

M.A. NO. 125/2023 IN O.A. NO. 814/2018

(Chandrasen s/o Vithalrao Gaisamudre Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Heard Shri R.K. Jadhavar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. In the pending Original Application, which is yet to be admitted, the applicant by way of filing the present Misc. Application is seeking permission to insert prayer clauses D-1 and D-2 in the Original Application.

3. Learned Presenting Officer submits that appropriate order may be passed.

4. In view of the above and for the reasons stated in the Application, the Misc. Application No. 125/2023 is hereby allowed. The applicant is permitted to amend the Original Application as mentioned in paragraph no. (5.5) of the Misc. Application and add prayers D-1 and D-2 in the

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M.A. NO. 125/2023 IN
O.A. NO. 814/2018

Original Application. The said amendment be carried out within the period of 2 weeks. Applicant after carrying out the amendment shall file the memo of the Original Application and also serve the amended copy of O.A. on the other side.

4. Needless to say that the respondents are also at liberty to file their additional say to the newly added prayers.

5. The Misc. Application accordingly stands disposed of. There shall be no order as to costs.

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 262/2024
(Vinod Arjun Wagh & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Manjit S. Shaikh, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits that though the affidavit in reply is ready, however, the officer, who is going to sign the affidavit in reply, is on leave today. He thus seeks short adjournment. Adjournment granted.

3. S.O. to 04.09.2024

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 685/2024
(Satish S. Chavan Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri K.G. Salunke, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 05.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 803/2024
(Pooja B. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Rohit Sarvadnya, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 12.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

M.A. NO. 134/2022 IN O.A. ST. 1419/2021
(Chate Shankar Dhondiba Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri K.M. Nagarkar, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has tendered across the bar the rejoinder affidavit in the Original Application. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 25.10.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 405/2021
(Dinesh N. Karande Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 05.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 255/2024
(Shweta S. Kadam Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri M.S. Bhosale, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tendered across the bar the affidavit in reply on behalf of respondent nos. 1 to 3. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 12.09.2024 for filing rejoinder affidavit, if any, by the applicant.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 962/2024
(Snehal M. Dhakne Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Heard Shri S.S. Jadhavar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel, on instructions from the applicant, seeks leave of the Tribunal to withdraw the present Original Application. Leave granted.

3. The Original Application stands disposed of as withdrawn. There shall be no order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1023/2023
(Vinayak U. Banchod Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Heard Shri S.S. Jadhavar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant seeks short adjournment.

3. Learned P.O. submits affidavit in reply on behalf of respondent nos. 1 to 3. It is taken on record and copy thereof has been supplied to other side. Learned P.O., however, seeks time to file reply on behalf of other respondents. Time granted.

4. S.O. to 30.9.2024.

MEMBER (A)

MEMBER (J)

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

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri A.M. Nagarkar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 9.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

C.P. NO. 23/2022 IN O.A. NO. 683/2019
(Shivaji M. Ghantewad Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer submits on record short affidavit on behalf of respondent no. 4. It is taken on record and copy thereof has been supplied to other side. Learned P.O. submits that the order passed by this Tribunal in O.A., contempt of which is alleged in the present Contempt Petition, has been complied with by the respondents.

4. Learned counsel for the applicant submits that he has received reply filed by respondent no. 4 today only and thus seeks some time to go through the same and make appropriate submissions on the next date. Time granted.

5. S.O. to 20.9.2024.

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 161/2022

(Bharat A. Sawant Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. Learned Presenting Officer seeks leave to file sur-rejoinder. Leave granted as prayed for. Sur-rejoinder is taken on record and copy thereof has been given to learned counsel for the applicant.

3. Learned counsel for the applicant seeks time to go through the sur-rejoinder and advance his submissions. Time granted.

3. S.O. to 20.9.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 423/2022
(Appasaheb B. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

None appears for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer seeks leave to file affidavit in reply on behalf of sole respondent. Leave granted. Reply of respondent is taken on record. Learned P.O. submits spare copy for learned counsel for the applicant.

3. S.O. to 25.10.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 906/2018
(Chetan Ahire Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the applicant is not willing to file rejoinder affidavit.

3. In the circumstances, S.O. to 12.11.2024 for hearing.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

M.A. NO. 274/2024 IN M.A. ST. 297/2024 IN O.A. ST. 259/2024

(Satish S. Kulkarni Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri V.K. Jadhav, Member (J)
AND**

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.D. Joshi, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 5.9.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 77/2024
(Pralhad V. Fiske Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Smt. K.V. Sharma, learned counsel holding for Shri Hemant More, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 13.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

C.P. NO. 67/2024 IN O.A. NO. 240/2024
(Hareshwar Ghuge Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri P.M. Nagargone, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 29.08.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

O.A. NOS. 51, 52 AND 62 ALL OF 2023
(Dr. Ravindra Mistry & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri A.G. Ambetkar, learned counsel for the applicants in all these matters and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities in all these matters, are present.

2. With consent of both the sides, S.O. to 9.9.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

O.A. NO. 1022/2023 WITH M.A. 145/2024
(Dr. Yogendra Yeotikar Vs. State of Maharashtra & Ors.)

WITH

O.A. NO. 22/2024
(Dr. Chandrakant Avhad Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Swaraj Tandale, learned counsel holding for Shri B.R. Kedar, learned counsel for the applicants in both the O.As., Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities in both the matters and Shri H.P. Jadhav, learned counsel for the applicant in M.A. No. 145/2024, are present.

2. With consent of both the sides, S.O. to 13.09.2024.

3. The interim relief, if any, granted earlier to continue till then.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 182/2019
(Reshma D. Lavhate Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. With consent of both the sides, S.O. to 18.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 509/2022

(Groundwater Engineers' Association, M.S. through its president Shri Balasaheb D. Patil Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. With consent of both the sides, S.O. to 12.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 474/2023
(Vaishali V. Hinge Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 18.09.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 793/2022
(Babynanda Gosavi Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. At the request of learned Chief Presenting Officer, S.O. to 13.9.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

C.P. NO. 34/2022 IN O.A. NO. 78/2021
(Shubhangi Y. Pawale Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. Learned Chief Presenting Officer submits that his office has received the copy of communication dated 31.7.2024 issued by the respondent no. 02 to the learned counsel for the applicant. It is taken on record and marked as document 'X' for the purpose of identification. The learned C.P.O. submits that the order has been complied with fully. Learned counsel for the applicant seeks time to take instructions from the applicant in this regard and make the appropriate submissions on the next date.

3. S.O. to 6.9.2024.

MEMBER (A)

MEMBER (J)

**M.A. NO. 366/2024 IN M.A. NO. 481/2023 IN O.A. ST.
1795/2023**

(Dr. Sudhatai Karadkhedkar Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri V.K. Jadhav, Member (J)
AND**

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri M.R. Kulkarni, learned counsel for the applicant (**leave note**). Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities is present.

2. In view of leave note of learned counsel for the applicant, S.O. to 6.9.2024.

MEMBER (A)

ARJ ORAL ORDER 28.08.2024

MEMBER (J)

C.P. NO. 38/2022 IN O.A. NO. 78/2021
(Shubhangi Y. Pawale Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. Learned Chief Presenting Officer submits that his office has received the copy of communication dated 31.7.2024 issued by the respondent no. 02 to the learned counsel for the applicant. It is taken on record and marked as document 'X' for the purpose of identification. The learned C.P.O. submits that the order has been complied with fully. Learned counsel for the applicant seeks time to take instructions from the applicant in this regard and make the appropriate submissions on the next date.

3. S.O. to 6.9.2024.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.277/2024
(Namdev M. Binwade Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V. K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Amol Gaikwad, learned Counsel for the applicant (**absent**). Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities is present.

2. Learned C.P.O. submits affidavit in reply on behalf of respondent no.2 along with spare copy for other side. It is taken on record. Copy thereof be provided to other side.

3. S.O. to 30-09-2024.

MEMBER (A)
YUK ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO.716/2018
(Atul N. Shelke Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO.634/2018
(Prمود S. Chormale Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO.635/2018
(Mahesh A. Talekar Vs. State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO.636/2018
(Vinay P. Sarpate Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V. K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.D.Joshi, learned counsel for the applicants and Shri M.B.Bharaswadkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 18-09-2024 for taking instructions in the matter.

MEMBER (A)
YUK ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO.12/2023
(Vinayak M. Gavit & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V. K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.D.Joshi, learned counsel for the applicants and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

Shri Amit Savale, learned Counsel for respondent nos.3 to 5 (**absent**).

2. At the request of both sides, S.O. to 18.09.2024.

MEMBER (A)
YUK ORAL ORDER 28.08.2024

MEMBER (J)

ORIGINAL APPLICATION NO.728/2022
(Chandrakant M. Choudante Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V. K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Amolkumar S. Wakode, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for the applicant submits that during the pendency of the O.A., applicant came to be exonerated from all the charges in the departmental enquiry and the same has been communicated to the applicant by Government order dated 24-07-2023. Learned Counsel submits that the suspension period from 05-08-2013 to 30-06-2018 has not been regularized by the respondents and the applicant has not been paid all the backwages with interest and pensionary

benefits. The applicant is also seeking direction to the respondents to decide his pending representation dated 12-03-2021 in a time bound manner.

3. In view of the above submissions, we direct learned CPO to take specific instructions in this regard and make appropriate statement on the next date.

4. S.O. to 23-09-2024.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.504/2022
(Kiran Santosh Pawar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V. K. Jadhav, Member (J)
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

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

2. S.O. to 26.09.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

YUK ORAL ORDER 28.08.2024

MEMBER (J)

M.A.NO. 372/2024 IN O.A.NO. 912/2024
(Ravikant B. Jadhavar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Heard Shri S.R. Sapkal, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents in M.A., returnable on 23.10.2024.

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

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

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

//2// M.A. 372/2024 in
O.A. 912/2024

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

7. S.O. to 23.10.2024.

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

MEMBER (J)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 495 OF 2024
(Shashikant M. Ghoshir Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Shri K.B. Jadhavar, learned counsel for the applicant, is **absent**. Shri D.M. Hange, learned Presenting Officer for the respondent authorities, is present.

2. Even though the circulation is sought, none present for the applicant.

3. S.O. to 07.10.2024.

MEMBER (J)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 859 OF 2024
(Shaikh Abrar Abdul Khaudoos Gani Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Smt. Archana S. Therokar, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that today itself the applicant is going to file an application seeking condonation of delay.
3. In view of above, S.O. to 04.09.2024.
4. Office to list this matter along with Misc. Application seeking condonation of delay.

MEMBER (J)

ORIGINAL APPLICATION NO. 944 OF 2024
(Abhishekh A. Pardeshi Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Shri K.G. Salunke, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant has placed his reliance in a case of **Sureshsing Kunusing Taji Vs. the State of Maharashtra & Anr. (Writ Petition No. 8137/2014)** decided by the Division Bench of Hon'ble High Court of Bombay, Bench at Aurangabad by order dated 07.10.2014.

3. Learned P.O. is directed to take instructions as to who is the Departmental Appellate Authority in connection with the impugned order which is subject matter of this Original Application.

4. S.O. to 30.08.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 950 OF 2024
(Dilipkumar B. Parekar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Heard Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the impugned transfer order of the applicant is midterm and mid-tenure. However, on perusal of the said order dated 05.08.2024 (Annexure 'A-1') it appears that due to the fault of the applicant, the applicant came to be transferred midterm and mid-tenure in terms of the provisions of Section 4(4) (ii) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005.

3. In view of same, issue notice to respondents, returnable on 13.09.2024.

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

//2//

O.A. 950/2024

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. The learned P.O. is directed to call the record including the minutes of meeting of Police Establishment Board, if any.

9. S.O. to 13.09.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 830 OF 2018
(Shailendra H. Mali Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Shri S.B. Patil, learned counsel for the applicant, is **absent**. Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri M.V. Bhamre, learned counsel for respondent No.5, are present.

2. This is a part heard matter.

3. Learned counsel for applicant is absent though last time the learned counsel Shri Vishal Rathod holding for Shri S.B. Patil, learned counsel for the applicant has sought time.

4. In view of above, S.O. to 04.09.2024 as a last chance for further hearing.

MEMBER (J)

**ORIGINAL APPLICATION NO. 687 OF 2021
(Vipul R. Bhagwat Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Shri B.P. Gonare, learned counsel holding for Shri I.D. Maniyar, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.

3. At the request of learned counsel for the applicant, S.O. to 12.09.2024 for further hearing.

MEMBER (J)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 751 OF 2023
(Sakharam M. Ghodke Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Shri V.P. Savant, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 20.09.2024 for production of citations by the parties.

MEMBER (J)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 21 OF 2024
(Rameshwar B. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 28.08.2024

ORAL ORDER :

Shri H.P. Jadhav, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. This is a part heard matter.

3. At the request of learned P.O., S.O. to 12.09.2024 for taking instructions.

MEMBER (J)

SAS ORAL ORDER 28.08.2024

M.A.NO. 144/2024 IN O.A.NO. 412/2024
(Sumedha D. Raut Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.S. Tandale, learned counsel holding for Shri Pratap B. Vikhe, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

Shri K.S. Solanke, learned counsel for the respondent Nos. 4 to 6, is **absent**.

2. At the request of learned counsel for the applicant, S.O. to 12.09.2024 for hearing.

MEMBER (A)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 288 OF 2024
(Chandrakant V. Nandanwar Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Smt. Kalpana Kulkarni (Sonpawale), learned counsel holding for Shri S.P. Sonpawale, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 24.09.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

**1. M.A.NO. 339/2024 IN O.A.NO. 1152/2022
(Sandhay P. Rathod & Ors. Vs. State of Maharashtra & Ors.)**

**2. M.A.NO. 340/2024 IN O.A.NO. 113/2023
(Vaibhav R. Kakade Vs. State of Maharashtra & Ors.)**

**3. M.A.NO. 341/2024 IN O.A.NO. 112/2023
(Aanuradha L. Sonkamble & Ors. Vs. State of Maharashtra & Ors.)**

**4. M.A.NO. 342/2024 IN O.A.NO. 773/2023
(Prasad K. Kamble Vs. State of Maharashtra & Ors.)**

**5. M.A.NO. 343/2024 IN O.A.NO. 935/2023
(Abhishek M. Patil & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.S. Tandale, learned counsel holding for Shri K.G. Salunke, learned counsel for the applicants in all these cases and Shri D.M. Hange, learned Presenting Officer for the respondent authorities in all these cases, are present.

2. At the request of learned counsel for the applicants, S.O. to 23.09.2024

MEMBER (A)

ORIGINAL APPLICATION NO. 923 OF 2023
(Yunus Saybu Tadavi Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri S.A. Deshmukh, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 20.09.2024 for hearing.

MEMBER (A)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 1034 OF 2023
(Yunus Saybu Tadavi Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri P.S. Jadhav, learned counsel holding for Shri S.N. Pagare, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 30.09.2024 for hearing.

MEMBER (A)

SAS ORAL ORDER 28.08.2024

ORIGINAL APPLICATION NO. 398 OF 2024
(Rajesh G. Polkamwad Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri V.C. Patil, learned counsel holding for Shri V.D. Patnoorkar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 24.09.2024 for hearing.
3. Status quo granted earlier to continue till then.

MEMBER (A)

SAS ORAL ORDER 28.08.2024

**ORIGINAL APPLICATION NO. 658 OF 2024
(Hiraman S. Nagre Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Rahul Shimre, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. seeks time to file affidavit in reply which is opposed by learned counsel for the applicant. However, in the interest of justice, three weeks time granted as a last chance for filing affidavit in reply on behalf of respondents.

3. S.O. to 24.09.2024.

MEMBER (A)

O.A.NOS. 480 & 481 both of 2023
(Gyanraj P. Kakde Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri Gyanraj P. Kakde, party in person in both the O.As. and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities in both the O.As., are present.

2. Party in person files affidavits in rejoinder in both these O.As. The same are taken on record and copies thereof are given to other side.

3. S.O. to 30.09.2024 for hearing.

MEMBER (A)

SAS ORAL ORDER 28.08.2024

**M.A.NO. 329/2024 IN M.A.NO. 529/2023 IN
O.A.NO. 1112/2022 WITH Caveat No. 40/2022
(The State of Maharashtra & Ors. Vs. Mohammad Raza
Khan)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 28.08.2024

ORAL ORDER :

Shri A.P. Basarkar, learned Presenting Officer for the applicants in M.A.No. 329 of 2024 / original respondents, Shri A.S. Deshmukh, learned counsel for the applicant in M.A. 529/2023 & O.A. 1112/2022/ respondent in M.A. 329 of 2024 and Shri M.B. Bharaswadkar, learned counsel for respondent No.3 in O.A.No. 1112/2022, are present.

2. Learned counsel submits that the present matter is considerably heard by the Single Bench consisting of Hon'ble Member (J). He submits that matter be placed before the said bench.

3. S.O. to 29.08.2024 for hearing before Single Bench consisting of the Hon'ble Member (J).

MEMBER (A)