. Deshmukh (Gawali) 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 : 27.09.2022

ORAL ORDER :

Shri A.D. Patil, learned counsel holding for Shri Ravindra V. Gore, 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 21.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 653 OF 2021
(Soni A Mulange&Soni U. Devane 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 : 27.09.2022

ORAL ORDER :

Shri K.B. Jadhav, learned counsel holding for Shri B.B. Kulkarni, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 21.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 795 OF 2021
(Keshav B. Shirole 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 : 27.09.2022

ORAL ORDER :

Shri V.B. Wagh, learned counsel for the applicant and Shri M.P. Gude, 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 21.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 819 OF 2021
(Laxman G. Lagad & 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 : 27.09.2022

ORAL ORDER :

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

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 22.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 95 OF 2022
(Vijay U. Kale 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 : 27.09.2022

ORAL ORDER :

Shri G.M. Jadhav, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13.10.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

O.A.NO.97/22 WITH M.A.62/22 IN O.A.ST.209/22
(Vijay U. Kale 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 : 27.09.2022

ORAL ORDER :

Shri G.M. Jadhav, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in both these cases, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
3. S.O. to 13.10.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 191 OF 2022
(Balu R. Nagare 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 : 27.09.2022

ORAL ORDER :

Shri Vinod M. Vibhute, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice.
3. S.O. to 23.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 376 OF 2022
(Priyanka S. Bansode 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 : 27.09.2022

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant and Shri M.P. Gude, 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 24.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 413 OF 2022
(Dr. Rajesh D. Subhedar 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 : 27.09.2022

ORAL ORDER :

Shri J.S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhumkar, 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 24.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

M.A.NO. 35/2018 IN O.A.ST.NO. 97/2018
(Nilesh R. Tagad 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 : 27.09.2022

ORAL ORDER :

Shri S.S. Jadhavar, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri M.B. Kolpe, learned counsel for respondent No. 2, are present.

2. S.O. to 10.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

M.A.NO. 277/2019 IN O.A.ST.NO. 09/2019
(Kishan E. Vibhve 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 : 27.09.2022

ORAL ORDER :

Shri A.D. Kaware, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present. Shri D.P. Bakshi, learned counsel for respondent No. 7 in O.A. **(absent)**.

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

3. S.O. to 11.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

M.A.31/20 WITH M.A.15/20 IN T.A.10/18 (W.P. 1439/18)
(Niramal T. Rakh 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 : 27.09.2022

ORAL ORDER :

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

2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
3. S.O. to 14.11.2022.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

O.A.NO. 330/2022 WITH M.A. NO. 404/2022
(Datta Balasaheb Nannaware & 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 : 27.09.2022

ORAL ORDER :

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

2. Having regard to the prayer made in the application it appears to us that the present O.A. would lie before the Single Bench. We, therefore, transfer the present O.A. to the said Court to be considered in accordance with law.

3. The learned counsel for the applicant shall circulate the present application before the Single Bench.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

C.P.NO. 30/2019 IN O.A.NO. 526/2011
(Mohd. Azizullah Khan 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 : **27.09.2022**

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. In the present contempt petition after hearing the learned counsel appearing for the applicant an order was passed on 19.9.2022 by this Tribunal admitting the contempt petition and issuing notice to the contemnor in the prescribed Form. However, after transcription of the said order since learned Member (A), was having some queries the matter was again listed for further consideration today. Accordingly, the queries are made by the learned Member (A) and learned counsel for the applicant has tried to make his submissions on the queries so raised. After having heard learned counsel for the applicant, learned Member (A) has decided to pass separate order than passed on 19.9.2022. As such, the order dated 19.9.2022 passed in present C.P. is signed only by me i.e. Vice Chairman.

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**C.P.NO. 30/2019 IN
O.A.NO. 526/2011**

3. Learned Member (A) will declare the order passed by him on the date, which he may fix.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 27.09.2022-HDD

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

ORIGINAL APPLICATION NO. 141 OF 2021
(Shubham A. 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 : 27.09.2022

ORAL ORDER :

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

2. Father of the present applicant died on 16.1.2013 while in service of the respondents. He was working as Hawaldar. The applicant claims to be entitled for the appointment on compassionate ground after demise of his father. Applicant has, therefore, applied for the post of Jail Guard. The applicant claims to be possessing the required qualification for to be appointed on the post of Jail Guard. The applicant belongs to Scheduled Caste. The respondents have denied the appointment to the applicant on the ground that he has failed in the physical measurement test especially in chest measurement.

3. It is the grievance of the applicant that the physical measurement test carried out by the Medical Officer of the Jail was not properly conducted and more particularly the measurements of chest were not properly recorded. The applicant has, therefore,

prayed for direction in the present Original Application for re-measurement of his chest by the Civil Surgeon.

4. The respondents have opposed the contentions raised in the application by filing their affidavit in reply. According to the respondents, the applicant did not fulfill the criteria insofar as measurements of chest are concerned. The second ground as has been assigned by the respondents is that in the list prepared of the candidates seeking compassionate appointment, there are few candidates above the applicant and unless the said candidates are given appointments, the case of the applicant cannot be considered.

5. Shri Suresh D. Dhongde, learned counsel appearing for the applicant submitted that the applicant possesses the physical fitness and more particularly the chest of the required measurement. Learned counsel further submitted that the applicant has been denied the appointment for mala fide reasons. Learned counsel submitted that the applicant, therefore, needs to be permitted to get re-measured his chest (normal and chest expanded) from any other Government hospital. Learned counsel submitted that the applicant is confident that his chest is of adequate measurement as prescribed for the appointment on the post of Jail Guard. Learned counsel, therefore, prayed for allowing the application thereby giving directions against the respondents to send the applicant for such re-measurement of chest to the Government hospital and if the measurements

of the chest are found to be as prescribed, the respondents may be directed to issue him the order of appointment.

6. Learned Presenting Officer has opposed the contentions so raised on behalf of the applicant. Learned Presenting Officer submitted that there was no reason for the officer who may measure the chest of the applicant to measure it wrongly or inadequately. Learned P.O. further submitted that even otherwise the applicant could not have got the said appointment for the reason that in the list of candidates claiming compassionate appointment, the name of the applicant is chronologically at Sr. No. 5 and unless 4 candidates, who are ahead of the applicant, are accommodated, no appointment is likely to be given to the applicants. He, therefore, prayed for rejecting the application.

7. We have carefully considered the submissions advanced on behalf of the applicant and the learned Presenting Officer. Though it is the contention of the applicant that he possesses the chest of required measurements and the Jail authorities did not correctly measure his chest, no document has been placed on record by the applicant showing that in the past when his chest was measured at normal, as well expanded state, it was more than the measurements as are noted in the physical test conducted by the Jail authorities. There is only one measurement of the chest of the applicant on record i.e. taken by the Chief Medical Officer in the Jail. There is no other document

showing the measurement other than the said measurement as has been argued on behalf of the applicant. Had it been the case that the applicant immediately had measured his chest from other Government Medical Officer or private Medical Officer and if it would have come on record that the measurement taken by the said Medical Officer and the measurement taken by the officer in Jail are varying from each other, there could have some case for the applicant to accept his request to direct the respondents to send the applicant to some other Government Medical Officer or Government agency or to Civil Surgeon for re-measuring his chest. In absence of any such evidence on record even *prima facie* it cannot be held that there may have some mistakes in measuring the chest of the applicant by the Jail authorities. The applicant though now has prayed for sending him for fresh measurement of his chest to any authority other than the authority which measured his chest, such request also cannot be accepted. It is possible that in the meanwhile period the applicant would have exerted for increasing his chest by doing exercise in that regard. In the circumstances, on the basis of the measurements taken at this stage, no such conclusion could be drawn that at the relevant time Jail authorities had committed an error in measuring the chest of the applicant. Secondly no mala-fides attributed on part of Doctor i.e. the Medical Officer in the Jail who has taken measurement, so as

to hold that the intentionally measurement is incorrectly recorded.

8. Even otherwise, as has been submitted by the learned Presenting Officer the turn of the applicant for appointment on compassionate ground is yet to come. In the list maintained by the respondents of the candidates seeking compassionate appointment, the name of the applicant is chronologically at Sr. No. 5. For the reasons stated above, the prayers made by the applicant in the present O.A. cannot be accepted. Presently, no case is made out by the applicant for passing any order in his favour. No error has been noticed on the part of the respondents in not providing the appointment to the applicant.

9. We however, find it necessary to observe that in future if any such occasion arises the candidature of the applicant shall be considered afresh and shall not be kept out of consideration on the ground that in the present recruitment he was declared not eligible on account of not having chest of the measurements, as prescribed. In the meanwhile the applicant may endeavour for increasing his chest so that he may satisfy the norms in that regard.

10. With the observations as above, the present Original Application stands dismissed however, without any order as to costs.

MEMBER (A)

VICE CHAIRMAN