

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI BENCH  
AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Single Bench*

**Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN**

**Date: -28/03/2023**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Regular Admission Matters</b>						
1	MA392/22 In OAS178/22	A'nagar	Adv.V.M. Humbe (Ashru M Kaldate)	M.A. For Condonation of Delay		28.4.2023
2	TA03/23 WP13847/21	Nashik	Adv.Abhijit S More (Kapil K Gujar & Ors.)	<b>Time Limit High Court Direction</b> Regularisation		13.04.2023
3	TA04/23 WP3935/21	Satara	Adv.Dr. Suresh Mane (Gramvikas Shakiya Kantrathi Karmachari Sanghthana through President & Ors.)	Regularisation		
4	TA05/23 WP4762/20	Beed	Adv.Sachin S Deshmukh (Vinayak S Ware & Ors.)	Regularisation		
5	TA06/23 WP4765/20	Beed	Adv.Sayyed Tauseef Yaseen (Ubale S Suresh & Ors.)	Regularisation		
6	TA07/23 WP5233/20	Beed	Adv.S.A. NagarSoge (Pralhad K Ugale)	Regularisation		
7	TA08/23 WP5591/20	Beed	Adv.S.S. Thombre (Pravin V Hadade & Ors.)	Regularisation		
8	TA09/23 WP5588/20	Beed	Adv.S.S. Jadhavar (Sonali S Bhosale)	Regularisation		
9	MA143/23 In OAS1459/23	Dhule	Adv.V.B. Wagh (Harshal S Desale)	M.A. For Condonation of Delay		16.6.2023
10	OA260/23	J'gaon	Adv.K.B. Jadhav (Suryakant D Nikam)	Suspension/ Revocation of Suspension	<b>Circulation</b>	19.4.2023

<b>First On Board Matter</b>						
<b>11</b>	OA407/19	J'gaon	Adv.Amruta Paranjape Menezes (Sadhana U Borse @ Sadhna S Pachpol) <b><u>Adv.Hemant P Deshmukh</u></b> <b><u>for R.No.4</u></b>	Kotwal	<b>Part Heard</b> Reply Filed by R-3 to R-5	30.03.2023
<b>High On Board Matter</b>						
<b>12</b>	OA313/21	Nanded	Adv.P.B. Rakhunde (Pandurang M Kamble)	Direction/ Interest on Delayed Payment	Reply Filed by R-3	16.6.2023
<b>Due Admission Matters</b>						
<b>13</b>	OA568/19	P'rbn	Adv D T Devane (Dnyanoba K Oval)	Deemed Date of Promotion	Reply Filed By R-3	25.4.2023
<b>14</b>	OA586/20	Hingoli	Adv.Ashish B Rajkar (Sonaji K Barhate) <b><u>Adv.N.U. Yadav for R.Nos.</u></b> <b><u>2 &amp; 3</u></b>	Compassioante Appointement	Reply Filed by R-2 & R-3	21.4.2023
<b>15</b>	OA119/21	A'nagar	Adv.Ajit Manohar Gholap (Sudhakar B Aandhale)	Time Bound Promotion/ ACPS/ Benefits of G.R.	Reply filed by R-1 to R-5	28.4.2023
<b>16</b>	OA263/21	Hingoli	Adv.S.B. Solanke (Dattatraya S Haral)	Minor Punishment	For Hearing	15.06.23
<b>17</b>	OA348/21	A'bad	Adv.M.V. Thorat (Balaji M Ghulekar)	Transfer	Reply Filed by R-2	19.6.2023
<b>18</b>	OA413/21	Nanded	Adv.J.M. Murkute (Pandhari S Ahankare)	Pension & Pensionery Benefits	For Hearing Reply Filed by R-2 & R-3	19.6.2023
<b>20</b>	OA147/22	P'bhani	Adv.J.B. Choudhary (Bhaskar D Nelte)	Leve Encashment		12.4.2023
<b>21</b>	OA269/22	A'nagar	Adv.A.S. Shelke (Sharda V Andure & Ors.) <b><u>Adv.M.P. Gude for R.Nos.1</u></b> <b><u>to 3</u></b>	Compassionate Appointment	for Filing Affidavit in Reply For R-1 to R-3	21.4.2023

22	OA503/22	A'bad	Adv.K.B. Jadhav (Kailas R Walekar)	Cancellation of Benefits	For Hearing Reply Filed by R-1 to R-6	16.6.2023
23	OA542/22	P'bhani	Adv.S.N. Janakwade (Nagnath S Popalwar)	Withdrawal of Benefit of Assured Progress Scheme	Reply Filed by R-1 to R-3	19.6.2023
24	OA734/22	Beed	Adv.O.D. Mane/ Adv.A.O. Mane (Shrimant M Murkute)	Duty Period	Reply Filed by R-1 & R-2	15.6.2023
<b>Order Matter</b>						
25	MA197/20 In OASSt537/20	J'gaon	Adv.A.M. Hajare (Ashok B Johare)	M.A. For Conodation of Delay	Reply Filed by R-1 to R-3	5.6.2023
26	MA299/20 In OASSt1286/20	Hingoli	Adv.Amol A Kokad (Ram S Bajulge)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	4.5.2023
<b>Final Hearing Matters</b>						
28	OA487/18	Latur	Adv.S.G. Kulkarni (Ramchandra L Kulkarni)	Benefits o f G.R./ Arrears of Pay	Reply Filed by R-1 to R-4	20.6.2023
29	OA718/18	A'bad	Adv.Ajay S Deshpande (Balasaheb N Kadam)	Time Bound Promotion/ ACPS/	Reply Filed by R-1	19.6.2023
30	OA773/18	A'bad	Adv.R.P. Bhumkar (Shivaji B Satote) <b><u>Adv.S.B. Mene for R.No.2</u></b>	Time Bound Promotion/ ACPS/ Benefit as Per G.R./ Higher Pay Scale	Reply Filed by R-2 & R-3	19.6.2023
31	OA190/19	A'nagar	Adv.J.S. Deshmukh (Dr.Chandrakant B Lamture)	Annual Increments/ Arrears/ Leave	Reply filed by R-1 to R-4	20.6.2023
32	OA489/19	P'bhani	Adv.J.M. Murkute (Vinod R Kandere)	Compassionate Appointment as per G.R.	Reply Filed by R-1 to R-3	21.4.2023
33	OA1049/19	Nanded	Adv.Anand D Kawre (Pralhad L Bhalariao) <b><u>Adv.S.D. Dhongde for R.Nos.4 &amp; 5</u></b>	Advance Increments	Reply Filed by R-2 to R-6	28.4.2023
34	OA03/20	Beed	Adv.M.S. Karad (Anil V Lad) <b><u>Adv.A.S. Deshmukh for R.No.5</u></b>	Transfer	Reply Filed by R-2 to R-5	15.6.2023

35	OA87/20	P'bhani	Adv.Preeti R Wankhade (Rajendra B Kamble)	Minor Punishment/ Suspension Period	Reply Filed by R-1 to R-3	28.4.2023
36	OA160/20	A'nagar	Adv.Party In Person (Shrirang P Jarhad) <b><u>Adv.S.B. Mene for R.No.4</u></b>	Regixation of Pension	Reply Filed by R-1, R-3 & R- 4	28.4.2023
37	OA333/20	A'bad	Adv.K.B. Jadhav (Arjun M Pawar) <b><u>Adv.S.B. Patil For R.No.2</u></b>	Recovery Against Govt. Quarter	Reply Filed by R-2 to R-3	27.4.2023
38	OA103/21	N'bar	Adv.S.D. Joshi <b>Adv.S.D. Joshi has Filed Leave Note From 27.03.2023 to 31.03.2023 (Dr.Harishchandra T Kokani) <u>Adv.Rakesh N Jain for R.No.3</u></b>	Reinstatement (Suspension)	Reply Filed by R-1 to R-3	25.4.2023
39	OA226/21	J'gaon	Adv.P.S. Gaikwad (Khilesh K Choudhari)	Appointment on Compassionate Ground	Reply Filed by R-2	21.4.2023
40	OA70/22 with	Jalna	Adv.V.B. Wagh (Ramkisan K Mante)	Suspension Period/ Recovery	Reply Filed by Respondent	24.4.2023
41	OA71/22 with	Jalna	Adv.V.B. Wagh (Sampat D Pawar)	Regularisation Suspension Period/ Pension	Reply Filed by Respondent	
42	OA72/22	Jalna	Adv.V.B. Wagh (Arjun M Pawar)	Regularisation Suspension Period	Reply Filed by Respondent	

Date: -28/03/2023

S.B. For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject		
<b>Due Admission Matters</b>						
1	OA43/21	Nanded	Adv Sandeep G Kulkarni (Chandramuni T Kamble) <b><u>Adv S B Patil For R No R-2 &amp; R-3</u></b>	Refixation of Pay/ Recovery	For Filing Affidavit in Reply R- 1 to R-3	20.6.2023
2	OA509/21	A'bad	Adv A B Girase (Dr. Ramling C Mahajan & Ors.)	Benefits of G.R	For Filing Affidavit in Reply <b>Ref Order Dtd.13.01.2023</b>	28.4.2023

3	OA593/21	Nanded	Adv S G Kulkarni (Gajanan P Joshi) <b><u>Adv D T Devane For R No 2 &amp; R-3</u></b>	Pay scale/ Recovery	Await Service For R-4 For Filing Affidavit in Reply For R-1, R-3 & R-5	20.6.2023
4	OA595/21	A'bad	Adv Ajay S Deshpande (Indirakant N Bhalerao)	Continuation of Service/ Benefit of Time Bound Promotion	For Filing Affidavit in Rejoinder	28.4.2023
5	TA06/22 WP6466/22	A'bad	Adv K M More (Sharada R Ganagawe & Ors.)	Appointment on Compassionate Ground	For Reply	21.4.2023
6	OA246/22	A'bad	Adv D K Dagadkhair (Dilip Y Rupekar)	Arrears of Wages	For Filing Affidavit in Rejoinder	15.6.2023
7	OA292/22	P'bhani	Adv J B Choudhari/ Adv P D Bodade (Ramkisan C Mavai) <b><u>Adv Bhausaheb S Deshmukh For R.No.3</u></b>	Recovery/ Refund of Recovered Amount	One More Last Chance For Filing Affidavit in Reply For R-2	12.4.2023
8	OA473/22	A'nagar	Adv A S Deshmukh (Satish V Mote)	Regularization of Services	By Way of Last Chance For Filing Affidavit in Reply	12.4.2023
9	OA510/22	A'bad	Adv Ajay S Deshpande (Prabhakar S Jagtap)	Time Bound Promotion & A.C.P.S	For Filing Affidavit in Rejoinder	5.6.2023
10	OA575/22	Nanded	Adv A D Gadekar (Yayati T Ghorband)	Refund of Recoverd Amount	For Filing Affidavit in Reply	4.5.2023
11	OA576/22	Beed	Adv A D Gadekar (Subhash H Puri)	Refund of Recovered Amount	Await Service	4.5.2023
12	OA583/22	Nanded	Adv K P Rodge (Shivling M Sakhare)	Payscale	For Filing Affidavit in Rejoinder	14.6.2023
13	OA644/22	Beed	Adv B S Shinde (Dr.Bhausaheb N Chalak)	Suspension Period	For Filing Affidavit in Reply	21.4.2023

14	OA704/22	Beed	Adv A S Deshmukh/ Adv Saket Joshi (Prakash S Aghav-Patil)	Suspension/ Re-instatement	For Insrtuction For Filing Affidavit in Rejoinder <b>Ref Order</b> <b>Dtd.13.02.2023</b>	6.4.2023
15	OA 727/22	Nanded	Aparna S Sapate/ Adv S S Shinde (Laxman N Mahure)	Kotwal	Await Service	14.6.2023
16	OA827/22	N'bar	Adv Vinod Patil (Dr.Pramod Y Sonawane) <b><u>Adv R N Jain For R- 4 &amp; R-5</u></b>	Transfer	For Filing Affidavit in Reply	20.4.2023
17	OA864/22	Jalgaon	Adv Vidya A Taksal (Gajanan B Dandge &Ors.)	Compassionate Appointment	For Filing Affidavit in Reply	21.4.2023
18	OA917/22	O'bad	Adv C R Thorat (Santosh P Madane)	Police Patil	Await Service	3.5.2023
19	OA948/22	Dhule	Adv V B Wagh (Vilas B Patil)	Benefit of G.R./ Higher Pay Scale	Await Service	3.5.2023
20	OA997/22	Dhule	Adv S N Suryawanshi (Rekha D Shinde & Ors.)	Appointment on Compassionate Ground	For Reply	21.4.2023
21	OA1025/22	P'bhani	Adv N D Sonavane (Azizkhan Yusufkhan Pathan)	Re Instatement	For Reply	27.4.2023
22	OA1049/22	Nanded	Adv V G Sakolkar (Latabai T Rathod)	Refund of Recovered Amount	For Filing Affidavit in Rejoinder	5.4.2023
23	OA1063/22	Dhule	Adv V B Wagh (Dr. Rahul S Hatolkar)	Recovery	For Reply	3.5.2023
24	OA1081/22	Latur	Adv H P Jadhav (Shitole B Limbaji)	Compassionate Appointment	For Filing Affidavit in Reply	21.4.2023
25	OA1089/22	Latur	Adv H P Jadhav (Madhavi M Kulkarni & ors.)	Compassionate Appointment	For Filing Affidavit in Rejoinder	21.4.2023
26	OA1131/22	J'gaon	Adv S R Patil (Nagesh G Patil)	Suspension/ Revocation of Suspension	Awati Service For R-1	5.4.2023

27	OA1136/22	A'nagar	Adv Vishwas B Wagh (Ramdas N Jangle)	Revision of Pension	For Filing Affidavit in Reply	3.5.2023
28	OA1137/22	A'nagar	Adv Vishwas B Wagh (Ravindra G Barde)	Revision of Pension	For Filing Affidavit in Reply	3.5.2023
29	OA1138/22	J'gaon	Adv Dipesh Pande/ Adv Girish Nagore (Nilesh S Salve)	Compassionate Appointment	For Reply	21.4.2023
30	OA32/23	Beed	Adv A S Deshmukh (Babamiya P Pathan)	Compassionate Appointment	Await Service	21.4.2023
31	OA66/23	A'bad	Adv A S Shelke (Bhagikar C Malikar)	Regularization	For Reply	3.5.2023
32	OA125/23	A'bad	Adv A S Deshmukh (Milind D Shah)	Pay Fixation/ Pension	Await Service	4.5.2023
33	OA143/23	Nanded	Adv S S Thombre (Dwarkadas J Chikhlikar)	Transfe	For Filing Affidavit in Rejoinder	12.4.2023
<b>Order Matter</b>						
34	MA164/22 In OAS2280/19	J'gaon	Adv P B Patil (Govardhan H Chavan)	M A For Condonation of Delay	For Filing Affidavit in Reply	13.6.2023
35	MA167/22 In OAS553/22	O'bad	Adv R V Naiknavare/ Adv H P Jadhav (Agatrao N Kolekar)	M A For Condonation of Delay	For Filing Affidavit in Reply For R-1 to R-4	13.6.2023
36	MA208/22 In OAS794/21	A'bad	Adv A V Sakolkar (Vishwash R Nimbalkar)	M A For Condonation of Delay	For Reply	20.4.2023
37	MA330/22 In OAS1196/22	A'nagar	Adv.Madhav Ghode (Vaibhav V Shirsath)	M A For Condonation of Delay	For Filing Affidavit in Reply	16.6.2023
38	MA559/22 In OAS3024/22	J'gaon	Adv Y H Jadhav/ Adv G A Nagori (Pooja D Pawar) <b>Adv S R Patil For R-3</b>	M A For Condonation of Delay	For Reply	4.5.2023
39	MA560/22 In OAS3026/22	J'gaon	Adv Y H Jadhav/ Adv G A Nagori (Indubai J Mali)	M.A. For Condonation of Delay	For Reply	4.5.2023

**DATE : 28.03.2023**

**ORIGINAL APPLICATION NO. 262 OF 2023**

**(Bharat A. Gaikwad Vs. The State of Maha. & Ors.)**

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

1. Smt. Priya Bharaswadkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **28.04.2023**. The case be listed for admission hearing on **28.04.2023**.

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**

**DATE : 28.03.2023**

**ORIGINAL APPLICATION NO. 263 OF 2023**

**(Vinesh V. Maher Vs. The State of Maha. & Ors.)**

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

1. Shri V.G. Pingle, learned Advocate for the applicant and Shri I.S. Thorat, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **27.04.2023**. The case be listed for admission hearing on **27.04.2023**.

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**

**DATE : 28.03.2023**

**ORIGINAL APPLICATION NO. 264 OF 2023**

**(Dr. Vaishali A. Phegade Vs. The State of Maha. & Ors.)**

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

1. Shri J.S. Deshmukh, learned Advocate for the applicant and Smt. M.S. Patni, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **28.04.2023**. The case be listed for admission hearing on **28.04.2023**.

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**

**DATE : 28.03.2023**

**ORIGINAL APPLICATION NO. 265 OF 2023**

**(Dr. Dipak S. Raut Vs. The State of Maha. & Ors.)**

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

1. Shri J.S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **28.04.2023**. The case be listed for admission hearing on **28.04.2023**.

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**

**DATE : 28.03.2023**

**ORIGINAL APPLICATION NO. 266 OF 2023**

**(Dr. Sudha R. Choudhary Vs. The State of Maha. & Ors.)**

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

1. Shri J.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **28.04.2023**. The case be listed for admission hearing on **28.04.2023**.

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**

**THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI BENCH  
AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Divison Bench*

Before: - **THE HON'BLE SHRI. V.D. DONGRE, MEMBER (J)**

**And**

**THE HON'BLE SHRI. BIJAY KUMAR, MEMBER (A)**

**Date: -28/03/2023**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Order Matters</b>						
<b>4</b>	MA449/19 In OAS1490/19	Hingoli	Adv.A.P. Sonpethkar (Sunil M Lagad)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	9.6.2023
<b>5</b>	MA174/22 In OA262/17	Beed	Adv. V.B. Wagh (Trimbak G Phasle)	M.A. For Amendment in Paragraphs	For Hearing	6.6.2023
<b>6</b>	MA474/22 In OA354/22	A'nagar	Adv.V.B. Wagh (Riyaj Mehmud Deshmukh)	M.A. For Amendment	For Hearing	6.6.2023
<b>7</b>	MA35/23 In OA812/22	A'bad	Adv.K.G. Gaikwad/ Adv.N.S. Ingle (Ganesh G Zagade & Ors.) <b><u>Adv.Prasad D Jarare in OA812/22</u></b> (Rashtra Seva Arogya Karmachari Sanghatna through its Secretary Kailas T Harkal)	M.A. For Intervention	For Hearing The Respondents are at liberty to File Affidavit in Reply in O.A.	20.04.2023
<b>8</b>	MA75/23 In MASt176/23 In OA164/22	J'gaon	Adv.C.V. Dharurkar/ Adv. Vinaya Muley (Nasiroddion Ajmoddin Shaikh through LRs Shahinbi Nasiroddin Shaikh)	MA to Bring LR.s on Rerod	For Hearing	20.04.2023
<b>Due Admission Matters</b>						
<b>12</b>	OA724/19	O'bad	Adv.Ajay S Deshpande (Kailas I Khandagale & Ors.)	Selection/ Appointment	For Hearing	11.4.2023
<b>13</b>	OA375/20 with	Beed	Adv.Avinash S Deshmukh (Amol M Naikwade)	Termination	For Hearing Reply Filed by R-2 to R-4	4.5.2023

14	OA376/20 with	P'bhani	Adv.Avinash S Deshmukh (Govind K Surnar)	Termination	For Hearing Reply Filed by R-4	4.5.2023
15	OA418/20 with	Beed	Adv.Avinash S Deshmukh (Popat K Gonde & Ors.)	Termination	For Hearing Reply Filed by R-2 & R-3	4.5.2023
16	OA428/20 with	Hingoli	Adv.Avinash S Deshmukh (Bandu S Bontalwar)	Termination	For Hearing Reply Filed by R-1 to R-3	4.5.2023
17	OA434/20	P'bhani	Adv.Avinash S Deshmukh (Mahesh D Desai)	Termination	For Hearing Reply Filed by R-1 to R-3	4.5.2023
18	OA490/20	J'gaon	Adv.Vivek G Pingle (Vivek S Sonawane)	Appointment	For Hearing Reply Filed by R-1 to R-5	12.6.2023
19	OA491/20	Dhule	Adv.Vivek G Pingle (Rajnikant D Patil)	Appointment	For Hearing Reply Filed by R-1 to R-5	12.6.2023
20	OA500/20	Latur	Adv.V.B. Wagh (Yeshwant K Bhandare)	Promotion	For Hearing Reply Filed by R-1 & R-2	12.6.2023
21	OA776/21	A'bad	Adv.S.D. Joshi <b>Adv.S.D. Joshi has Filed Leave Note From 27.03.2023 to 31.30.2023</b> (Lingoji K Pokale)	Deemed Date of Appointment/ Seniority/ Old Pension Scheme	For Admission	20.4.2023
22	OA786/21	A'nagar	Adv.Manoj A Dond (Yogesh A Misal & Ors.)	Seniroyty/ Promotion	For Admission Reply Filed by Respondent	23.6.2023
23	OA107/22	A'bad	Adv.Sunil B Jadhav (Mohan S Desale)	Extending the Period of Probation	For Hearing Reply Filed by R-1 & R-2	23.6.2023
24	OA230/22	A'bad	Adv.M.C. Swami (Dr.Seema M Digraskar @ Dr.Seema D Pathak)	Promotion	For Hearing Reply Filed by R-1 to R-3	10.4.2023
25	OA235/22	N'bar	Adv.Jayant B Choudhary (Dilip A Patole)	Reversion	For Hearing Reply Filed by R-1 to R-4	12.4.2023

26	OA236/22	N'bar	Adv.Jayant B Choudhary (Bhagyashri T Patil)	Reversion	For Hearing Reply Filed by R-1 to R-4	12.4.2023
27	OA244/22	A'bad	Adv.M.R. Kulkarni (Maharashtra State Gazetted Medical Officer Association through its President DR. Arun B Koli)	Condonation of Technical Break/ Annual Increments	For Hearing	21.6.2023
28	OA256/22	O'bad	Adv.Suchita Dhongde <b>Adv.Suchita Dhongde has Filed Leave Note From 27.03.2023 to 29.03.2023</b> (Ashok S Patil)	Major Punishment	For Admission Reply Filed by R-1 to R-3 & R-6	2.5.2023
29	OA360/22	Jalna	Adv.S.B. Bhosale (Anil P Khaladkar) <b><u>Adv.V.P. Narwade for R.No.4 &amp; 5</u></b>	Examination/ Interview	For Admission Reply Filed by R-1, R-3 to R-5	6.4.2023
30	OA265/22	N'bar	Adv.Jayant B Choudhary (Ranjana B More)	Reversion	For Hearing Reply Filed by R-1 to R-4	12.4.2023
<b>Final Hearing Matters</b>						
31	OA715/19	A'nagar	Adv.Sanotsh S Jadhavar (Sushma E Chaudhari)	Appointment	Reply Filed by R-1 & R-2	18.4.2023
32	OA755/19	Beed	Adv.M.R. Kulkarni (Dr.Prashant N Suryawnashi)	Appointment/ Regularisation	Reply Filed by R-1 to R-3	21.6.2023
33	OA263/20	A'bad	Adv.V.B. Wagh (Ravindra M Kamble)	Exemption From Passing Departmental Exam	Reply Filed by R-1 to R-4	21.4.2023
34	OA515/20	N'bar	Adv.B.R. Kedar (Aniket D Rakh)	Challenging G.R	<b>Ind Set Not Filed</b> Reply filed by R-2 & R-3	21.4.2023
35	OA12/22	A'bad	Adv.M.R. Kulkarni (Dr. Ganesh G Kalyankar & Ors.)	Challenging Notification	Reply Filed by R-1 to R-3	21.6.2023
<b>Old Matters For Final Hearing Peremptorily at 03:00 P.M.</b>						
1	OA49/15	Latur	Adv.A.D. Gadekar (Dattatray G Zade)	Promotion	<b>Part Heard</b> Reply Filed by R-1 to R-3	11.4.2023

2	OA587/16	Dhule	Adv.A.D. Gadekar (Vijaysing H Bagul)	Reversion	<b>Part Heard</b> Reply Filed by R-1 to R-3	11.4.2023
3	OA629/16	Nanded	Adv.A.D. Sugdare (Shankar S Waghmare)	Promotion	<b>Part Heard For Final Hearing Peremptorily</b> Reply filed by R-1 & R-2	11.4.2023
4	OA851/16	A'bad	Adv.Avinash S Deshmukh (Jagdish B Pardeshi)	Major Punishment	<b>Part Heard For Final Hearing Peremptorily</b> Reply Filed by R-1 to R-3	10.4.2023
5	OA525/16	N'bar	Adv.S.S. Dambe (Manohar K Borse)	Promotion	<b>As a Last Chance For Final Hearing Peremptorily</b> Reply Filed by R-2 & R-3	12.4.2023
6	OA588/16	P'bhani	Adv.R.B. Narwade Patil (Dnyaneshwari M Barse)	Selection/ Appointment	<b>For Final Hearing Peremptorily</b> Reply Filed by R-4	12.4.2023
7	OA869/16	Nanded	Adv.A.K. Tiwari/ Adv.H.P. Jadhav (Dhanraj T Lazade)	Selection/ Appointment	<b>For Final Hearing Peremptorily/ Dismissal</b> Reply Filed by R-1 & R-2	12.4.2023

Date: -28/03/2023

D.B. For reply board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	CP14/22 In OA367/19	A'bad	Adv R B Ade (Arvind D Sulakhe)	Contempt Petition	For Filing Affidavit in Reply Respondents in C.P	11.4.2023
2	CP36/22 In OA53/20	A'bad	Adv.H.S. Bali (Kailas K Sasane)	Contempt Petition	For Reply	5.4.2023
3	CP47/19 In OA364/16	Beed	Adv R P Bhumkar (Rudrappa L Lungare) <b>Adv S B Mene For R-3 &amp; R-4</b>	Contempt Petition	For Filing Affidavit in Reply	21.4.2023
4	OA397/19	A'bad	Adv V B Wagh (Shilpa J Ingale)	Challenging G.R.	<b>For Compliance</b> Amended not Carried out as per Order Dtd.15.02.2023 Liberty to Respondents for filing Affidavit in Reply to the amended O.A	11.4.2023
5	OA224/21	Nanded	Adv Sunil B Jadhav (Chandu M Waghmare)	Dismissal From Service	For Filing Affidavit in Rejoinder For R-2 & R-3	23.6.2023

6	OA819/21	A'nagar/ Beed	Adv P R Wankhade (Laxman G Lagad & Ors.)	Challenging G.R.	As One More Last Chance For Filing Affidavit in Rejoinder	4.5.2023
7	TA17/22 WP5627/22	A'bad	Adv S B Patil (Yadav S Sonkamble & Ors.) <b><u>Adv Jayshree Gite For R- 5</u></b>	Extention of Age	Await Service R- 2	19.6.2023
8	OA78/22	Jalna	Adv A D Gadekar (Vaishali B Tote)	Seniority/ Promotion	For Filing Affidavit in Rejoinder	23.6.2023
9	OA210/22	O'bad	Adv K G Salunke/ Adv K B Jadhav (Mangesh M Wagholikar & Ors.)	Seniority List	Await service of Notice	21.6.2023
10	OA371/22	A'nagar	Adv S D Joshi <b>has Filed Leave Note From <u>27.03.2023 to 31.03.2023</u></b> (Babasaheb B Bhosle)	Major Punishment	One More Last Chance For Filing Affidavit in Reply	19.4.2023
11	OA396/22	P'bhani	Adv S D Joshi <b>has Filed Leave Note From <u>27.03.2023 to 31.03.2023</u></b> (Susrusha A Wakale)	Compassionate Appointment	For Filing Affidavit in Reply R -1 to R - 3	19.4.2023
12	OA441/22	Beed	Adv P S Anerao (Gajanan A Taralkar)	Promotion	For Filing Affidavit in Rejoinder	7.6.2023
13	OA504/22	A'bad	Adv A S Deshpande (Kiran S Pawar)	De Novo Enquiry	For Filing Affidavit in Rejoinder	7.6.2023
14	OA699/22	A'bad	Adv S S Thombre (Maharashtra Rajya Adarsh Shikshak Samiti, A'bad through its state President, Gajanan N Walke)	Correction In Selection List (MPSC)	Service Affidavit is not Filed & For Filing Affidavit in Rejoinder to the Affidavit in Reply filed By R- 1 & R-3	13.4.2023
15	OA725/22	A'bad	Adv S S Khivansara (Kishor A Deshmukh)	Departmental Enquiry	Await Service of Notice R- 1 & For Filing Affidavit in Reply R-3 & R-4	12.6.2023

16	OA825/22	Jalna	Adv Avinash R Borulkar (Pallavi V Alaspure & Ors.)	Promotion	For Filing Affidavit in Reply	14.6.2023
17	OA831/22	Nanded	Adv A S Deshmukh (Dr. Sambhaji B Patil)	Challenging Conditions of G.R.	Await Service of Notice	16.6.2023
18	OA833/22	J'gaon	Adv C V Dharurkar (Sampat L Mallad)	Departmental Enquiry	For Filing Affidavit in Reply	6.6.2023
19	OA840/22	Hingoli	Adv A R Borulkar (Vikram V Mhaske & Ors.)	Promotion	For Filing Affidavit in Reply	14.6.2023
20	OA849/22	O'bad	Adv V D Gunale/ Adv D T Devane (Ramesh B Gawali)	Dismissal	For Filing Affidavit in Rejoinder	19.6.2023
21	OA938/22	P'bhani	Adv A R Borulkar (Chandrao U Kadam)	Directions/ Promotion	For Filing Affidavit in Reply	14.6.2023
22	OA952/22	Beed	Adv A P Shejul (Mangesh B Zore) <b><u>Adv C D Fernandes/ Adv P S Brahmane For R- 5</u></b>	Appointment	Service Affidavit not Filed	20.6.2023
23	OA960/22	Beed	Adv A P Shejul (Siddheshwar P Darade) <b><u>Adv C D Fernandes/ Adv P S Brahmane For R-4 &amp;R- 5</u></b>	Appointment	Service Affidavit not Filed	20.06.2023
24	OA985/22	Beed	Adv M S Karad (Vitthal H Wanve)	Selection/ Appointment	Await Service	21.6.2023
25	OA1047/22	J'gaon	Adv C V Dharurkar (Nilesh B Rathod)	Departmental Enquiry	For Filing Affidavit in Rejoinder	6.6.2023
26	OA1067/22	Beed	Adv P M Shinde Adv P B Jadhav (Shivaji D Sirsat)	Selection/ Appointment	Await Service of Notice R- 5 & For Filing Affidavit in Reply R- 1 to R-4	10.4.2023
27	OA1077/22	Beed	Adv M S Karad (Ganesh D Nagargoje & Ors.)	The Experience Certificate/ Appointment	Await Service	21.6.2023

28	OA1078/22	Beed	Adv M S Karad (Vikas N Khedkar & Ors.)	The Experience Certificate/ Appointment	Await Service	21.6.2023
29	OA58/23	A'nagar	Adv K J Suryawanshi (Dr. Rajendra V Shinde)	Extension of Age	Await Service	27.4.2023
30	OA63/23	Beed	Adv M S Karad (Sanjay G Mahske)	Appointment	Await Service	21.6.2023
31	OA82/23	Beed	Adv M R Kulkarni (Anis Ayyub Shaikh)	Departmental Enquiry	For Filing Affidavit in Reply	20.4.2023
32	OA134/23	Nanded	Adv Amarsinha D Sonkawade/ Adv B S Gadekar (Prakash S Gadekar)	Promotion/ Benefits of T.B.P/A.C.P.S	Await Service	25.4.2023
33	OA222/23	Nanded/ A'bad	Adv Ajay S Deshpande (Vijay U Awadhane & Ors.)	Seniority List	For Filing Affidavit in Rejoinder	25.4.2023
<b>Order Matters</b>						
34	MA09/22 In OAS1541/21	Jalna	Adv Santosh S Jadhavar (Smt Laxmi B Taji)	M A For Delay Condonation	For Reply	6.6.2023
35	MA142/22 In OAS1562/22	Nanded	Adv S K Mathpati (Rajratan S Ippalwad)	M.A For Condonation of Delay	For Filing Affidavit in Rejoinder in MA	5.6.2023
36	MA38/23 In OA861/22	A'bad	Adv.K.B. Jadhav (Shobha R Tak)	M.A. For I.R.	For Reply	17.4.2023

**ORIGINAL APPLICATION NO. 217 OF 2023**

**(Prakash Hiralal Bhamare Vs. State of Maharashtra & Ors.)**

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

(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri Tushar R. Daware, learned Advocate holding for Shri P.S. Gaikwad, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 14.06.2023.

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

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

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

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

7. S.O. to 14.06.2023.

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

**MEMBER (A)**

**M.A.ST.NO. 215 OF 2023 IN M.A.ST.NO. 323 OF 2023  
IN O.A.ST.NO. 216 OF 2023  
(Shivaji R. Kachare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri S.S. Dambe, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

3. Learned Presenting Officer has pointed out that the applicant No.3 is not within the territorial jurisdiction of this Tribunal.

4. Learned Advocate for the applicant has submitted that he will not press for inclusion of applicant No.3 at this stage and accordingly at present only the applicant Nos. 1 & 2 be taken as co-applicants. He also prayed that leave may be granted for getting permission from Principal Bench of this Tribunal permitting applicant No.3 to join the array of applications as applicant No.3 and prayed for grant of four weeks time for the same.

//2// M.A.St.215/2023 In  
M.A.St.323/2023 In  
O.A.St.216/2023

4. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicant Nos. 1 & 2 have prayed for same relief, to avoid the multiplicity, leave to sue jointly granted only in respect of applicant Nos.1 & 2, subject to payment of court fee stamps, if not paid. The point of territorial jurisdiction in respect of applicant No.3 is kept open subject to decision of Hon'ble Chairperson.

4. Accompanying M.A. be registered and numbered, after removal of office objections, if any. The present M.A.St.No. 215/2023 stands disposed of accordingly without any order as to costs.

**MEMBER (A)**

**M.A.ST.NO. 323 OF 2023 IN O.A.ST.NO. 216 OF 2023**  
**(Shivaji R. Kachare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri S.S. Dambe, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notices to the respondents in M.A., returnable on 02.05.2023.

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 02.05.2023.

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

**MEMBER (A)**

**M.A.ST.NO. 588 OF 2023 & O.A.ST.NO. 437 OF 2022**  
**(Balbir Singh Jagannath Prasad Tyagi Vs. State of Maharashtra**  
**& Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

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

2. Issue notices to the respondents in M.A. and O.A., returnable on 02.05.2023.

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.St.588/2023 In  
O.A.St. 437/2022

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. Point of 385 days delay in O.A. is kept open.
8. S.O. to 02.05.2023.
9. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 891 OF 2018**  
**(Dr. Uddhav S. Khaire Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Dr. Uddhav S. Khaire, applicant in person  
and Shri N.U. Yadav, learned Presenting Officer  
for the respondent authorities, are present.

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

3. S.O. to 12.04.2023. **High on board.**

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 82 OF 2019**  
(Devendra R. Dandgavhal & Ors. Vs. State of Maharashtra &  
Ors.)

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Shri Shankar Borkute, learned Advocate for the applicants (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

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

3. S.O. to 05.04.2023. **High on board.**

**MEMBER (A)**

**T.A.NO. 22 OF 2022 (W.P.NO. 12575/2022)**  
**(Shankar P. Dange Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Shri K.G. Salunke, learned Advocate holding for Shri R.R. Kale, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri V.G. Pingle, learned Advocate for the respondent No.4, are present

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

3. S.O. to 31.03.2023. **High on board.**

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 360 OF 2022**  
(Anil P. Khaladkar Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri S.B. Bhosale, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities. Shri V.P. Narwade, learned Advocate for the respondent Nos. 4 & 5, **absent**.

2. Pleadings are complete upto rejoinder.

3. The matter is pertaining to examination/interview. It is admitted and fixed for final hearing on 06.04.2023.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 819 OF 2021**  
(Laxman G. Lagad & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Affidavit in rejoinder filed on behalf of the applicant is taken on record and copy thereof has been served on the other side.
3. In view of the same, S.O. to 04.05.2023 for admission.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 371 OF 2022**  
**(Babasaheb B. Bhosle Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single Bench due to non-availability of Division Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicant has filed a **leave note**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents. Hence, the matter will proceed further without affidavit in reply of the respondents.

3. S.O. to 19.04.2023 for hearing.

**MEMBER (A)**

**C.P.NO. 36 OF 2022 IN O.A.NO. 53 OF 2020**  
(Kailas K. Sasane Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri H.S. Bali, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

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

3. S.O. to 05.04.2023.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 397 OF 2019**  
(Shilpa J. Ingale Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

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

2. Record shows that as per order dated 15.02.2023 passed in M.A.No.486 of 2022 in O.A.No. 397 of 2019, the applicant was allowed to carry out necessary amendment in the O.A. within the period of one week from the date of that order.

4. Learned Advocate for the applicant submits that the applicant could not carry out amendment within the stipulated period and he seeks extension of time for carrying out amendment.

5. In view of the above, the time is extended till 11.04.2023 to comply with the said order.

**MEMBER (A)**

**M.A.NO. 174 OF 2022 IN O.A.NO. 262 OF 2017**  
**(Trimbak G. Phasle Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. This Misc. Application is filed by the applicant seeking amendment in prayer clause and background facts in the Original Application. Prayer Clause 'F' of the said Original Application is as follows:-

“(F) To hold and declare the entire proceeding is vitiated on the ground of delay directing to re-enquire pursuant to the order dated 02.05.2016 for that necessary order may be passed.”

3. Learned Advocate for the applicant submitted that as the re-enquiry has been completed during pendency of the present O.A. therefore, prayer clause 'F' has become

//2// M.A.174/2022 In  
O.A.262/2017

infructuous. In view of this it is necessary to bring on record subsequent development.

4. In above background the applicant has proposed amendment in prayer clause as mentioned on page No. 7 of M.A.No. 174/2022 in O.A.No. 262/2017 along with amendment in the background facts mentioned on page Nos. 4 to 6 of M.A. The applicant has prayed that the proposed amendment may be allowed to be incorporated.

5. Learned P.O. for the respondents has consented to the proposed amendment.

6. Considering the nature of proceedings, it is evident that the proposed amendment is connected with the contentions raised in the Original Application and is by way of subsequent development. In view of the same, in my considered opinion, the proposed amendment is not going to change the nature of original proceeding. In fact the proposed amendment is just and necessary to determine the real question of controversy between

//3// M.A.174/2022 In  
O.A.262/2017

the parties. We therefore, proceed to pass the following order:-

**ORDER**

- (i) The Misc. Application No. 174/2022 is allowed.
- (ii) Amendment as prayed for is granted.
- (iii) The applicant to carry out the amendment within the period of one week from the date of this order and to serve the copy of amended O.A. on the other side.
- (iv) The respondents are at liberty to file additional affidavit in reply to the amended O.A.
- (v) No order as to costs.
- (vi) The Original Application to come up on board on 06.06.2023 for hearing.

**MEMBER (A)**

**M.A.NO. 474 OF 2022 IN O.A.NO. 354 OF 2022**  
**(Riyaj Mehmud Deshmukh Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. This Misc. Application is filed by the applicant seeking amendment in the Original Application.

3. Learned Advocate for the applicant submitted that the final seniority list has been published on 13.09.2022 in the instant matter without taking into consideration the provisions of G.R. dated 05.07.2021 and 26.07.2021.

4. As per the contention of the applicant that the seniority has to be considered on the basis of date of issue of disability certificate which has been granted and also to be considered as per aforesaid G.Rs.

//2// M.A.474/2022 In  
O.A.354/2022

5. Learned P.O. for the respondents has not contested the arguments of learned Advocate for the applicant.

6. In view of the same, in my opinion, prima-facie there is substance for examination in the submission made on behalf of the learned Advocate for the applicant. Considering the nature of proceedings, it is evident that the proposed amendment is connected with the contentions raised in the Original Application and is by way of subsequent development. In view of the same, in my considered opinion, the proposed amendment is not going to change the nature of original proceeding. In fact the proposed amendment is just and necessary to determine the real question of controversy between the parties. We therefore, proceed to pass the following order:-

**ORDER**

- (i) The Misc. Application No. 474/2022 is allowed.
- (ii) Amendment as prayed for is granted.

//3// M.A.474/2022 In  
O.A.354/2022

- (iii) The applicant to carry out the amendment within the period of one week from the date of this order and to serve the copy of amended O.A. on the other side.
- (iv) The respondents are at liberty to file additional affidavit in reply to the amended O.A.
- (v) No order as to costs.
- (vi) The Original Application to come up on board on 06.06.2023.

**MEMBER (A)**

**O.A. Nos. 375, 376, 418, 428 & 434 all of 2020**  
**(Amol N. Naikwade & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

Shri Avinash Deshmukh, learned Advocate for the applicants in all these O.As. and Shri M.P. Gude, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. S.O. to 04.05.2023 for hearing. Interim relief, if any granted earlier to continue till then.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 222 OF 2023**  
(Vijay U. Awadhane & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri Bijay Kumar, Member (A)**  
(This matter is placed before the Single  
Bench due to non-availability of Division  
Bench)

**DATE : 28.03.2023**

**ORAL ORDER :**

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

2. In the present matter affidavit in reply on behalf of the respondent Nos. 1 & 3 has already been filed on 24.03.2023 and the applicant was given opportunity for filing rejoinder affidavit on behalf of the applicant by today, if the applicant so wished. However, the rejoinder affidavit has not been filed as yet.

3. Learned Advocate for the applicant has pressed for grant of interim relief in terms of prayer cause para 27 (C ) & 27 (D) of the O.A. which are reproduced ad verbatim for ready reference as follows:-

//2//

O.A. 222/2023

*“27 (C) Respondent No.1 may kindly be directed not to undertake the process of further promotion to the Cadre of Deputy Collector from amongst the Tahsildars, unless the process of regularization (Niyamitikaran), upon conversion of the post of Tahsildars from Divisional Cadre to the State Cadre, is completed, and a Final Seniority List accordingly is prepared, which has to be the basis for effecting promotions to the post of Deputy Collector;*

*(D) Pending the hearing and final disposal of this application, respondent No.1 may kindly be directed not to take up process of further promotions to the Cadre of Deputy Collectors unless Final Seniority List of the Cadre of Tahsildars is prepared, upon regularization (Niyamitikaran) press on account of conversion of the post of Tahsildars from Divisional cadre to the State cadre is completed.*

4. Learned Advocate for the applicant has also submitted a copy of Government letter No. एसआरव्ही १००२/प्र.क्र.२२३/ई-९ dated 11.11.2002 along with a self-prepared chart showing by colour code the manner in which the seniority of the applicant gets compromised if the State level

//3//

O.A. 222/2023

combined seniority list of Nayab Tahsildars is not used for further consolidation into combined state-level seniority list of Tahsildars.

5. Learned C.P.O. for the respondents has opposed grant of interim relief as per prayer clauses in para 27 (C) & 27 (D) of O.A. on the ground that the seniority of Tahsildars, which is at present treated as Divisional cadre, is consolidated for preparation of combined seniority list of tahsildars as per provisions already in force and therefore, there is no likelihood in change in the same even after the cadre is treated as State Cadre so far as persons already working as Tahsildars prior to notification of Nayab Tahsildars and Tahsildars to be State Cadre by G.R. dated 10.05.2021 which is annexed at page No. 28 of the P.B. at Annexure 'A-4'.

6. Learned C.P.O. for the respondents has also mentioned that the Principal Bench of this Tribunal had already passed order in C.P. No.

//4// O.A. 222/2023

69/2022 in O.A.No. 339 of 200 on 21.02.2023 whereby, stay has not been granted on the promotion from the post of Tahsildars to Deputy Collector.

7. I have considered the submissions of both the sides. It is a fact that the post of Tahsildar is filled by the modes of promotion and nomination in prescribed ratio. Once a person is born in the cadre of Tahsildars by either of the two modes of recruitment, his divisional as well as combined state-level seniority is normally worked out / decided by the length of his regular service on the said post/ cadre at respective level or date of appointment, as the case may be. At this stage, it is not comprehended as to how the service length of Tahsildar on that post/ cadre will get sublimated/dissolved for the purpose of preparation of combined seniority list of Tahsildars at Divisional / State level and resultantly, the same ought to be worked out by computing regular service length in the cadre of

//5// O.A. 222/2023

Naib Tahsildars/ date of appointment in the cadre of Nayab Tahsildar, as the case may be. Moreover, relevant rules prescribed in this regard under the Maharashtra Deputy Collectors (Recruitment, Fixation of Seniority, Confirmation) Rules, 1977 are in force, which set out governing rules for the purpose of promotion of Tahsildars to the post of Deputy Collector. Moreover, any order passed by the respondents shall be subject to outcome of the present O.A. which provides adequate protection to the interest of the applicants.

8. Upon considering all the facts before me, in my considered opinion, it may be premature to grant any stay on respondents taking any further procedure for promotion of Tahsildars to the post / cadre of Deputy Collector as per extent Rules. Hence, prayer for interim relief in aforementioned terms is rejected.

9. S.O. to 24.04.2023.

**MEMBER (A)**