

ORIGINAL APPLICATION NO.233/2021
(Balasaheb Jadhav Vs. State of Maharashtra & Ors.)

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

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

DATE : 28.05.2021

ORAL ORDER :

Heard Shri Pramod A. Kulkarni, learned Advocate for the applicant, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 09.07.2021.

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 09.07.2021.

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

MEMBER (J)

ORIGINAL APPLICATION NO.234/2021

(Rameshwar Chadidar Vs. State of Maharashtra & Ors.)

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

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

DATE : 28.05.2021

ORAL ORDER :

Heard Shri Pramod A. Kulkarni, learned Advocate for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 09.07.2021.

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 09.07.2021.

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

MEMBER (J)

ORIGINAL APPLICATION NO.235/2021
(Hirasingh Chandelthakur Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
DATE : 28.05.2021
ORAL ORDER :

Heard Shri K.A.Ingle, learned Advocate for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondents.

2. In this O.A., the applicant has challenged the impugned order dated 24-05-2021 whereby representation of the applicant for correction of date of birth is rejected by the respondent no.3 (wrongly mentioned as respondent no.4 in prayer clause).

3. Learned Advocate for the applicant seeks permission to make necessary amendment in the prayer clause (B) and (D) as regards the impugned order dated 24-05-2021 by respondent no.3 instead of respondent no.4. Permission granted.

4. Issue notices to the respondents, returnable on 12.07.2021.

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

6. 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.

7. 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.

8. 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.

9. S.O. to 12.07.2021.

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

MEMBER (J)

ORIGINAL APPLICATION NO.47/2021
(Bhanudas Gavit Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
DATE : 28.05.2021
ORAL ORDER :

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

2. Affidavit in reply filed by the respondent no.3 is taken on record. Copy thereof has been served on the other side.
3. Considering the facts and circumstances of the matter, it is kept for hearing at the stage of admission
4. S.O. to 12-07-2021.

MEMBER (J)

ORIGINAL APPLICATION NO.140/2021
(Vishnu Misal Vs. State of Maharashtra & Ors.)

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

DATE : 28.05.2021

ORAL ORDER :

Heard Shri R.D.Khadap learned Advocate holding for Shri S.S.Thombre, learned Advocate for the applicant and Smt. Priya Bharaswadkar, learned Presenting Officer for the respondents.

2. On the request of learned P.O., **S.O. to 07-07-2021** for filing affidavit in reply.

MEMBER (J)

ORIGINAL APPLICATION NO.151/2021
(Dattatray Ubale Vs. State of Maharashtra & Ors.)

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

DATE : 28.05.2021

ORAL ORDER :

Heard Shri R.D.Khadap, learned Advocate for the applicant, Shri S.K.Shirse, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to file affidavit in reply on behalf of the respondents. Time is granted.

3. S.O. to 13-07-2021.

MEMBER (J)

M.A.NO.587/2019 IN O.A.ST.NO.1259/2018
(Shakh Nabi Shaikh Maqbul Vs. State of Maharashtra & Ors.)

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

DATE : 28.05.2021

ORAL ORDER :

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

2. Pleadings are complete. Matter is reserved for orders.

MEMBER (J)

YUK ORAL ORDERS 28.05.2021

M.A.NO.595/2019 IN O.A.ST.NO.1261/2018
(Datta Waghmare & Anr. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
DATE : 28.05.2021
ORAL ORDER :

Heard Shri V.S.Kadam, learned Advocate for the applicant, Smt. M.S.Patni, learned Presenting Officer for the respondent no.1 and Shri N.U.Yadav learned Advocate for respondent nos.2 & 3.

2. Pleadings are complete. Matter is reserved for orders.

MEMBER (J)

**MA 148/2020 IN M.A. 592/2019 IN O.A. ST. 2196/2019
(Arvind A. Joshi Vs. State of Maharashtra & Ors.)**

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

DATE : 28.5.2021

ORAL ORDER :

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

2. Present M.A. No. 148/2020 has been filed by the applicant for restoration of M.A. 592/2019 and O.A. st. No. 2196/2019 to their original position, which were dismissed in default by this Tribunal vide order dated 10.2.2020.

3. In the circumstances, issue notices to the respondents in M.A. No. 148/2020, returnable on 14.7.2021.

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.

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**MA 148/2020 IN M.A. 592/2019
IN O.A. ST. 2196/2019**

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 14.7.2021.

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

MEMBER (J)

**ORIGINAL APPLICATION NO. 333/2020
(Arjun M. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 28.5.2021

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent nos. 1 & 3. Shri S.B. Patil, learned Advocate for respondent no. 2 (**absent**).

2. Learned P.O. seeks time for filing affidavit in reply on behalf of respondent nos. 1 & 3. Time granted.

3. Shri Patil, learned Advocate shall also file affidavit in reply of respondent no. 2 by the next time, if he so desire.

4. In the circumstances, S.O. to 30.6.2021 for filing affidavit in reply by the respondents.

MEMBER (J)

**ORIGINAL APPLICATION NO. 198/2021
(Umesh A. Bavare & Ors. Vs. State of Maharashtra &
Ors.)**

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

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

DATE : 28.5.2021

ORAL ORDER :

Heard Shri Sandeep D. Munde, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicants seeks ad-interim stay to the communication dated 6.4.2021 issued by the respondent no. 1 and also to the seniority list of the post of Kotwal dated 10.5.2021 published by the respondent no. 3 – the Collector, Beed.

3. During the pendency of the present O.A., the seniority list of the post of Kotwal of Beed District is published by the respondent no. 3 – the Collector, Beed. Therefore, the applicant was required to amend the O.A. seeking to quash and set aside the said impugned seniority list dated 10.5.2021. Learned Advocate for the applicants apprehends that, if interim stay is not granted to the impugned seniority list dated 10.5.2021 published by the respondent no. 3, further complications would arise in the matter.

4. Learned C.P.O. on the other hand submits that respondents will file detailed affidavit in reply in the present matter by the next date. Therefore, he seeks time for filing reply of the respondents.

5. Considering the facts and circumstances of the present case in order to avoid multiplicity of the cases, the respondents are directed not to take further steps in respect of implementation of seniority list dated 10.5.2021 of the post of Kotwals published by the respondent no. 3 – the Collector, Beed till filing of affidavit in reply by the respondents.

6. S.O. to 15.6.2021 for filing affidavit in reply by the respondents.

MEMBER (J)

**ORIGINAL APPLICATION NO. 570/2020
(Abasaheb M. Ingle Vs. State of Maharashtra & Ors.)**

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

DATE : 28.5.2021

ORAL ORDER :

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

2. Arguments of both the sides are heard at length. The case is closed for orders.

MEMBER (J)

Date : 28.5.2021
O.A. 193/2021
(Dr. Govardhan S. Doifode V/s State of
Maharashtra & Ors.)

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

1. Shri V.B. Wagh, learned Advocate holding for Shri U.B. Bondar, learned Advocate for the applicant and Shri M.S. Mahajan, learned C.P.O. for respondents, are present.
2. Circulation is granted. Issue notice to the respondents, returnable on 5.7.2021. The case be listed for admission hearing on 5.7.2021.
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 : 28.5.2021

O.A. 246/2021

**(Pradeep B. Bramhane V/s State of Maharashtra
& Ors.)**

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

1. Shri S.B. Solanke, learned Advocate for the applicant and Shri M.S. Mahajan, learned C.P.O. for respondents, are present.
2. Circulation is granted. Issue notice to the respondents, returnable on 21.6.2021. The case be listed for admission hearing on 21.6.2021.
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