ORIGINAL APPLICATION ST. NO.1412/2022 (Mulani Manzura Rustum V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Heard Shri Vikram S. Kadam, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents.

2. It is the case of the applicant that she had applied for the subject post from the OBC category. According to the applicant, she fulfills all the criteria as prescribed in the advertisement. The applicant has been, however, declared ineligible on the ground that Non-Creamy Layer Certificate submitted by her is not of the prescribed date i.e. prior to 2nd September, 2021. Learned Counsel for the applicant submitted that in the advertisement there was no such requirement and applicant was only under an obligation to submit Non-Creamy Layer Certificate at the time of scrutiny of the documents or as and when required by the respondents. Learned Counsel further

Layer Certificate issued in favour of the applicant has to be considered in view of the specific guidelines issued in that regard by the Government. It is further contended that the applicant cannot be blamed for submitting the Non-Creamy Layer Certificate dated 24-09-2021 for one more reason that she had applied for the same on 30-08-2021. For all these reasons, the learned Counsel has prayed for interim relief stating that the interviews are in progress and are also scheduled for tomorrow. Learned Counsel has therefore asked for interim relief as prayed in the O.A.

- 3. Learned CPO has opposed for granting any such relief stating that candidature of the applicant has been rejected on one more ground that she has become age barred.
- 4. I have considered the submissions advanced by the learned Counsel appearing for the applicant and the learned CPO for the respondents. I have carefully gone through the advertisement. In the advertisement, nothing more is prescribed than requirement that the

candidate concerned must be possessing the Non-Creamy Layer Certificate. I have gone through the Non-Creamy Layer Certificate also. Applicant seems to have applied for the said certificate on 30-08-2021, as has been contended by the learned Counsel for the applicant. The certificate is issued on 24-09-2021 and as stated in the said certificate, the same shall remain valid till 31-03-2024 from the date on which it is issued. It has to be further stated the Non-Creamy Layer Certificate is issued on the basis of income of the applicant concerned or the parents of the said applicant of the period prior to issuance of the said certificate. By applying the said criteria also only inference which has to be drawn will be that, even in the prior period which covers last date of filing of the application dated 02-09-2021, during which the applicant was certainly falling in the category of Non-Creamy Layer.

5. In the advertisement, it is nowhere mentioned that the Non-Creamy Layer Certificate shall be of the date prior to 02-09-2021. In the circumstances, the condition which was not incorporated in the

advertisement should not have been subsequently imposed by the respondents. After having considered the aforesaid circumstances, there appears *prima facie* case in favour of the applicant.

6. Another reason which has been stated in the rejection letter dated 26-08-2022 that the candidature of the applicant cannot be considered from the Open category for the reason that she has crossed the upper age limit. However, the said aspect will arise only if she is found not eligible in OBC category. As stated hereinabove, *prima facie*, it does not appear so. As has been stated by the learned Counsel for the applicant, the interviews are in progress and tomorrow also some interviews are scheduled. In the circumstances, I deem it appropriate to pass the following order:

ORDER

(i) Respondent no.3 shall call the present applicant for interview either tomorrow or if the interviews continue, thereafter on any suitable date.

- (ii) The result in respect of the applicant be kept in sealed cover. The appointments made, if any, for the subject of Biochemistry, shall be subject to outcome of the present O.A.
- (iii) Issue notice to the respondents, returnable on 30-09-2022.
- (iv) Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- (v) 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.
- (vi) 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.

- (vii) 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.
- (viii) S.O. to 30-09-2022.
- (ix) Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.54/2021 (Umesh Shahane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 29-08-2022

ORAL ORDER:

Shri P.N.Sonpethkar, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondents, are present.

2. Learned Counsel for the applicant has tendered across the bar the order dated 23-08-2022. Same is taken on record. Learned Counsel submits that in view of the order so received, purpose of filing the present O.A. is fulfilled. Learned Counsel, therefore, sought permission to withdraw the O.A. Hence, the following order:

ORDER

O.A. stands disposed of as withdrawn with no order as to costs.

VICE CHAIRMAN

C.P.NO.30/2019 IN O.A.NO.526/2011 (Mohd. Azizullah Khan V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

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

- 2. When in the present matter, the learned P.O. has placed on record the communication dated 10-08-2022 addressed by the Government to the Regional Deputy Director, Education, Aurangabad Region, the same is taken on record.
- 3. Since the Division Bench is not available, list the matter for further consideration on 15-09-2022.

VICE CHAIRMAN

O.A.NO.341/2019, 589/2018 & O.A.NO.702/2018 WITH CAVEAT NO.64 TO 70/2018

(Komal R. Rathod & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 29-08-2022

ORAL ORDER:

Shri S.G.Kawade, Shri S.S.Patankar & Shri V.B.Wagh, learned Counsel for the applicants in respective cases, Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Shri R.N.Bharaswadkar, learned Counsel for the Caveators submits that he has filed caveat on behalf of the respondents/caveators (O.A.NO.702/2018 WITH CAVEAT NO.64 TO 70/2018). He states that he has no instructions from the respondents, and therefore, sought discharge from the present case. Request accepted. Hence, delete the name of learned Counsel Shri R.N.Bharaswadkar.
- 3. S.O. to 14-09-2022.

VICE CHAIRMAN

C.P.NO.21/2022 IN O.A.NO.51/2018 (David Ganthur & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

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

2. S.O. to 07-09-2022.

VICE CHAIRMAN

C.P.NO.22/2022 IN O.A.NO.25/2021 (Shankar Dange V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Shri R.J.Nirmal, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. S.O. to 07-09-2022.

VICE CHAIRMAN

M.A.NO.370/2022 IN O.A.NO.678/2022 (Chandrakant Shravane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 29-08-2022

ORAL ORDER:

Shri K.P.Shinde, learned Counsel for the applicant and Shri M.S.Mahajan, learned Presenting Officer for the respondents, are present.

- 2. Learned Counsel for the applicant submits that delay condonation application is being filed today before the Registry and it is complete in all respects.
- 3. Believing the statement made by the applicant, issue notice in M.A. for delay condonation, returnable on 30-09-2022.
- 4. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 5. 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.
- 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 30-09-2022.
- 9. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.703/2022 (Shivaji Galande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Shri O.B.Boinwad, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondents, are present.

2. Remove from the board.

VICE CHAIRMAN

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

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 29-08-2022

ORAL ORDER:

Shri S.G.Magre, learned Counsel holding for Shri Hemant D. More, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

- 2. Issue notice to the respondents, returnable on 30-09-2022.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
- 7. S.O. to 30-09-2022.
- 8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.532/2020 (Hemant Kinhikar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE: 29-08-2022

ORAL ORDER:

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

2. S.O. to 12-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.392/2018 (Chandrakant Kapse V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Shri Sachin Joshi, learned Counsel for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri Uttam Dambale, learned Counsel for respondent nos.5 to 7 and 9, are present.

2. S.O. to 29-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.639/2019 (Ajit V. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Ku. Anagha Pandit, learned Counsel holding for Shri S.B.Talekar, learned Counsel for the applicant, Smt. M.S.Patni, learned Presenting Officer for the respondent authorities and Shri A.D.Patil, learned Counsel holding for Shri C.V.Dharurkar, learned Counsel for respondent no.3, are present.

2. S.O. to 29-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.125/2020 (Venkati Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

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

2. S.O. to 23-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.190/2020 (Rajendra Aware V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Shri V.B.Wagh, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondents, are present.

2. S.O. to 23-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.141/2020 (Shubham Pagare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

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

2. S.O. to 27-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.195/2021 (Gopal Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

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

2. S.O. to 27-09-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.225/2021 (Surekha Andhale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Shri P.G.Tambde, learned Counsel holding for Shri S.S.Jadhavar, learned Counsel for the applicant and Shri S.K.Shirse, learned Presenting Officer for the respondents, are present.

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

VICE CHAIRMAN

ORIGINAL APPLICATION NO.275/2021 & 276/2021 (Parmeshwar Pawar & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This case is placed before Single Bench due to

non-availability of Division Bench)

DATE : 29-08-2022

ORAL ORDER:

Shri Dayanand B. Bhange, learned Counsel for the applicants and Shri V.R.Bhumkar, learned Presenting Officer for the respondents, are present.

2. S.O. to 23-09-2022.

VICE CHAIRMAN

Date: 29.8.2022 O.A. 768/2022

(Shri Satish D. Narwade V/s State of

Maharashtra & Ors.)

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

- 1. Shri V.T. Patil, learned Advocate for the applicant and Smt. M.S. Patni, learned P.O. for respondents, are present.
- 2. Circulation is granted. Issue notice to the respondents, returnable on **23.9.2022**. The case be listed for admission hearing on **23.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

Date: 29.8.2022 O.A. 760/2022

(Hitesh S. Vispute V/s State of Maharashtra & Ors.)

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

- 1. Shri K.B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned P.O. for respondents, are present.
- 2. Circulation is granted. Issue notice to the respondents, returnable on **21.9.2022**. The case be listed for admission hearing on **21.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

Date: 29.8.2022 O.A. 767/2022

(Shri Jaywant R. Wagh V/s State of

Maharashtra & Ors.)

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

- 1. Shri K.B. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned P.O. for respondents, are present.
- 2. Circulation is granted. Issue notice to the respondents, returnable on **21.9.2022**. The case be listed for admission hearing on **21.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

ORIGINAL APPLICATION NO. 113/2020

(Graduate Part Time Employees Association, Dhule through its President V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 12.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 574/2021 (Smt. Latabai B. Savant V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 29.9.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 640/2021

(Maharashtra Rajjya Nagar Parishad, Nagar Panchayat Karmachari Sanghatana through Shri Haridas K. Wagh (Patil) V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has tendered across the bar the affidavit in reply of respondent no. 2. It is taken on record and copy thereof has been supplied to other side.
- 3. S.O. to 12.10.2022 for filing rejoinder affidavit, if any, by the applicant.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 209/2022 (Smt. Renuka V. Saudagar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri A.D. Patil, learned counsel holding for Shri C.V. Dharurkar, learned Counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 13.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 254/2022 (Shri Sandip W. Khadse V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri R.J. Nirmal, learned Counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 13.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 311/2022 (Dr. Arun N. Saruk & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. Await service of notice upon the respondents.
- 3. S.O. to 13.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 325/2022 (Shri Pradeep P. Bahekar & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri A.S. Deshmukh, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. Await service of notice upon the respondents.
- 3. S.O. to 13.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NOS. 487 & 488 BOTH OF2022 (Shri Rajesh J. Gangurde & Another V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE : 29.08.2022

ORAL ORDER:

Shri V.B. Wagh, learned Counsel for the applicants in both the matters and Shri M.S. Mahajan & Smt. M.S. Patni, learned Chief Presenting Officer & learned Presenting Officer for the respondents in respective matters, are present.

- 2. The learned CPO / PO have sought time for filing affidavits in reply of the respondents in respective matters. Time granted.
- 3. S.O. to 13.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 490/2022 (Shri Satish L. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri R.P. Bhumkar, learned Counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 17.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 498/2022 (Shri Sandip L. Gaikwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 17.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 499/2022 (Shri Laxminarayan A. Shingare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 17.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 531/2022 (Shri Sachin G. Lasure V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri Rushar Shinde, learned counsel holding for Shri C.K. Shinde, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. The learned Chief Presenting Officer has sought time for taking instructions from the respondents. Time granted.
- 3. S.O. to 6.9.2022.

VICE CHAIRMAN

ARJ ORAL ORDERS 29-08-2022

ORIGINAL APPLICATION NO. 690/2022 (Shri Sachin J. Gadekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri P.V. Bodke Patil, learned Counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, is present.

- 2. The learned Chief Presenting Officer has tendered across the bar the affidavit in reply of respondent no. 1. It is taken on record. He undertook to supply copy of affidavit in reply of respondent no. 1 to the learned counsel for the applicant.
- 3. S.O. to 17.10.2022.

VICE CHAIRMAN

M.A. 55/2021 IN O.A. ST. 363/2020 (Shri Dnyanba N. Dhapse & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri G.L. Deshpande, learned Counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents, are present.

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 22.9.2022.

VICE CHAIRMAN

M.A. 09/2022 IN O.A. ST. 1541/2021 (Smt. Laxmi B. Taji V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE : 29.08.2022

ORAL ORDER:

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

- 2. Await service of notice upon respondents.
- 3. S.O. to 28.9.2022.

VICE CHAIRMAN

M.A. 10/2022 IN O.A. ST. 1586/2021 (Shri Nathrao S. Chate V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE : 29.08.2022

ORAL ORDER:

Shri S.S. Jadhavar, learned Counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents, are present.

- 2. Await service of notice upon respondents.
- 3. S.O. to 6.10.2022.

VICE CHAIRMAN

M.A. 65/2022 IN O.A. ST. 1296/2021 (Shri Raju U. Hanwate & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri P.P. Uttarwar, learned Counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents, are present.

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 6.10.2022.

VICE CHAIRMAN

M.A. 68/2022 IN O.A. 692/2021 (Shri Sachin S. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri A.D. Patil, learned counsel holding for Shri C.V. Dharurkar, learned Counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents, are present.

- 2. The learned Presenting Officer has sought time for filing affidavit in reply as per order dated 23.2.2022 and for reporting compliance to the comments on the document as referred in order dated 6.4.2022. Time granted.
- 3. S.O. to 7.10.2022.

VICE CHAIRMAN

M.A. 96/2022 IN O.A. ST. 96/2022 (Shri Panjabrao D. Bhosale & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 7.10.2022.

VICE CHAIRMAN

M.A. 134/2022 IN O.A. ST. 1419/2021 (Shri Chate S. Dhondiba V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

(This matter is placed before the Single Bench

due to non-availability of Division Bench.)

DATE : 29.08.2022

ORAL ORDER:

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

- 2. The learned Presenting Officer has sought time for filing affidavit in reply of the respondents. Time granted.
- 3. S.O. to 10.10.2022.

VICE CHAIRMAN

M.A. 263/2022 IN O.A. ST. 986/2022 (Shri Vankat R. Potdar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

DATE: 29.08.2022

ORAL ORDER:

Shri B.G. Deshmukh, learned Counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri V.V. Ingle, learned counsel for respondent no. 4, are present.

- 2. Await service of notice upon respondents.
- 3. S.O. to 10.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 377 OF 2022 (Ratnadip M. Athwale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri Sachin Baswe, learned Advocate holding for Shri V.C. Suradkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 378 OF 2022 (Kiran K. Waghule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri Sachin Baswe, learned Advocate holding for Shri V.C. Suradkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022.

MEMBER (J)

ORIGINAL APPLICATION ST. NO. 307 OF 2022 (Jaydatt R. Bhusare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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DATE : 29.08.2022.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 05.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 579 OF 2020 (Dr. Shaikh Ambreen Fatema Abdul Hafiz V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 113 OF 2021 (Vaijnath B. Navande V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 39 OF 2022 (Vishal U. Jadhav V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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DATE : 29.08.2022.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 363 OF 2022 (Ranjit P. Ratnaparkhe V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri G.V. Mohekar, learned Advocate holding for Shri N.T. Tribhuwan, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Pleadings are complete. The present matter is pertaining to compassionate appointment. Hence, the O.A. is admitted and it be fixed for final hearing on 27.09.2022.

MEMBER (J)

M.A. No. 620/2019 in O.A. St. No. 2355/2019 (Sumedh D. Waghmare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Shri A.D. Gawale, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 27.09.2022.

MEMBER (J)

M.A. No. 337/2020 in O.A. St. No. 1240/2020 (Nitin A. Shete V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Smt. V.P. Adkine, learned Advocate holding for Shri N.K. Tungar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022.

MEMBER (J)

M.A. 331/2022 in M.A. 375/2021 in O.A. 489/2020 (Subhash O. Ghodke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Issue notice to the respondents in M.A. 331/2022, returnable on 20.09.2022.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
- 7. S.O. to 20.09.2022.
- 8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

ORIGINAL APPLICATION NO. 445 OF 2020 (Narsing N. Mudiraj V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

2. The present matter is closed for orders.

MEMBER (J)

ORIGINAL APPLICATION NO. 03 OF 2020 (Anil V. Lad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Shri M.S. Karad, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri Saket Joshi, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for respondent No. 5.

2. As none present for the applicant, S.O. to 29.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 688 OF 2018 (Premnath G. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 689 OF 2018 (Prakash S. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri Ashish Rajkar, learned Advocate holding for Shri A.D. Gadekar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022 for final hearing.

MEMBER (J)

M.A. No. 304/2022 in O.A. St. No. 1027/2022 (Ravikiran A. Ahire & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer submits that during the course of the day affidavit in reply would be filed in M.A.
- 3. S.O. to 21.09.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 128 OF 2020 (Pandit V. Sonawane V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

- 2. Learned Presenting Officer filed sur-rejoinder on behalf of respondent Nos. 1 to 3 to the rejoinder affidavit filed by the applicant. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 15.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 106 OF 2021 (Manoj C. Salgar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

2. At the request of learned Advocate for the applicant, S.O. to 28.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 484 OF 2022 (Jayendra P. Ahire V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri Chandrakant Patil, learned Advocate holding for Shri S.U. Chaudhari, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.
- 3. S.O. to 15.09.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 406 OF 2019 (Dayanand V. Kadam V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. By consent of both the sides, S.O. to 12.09.2022.

MEMBER (J)

M.A. No. 410/2021 in O.A. No. 675/2021 (Dr. Balaji M. Mirkute V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri J.S. Deshmukh, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri V.B. Wagh, learned Advocate for respondent No. 5. Shri A.B. Shinde, learned Advocate for respondent No. 4, **absent**.

- 2. Record shows that in the O.A. No. 675/2021 affidavit in reply is filed on behalf of respondent Nos. 4 and 5. The respondent No. 1 to 3 however till today have not filed affidavit in reply.
- 3. Learned Presenting Officer submits that the para-wise remarks are sent for approval and therefore, she seeks short time for filing affidavit in reply on behalf of respondent Nos. 1 to 3. Time granted.
- 4. S.O. to 21.09.2022.

MEMBER (J)

M.A. No. 336/2022 in O.A. No. 350/2020 (Ramraje G. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

- 2. The present Misc. Application is made seeking amendment in the O.A.
- 3. The Original Application is filed challenging the minor punishment order dated 30.11.2019 (Annexure A-3 in O.A.) imposed upon the applicant by the respondent No. 4 i.e. the Superintendent of Police, Osmanabad for alleged misconduct.
- 4. It is stated that in the O.A. memorandum of charges remained to be produced, though show cause notice dated 25.06.2019 (Annexure A-1 in O.A.) was produced. In view of the same, the proposed amendment is relating to the contentions already raised in the O.A. Hence, the proposed amendment is not going to change the nature of original proceedings. In fact, the proposed amendment is just and necessary to determine the real question of controversy between the parties. Hence, I proceed to pass following order:-

ORDER

- (i) The M.A. No. 336/2022 is allowed.
- (ii) The applicant shall carry out the necessary amendment in the O.A. within a period of two weeks and to serve the amended copy of the O.A. on the other side.
- (iii) Accordingly, M.A. No. 336/2022 stands disposed of with no order as to costs.

MEMBER (J)

M.A. No. 337/2022 in O.A. No. 351/2020 (Ramraje G. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri K.G. Salunke, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. The present Misc. Application is made seeking amendment in the O.A. by elaborating the pleadings challenging the impugned order of minor punishment.
- 3. In view of the same, the proposed amendment is not going to change the nature of original proceedings. In fact, the proposed amendment is just and necessary to determine the real question of controversy between the parties. Hence, I proceed to pass following order:-

ORDER

- (i) The M.A. No. 337/2022 is allowed.
- (ii) The applicant shall carry out the necessary amendment in the O.A. within a period of two weeks and to serve the amended copy of the O.A. on the other side.
- (iii) Accordingly, M.A. No. 337/2022 stands disposed of with no order as to costs.

ORIGINAL APPLICATION NO. 353 OF 2020 (Shivraj V. Kangale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri S.C. Swami Chakurkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer submits that during the course of the day short affidavit on behalf of respondent No. 5 would be filed.
- 3. S.O. to 21.09.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 453 OF 2020 (Bhatu R. Mahale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Advocate for the applicant, time is granted as one more last chance for filing rejoinder affidavit.
- 3. S.O. to 21.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 456 OF 2020 (Parvatibai B. Mali V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed by the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.
- 3. S.O. to 28.09.2022 for admission.

MEMBER (J)

ORIGINAL APPLICATION NO. 235 OF 2021 (Hirasingh K. Chandelthakur V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

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DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondent Nos. 1 and 2.
- 3. S.O. to 23.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 263 OF 2021 (Dattatraya S. Haral V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 22.09.2022.

MEMBER (J)

 ${\tt KBP\ ORAL\ ORDERS\ 29.08.2022}$

ORIGINAL APPLICATION NO. 650 OF 2021 (Prakash T. Vaichal V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Advocate for the applicant, time is granted as a last chance for filing rejoinder affidavit, if any.
- 3. S.O. to 21.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 651 OF 2021 (Shivaji D. Birare V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

CORRING : Hou bie bill V.D. Dongre

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondent No. 1.
- 3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 2 and 3.
- 4. At the request of learned Advocate for the applicant, S.O. to 22.09.2022 for taking necessary steps.

MEMBER (J)

ORIGINAL APPLICATION NO. 686 OF 2021 (Mahesh G. Premalwad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 23.09.2022.

MEMBER (J)

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

OFFICE ORDER

TRIBUNAL'S ORDERS

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

CORAM . Hou ble Suit v.D. Dougle, Mei

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 26.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 297 OF 2022 (Sandipan K. Kalle V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 22.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 331 OF 2021 (Mandabai C. Kambat V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 21.09.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 372 OF 2022 (Babasaheb S. Korekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CODAM . Hawith Chai V.D. Danger Manches (I)

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 21.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 427 OF 2022 (Vijay M. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 23.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 481 OF 2022 (Dhanwantsing H. Saini V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CODAW . Hawkla Chai V.D. Dangua Wamban (1)

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Learned Chief Presenting Officer filed affidavit in reply on behalf of respondent. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 23.09.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 573 OF 2022 (Anandsingh B. Patil V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri C.P. Patil, learned Advocate holding for Shri P.B. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 4. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 23.09.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

ORIGINAL APPLICATION NO. 574 OF 2022 (Soma M. Dhangar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri C.P. Patil, learned Advocate holding for Shri P.B. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer filed affidavit in reply on behalf of respondent No. 4. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 23.09.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

M.A. No. 592/2019 in O.A. St. No. 2196/2019 (Arvind A. Joshi V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri V.S. Kadam, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent No. 1 and Shri G.N. Patil, learned Advocate for respondent Nos. 2 and 3.

2. At the request of learned Advocate for the applicant, S.O. to 22.09.2022 for filing rejoinder affidavit, if any.

MEMBER (J)

M.A. No. 310/2020 in O.A. St. No. 2061/2019 (Jagdish K. Mahendrakar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondents.
- 3. At the request of learned Advocate for the applicant, S.O. to 22.09.2022 for taking necessary steps.

MEMBER (J)

M.A. No. 30/2022 in O.A. St. No. 85/2022 (Shitole B. Limbaji V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri H.P. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 22.09.2022 for filing rejoinder affidavit in M.A., if any.

MEMBER (J)

M.A. No. 178/2022 in O.A. St. No. 447/2022 (Ratnabai B. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondents.
- 3. As none present for the applicant, S.O. to 28.09.2022 for taking necessary steps.

MEMBER (J)

M.A. No. 251/2022 in M.A. No. 18/2020 in O.A. No. 81/2018 (Sayyed Wali Abdul Khadar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents in M.A.
- 3. S.O. to 21.09.2022.

MEMBER (J)

M.A. No. 260/2022 in O.A. St. No. 723/2022 (Sharad S. Kappa V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

- 2. Await service of notice on the respondents.
- 3. As none present for the applicant, S.O. to 28.09.2022 for taking necessary steps.

MEMBER (J)

M.A. No. 276/2022 in O.A. St. No. 778/2022 (Bhimrao A. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents in M.A.
- 3. S.O. to 21.09.2022.

MEMBER (J)

M.A. No. 338/2022 in O.A. No. 352/2020 (Ramraje G. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri K.G. Salunke, learned Advocate for the applicant and Smt. Decapali S. Deshpande, learned Presenting Officer for the respondents.

- 2. The present Misc. Application is made seeking amendment in the O.A. by elaborating the pleadings challenging the impugned order of minor punishment.
- 3. In view of the same, the proposed amendment is not going to change the nature of original proceedings. In fact, the proposed amendment is just and necessary to determine the real question of controversy between the parties. Hence, I proceed to pass following order:-

ORDER

- (i) The M.A. No. 338/2022 is allowed.
- (ii) The applicant shall carry out the necessary amendment in the O.A. within a period of two weeks and to serve the amended copy of the O.A. on the other side.
- (iii) Accordingly, M.A. No. 338/2022 stands disposed of with no order as to costs.

O.A. Nos. 350, 351 & 352 all of 2020 (Ramraje G. Pawar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri K.G. Salunke, learned Advocate for the applicant in all these O.As. and Shri D.R. Patil, Smt. M.S. Patni & Smt. Deeapali S. Deshpande, learned Presenting Officers for the respective respondents in respective O.As.

- 2. The present matters have already been treated as part heard.
- 3. S.O. to 14.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 644 OF 2021 (Dilip B. Wani V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Smt. Suchita A. Dhongde, learned counsel for the applicant has filed leave note. Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 28.9.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 679 OF 2021 (Mahesh G Satkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

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

2. S.O. to 29.9.2022 for hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 731 OF 2021 (Sunil L. Mali V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri K.B. Jadhav, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 29.9.2022 for hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 767 OF 2021 (Baliram B. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Smt. Suchita A. Dhongde, learned counsel for the applicant has filed leave note. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 30.9.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 245 OF 2022 (Mahendra K Wadgaonkar V/s. State of Maharashtra & Ors.)

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OFFICE ORDER TRIBUNAL'S ORDERS

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CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Mahendra K. Wadgaonkar, party in person and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 29.9.2022 for hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 268 OF 2022 (Chandrashekhar K. Mundhe & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Kalyan V. Patil, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 30.9.2022 for hearing.

VICE CHAIRMAN

M.A.NO. 529/2019 IN O.A.ST.NO. 1650/2019 (Gurunath S Purohit V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CODAM . Hamible Instine Chai D.D. Dane

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri P.G. Tambade, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted as a most last chance.
- 3. S.O. to 28.9.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 633 OF 2012 (Sachin S Unawane & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri H.A. Joshi, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 6.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 575 OF 2014 (Deepak B. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri A.D. Gadekar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 6.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 641 OF 2015 (Bhagatsingh P Patil (Pawar) V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Milind Patil, learned counsel for the applicant (**absent**). Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 7.10.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 758 OF 2015 (Dr. Tanuja S Kulkarni V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 7.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 147 OF 2016 (Kiran K. Pawankar V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri M.R. Deshmukh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 7.9.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 575 OF 2016 (Aniket N Mundhe V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri V.B. Wagh, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Amit S. Savale, learned counsel for respondent No. 4, are present.

2. S.O. to 10.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 655 OF 2016 (Santosh C Bhadane V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri D.S. Bagul, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 11.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 925 OF 2016 (Kiran R. Tharewal V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Nikhil S. Tekale, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri Pratik A. Bhosale, learned counsel for respondent No. 5, are present.

2. S.O. to 11.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 142 OF 2017 (Bajirao V Chaudhari V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri A.D. Sugdare, learned counsel for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Smt. Sunita D. Shelke, learned counsel for respondent Nos. 2 to 4, are present.

2. S.O. to 12.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 903 OF 2018 (Dr. Jalindhar S. Ambhore V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Abhishek C. Deshpande, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 12.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 937 OF 2018 (Pradip S. Dahale V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Smt. Suchita A. Dhongde, learned counsel for the applicant has filed leave note. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 12.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 264 OF 2019 (Supadu V. Bhalerao V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Swaraj Tandale, learned counsel holding for Shri B.R. Kedar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 297 OF 2019 (Balaji M. Shinde & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri Deepak S. Manorkar, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present. Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3 has filed leave note.

2. S.O. to 13.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 385 OF 2019 (Suresh U Nande V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Shri P.B. Rakhunde, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 537 OF 2019 (Narenndra R. Tahkur V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE : 29.8.2022

ORAL ORDER:

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 16.9.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 540 OF 2019 (The Maharashtra State Gazetted Veterinary Officers Union V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE: 29.8.2022

ORAL ORDER:

Shri P.R. Tandale, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17.10.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1030 OF 2019 (Dr. Jaya P. Dighe V/s. State of Maharashtra & Ors.)

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OFFICE ORDER TRIBUNAL'S ORDERS

CORAM: Hon'ble Justice Shri P.R. Bora,

Vice Chairman

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

Bench.)

DATE: 29.8.2022

ORAL ORDER:

Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, Shri A.B. Rajkar, learned counsel for respondent Nos. 5 to 12 & 14, Shri A.S. Shelke, learned counsel for respondent No. 15 and Shri N.S. Choudhary, learned counsel for respondent No. 13, are present.

2. S.O. to 16.9.2022 for final hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION.NO.889 OF 2019

(Vijaykumar G. Birjadar V/s. State of Maharashtra & Ors.)
WITH

ORIGINAL APPLICATION.NO.328 OF 2021

(Vijaykumar G. Birjadar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri G.G. Ladde, learned Advocate for the applicant in both the O.As. and Shri B.S. Deokar and Shri I.S. Thorat, learned Presenting Officers for the respondents in respective O.As.

2. By consent of both the sides, S.O. to 30.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.97 OF 2020

(Tukaram V. Sanap V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri M.R. Andhale, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 30.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.784 OF 2015

(Malappa P. Shendule V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE: 29.08.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. By consent of both the sides, S.O. to 22.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.406 OF 2019

(Dayanand V. Kadam V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 29.08.2022.

ORAL ORDER:

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

- 2. The present matter has already been treated as part heard.
- 3. By consent of both the sides, S.O. to 12.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.359 OF 2021

(Hajrabee @ Nurbee Shaikh Nijam V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri Ravindra V. Gore, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos.1,5 & 6 Shri D.T. Devane, learned Advocate for the respondent Nos.2 to 4 and Shri Abed M. Pathan, learned Advocate for the respondent No.7.

2. By consent of all the parties, S.O. to 28.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.371 OF 2021

(Amresh S. Bombalge V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri A.D. Aghav, learned Advocate for the applicant and Shri I.S. thorat, learned Presenting Officer for the respondent No.1. Shri G.M. Shingare, learned Advocate for the respondent Nos.2 to 4, is **absent**.

2. By consent of both the sides, S.O. to 27.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.425 OF 2021

(Kirtimal M. Sonwale V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri A.B. Rajkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 30.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.591 OF 2021

(Vaishnavi S. Landage V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

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

2. By consent of both the sides, S.O. to 30.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.601 OF 2021

(Ramesh M. Darekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

CORAM : Hon ble Shiri v.D. Dongre, Me

DATE : 29.08.2022.

ORAL ORDER:

Heard Shri Ganesh R. Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. By consent of both the sides, S.O. to 22.09.2022 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION.NO.625 OF 2021

(Yogesh J. Korade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

DATE: 29.08.2022.

ORAL ORDER:

Heard Shri O.D. Mane, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. Short affidavit filed by the applicant is taken on record and copy thereof has been served on the other side.
- 3. By consent of both the sides, S.O. to 26.09.2022 for final hearing.

MEMBER (J)

M.A.NO.349 OF 2022 IN O.A.NO.715 OF 2022

(Navnath A. Patwadkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE : 29.08.2022.

ORAL ORDER:

Speaking to Minutes Order

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

- 2. Perusal of M.A.No.349/2022 would show that the said Misc. Application was the amendment application made by the applicant seeking amendment in the Original Application. That was allowed by order dated 26.08.2022.
- 3. Today learned Advocate for the applicant filed on record the praecipe seeking to delete the expression "default report" inadvertently mentioned in paragraph No.4 of the order dated 26.08.2022 by which the Misc. Application No.349/2022 for amendment was disposed of. In the said paragraph No.4 it was observed as follows:-

"The applicant also by way of amendment wants to place on record his explanation regarding default report."

- 4. Perusal of the said Misc. Application as well as the Original Application would show that in the Original Application the applicant contended that the people from certain community made complaint that the applicant during period of his duty at Police Station Chikalthana intercepted vehicles carrying the live stock illegally and therefore that is one of the grounds behind issuing the impugned transfer order. In the amendment application, the applicant has given on record various details of registration of crimes in that regard and therefore, the word expression "default report" came to be mentioned inadvertently.
- 5. In view of same, the word expression "default report" mentioned in paragraph No.4 is deleted from the sentence of "The applicant also by way of amendment wants to place on record his explanation regarding default report". The said sentence is reframed as follows:-

The applicant also by way of amendment wants to place on record the details of three crimes registered by him intercepting vehicles carrying the live stock," which produced grudge against him.