

ORIGINAL APPLICATION NO.400/2020

(Dr. Dnyanoba P. Banapure Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri A.S.Deshmukh learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondent nos.1 to 3 and Shri U.P.Giri learned Advocate holding for Shri K.G.Salunke learned Advocate for respondent no.4.

2. Learned Advocate for the applicant on instruction states that the applicant does not want to proceed with the O.A. and wants to withdraw the same. Therefore, he sought leave of the Tribunal to withdraw the O.A.

3. Learned C.P.O. as well as the learned Advocate for respondent no.4 state that they have no objection for the same and prayed to pass appropriate order in the matter.

4. In view of the submission of the learned Advocate for the applicant leave is granted to withdraw the O.A. Accordingly, O.A. stands disposed of as withdrawn with no order as to costs.

VICE CHAIRMAN

M.A.NO.218/2020 IN O.A.ST.NO.456/2020
(Ashok B. Pawar Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicant and Shri B.S.Deokar learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 23-11-2020.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.335/2020
(Arjun Pache Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Ku. Preeti Wankhade learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 07.12.2020.

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.

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O.A.No.335/2020

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 07.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

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

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri S.P.Dhoble learned Advocate holding for Shri S.C.Swami Chakurkar learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 26-11-2020.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.411/2020
(Ashfaq Quaraishi Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri A.D.Sugdare learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 07.12.2020.

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.

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O.A.No.411/2020

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 07.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.444/2020
(Alkesh D. Getme Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri S.T.Chalikwar learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for the respondent nos.1 & 2.

2. Shri Eknath G. Irale learned Advocate appears for respondent nos.3 and 4. Hence, notices for respondent nos.3 and 4 are waived.

3. Issue notices to the respondent nos.1, 2 & 5, returnable on 08.12.2020.

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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O.A.No.444/2020

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 08.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

M.A.NO.209/2020 IN O.A.ST.NO.424/2020
(Rahul Pawar Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri Umesh A. Bhadgaonkar learned Advocate for the applicant and Shri V.R.Bhumkar learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 09.12.2020.

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.

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M.A.NO.209/2020 IN O.A.ST.NO.424/2020

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 09.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION ST. NO.332/2020
(Vilas Jadhav Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri Prashant Deshmukh learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file M.A. for condonation of delay caused for filing the O.A. Time is granted.

3. Case be removed from the board.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

**M.A.NO.876/2020 IN M.A.NO.259/2020 IN
O.A.ST. NO.877/2020
(Vilas M. Yadav & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri S.B.Solanke learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.

2. By filing the present M.A.No.876/2020 applicants have prayed to sue jointly.

3. Applicants have prayed for identical relief and they are agitating similar cause. Hence, to avoid multiplicity of litigation and for smooth conduct of the matters, M.A. for sue jointly is allowed. M.A.No.876/2020 stands disposed of accordingly with no order as to costs.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

M.A.NO.259/2020 IN O.A.ST. NO.877/2020
(Vilas M. Yadav & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri S.B.Solanke learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 14.12.2020.

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.

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M.A.NO.259/2020 IN O.A.ST. NO.877/2020

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

7. S.O. to 14.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

**M.A.NO.878/2020 IN M.A.NO.260/2020 IN
O.A.ST. NO.879/2020
(Indrakumar Auti & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri S.B.Solanke learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for the respondents.

2. By filing the present M.A.No.878/2020 applicants have prayed to sue jointly.

3. Applicants have prayed for identical relief and they are agitating similar cause. Hence, to avoid multiplicity of litigation and for smooth conduct of the matters, M.A. for sue jointly is allowed. M.A.No.878/2020 stands disposed of accordingly with no order as to costs.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

M.A.NO.260/2020 IN O.A.ST. NO.879/2020
(Indrakumar Auti & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri S.B.Solanke learned Advocate for the applicant and Shri N.U.Yadav learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 14.12.2020.

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.

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M.A.NO.260/2020 IN O.A.ST. NO.879/2020

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

7. S.O. to 14.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

**M.A.NO.880/2020 IN M.A.NO.261/2020 IN
O.A.ST. NO.881/2020
(Rahul Manjare & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

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

2. By filing the present M.A.No.880/2020 applicants have prayed to sue jointly.

3. Applicants have prayed for identical relief and they are agitating similar cause. Hence, to avoid multiplicity of litigation and for smooth conduct of the matters, M.A. for sue jointly is allowed. M.A.No.880/2020 stands disposed of accordingly with no order as to costs.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

M.A.NO.261/2020 IN O.A.ST. NO.881/2020
(Rahul Manjare & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 14.12.2020.

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.

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M.A.NO.261/2020 IN O.A.ST. NO.881/2020

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

7. S.O. to 14.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.445/2020
(Narsing Mudiraj Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri V.B.Dhage learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to file copy of the order passed by the Hon'ble High Court in the Writ Petition filed by the applicant. Time is granted.

3. S.O. to 02-11-2020.

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

M.A.NO.257/2020 IN O.A.ST. NO.1154/2020
(Yuvraj Kalshetty Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri R.A.Joshi learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 14.12.2020.

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.

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M.A.NO.257/2020 IN O.A.ST. NO.1154/2020

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

7. S.O. to 14.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

M.A.NO.258/2020 IN O.A.ST. NO.1076/2020
(Suresh Ghule Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020.

ORAL ORDER :

Heard Shri R.A.Joshi learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 14.12.2020.

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.

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M.A.NO.258/2020 IN O.A.ST. NO.1076/2020

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

7. S.O. to 14.12.2020.

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

VICE CHAIRMAN

YUK ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 300 OF 2019
(Shri Sakharam Babasaheb Rakh Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent No. 1 and Shri S.B. Mene, learned Advocate for respondent Nos. 2 to 4 .

2. Learned Advocate for respondent Nos. 2 to 4 has placed on record a copy of communication dated 21.10.2020 along with the Xerox copy of cheque. Same are taken on record and marked as document X collectively for the purposes of identification. He has submitted that the respondents have paid the amount of Rs. 2,41,305/- to the applicant by cheque No. 454729, dated 20.10.2020 towards reimbursement of medical bill. He has submitted that the grievance of the applicant has been redressed and therefore, he has prayed to dispose of the present O.A.

3. Learned Advocate for the applicant has submitted that the applicant has received cheque and he has no grievance at present. He has submitted that the purpose of filing the present O.A. has been served

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O.A. No. 300/2019

and therefore, he has prayed to dispose the present O.A.

4. In view of the submissions advanced by the learned Advocate for respondent Nos. 2 to 4 and learned Advocate for the applicant, the O.A. is disposed of as the purpose of filing of the same has been served. There shall be no order as to costs.

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION ST. NO. 1110 OF 2020
(Shri Madhav Vyankat Munde Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Y.B. Bolkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks leave of this Tribunal to delete the name of respondent No. 2 and prayer clause of the O.A.

3. Leave as prayed for by the applicant is granted. The applicant shall amend the O.A. forthwith.

4. Learned Advocate for the applicant has submitted that the applicant has filed the present O.A. claiming limited relief to direct the respondent No. 3 to decide his representations dated 10.08.2020 and 20.08.2020 within stipulated time. He has submitted that since the applicant is claiming limited relief, it would be just and proper to dispose of the present O.A. with the direction to the respondent No. 3 to decide representations of the applicant at the earliest.

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O.A. St. No. 1110/2020

5. Learned Presenting Officer has submitted that the reasonable time may be given to the respondent No. 3 to decide the representations of the applicant and with that direction the O.A. may be disposed of.

6. In view of the submissions advanced by the learned Advocate for the applicant and learned Presenting Officer, the O.A. is disposed of with a direction to the respondent No. 3 to decide the representations of the applicant dated 10.08.2020 and 20.08.2020 within a period of two months from the date of this order and communicate the decision therein to the applicant in writing. There shall be no order as to costs.

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 169 OF 2020
(Smt. Megha P. Kapure Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.
3. S.O. to 15.12.2020.

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 235 OF 2020
(Shri Sunil K. Thakur Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2. Same is taken on record and copy thereof has been served on the other side.

3. Pleadings are complete. Hence, the present O.A. is admitted and it be kept for final hearing on 18.11.2020.

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

M.A. No. 245/2020 in O.A. No. 405/2020
(Smt. Varsharani B. Netke Vs. Sandeep G. Patil & State of
Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Shri I.D. Maniyar, learned Advocate holding for Shri M.S. Bhosale, learned Advocate for the applicant in the M.A., Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 2 & 3 and Shri A.D. Sugdare, learned Advocate for respondent No. 1 in the present M.A. (original applicant).

2. At the request of learned Advocate for the applicant in the present M.A., S.O. to 03.12.2020.

3. Interim relief granted in the O.A. to continue till then.

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

**M.A. 65/2020 in M.A. St. 121/20 in O.A. St. 1652/2019
(Shri Baburao S. Mule & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : B. P. PATIL, VICE CHAIRMAN.

DATE : 29.10.2020.

ORAL ORDER :

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

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

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

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

VICE CHAIRMAN

M.A. St. No. 121/2020 in O.A. St. No. 1652/2019
(Shri Baburao S. Mule & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 15.12.2020.

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.

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M.A. St. 121/2020 in
O.A. St. 1652/2019

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 15.12.2020.

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

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 412 OF 2020
(Shri Omprakash H. Kothari Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. Learned Advocate for the applicant seeks leave of this Tribunal to amend the O.A., as the applicant intends to add the Enquiry Officer as party respondent to the O.A.
3. Leave as prayed for by the applicant is granted. The applicant shall amend the O.A. on or before the next date.
4. Learned Presenting Officer seeks time to take instruction from the respondents. Time granted.
5. S.O. to 02.11.2020.

VICE CHAIRMAN

M.A. No. 239/2020 in O.A. No. 323/2020
(Smt. Mangala P. Nail Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. At the request of learned Advocate for the applicant, S.O. to 23.11.2020.

VICE CHAIRMAN

KPB/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 230 OF 2020
(Sau. Ashwini D. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

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

2. It is submitted by the learned Advocate for the applicant that as per order dated 14.09.2020, he had collected the notice of respondent No. 4 from the office of this Tribunal on 14.09.2020 and served the same upon the respondent No. 4 on 18.10.2020 i.e. before returnable date. However, service affidavit in that respect could not be submitted on record before the returnable date due to lockdown on account of Corona Pandemic. Hence, he prayed for extension of time with permission to file service affidavit on record. Permission granted as prayed for by the learned Advocate for the applicant.

3. Service affidavit regarding respondent No. 4 be accepted and taken on record.

4. S.O. to 23.11.2020.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 355 OF 2020
(Smt. Chandana R. Kokani Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. It is submitted by the learned Advocate for the applicant that as per order dated 24.09.2020, he obtained the notices from the office of this Tribunal on 25.09.2020 for service upon the respondents. Accordingly, he posted the same with the post office. However, he could not submit the service affidavit on record before 3 days of returnable date i.e. 22.10.2020 due to Corona Pandemic Situation. Hence, he prayed for extension of time with permission to file service affidavit on record. Permission granted as prayed for by the learned Advocate for the applicant.

3. Service affidavit be accepted and taken on record.

4. S.O. to 20.11.2020.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 372 OF 2020
(Shri Ramsing B. Chavan & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. It is submitted by the learned Advocate for the applicants that as per order dated 24.09.2020, he obtained the notices from the office of this Tribunal on 25.09.2020 for service upon the respondents. Accordingly, he posted the same with the post office. However, he could not submit the service affidavit on record before 3 days of returnable date i.e. 22.10.2020 due to Corona Pandemic Situation. Hence, he prayed for extension of time with permission to file service affidavit on record. Permission granted as prayed for by the learned Advocate for the applicants.

3. Service affidavit be accepted and taken on record.

4. S.O. to 20.11.2020.

VICE CHAIRMAN

**M.A.NO. 130/2020 IN O.A.NO. 114/2020
(Dagdu G. Patil Vs. State of Maharashtra & Ors.)**

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. It is submitted by the learned Advocate for the applicant that as per order dated 14.09.2020, she obtained the notice of respondent No. 1 from the office of this Tribunal for service upon him and accordingly she posted the same with the post office.

3. It is submitted that she could not file service affidavit before 3 days of returnable date i.e. 19.10.2020 due to Corona Pandemic Situation though the notice was served upon the respondent No. 1 on 09.10.2020. Hence, she prayed for extension of time with permission to file service affidavit regarding respondent No. 1 on record. Permission granted as prayed for by the learned Advocate for the applicant.

3. Service affidavit regarding respondent No. 1 be accepted and taken on record.

4. S.O. to 08.12.2020.

VICE CHAIRMAN

M.A.NO.248/2020 IN O.A.ST.NO.913 OF 2020
(Rajendra B. Pawar Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. Learned Advocate for the Applicant seeks time to take instructions from the Applicant. Time granted.

3. S.O. to 24.11.2020.

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

M.A.NO.254/2020 IN O.A.ST.NO.1118 OF 2020
(Vijay R. Kanthale & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

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

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

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

VICE CHAIRMAN

ORIGINAL APPLICATION ST.NO.1118 OF 2020
(Vijay R. Kanthale & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26.11.2020.
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.

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O.A.St.No.1118/2020

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

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

7. S.O. to 26.11.2020.

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

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

M.A.NO.255/2020 IN O.A.ST.NO.1120 OF 2020
(Kuldeep I. Chole & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

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

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

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

VICE CHAIRMAN

ORIGINAL APPLICATION ST.NO.1120 OF 2020
(Kuldeep I. Chole & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26.11.2020.
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.

//2// O.A.St.No.1120/2020

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

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

7. S.O. to 26.11.2020.

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

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

**M.A.NO.256/2020 IN M.A.ST.NO.1122/2020 IN
O.A.ST.NO.1123/2020
(Nikita A. Khadekar & Ors. Vs. State of Maharashtra & Ors.)**

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

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

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

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

VICE CHAIRMAN

M.A.ST.NO.1122/2020 WITH O.A.ST.NO.1123/2020
(Nikita A. Khadekar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 26.11.2020.
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.

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M.A.St.No.1122/2020 with
O.A.St.No.1123/2020

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

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

7. S.O. to 26.11.2020.

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

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

M.A.NO.252/2020 IN O.A.ST.NO.1116/2020
(Krishna T. Wagh & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

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

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

VICE CHAIRMAN

ORIGINAL APPLICATION ST.NO.1116 OF 2020
(Krishna T. Wagh & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 10.12.2020.
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.

//2// O.A.St.No.1116/2020

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

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

7. S.O. to 10.12.2020.

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

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.446 OF 2020
(Sandip P. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri A.B. Girase, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the Applicant has submitted that the Respondents have published the seniority list of the cadre of Executive Engineers on 9.12.2019 and as per the seniority list, Applicant is at Sr.No.103. He has submitted that the Respondents have called the information of 12 Executive Engineers on 9.3.2020 for promotion. He has submitted that all 12 Executive Engineers mentioned in the letter are junior to him. He has submitted that the Respondents have not considered the case of the Applicant for promotion though he is senior to those Executive Engineers.

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O.A.446/2020

3. He has also submitted that thereafter the Respondents effected the promotion of Respondent Nos. 4 to 8 by order dated 8.10.2020. He has submitted that the Respondents 4 to 8 are junior to the Applicant. He has submitted that at present 8 posts in the cadre of Superintending Engineers are vacant and the Respondents are intending to promote the juniors to the Applicant on the post of Superintending Engineer and therefore, he has prayed to grant interim relief to the further process of promotion and prayed to direct the Respondents to keep one post vacant pending hearing of the Original Application.

4. Learned C.P.O. for the Respondents has submitted that the Respondents have promoted the Respondent Nos. 4 to 8 considering the decision of the Apex Court and in view of the letter dated 29.12.2017. He has submitted that there is no illegality in the promotion of the Respondent Nos. 4 to 8 and therefore, he has prayed to reject the prayer of the applicant for grant of interim relief.

5. On perusal of the record it reveals that the Respondents have promoted the Respondent Nos. 4 to

8 by following due process. At present 8 posts of Superintending Engineers are vacant. The Respondents have not started the process to fill up the promotional posts in view of the letter dated 29.12.2017.

6. *Prima face*, I found no illegality in the said order. No loss would be caused to the Applicant in case the process of promotion is completed as the Applicant would get deemed date of promotion if he succeeds in the O.A.

7. In the circumstances, in my view, it is not a fit case to grant interim relief as prayed for. Hence, the prayer for grant of stay to the promotion is hereby rejected.

8. In view of above, issue notices to the respondents, returnable on 14.12.2020.

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

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O.A.No.446/2020

10. 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.

11. 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.

12. 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.

13. S.O. to 14.12.2020.

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

VICE CHAIRMAN

ORIGINAL APPLICATION NO.375 OF 2020
(Amol M. Naikwade Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of the learned P.O. for the Respondents, S.O. to 15.12.2020 for filing affidavit-in-reply. Interim relief to continue till next date.

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.376 OF 2020

(Govind K. Surnar Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of the learned P.O. for the Respondents, S.O. to 15.12.2020 for filing affidavit-in-reply. Interim relief to continue till next date.

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO.418 OF 2020
(Popat K. Gonde & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of the learned P.O. for the Respondents, S.O. to 15.12.2020 for filing affidavit-in-reply. Interim relief to continue till next date.

VICE CHAIRMAN

SAS/ORAL ORDERS 29.10.2020

M.A. 222/2020 IN O.A. 1071/2019
(Virbhadra G. Idage Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Smt. Suchita Dhongde, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent nos. 1 & 4 and Shri N.U. Yadav, learned Advocate for respondent nos. 2 & 3.

2. Learned P.O. has filed affidavit in reply of res. no. 1 in O.A. The same is taken on record and copy thereof has been supplied to other side. He seeks time to file affidavit in reply on behalf of res. no. 4.

3. Learned P.O. for res. nos. 1 & 4 and learned Advocate for res. nos. 2 & 3 seek time to take instructions from the concerned respondents as regards payment of provisional pension to the applicant. Time granted.

4. In the circumstances, S.O. to 2.11.2020.

VICE CHAIRMAN

M.A. 250/2020 IN O.A. 140/2020
(Shrikant K. Bhale Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Rshikesh A. Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Issue notices to the respondents in the present M.A., returnable on 15.12.2020.
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.

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M.A. 250/2020 IN O.A. 140/2020

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 15.12.2020.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ARJ ORAL ORDERS 29.10.2020

ORIGINAL APPLICATIONNO. 401/2020
(Kishore A. Kadam Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 3 and Shri K.B. Jadhav, learned Advocate holding for Shri V.D. Salunke, learned Advocate for respondent no. 4.

2. Learned C.P.O. has filed affidavit in reply of res. nos. 1 to 3. It is taken on record and copy thereof has been supplied to other side.

3. In the above circumstances, with the consent of both the sides, S.o. to 18.11.2020.

VICE CHAIRMAN

ARJ ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 1102/2019
(Rajendra L. Patil & Ors. Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

DATE : 29.10.2020

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 3, Shri V.G. Pingle, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for respondent nos. 4 to 6 and Shri S.D. Joshi, learned Advocate for respondent nos. 8 & 9. None appears for respondent no. 7.

2. Shri Pingle, learned Advocate holding for Smt. Mahajan, learned Advocate for res. nos. 4 to 6 has filed preliminary objections to the O.A. The same is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 23.11.2020.

VICE CHAIRMAN

ORIGINAL APPLICATIONNO. 447/2020
(Vaishali V. Hinge Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN
DATE : 29.10.2020

ORAL ORDER :

Heard Shri S.D. Joshi, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 & 2 and Shri Deepakumar P. Gupta – caveator in person.

2. Learned C.P.O. seeks time to take instructions from the concerned respondents. Time granted.
3. In the circumstances, S.O. to 2.11.2020.

VICE CHAIRMAN

ARJ ORAL ORDERS 29.10.2020

ORIGINAL APPLICATIONNO. 690/2018
(Pramod A. Kulkarni Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

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

2. It reveals from the record that this Tribunal has granted interim stay to the departmental enquiry in terms of prayer clause (C) of the O.A. by the order dtd. 19.10.2018, till filing of the affidavit in reply by the respondents. But, thereafter the said interim stay was not extended. Therefore, the learned Advocate for the applicant has prayed to extend the interim stay granted by the Tribunal vide order dtd. 19.10.2018, till final decision of the present O.A.

3. Learned P.O. has submitted that because of the interim stay granted by the Tribunal vide order dtd. 19.10.2018 the departmental enquiry is not proceeded further.

4. It reveals from the record that by the order dtd. 9.4.2019 this Tribunal has admitted the present O.A. and kept the same for final hearing in due course.

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O.A. NO. 690/2018

5. In view of the submissions advanced by the learned Advocate for the applicant and the learned P.O. for the respondents, the interim stay to the departmental enquiry granted by this Tribunal vide order dtd. 19.10.2018 is extended till final disposal of the present O.A.

6. S.O. to 22.12.2020 for final hearing.

VICE CHAIRMAN

ARJ ORAL ORDERS 29.10.2020

ORIGINAL APPLICATION NO. 1089/2019
(Dadasaheb T. Yadmal (Joshi) Vs. State of Maharashtra & Ors.)

CORAM : B. P. PATIL, VICE CHAIRMAN

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

DATE : 29.10.2020

ORAL ORDER :

Heard Shri Sunil Jadhav, learned Advocate holding for Shri M.B. Bharaswadkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent nos. 1 to 5. Shri S.R. Sapkal, learned Advocate for respondent no. 6 (**absent**).

2. Learned Advocate for respondent no. 6 is absent. No affidavit in reply has been filed by the respondent no. 6.

3. In the circumstances, S.O. to 3.12.2020 for filing affidavit in reply by the respondent no. 6. The interim relief granted earlier to continue till then.

VICE CHAIRMAN

ARJ ORAL ORDERS 29.10.2020