

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

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

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

**And**

**THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)**

**Date:-29/02/2024**

Sr · N o	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Urgent Admission Matters</b>						
<b>1</b>	CP17/24 In OA650/22	Nanded	Adv.A B Rajkar (Umabai M Mane &Ors.)	Contempt Petition		
<b>2</b>	CP18/24 In OA06/22	P'bhani	Adv.A B Rajkar (Ramesh N Shahane)	Contempt Petition		
<b>3</b>	OA215/24	P'bhani	Adv.Yogesh K Bobade (Pranad S Mundhe)	Selection Process		
<b>4</b>	OA235/24	Hingoli	Adv.Tukaram M Venjane (Nitesh D Mahajan)	Appointment		
<b>5</b>	MA79/24 In MA80/24 In OA932/23	Latur	Adv.A S Deshmukh <b>In MA79, 80/24</b> (Pratiksha R Patil&Ors.) Adv.Sahebrao G Nandedkar <b>In OA 932/23</b> (Saraswati K Makne&Ors.)	M.A.79/24 for Intervenor  M.A.80/24 for Vacating/Modi fying I.R.	<b>Circulation Taken by Adv. A S Deshmukh</b>	
<b>Order Matters</b>						
<b>6</b>	MA162/17 With MA139/17 In OA136/17	A'bad	Adv.A S Deshmukh (Madhuri B Banait)	M.A. For During the Pendency & Final Disposal of OA136/17		

7	MA40/21 In OAS30/21	N'bar	Adv.D A Mane (Ashok M Prakashkar) <b><u>Adv.S P Pandit for R.Nos.1, 4, 5 &amp; 6</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1, R-2 & R-4 to R-6	
8	MA111/21 In OAS439/21	P'bhani	Adv.P R Wankhade (Shivaji T Kote&Ors.) <b><u>Adv.J M Murkute for R.Nos.35, 50, 58 &amp; 59</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	
9	MA328/21 In OA42/13	Nanded	Adv.M S Deshmukh (RanaPratapsingh N Chauhan)	M.A. For Restoration of O.A.	For Hearing/ Dismissal	
10	MA496/22 In OAS1939/22	A'bad	Adv.Talekar& Associates (Manjusha R Jadhav&Ors.) <b><u>Adv.S K Patil for R.No.4 Adv.AnantDevakate/Adv. K B Jadhav For R.Nos.6 &amp; 7</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-6 & R-7	
11	MA145/23 In OA268/22	A'bad	Adv.Kalyan V Patil (Chandrashekhar K Mundhe&Ors.)	M.A. For Amendment	For Hearing Reply Filed by R-1 to R-3	
12	MA382/23 In OAS792/23	Latur	Adv.Priyanka R Deshpande (HasinabeeLaldesabHipparag e) <b><u>Adv. Talekar&amp; Associates For R.No.4</u></b>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-4 in MA Reply Filed by R-2 In OA	
<b>Due Admission Matters</b>						
13	OA1037/22	N'bar	Adv.A M Hajare (Vijaysing K Wagh)	Quashing of Charge Sheet & D.E.	<b><u>Part Heard</u></b> For Hearing	
14	CP37/23 In Rev05/22 In OA981/19	P'bhani	Adv.G V Mohekar (Dr.Ravindra K Deshmukh)	Contempt Petition	<b>Rehearing</b>	

15	OA633/19	A'nagar	Adv.A S Deshmukh (Meena C Shivagunde) <b><u>Adv.K U More for R.No.4</u></b>	Termination	For Hearing Reply Filed by R-1 & R-3	
16	OA850/19	Hingoli	Adv.D G Kamble/ Adv.K N Farooqui (Shrikant K Madilwar)	Departmental Enquiry/ Promotion/ Suspension Allowance	For Hearing Reply Filed by R-2 to R-4	
17	OA115/20	A'bad	Adv.CV Dharurkar (Pravin S Thakre)	Appointment	For Hearing	
18	OA135/20	Latur	Adv.Vinod M Vibhute (Santosh V Suryawanshi)	Seniroyty	For Admission	
19	OA257/20	Beed	Adv.J V Patil (Sambhaji S Pawar) <b><u>Adv.H P Jadhav for R.No.2</u></b>	Selection List/ Selection	For Hearing Reply Filed by R-1 & R-2	
20	OA731/21	Dhule	Adv.Kakasaheb B Jadhav (Sunil L Mali)	Dismissal From Service	For Hearing Reply Filed by R-1 to R-4	
21	OA798/21	N'bar	Adv.K B Jadhav (Bharat Z Patil)	Promotion	For Hearing Reply Filed by R-2 to R-4	
22	OA93/22	A'bad	Adv.Avinash S Deshmukh (Vidya S Sudane)	Promotion	For Hearing	
23	OA544/22	Jalna	Adv.Sanjay N Pagare (Jagdish N Yengupatla) <b><u>Adv.Jiwan J Patil for R.No.4</u></b>	Challenging G.R. (Compassionate Appointment)	For Hearing Reply Filed by R-2 to R-4	
24	OA614/22 with	Beed	Adv.V P Golewar/ Adv.A D Sugdare (Dr.Deepak N Kawale) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Recruitment Process/ Interview	<b><u>For Further Consideration</u></b> For Hearing Reply Filed by R-3	
25	OA666/22 with	A'bad	Adv.A D Sugdare (Dr.Archana B Dhavale) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Appointment	For Hearing Reply Filed by R-1 & R-2	

26	OA693/22 with	Nanded	Adv.A D Sugdare (Dr.AayeshaMunwar Mohammed Ayub) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing Reply Filed by R-1 & R-2	
27	OA737/22 with	A'bad	Adv.A D Sugdare (Dr.Monali T Bhorge) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing Reply Filed by R-1 & R-2	
28	OA780/22 with	A'bad	Adv.A D Sugdare/ Adv.V P Golewar (Dr.Kailash P Kagne) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
29	OA747/22 with	A'bad	Adv.Jayant S Deshmukh (Dr. Sanjyot G Giri) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Eligibility/ Interview	For Hearing	
30	OA748/22 with	Latur	Adv.J S Deshmukh (Drf.Abhijeet M Yadav) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Eligibility/ Interview	For Hearing	
31	OA769/22 with	Nanded	Adv.J S Deshmukh (Dr.Omprasad B Damkondwar) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing Reply Filed by R-1 & R-2	
32	OA749/22 with	A'bad	Adv.V S Kadam (Dr.Sphoorti P Bende) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Eligibility/ Interview	For Hearing	
33	OA750/22 with	A'bad	Adv.V S Kadam (Dr.Pragati S Kadam) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Eligibility/ Interview	For Hearing	
34	OA751/22 with	A'bad	Adv.V S Kadam (Dr.Dipti K Bhagat) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Eligibility/ Interview	For Hearing	

35	OA777/22 with	J'gaon	Adv.V S Kadam (Dr.Shital S Patil) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
36	OA778/22 with	Latur	Adv.V S Kadam (Dr.Sharada U Sonkhedkar) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
37	OA787/22 with	Nanded	Adv.V S Kadam (Dr.Krishna T Pawar) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview (M.P.S.C.)	For Hearing	
38	OA788/22 with	Beed	Adv.V S Kadam (Dr.Vaibhav V Deshmukh) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
39	OA796/22 with	O'bad	Adv.V S Kadam (Dr.Amol A Kapse) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview (M.P.S.C.)	For Hearing	
40	OA803/22 with	A'bad	Adv.A D Sugdare (Dr.SyedaMunezaNasusheen Mohammad Ali) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
41	OA790/22 with	A'bad	Adv.A S Deshmukh (Dr.Pravin G Ranvir) <b><u>Adv.M B Kolpe for R.Nos.2 &amp; 4</u></b>	Selection Process	For Hearing Reply Filed by R-1	
42	OA791/22 with	Latur	Adv.Vikrant S Valse (Rajshekhhar L Mengule) <b><u>Adv.M B Kolpe for R.Nos.2 to 4</u></b>	Selection Process/ Interview	For Hearing	
43	OA832/222	Jgaon	Adv.S N Pagare (Dr. Harshal M Mahajan) <b><u>Adv.M B Kolpe For R.No.3</u></b>	Interview	For Filing Affidavit in Reply	

44	OA771/22	Jalna	Adv.V S Kadam (MulaniManzuraRustum) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
45	OA946/22	A'bad	Adv.Avinash S Deshmukh (Madhukar V Kshirsagar)	Departmental Enquiry	For Admission Reply Filed by R-1 to R-4	
46	OA208/23	N'bar	Adv.K B Jadhav (Suryabhan E Pawar)	Departmental Enquiry	Reply Filed by R-2 & R-3	
47	OA220/23	Nanded	Adv.A S Deshpande (MansuriAnsarNisar Ahmed &Ors.)	Selection Process (MPSC)	For Hearing Reply Filed by R-1 to R-3	
48	OA324/23	A'bad	Adv.Avinash S Deshmukh (Syed Moinuddin Ahmed Husain)	Direction/ Departmental Enquiry	For Hearing Reply Filed by R-1 & R-2	
49	OA387/23	N'bar	Adv.V B Wagh (Sachin M Landge)	Show Cause Notice/ Reversion	For Hearing Reply Filed by R-1 & R-2	
50	OA704/23	A'bad	Adv.K B Jadhav (Ramdas H Lohkare)	Departmental Enquiry	For Hearing Reply Filed by R-1 to R-4	
51	OA988/23	P'bhani	Adv.A S Shelke (Venkatesh V Mundhe)	Selection Process	For Hearing Reply Filed by R-1	
<b>Final Hearing Matters</b>						
52	OA45/17	A'bad	Adv.AS Deshpande (Sunita R Thite)	Promotion	Reply Filed by R-1 & R-2	
53	OA82/17	A'bad	Adv.S B Talekar& Associates (ShaikhRabbaniShaikhDadub hai)	Promotion	Reply Filed by R-2 & R-3	
54	OA177/17	A'bad	Adv.Avinash S Deshmukh (Anand V Ganjewar)	Reversion/ Cancellation of Promotion	Reply Filed by R-1 & R-2	

55	OA226/17	Latur	Adv.K M Nagarkar <b>Adv. K M Nagarkar has Filed Leave Note From 20.02.2024 to 08.03.2024</b> (Baliram S Kakade)	Voluntary Retirement/ Pensionary Benefits	Reply Filed by R-1 to R-5	
56	OA278/17	A'bad	Adv.M A Golegaonkar/ Adv.A S Golegaonkar (Maharashtra state VaidyikiyaMahavidyalaya&R ugnalayaKarmachariSanghata naA'bad)	Challenging G.R.	Reply Filed by R-2, R-5 to R-7	
57	OA383/17	Nanded	Adv.Ajay S Deshpande (Uttam S Mundhe)	Promotion	Reply Filed by R-1 & R-2	
58	OA404/17	A'bad	Adv.K B Jadhav (Ravindra R Mungale)	Departmental Enquiry/ Punishment	Reply filed by R-1 to R-5	
59	OA661/17	A'nagr	Adv.A G Ambetkar (Shailendra S Kapse)	Promotion	Reply Filed by R-1 to R-5	
60	OA663/17	A'bad	Adv.A S Deshmukh (Subhash M Pakhale)	Discharge From service	Reply Filed by R-1 & R-2	
61	OA669/17	P'bhani	Adv.Talekar& Associates (Balasaheb B Surwase)	Selection/ Appointment	Reply Filed by R-1 to R-3	
62	OA736/17	Jalna	Adv.S S Thombre (Sanjay U Kale)	Not to Terminate Service/ Nominee of Freedom Fighter	Reply Filed by R-2 to R-4	
63	OA762/17	Beed	Adv.A N Nagargoje (Manoranjan R Dhas)	Cancellation of Nomination of Nominee of Freedom Fighter	Reply filed by R-2 & R-3	
64	OA817/17	Latur	Adv.Shamsunder B Patil (Dr. Vilas R Musale)	Termination	Reply filed by R-1 to R-3	

65	OA141/18	A'bad	Adv.VB Wagh (Nanda P Bankar) <b><u>Adv.AS Deshmukh for</u></b> <b><u>R.No.2</u></b>	Promotion/ Seniority List	Reply Filed by R-1 & R-2	
66	OA205/18	Nanded	Adv.VB Wagh (Santosh K Trimnwar)	Reversion	Reply Filed by R-1 & R-2	
67	OA293/19	A'nagar	Adv.VB Wagh (Babasaheb S Pagare)	Departmental Enquiry	Reply Filed by R-1 & R-2	

68	OA79/20	A'bad	Adv.MR Kulkarni <b>Adv.M R Kulkarni has</b> <b>Filed Leave Note From</b> <b>28.02.2024 to 29.02.2024</b> (Dr.Naser Ahmed Razvi S Zahiruddin)	Challenging G.R.	Reply Filed by R-1 to R-3	
69	OA380/22	N'bar	Adv.J P Legal Associates (Bhaskar D Patil)	Major Punishment/ Compulsory Retirement	Reply filed by R-1 to R-4	
70	OA103/23	A'bad	Adv.S R Patil (Shrikrishna N Nakate)	Departmental Enquiry	Reply Filed by R-1 to R-3	
71	OA303/23	Mumbai	Adv.A D Sonkawde (Janardhan R Pawar)	Compulsory Retirement	<b>For Further Consideration</b> Reply Filed by R-1 to R-3	



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

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

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

**And**

**THE HON'BLE SHRI VINAY KARGAONKAR, MEMBER (A)**

**Date: -29/02/2024**

**For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	CP69/23 In OA870/19	A'bad	Adv S D Joshi (Dr. Devrao S Dakhure)	Contempt Petition	For Filing Affidavit in Reply	
2	OA906/18	O'bad	Adv S D Joshi (Chetan S Ahire)	Appointment	As a Last Chance For Filing Affidavit in Rejoinder <b><u>Ref Order Dtd. 09.06.2023</u></b>	
3	TA4/21 WP8018/20 with	Nanded	Adv. Abhay Rathod/ Adv. P.A. Rathod (Pratik V Phutane)	Challenging G. R.	As One More Last Chance For Filing Affidavit in Reply For R-4	
4	TA5/21 WP8019/20 with	Nanded	Adv. Abhay Rathod/ Adv. P.A. Rathod (Raviraj R Manurwar)	Challenging G. R.	As One More Last Chance For Filing Affidavit in Reply For R-4 & For Filing Affidavit in Rejoinder	

5	TA6/21 WP8020/20	Nanded	Adv.AbhayRatod/ Adv.P.A.Rathod (SayedAkhtarSayedLal)	Challenging G. R.	As One More Last Chance For Filing Affidavit in Reply For R- 4 & For Filing Affidavit in Rejoinder
6	OA834/22	O'bad	Adv. R N Bharaswadkar (Rajendra S Sanap)	Dismissal	For Filing Affiavit in Rejoinder
7	OA.842/22	Latur	Adv.Jayant S. Deshmukh (Dr.Ramdas B. Panchal) <b><u>Adv J K Kadam For R-4</u></b> <b><u>Adv M B Kolpe For R-3</u></b>	Interview	Reply Filed by R-1 & R-2 As one more last chance For Filing Affidavit in Rejoinder <b><u>Ref Order</u></b> <b><u>Dtd.</u></b> <b><u>22.06.2023</u></b>
8	OA857/22	Latur	Adv.J.S. Deshmukh (Dr.Chandrajyoti R Dhange) <b><u>Adv M B Kolpe For R-3</u></b>	Interview	As one more last chance For Filing Affidavit in Rejoinder <b><u>Ref Order</u></b> <b><u>Dtd.</u></b> <b><u>22.06.2023</u></b>
9	OA886/22 <b>with</b>	Nashik	Adv.S.M. Kulkarni (Shriniwas P Karve)	Chargesheet	For Filing Affidavit in Reply
10	OA887/22 <b>with</b>	Nashik	Adv.S.M. Kulkarni (Shriniwas P Karve)	Chargesheet/ Departmental Enquiry/ Suspension Period	For Filing Affidavit in Reply
11	OA921/22	A'bad	Adv S M Kulkarni (Shriniwas P Karve)	Chargesheet	For Filing Affidavit in Reply
12	OA930/22	Beed	Adv.P.D. Suryawanshi (ShagirRustumPathan)	Termination	For Filing Affidavit in

					Reply R-1 to R-3, R-5 R-6	
13	OA931/22	Nanded	Adv.P.D. Suryawanshi (JubirruddinHamidoddinShaikh)	Termination	For Filing Affidavit in Reply R-1 to R-3, R-5 R-6	
14	OA1085/22	A'bad	Adv.D.R. Jethliya (Santosh B Ugale) <b>Adv V B Wagh For R-3</b>	Promotion	For Filing Affidavit in Reply	
15	OA1092/22	A'bad	Adv.MohitDeshmukh (Satish S Gadve&Ors.)	Challenging Notification	For Filing Affidavit in Rejoinder	
16	TA20/23 WP13026/23	A'nagar	AdvSuchitaUpadhyay (Machindra B Najanb&Ors.)	Challenging G.R	For Filing Affidavit in Reply	
17	OA132/23	A'bad	Adv.A.S. Deshpande (Haridas G Kamble&Ors.)	Promotion (Kotwal)	Await Service	
18	OA180/23	Latur	AdvShamsunder B Patil (Santosh W Suryawanshi&Ors.)	Promotion (Kotwal)	For Filing Affidavit in Reply	
19	OA309/23	P'rbn	AdvSuchitaDhongde (Mohammad Moinoddin Mohammad Sharfoddin)	Challenging G.R	Reply Filed By R-3  For Filing Affidavit in Reply	
20	OA310/23	Nanded	Adv.S.B. Solanke (Prashant B Karkhelikar)	Show Cause Notice (MPSC)	As a Last Chance For Filing Affidavit in Reply	
21	OA375/23	Beed	Adv R N Bharaswadkar (Balasaheb A Wanve)	Show Cause Notice (Termination)	Reply Filed By R-1 to R-6	

22	OA549/23	Jalna	AdvUjwal S Patil (Aasaram S Chormare Died) through his Legal Heirs Mahananda Wd./o AasaramChormare&Ors.	Removal From Service	Await Service	
23	OA628/23	Jalgaon	Adv J S Deshmukh (Dr. Rajesh S Jain)	Service Benefit	For Filing Affidavit in Reply	
24	OA902/23	Chh. S Nagar	Adv V B Wagh AdvArchanaTherokar (Purushottam B Bansod)	Departmental Enquiry Pension	For Filing Affidavit in Reply	
25	OA946/23	A'bad	Adv H S Bali (Nivrutti S Jori)	Service Benefits Exemption From Dept. Exam	Reply Filed By R-1 to R-4	
26	OA997/23	Jalgaon	Adv S B Shirsat (Dipak V More)	Cancellation of Appointment	Await Service	
27	OA1040/23	A'bad	AdvAnant D Gadekar (Haribhau L Ghodke)	Seniority List/ Promotion	For Filing Affidavit in Reply	
28	OA1091/23	Jalgaon	Adv L V Sangit (Bharti D Sarwade @ Bharti G Koshti)	Direction Medical Examination	For Filing Affidavit in Reply	
29	OA120/24	Beed	Adv H P Jadhav (Machindra M Mane)	Promotion	For Filing Affidavit in Reply	
<b>Order Matters</b>						
30	MA95/22 In OAS109/22	A'bad	Adv.AmrutaParanjape- Menezes (Sanjay V Mhaske)	M.A. For Condonation of Delay	As a Last Chance For Filing Affiavit in Rejoinder	

<b>31</b>	MA518/22 In OA884/22	Latur	Adv. M.B. Kolpe <b>MA518/22</b> (The Maharashtra Public Service Commission, through its Secretary) <b>Adv.S.S. Panale/Adv.S.S. Dambe in OA884/22</b> (Dr. Piyusha U Naragude)	M.A. For Modifying the Order dtd.03.10.2022 in OAS1691/22	For Filing Affidavit in Rejoinder <b><u>Ref Order</u></b> <b><u>Dtd.</u></b> <b><u>03.02.2023</u></b>	
<b>32</b>	MA242/23 In OAS138/22	Nanded	Adv J S Deshmukh (Maroti L Gore)	M.A For Condonation of Delay	Await Service	
<b>33</b>	MA243/23 In OAS139/22	Nanded	Adv J S Deshmukh (Maroti L Gore)	M.A For Condonation of Delay	Await Service	
<b>34</b>	MA319/23 In OAS1077/23	J'gaon	Adv.Harish S Bali/ Adv.S H Bali (Khushal B Nemade)	M.A.For Delay Condonation	For Filing Affidavit in Reply	

Assistant Registrar  
M. A. T. Bench at A' bad

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI  
BENCH AT AURANGABAD**

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench*  
Before: - THE HON'BLE JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN

**And**

THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)

**Date:-29/02/2024**

**Suplimentary Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	OA821/22	Latur	Adv.Jayant S Deshmukh (Dr.Sonali B Totod) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
2	OA822/22	Beed	Adv.Jayant S Deshmukh (Dr. Jyoti A Dawale) <b><u>Adv.M B Kolpe for R.No.3</u></b>	Interview	For Hearing	
3	OA838/22	Nanded	Adv.A D Sugdare (Dr. Shrikant S Shingarwad) <b><u>Adv.M B Kolpe for R.No.2</u></b>	Interview	For Hearing	
4	OA839/22	A'bad	Adv.A D Sugdare (Dr. Gorakh V Suramwad) <b><u>Adv.M B Kolpe for R.No.2</u></b>	Interview	For Hearing	

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

*List of Cases set down for Physical Hearing/Admission/Order/etc.beforeHon'ble Single Bench*  
Before: -THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)

**Date: -29/02/2024**

**For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	OA803/21	Nanded	AdvMadhur A Golegaonkar (Parmeshwar D Bellale&Ors.)	Benefits of Time Bound Promotion/ ACPS	For Filing Affidavit in Rejoinder	03.04.2024

2	OA804/21	Nanded	AdvMadhur A Golegaonkar (Vilas S Rokade&Ors.)	Benefits of Time Bound Promotion/ ACPS	For Filing Affidavit in Rejoinder	03.04.2024
3	OA545/22	A'nagar	AdvAvinash S Khedkar (Vitthal T Chaudhari) <b><u>Adv S B Patil For R-3 &amp; R-4</u></b>	Benefits of T.B.P.& A.C.P.S	For Filing Affidavit in Rejoinder to the Filed By Reply R-1 R-3 & R-4	03.04.2024
4	OA866/22	Hingoli	Party in Person (Tukaram H Jadhav)	Benefit of T.B.P/A.C.P.S	Reply Filed By R-2 & R-3 For Filing Affidavit in Rejoinder	03.04.2024
5	OA1024/22	A'bad	Adv Ravi R Bangar (Vitthal S Bade)	Transfer Allowances Bill	For Filing Affidavit in Rejoinder	04.04.2024
6	OA1049/22	Nanded	Adv V G Sokolkar (Latabai widow of TanajiRathod)	Refund of Recovered Amount	Reply Filed By R-2 to R-5 & For Filing Affidait in Rejoinder	04.04.2024
7	TA15/23 WP3146/23	A'bad	Adv A S Deshmukh (Dwarkabai Deceased JanardhanAher)	Pension &Pensionery Benefits	For Filing Affidavit in Reply	04.04.2024
8	OA30/23	P'rbn	Adv S D Joshi (Prahlad G Ranveer) <b><u>Adv S B Mene For R-2 &amp; R-3</u></b>	Recovery	For Filing Affidavit in Reply	21.03.2024
9	OA78/23	P'rbn	Adv R L Jakhade/ Adv S A Kulkarni (Mahesh B Kavthale)	Transfer	By Way of Last Chance For Filing Affidavit in Reply	28.03.2024
10	OA108/23	A'bad	Adv B N Magar-Patil (Dyaneshwar B More)	Police Patil	Notice Not Collected	04.04.2024

<b>11</b>	OA121/23	Nanded	Adv R B Ade (Subhash S Rathod)	Deemed Date of Promotion	Reply Filed By R-4 & For Filing Affidavit in Reply R-1 to R-3	04.04.2024
<b>12</b>	OA247/23	Dhule	Adv V B Wagh/ Adv A S Therokar (Samadhan B Shirsath)	Minor Punishment	For Filing Affidavit in Rejoinder	10.04.2024
<b>13</b>	OA471/23	Nanded	Adv V B Dhage (Govind S Surewad)	Transfer	Reply Filed By R-1 to R-4	28.03.2024
<b>14</b>	OA489/23	A'bad	Adv A S Deshmukh (Smt. Rekha B Tathe) <b><u>Adv S B Patil For R-1 &amp; R-2</u></b>	Compassionate Appointment <b>Age Barhed</b>	For filing Affidavit in Reply	14.03.2024
<b>15</b>	OA587/23	N'bar	Adv S D Joshi (Dr.Manlal D Shelte)	Transfer	For Filing Affidavit in Rejoinder	21.03.2024



16	OA647/23	P'rbn	Adv V B Wagh/ Adv A S Therokar Adv V P Adkine (Subodh G Khillare&Ors.)	Directions/ Compassionate Appointment	For Filing Affidavit in Reply R-1	15.04.2024
17	OA665/23	O'bad	Adv M R Kulkarni <b>Adv M R Kulkarni has Filed Leave note From 28.02.2024 to 29.02.2024</b> (Suhas J Mandlik)	Transfer	For Filing Affidavit in Reply	28.03.2024
18	OA758/23	P'rbn	AdvChandrasen A Shingare (Krishna D Akat) <b><u>Adv D T Devane</u></b> <b><u>For R-3 &amp; R-4</u></b>	Transfer	For Filing Affidavit in Reply	28.03.2024
19	OA801/23 With	P'rbn	AdvAmol R Gaikwad (Murlidhar G Rathod)	Pay & Allowances	For Filing Affidavit in Rejoinder	05.04.2024
20	OA802/23 With	P'rbn	AdvAmol R Gaikwad (Dnyanoba S Kokate)	Pay & Allowances	For Filing Affidavit in Rejoinder	05.04.2024
21	OA803/23 With	P'rbn	AdvAmol R Gaikwad (Janardhan N Keadri)	Pay & Allowances	For Filing Affidavit in Rejoinder	05.04.2024
22	OA804/23	P'rbn	AdvAmol R Gaikwad (Sarjerao L Tupsamindar)	Subsistance Allowance	For Filing Affidavit in Rejoinder	05.04.2024
23	OA826/23	Nanded	Adv R D Khadap (Bapurao D Pattewale) <b><u>Adv Sachin S Deshmukh</u></b> <b><u>For R-3 &amp; R-5</u></b>	Recovery	Reply Filed By R-3 & R-5	15.03.2024
24	OA829/23	Hingoli	Adv V B Wagh/ Adv A S Therokar/ Adv V P Adkine (Dr.Devidas V Ade)	Pension/ Suspension Period	As a Last Chance For Filing Affidavit in Reply	27.03.2024

25	OA980/23	N'bar	Adv S D Joshi (Smita P Gavit)	Transfer	For Filing Affidavit in Rejoinder	07.03.2024
26	OA1009/23	Latur	Adv R K Ashtekar (Bharti V Raut)	Continuation of Service	For Filing Affidavit in Reply	14.03.2024
27	OA1092/23	A'nagar	Adv H U Dhage (Mangal B Gavade&Ors.)	Appointment on Compassionate Ground (Deduct part of Salary) <b><u>Dispute</u></b> <b><u>between Legal</u></b> <b><u>Heirs</u></b>	Await Service	28.03.2024
28	OA36/24	Jalna	Adv M A Kulkarni (Saraswati K Bhojne) <b><u>AdvPrashant D</u></b> <b><u>Survawanshi For R-3</u></b>	Compulsory Leave	Await Service	05.04.2024
29	OA55/24	P'rbn	Adv J M Murkute (Shivaji D Sanap)	Police Patil	For Filing Affidavit in Reply	28.03.2024
30	OA56/24	Nanded	AdvGorakhnathKendre/ Adv J M Murkute (Sandeep S Pawar)	Police Patil	For Filing Affidavit in Reply	28.03.2024
31	OA57/24	Nanded	AdvGorakhnathKendre/ Adv J M Murkute (Gulab J Taywade)	Police Patil	For Filing Affidavit in Reply	28.03.2024
32	OA95/24	P'rbn	AdvVivek U Rathod (Kuldip B Minde)	Police Patil	Await Service	28.03.2024
33	OA118/24	Beed	AdvAvinash S Deshmukh (Utkarsh S Gute)	Transfer	For Filing Affidavit in Reply	15.03.2024

<b>34</b>	OA131/24	Nanded	Adv Ganesh V H Mohekar/ Adv Ashish B Shinde (Sangeeta G Rathod)	Transfer	For Filing Affidavit in Reply	14.03.2024
<b>35</b>	OA163/24	P'rbn	Adv J M Murkute/ Adv Gorakhnath Kendre/ Adv A R Jadhav (Moh. Akbar Abdul Razzak Faruqi)	Transfer	Await Service	28.03.2024
<b>Order Matters</b>						
<b>36</b>	MA196/21 With MASt780/21 In OA198/20	A'bad	Adv Walmik S Jadhav (Harishchandra B Bhujbal)	M.A For Condonation in Filing Restoration Application	For Filing Affidavit in Reply	05.04.2024

**ORIGINAL APPLICATION NO.120/2024**  
**(Machindra Maruti Mane Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri H.P.Jadhav, learned counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

2. Today learned Counsel for the applicant has placed on record order passed by the Hon'ble High Court in Writ Petition No.1753/2024 and also the detail program declared by the Collector, Beed in respect of process of promotion from the post of Kotwal to Peon. It is taken on record.

3. Learned P.O. submits that during the course of the day he will file affidavit in reply on behalf of respondent nos.2 and 3. If the reply is filed, it be taken on record. Copy thereof be provided to the learned Counsel for the applicant.

4. S.O. to 13-03-2024.

**MEMBER (A)**  
YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**O.A.NOS.614, 666, 693, 737, 780, 747, 748, 769,  
749, 751, 777, 778, 787, 788, 796, 803, 790, 821,  
822, 832, 838 & 839 ALL OF 2022**  
(Dr. Deepak N. Kawale & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND  
Shri Vinay Kargaonkar, Member (A)**  
**DATE : 29.02.2024**  
**ORAL ORDER :**

Heard S/Shri A.D. Sugdare, J.S. Deshmukh, V.S. Kadam, A.S. Deshmukh, V.S. Valse and S.N. Pagare, learned counsel for the respective applicants in respective matters, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities in all these matters and Shri M.B. Kolpe, learned counsel for respondent No. 2 in O.A. No.790/22, 838/22 & 839/22 and for respondent No.3 in other OAs.

2. Since in all these matters the grievance raised by the applicants and the prayers made by them are identical, we have heard the common arguments in all these matters and we deem it appropriate to decide all these applications by this common order.

3. All these applicants had applied for the post of Assistant Professor in pursuance of the advertisement dated 13-08-2021 issued by the

Maharashtra Public Service Commission (MPSC). The aforesaid advertisement was issued inviting the applications for the post of Assistant Professor for different subjects. All these applicants had applied for the said post in their respective subjects. MPSC has held all these applicants ineligible for their recommendation for the advertised posts on the ground that none of them possesses the experience of working one year on the post of Senior Residents in the respective subjects.

4. In almost all O.As. interim orders were passed thereby directing the respondents to call the applicants for interview subject to outcome of the present litigation. It is informed that accordingly all these applicants were called for interview and the further process has been carried out.

5. Today, when the present group of matters was taken up for final disposal, learned Counsel for the applicants have placed on record the common order passed by the Principal Seat of the Tribunal at Mumbai in O.A.No.837/2022 & O.A.No.946/2022. Similar issue was involved in the said matters and

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O.A.NOS.614/2022 & Ors.

the Principal Seat of the Tribunal has allowed both the O.As.

6. On the previous date, during course of the arguments some documents were placed on record We have taken note of the said documents. It was pointed out that in O.A.No.454/2022 filed before the Nagpur Bench of the Tribunal, one purshis was filed by respondent nos.1 & 2 i.e. the State authorities. We deem it appropriate to reproduce hereinbelow the entire said purshis, which reads thus:

*“PURSIS*

*The Association by the instant Original Application has sought relief that the Applicants who are Members of the Association satisfy eligibility criteria for appointment to the post of Assistant Professor under Maharashtra Medical Education and Research Services, Group-B in pursuance to the advertisement dated 13.08.2021. The Respondent- MPSC has rejected the candidature of the Members of Association on the ground that, the Members of Association does not possess the experience certificate of one year on the post of Senior Resident. It is contentions of the Applicants that, they have got experience of Assistant Professor and that experience can be considered in lieu of Senior Resident.*

*The NMC i.e. National Medical Commission was subsequently added as party*

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O.A.NOS.614/2022 & Ors.

*Respondent in the instant Original Application and they have filed pursis stating therein that, the experience of the Students as Assistant Professor may be counted against the experience of Senior Resident.*

*Since the National Medical Commission is the Apex Body, the decision of National Medical Commission has to be followed. We have therefore forwarded the same to the Respondents herein and sought for explanation. In pursuance to our query, we have received the communication dated 18.01.2024 issued by the Respondent No. 1 wherein it has been stated that, the Respondent No. 1 is agreeable to the stand taken by the National Medical Commission. Copy of the said communication dated 18.01.2024 is issued by the Respondent No. 1 is annexed herewith as Annexure-P-1.*

*We have to therefore request this Hon'ble Tribunal to pass appropriate orders in view of the aforesaid communication.*

*Hence this pursis.”*

7. Learned Counsel for the applicants have also tendered the purshis submitted on behalf of respondent no.4 i.e. National Medical Commission in O.A.No.454/2022 before the Nagpur Bench of the Tribunal. Said purshis reads thus:

*“PURSIS ON BEHALF OF RESPONDENT NO.4  
NATIONAL MEDICAL COMMISSION*



=5= O.A.NOS.614/2022 & Ors.

*The respondent no.4 most respectfully and humbly begs to submit as under:*

*That, in the instant matter Senior Residency of one year has been made mandatory vide notification dated 05.06.2017. The same is annexed herewith as ANNEXURE NO.A. However, in the special circumstance, of the instant cases where Post Graduate qualified candidates were directly appointed to the post of Assistant Professor by the State Government, the experience of such students as Assistant Professors may be counted against the requirement of one-year senior residency. This pursis is filed in view of instructions received by E-mail dated 03.05.2023. A copy whereof is annexed herewith as ANNEXURE NO.B.*

*COUNSEL FOR RESPONDENT NO.4*

*NAGPUR*

*DATED : 30.11.2023”*

8. We have perused the pleadings taken in all these applications as well as the documents filed by the applicants in all these applications as about their experience. It is noticed that all the applicants had worked on the post of Assistant Professor in their respective subjects in the respective Government Medical Colleges for more than one year. As per the pursis filed on behalf of respondent nos.1 and 2 as well as on behalf of respondent no.4 i.e. National Medical Commission in O.A.No.454/2022 before the Nagpur Bench of the

=6= O.A.NOS.614/2022 & Ors.

Tribunal, experience of working as Assistant Professor can be counted against the requirement of one year senior residency. It is, thus, evident that, all these applicants are possessing the requisite experience as prescribed in the concerned advertisement. MPSC had declined to consider the said experience as the requisite experience as prescribed in the advertisement and has declared the applicants ineligible for the advertised posts.

9. In view of the facts stated hereinbefore now there has remained no doubt that all these applicants possess the requisite experience as prescribed in the advertisement. The decision of the MPSC, therefore, deserves to be set aside. It is accordingly set aside. We hold that all these applicants possess the required experience as envisaged in the advertisement.

10. In the identical matters before the Principal Seat at Mumbai i.e. in O.A.No.837/2022 with O.A.No.946/2022, the Division Bench at Principal Seat has recently passed the order allowing the said O.As. We deem it appropriate to pass the order on the similar lines. Hence, the order:

=7= O.A.NOS.614/2022 & Ors.

ORDER

[i] It is held that the applicants in all these O.As. possess the experience as prescribed in the advertisement.

[ii] The decision of MPSC declaring these applicants ineligible on the count of experience is set aside.

[iii] MPSC is directed to recommend the applicants for their appointment to the post of Assistant Professor in their respective faculty in order of their merit, if there is no other legal impediment, within 4 weeks from the date of this order and the respondents then shall issue the orders of appointment in favour of these applicants within 4 weeks thereafter.

[iv] All these O.As. are allowed in the aforesaid terms. No order as to costs.

**MEMBER (A)**  
YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.771/2022**  
**(Mulani Manzura Rustum Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri V.S.Kadam, learned counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.B.Kolpe, learned Counsel for respondent no.3.

2. Identical matters are decided by this Tribunal by a common order today. The grievance raised by the applicant is identical in so far as the said issue is concerned i.e. about experience. Present applicant, *prima facie*, appears to be holding the experience as prescribed. However, there is one more ground which disentitles the applicant for her consideration i.e. of not filing the Non-Creamy Layer Certificate as required.

3. The advertisement was published on 13-08-2021 and the candidates desiring to take benefit of reservation of their respective castes/tribes were supposed to possess Non-Creamy Layer Certificate valid on the date of making the application or on the

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O.A.NO.771/2022

date of publication of the advertisement. Present applicant has admittedly submitted Non-Creamy Layer Certificate which was valid upto 31.03.2018. Said certificate obviously was not as per the requirement.

4. In the circumstances, we see no reason to interfere in the order of rejection by MPSC, in so far as the present applicant is concerned, on the ground of not submitting Non-Creamy Layer Certificate. Accordingly, O.A. stands dismissed. No order as to costs.

**MEMBER (A)**

YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.750/2022**

**(Dr. Pragati Shankarrao Kadam Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri V.S.Kadam, learned counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.B.Kolpe, learned Counsel for respondent no.3.

2. Identical matters are decided by this Tribunal by a common order today. The grievance raised by the applicant is identical in so far as the said issue is concerned i.e. about experience. Present applicant holds the requisite experience as prescribed in the advertisement. Detailed discussion has been made by us in the common judgment delivered by us today itself.

3. Applicant, however, has failed in the interview, therefore, there is no question of passing any further order in this matter. O.A., thus, stands dismissed on that count. No order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

YUK ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO.791/2022**  
**(Rajshekhar Laxamanrao Mengule Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Vikrant Valse, learned counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri M.B.Kolpe, learned Counsel for respondent nos.2 and 4.

2. S.O. to 07-03-2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**M.A.NO.145/2023 IN O.A.NO.268/2022**  
**(Chandrashekhar K. Mundhe & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. Learned C.P.O. seeks time to file written notes of arguments. Time is granted till 05-03-2024.

**MEMBER (A)**

YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**



**C.P.NO.37/2023      IN      REV.NO.05/2023      IN**  
**O.A.NO.981/2019**  
**(Dr. Ravindra K. Deshmukh Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri G.V.Mohekar, learned counsel for the applicant and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Chief Presenting Officer, S.O. to 11-03-2024.

**MEMBER (A)**

YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO.220/2023**  
(Mansuri Ansar Nisar Ahmed & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman  
AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.G.Kulkarni, learned Counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants and Shri M.B.Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned C.P.O. files sur-rejoinder on behalf of the respondent nos.1 and 2. It is taken on record. Copy thereof has been supplied to the learned Counsel for the applicant.

3. S.O. to 18-03-2024.

**MEMBER (A)**

YUK ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 545 OF 2022  
(Vitthal T. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri A.S. Khedkar, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent Nos. 3 & 4, are present.

2. Learned counsel for the applicant on instruction submits that the applicant is not willing to file any rejoinder.

3. Pleadings completed. List the matter for admission hearing on 03.04.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 489 OF 2023  
(Smt. Rekha B. Tathe Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent Nos. 1 & 2, are present.

2. At the request made on behalf of respondents, time granted as a last chance for filing affidavit in reply.

3. S.O. to 14.03.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 247 OF 2023  
(Samadhan B. Shirsath Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Smt. A.S. Therokar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits affidavit in rejoinder. The same is taken on record and copy thereof is already given to other side.

3. Pleadings competed. List the matter for admission hearing on 10.04.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 587 OF 2023  
(Dr. Manlal D. Shelte Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. Learned counsel for the applicant on instructions submits that the applicant is not willing to file any rejoinder.

3. Pleadings completed. List the matter for admission hearing on 21.03.2024.

4. The interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 545 OF 2022  
(Vitthal T. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri A.S. Khedkar, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent Nos. 3 & 4, are present.

2. Learned counsel for the applicant on instruction submits that the applicant is not willing to file any rejoinder.

3. Pleadings completed. List the matter for admission hearing on 03.04.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 30 OF 2023  
(Pralhad G. Ranveer Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the applicant, Shri V.G. Pingle, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. At the request of learned counsel appearing for respondent Nos. 2 & 3, time granted as a last chance for filing affidavit in reply.

3. S.O. to 21.03.2024.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 647 OF 2023  
(Subodh G. Khillare & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Smt. A.S. Therokar, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer submits that the respondent Nos. 1 is adopting the affidavit in reply filed by respondent No.2.

3. Learned counsel for the applicant on instructions submits that the applicant is not willing to file any rejoinder.

4. Pleadings completed. List the matter for admission hearing on 15.04.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 980 OF 2023  
(Smita P. Gavit Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. Learned counsel for the applicant on instruction submits that the applicant is not willing to file any rejoinder.

3. Pleadings completed. List the matter for admission hearing on 07.03.2024.

4. The interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1009 OF 2023  
(Bharti V. Raut Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri A.D. Raut, learned counsel holding for Shri R.K. Ashtekar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted for filing affidavit in reply.

3. S.O. to 14.03.2024.

**MEMBER (J)**

sas ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 1092 OF 2023  
(Smt. Mangal Baban Gavade & Anr. Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri H.U. Dhage, learned counsel for the applicants and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Issue fresh notice to respondents, returnable on 28.03.2024.

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.

//2// O.A. 1092/2023

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. The learned P.O. appears for all the respondents and seeks time for taking instructions.

8. S.O. to 28.03.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 234 OF 2024  
(Somnath Bhimrao Birhade Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Ms. Megha Mali, learned counsel holding for Shri A.P. Avhad, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned C.P.O., S.O. to 04.03.2024.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 195 OF 2024**  
**(Mahadev G. Karad Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Aniket S. Avhad, learned counsel holding for Shri S.R. Kedar, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 28.03.2024.

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

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

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

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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. The learned P.O. appears for all the respondents and seeks time for taking instructions.

8. S.O. to 28.03.2024.

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

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 232 OF 2024**  
**(Anil B. Gawande Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri M.V. Bhamre, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is working as Tahasildar (Revenue) at Collector Office, Nandurbar and by order dated 12.04.2023 he came to be transferred from the post of Tahasildar, Parola to Tahasildar (Revenue), Collector Office, Nandurbar. Learned counsel for the applicant on instructions submits that the home district of the applicant is Ahmednagar district, however, by order dated 26.02.2024, the applicant came to be transferred from the post of Tahasildar (Revenue), Nandurbar to Tahasildar, Akrani under the garb of directives issued by the Election Commission of India.

3. Learned counsel for the applicant submits that in the month of November 2023, the Commissioner (Revenue) has directed to submit the proposal of

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eligible and ineligible Government servants for transfer in view of the directives issued by the Election Commission of India. Learned counsel for the applicant submits the copy of said proposal wherein the name of the applicant is shown in the list of ineligible candidates. Learned counsel for the applicant submits that at present the applicant is on leave.

4. Learned Presenting Officer for the respondents, however, on the basis of communication received from the Deputy Collector, Nandurbar submits that the applicant has been relieved and one Rajendra Choudhari, Naib Tahasildar has been given the additional charge of the post of Tahasildar (Revenue), Nandurbar.

5. In view of above, issue notice to respondents, returnable on 13.03.2024.

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

7. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with

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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.

8. 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.

9. 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.

10. The learned C.P.O. appears for all the respondents and seeks time for taking instructions.

**11. In the event, if the applicant joins the post of transfer in terms of transfer order dated 26.02.2024, the same shall be subject to outcome of this Original Application.**

12. S.O. to 13.03.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 236 OF 2024  
(Ganesh P. Tathe Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Prashant M. Nagargoje, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that though the Aurangabad District is the home district of the applicant, who is working as Police Inspector, transferred to Aurangabad City from Police Training Centre, Jalna by order dated 15.12.2022. Learned counsel for the applicant submits that by order dated 10.01.2023 the applicant was given the temporary posting to Police Station, Waluj as second Police Inspector and thereafter by order dated 07.02.2024, he has been transferred from Police Station, Waluj to Traffic Branch, Chawani, Ch. Sambhajinagar. The applicant is working at Traffic Branch, Chawani since then. Learned counsel for the applicant submits that the applicant has not completed service of 3 years out of 4 years at Aurangabad District as per the condition No. (ii) of paragraph No. 5.3 of the directives issued by the

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Election Commission of India and further at present the applicant came to be transferred from Aurangabad City to Nashik city by order dated 26.02.2024 even he was holding the non-executive post. Learned counsel for the applicant submits that this is a fit case to pass an interim order since the applicant has not given the charge nor joined the place of transfer.

3. Learned Presenting Officer submits that the impugned order of transfer has been issued in terms of directives issued by the Election Commission of India particularly paragraph No. 5.3 (i). Learned P.O. submits that in terms of the communication issued by the State of Maharashtra to the Chief Electoral Officer, the transfer order of the applicant dated 26.02.2024 has been issued in consonance with that. Therefore, the applicant may not be protected by issuing interim order.

4. Learned counsel for the applicant submits that the applicant is on leave. Learned P.O. has not disputed the same. Learned P.O. submits that to avoid giving of the charge, the Government servants are usually go on leave. At present in terms of the

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communication dated 28.02.2024 received from the Deputy Commissioner (Headquarter), Ch. Sambhajinagar, the charge of the said post i.e. Traffic Branch, Chawani has been given to Police Inspector Sachin A. Ingole.

5. Though it appears that the transfer of the applicant has not been done in consonance with the directives issued by the Election Commission of India, however, since the charge of the post of Traffic Branch, Chawani has been given to Sachin Ingole, Police Inspector of Waluj Police Station, no purpose would be served by passing any interim order at this stage. **However, needless to say that, if the applicant joins the place of transfer, the same shall be subject to outcome of this Original Application.**

6. In view of above, issue notice to respondents, returnable on 13.03.2024.

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

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8. 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.

9. 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.

10. 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.

11. The learned P.O. appears for all the respondents and seeks time for taking instructions.

12. S.O. to 13.03.2024.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 558 OF 2021  
(Prakash Saundaji Aghav-Patil Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant on instructions submits that the applicant is not willing to pursue the matter.

3. Learned counsel for the applicant thus seeks leave to withdraw the matter. Leave granted.

4. In view of above, the Original Application is disposed of as withdrawn. No order as to costs.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 125 OF 2023  
(Milind Damji Shah Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 12.04.2024 for hearing.

**MEMBER (J)**

sas ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 118 OF 2024  
(Utkarsh S. Gute Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. Leave to correct the address of respondent No.2 in the title cause.
3. At the request of learned P.O., time granted for filing affidavit in reply.
4. S.O. to 13.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 131 OF 2024**  
**(Sangeeta G. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. At the request of learned P.O., time granted for filing affidavit in reply.
3. S.O. to 14.03.2024. The interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 829 OF 2023**  
**(Dr. Devidas V. Ade Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Smt. A.S. Therokar, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. Even though the last chance is given, no reply has been filed.

3. List the matter for admission hearing on 27.03.2024 with liberty to other side to file affidavit in reply, if any, till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 626 OF 2018  
(Dilip S. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Smt. S.N. Suryawnashi, learned counsel holding for Shri Sanket Suryawanshi, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 10.04.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION ST.NO. 414 OF 2024  
(Santosh Namdevrao Kurule Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Amol B. Chalak, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities.

2. The office has raised the objection to the effect that the applicant is serving under the control of respondent No.2 i.e. the Police Commissioner, Mumbai and therefore, the present Original Application do not come in the jurisdiction of this Tribunal.

3. Learned counsel for the applicant has pointed out from the pleadings and annexures of the Original Application that this Original Application pertains to inter-district transfer and the Superintendent of Police, Parbhani has considered and willing to accommodate the applicant at Parbhani district because he fulfills all the criteria of the G.R. dated 26.10.2017. However, the only grievance of the applicant is that he has not been

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relieved by the respondent No.2 i.e. the Police Commissioner, Greater Bombay.

4. In the background of the peculiar facts of the case, I am inclined to issue notice to respondents **by keeping the point of jurisdiction open**, returnable on 21.03.2024.

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

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

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

8. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of

//3// O.A.St. 414/2024

compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

9. The learned P.O. appears for all the respondents and seeks time for taking instructions.

10. S.O. to 21.03.2024.

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

**MEMBER (J)**

sas ORAL ORDER 29.02.202



**ORIGINAL APPLICATION NO. 988 OF 2023**  
**(Venkatesh V. Mundhe Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri M.B. Kolpe, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 21.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 930 OF 2022**  
**(Shagir Rustum Pathan Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri Y.K. Bobade, learned counsel holding for Shri P.D. Suryawanshi, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 931 OF 2022**  
(Jubirruddin H. Shaikh Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri Y.K. Bobade, learned counsel holding for Shri P.D. Suryawanshi, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 29.02.2024-HDD

**ORIGINAL APPLICATION NO. 208 OF 2023**  
**(Suryabhan Eknath Pawar Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. S.O. to 21.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1092 OF 2022**  
**(Satish Subhash Gadve & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri M.J. Sharma, learned counsel holding for Shri Mohit R. Deshmukh, learned counsel for the applicants and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 18.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 704 OF 2023**  
(Ramdas H. Lohakare Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav, learned counsel for the applicants and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 01.03.2024. Part heard.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 29.02.2024-HDD

**ORIGINAL APPLICATION NO. 387 OF 2023**  
**(Sachin M. Landge Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Smt. Vijaya Adkine, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 21.03.2024. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**VICE CHAIRMAN**

ORAL ORDER 29.02.2024-HDD

**C.P. NO. 69/2023 IN O.A. NO. 870/2019**  
**(Dr. Devrao S. Dakhure Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.D. Joshi, learned counsel for the petitioner and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. On request of the learned Presenting Officer, S.O. to 21.03.2024.

**MEMBER (A)**  
ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**



**ORIGINAL APPLICATION NO. 549/2023**

**(Aasram C. Chormare Died through his LRs Mahananda wd/o Aasaram Chormare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**

**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. On request of the learned counsel appearing for the applicant, re-issue notice to the respondents, returnable on 01.04.2024.

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

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

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

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 01.04.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1040/2023**  
(Haribhau L. Ghodke Vs. State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri A.D. Gadekar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. On request of the learned Presenting Officer, last chance granted for filing the affidavit in reply till 18.03.2024. If the affidavit in reply is not filed on the given date, the matter may be heard without reply of the respondents.

3. S.O. to 18.03.2024.

**MEMBER (A)**  
ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 180/2023**  
**(Santosh W. Suryawanshi & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri Vishal H. Rathod, learned counsel holding for Shri Shamsunder B. Patil, learned counsel for the applicants and Smt. Resha Deshmukh, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tendered affidavit in reply on behalf of the respondents. It is taken on record and copy thereof has been supplied to the learned counsel for the applicant.

3. List the matter for hearing on 10.04.2024. In the meantime the applicant may file rejoinder affidavit, if he so desire.

**MEMBER (A)**  
ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**C.P. NO. 17/2024 IN O.A. NO. 650/2022**  
**(Umabai M. Mane & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the petitioners (**absent**). Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, is present.

2. S.O. to 28.03.2024.

**MEMBER (A)**

ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**C.P. NO. 18/2024 IN O.A. NO. 06/2022**  
**(Ramesh N. Shahane Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri A.B. Rajkar, learned counsel for the petitioner (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 28.03.2024.

**MEMBER (A)**

ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 215/2024**  
**(Pranad S. Mundhe Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Yogesh B. Bobade, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 08.04.2024.

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

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

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

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 08.04.2024.

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

**MEMBER (A)**

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 235/2024**  
**(Nitesh D. Mahajan Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Tukaram M. Venjane, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to the respondents, returnable on 19.03.2024.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
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 19.03.2024.
8. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**  
ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 324/2023**

**(Syed Moinuddin s/o Ahmed Husain Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman**

**AND**

**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Smt. Resha S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. When the present Original Application is taken up for consideration, the learned counsel appearing for the applicant pointed out that the only prayer made by the applicant in the present Original Application is to direct the respondents to conduct and complete the departmental enquiry initiated against him within the time bound manner. Learned counsel submits that the writ petition has been filed by the applicant before the Hon'ble High Court and in the Civil Application filed in the said writ petition, Stay was granted by the Hon'ble High Court to the further proceedings in the departmental enquiry. Learned counsel submits that, however,



the said civil application has been withdrawn by the applicant. The learned counsel further pointed out that the applicant is nearing his 70 years of age and the departmental enquiry initiated is of the year 2004. In the circumstances, prayer has been made seeking directions against the respondents to complete the D.E. within the stipulated period.

3. In view of the submissions made by the learned counsel appearing for the applicant, the learned Presenting Officer has consented for passing such order.

4. After having considered the submissions advanced by the learned counsel appearing for the applicant, as well as, the learned Presenting Officer, we pass the following order:-

**ORDER**

(i) Respondents are directed to complete the departmental enquiry initiated against the applicant in all respect, meaning thereby that the final order is to be passed by the disciplinary authority, within 03 months from the date of this order.

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**O.A. NO. 324/2023**

(ii) The Original Application stands disposed of in the aforesaid terms, however, without any order as to costs.

**MEMBER (A)**

ARJ ORAL ORDER 29.02.2024

**VICE CHAIRMAN**

**M.A. NO. 79/2024 IN O.A. NO. 932/2023**  
(Pratiksha Ramchandra Patil & Anr. Vs. Ku. Saraswati d/o Keshavrao  
Manke & Anr. And State of Maharashtra & Ors.)

**CORAM : Justice Shri P.R. Bora, Vice Chairman**  
**AND**  
**Shri Vinay Kargaonkar, Member (A)**

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned counsel for the applicants in M.A., Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri (Dr.) S.G. Nandedkar learned counsel for respondent nos. 1 & 2 in the M.A./applicants in O.A..

2. Applicants have filed the present Misc. Application seeking intervention in O.A. No. 932/2023. It is the contention of the present applicants that the interim order passed in O.A. has caused serious prejudice to them. It is their further contention that their names were recommended against the Open Female seats in order of their merit. However, the respondents did not issue the appointment orders because of the interim order passed in O.A. In the above circumstances,

::-2-::

**M.A. NO. 79/2024 IN**  
**O.A. NO. 932/2023**

according to the learned counsel, the applicants are entitled to intervene in the O.A.

3. Though the respondents have opposed the intervention application, after having considered the facts as aforesaid, we are convinced that the applicants have justification in seeking intervention in the O.A. We are, therefore, inclined to allow the Misc. Application. Hence, the following order:-

**ORDER**

- (i) Intervention application is allowed.
- (ii) The applicants in the O.A. shall add the present applicants as party respondent nos. 4 & 5 in the O.A forthwith.
- (iii) Misc. Application stands disposed of with the above term. No order as to costs.

**MEMBER (A)**

**VICE CHAIRMAN**

**O.A. NOS. 537, 538, 539, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 563, 565, 566, 581, 582, 585, 629, 531, 631, 632, 633, 635, 749, 741, 742, 743, 744, 745, 747, 753, 755, 764, 765, 653, 775, 781, 791, 831, 832, 807, 808 AND 830 ALL OF 2023**  
(Dr. Snehalata T. Yellambkar & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Ms. P.R. Wankhade, S/Shri J.B. Choudhary, J.S. Deshmukh, Shamsunder B. Patil, S.B. Mene and S.G. Kulkarni, learned counsel holding for Shri Ajay Deshpande, S.B. Mene learned counsel for the respective applicants in respective O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these O.A.

Shri K.G. Salunke, learned counsel for the applicant in O.A. No. 635/2023 and Shri M.R. Kulkarni, learned counsel for the applicants in O.A. No. 749/2023, 775/2023, 807/2023 & 830/2023 and for respondent No. 6 in O.A. 742/2023, are filed **Leave Note**.

2. Learned Presenting Officer submits short affidavit on behalf of respondent-Medical Education and Drugs Department, State of Maharashtra in compliance with the order dated 23.02.2024, pointing out the transfer, in which the Government has taken decision for cancellation. Learned Presenting Officer on the basis of the said short affidavit submits that in case of total 34

original applicants, their transfer orders were cancelled/ revoked. Learned P.O. pointed out from para No. (2)A of the short affidavit and submits that Professors-15 in numbers, Associate Professors-6 in numbers and Assistant Professors-13 in numbers as detailed in para No. 2A do not have any grievance pending against the impugned orders, since the same have already been cancelled / revoked.

3. Learned counsel for the applicants submits that out of remaining original applicant as detailed in para No. (2)B, he has been transferred on his desired place.

Learned Presenting Officer submits that out of remaining original applicants, 05 Assistant Professor were recently promoted by order dated 05.01.2024 to the post of Associate Professors and the table of their Original Applications numbers is part of para No. (2)C. Learned P.O. submits that in view of their promotions, the provisions of Transfer Act, 2005 do not apply to them and therefore, the impugned orders as it is do not survive against them. Thus, the said Original Applications may also be dismissed as being infructuous.

4. In view of above submissions, the said charts as mentioned in para No. (2)A, B & C are reproduced herein below :-

**A. Cancelled / Revoked Transfer Orders :-**

<b>Sr. No.</b>	<b>Name of Applicant</b>	<b>O.A. No.</b>	<b>Earlier Posting</b>	<b>Transferred Posting</b>
<b>Professor</b>				
1	Dr. Sudhir Chaudhary	OA 745/2023	Ch. Sambhaji Nagar	Nanded
2	Dr. Kailas Zine	O.A. 747/2023	Ch. Sambhaji Nagar	Jalgaon
3	Dr. Hemant Godbole	O.A. 781/2023	Nanded	Pune
4	Dr. Mukund Mogrekar	O.A. 743/2023	Ambejogai	Jalgaon
5	Dr. Humera Nishant Khan	O.A. 749/2023	Nanded	Ambajogai
6	Dr. Mirza Siraj Beg	O.A. 765/2023	Ch. Sambhaji Nagar	Nagpur
7	Dr. A.S. Tarkase	O.A. 741/2023	Ambejogai	Nagpur
8	Dr. Rajeshri Virshid	O.A. 764/2023	Ch. Sambhaji Nagar	Ambejogai
9	Dr. Avinash Lamb	O.A. 753/2023	Ch. Sambhaji Nagar	Jalgaon
10	Dr. Shrinivas Gaddapa	O.A. 808/2023	Ch. Sambhaji Nagar	Yavatmal
11	Dr. Ajay Ovhal	O.A. 755/2023	Latur	Nagpur
12	Dr. Prashant Hippargekar	O.A. 744/2023	Ambajogai	Latur
13	Dr. Sidheshwar Birajdar	O.A. 742/2023	Ambajogai	Ch. Sambhaji Nagar
14	Dr. Dhondiba Bhurke	O.A. 775/2023	Nanded	Ambejogai
15	Dr. Minakshi Bhattacharya	O.A. 791/2023	Ch. Sambhaji Nagar	Nanded
<b>Assistant Professor</b>				
16	Dr. Rajendra Ankushe	631/2023	Chhatrapati Sambhaji Nagar	Dhule
17	Dr. Nilesh Kachrekar	633/2023	Chhatrapati Sambhaji Nagar	Solapur
18	Dr. Namdev June	635/2023	Ambajogai	Alibag
19	Dr. Bhushan Rao	634/2023	Dhule	Ch. Sambhaji Nagar

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O.A. No. 537/2023 &amp; 44 Ors.

20	Dr. Salim Tambe	807/2023	Nanded	Dharashiv
21	Dr. Mukaram Gulam Khan Ghouse	831/2023	Dhule	Miraj
<b>Assistant Professor</b>				
22	Dr. Snehlata Yelambkar	537/2023	Ch. Sambhaji Nagar	GMC, Latur
23	Dr. Aasma Farheen	538/2023	Ch. Sambhaji Nagar	GMC, Pune
24	Dr. Mukta Khaparkhuntikar	565/2023	Ch. Sambhaji Nagar	GMC, Jalgaon
25	Dr. Smita Mundada	552/2023	Ch. Sambhaji Nagar	GMC, Dhule
26	Dr. Pratibha Deshmukh	555/2023	Ch. Sambhaji Nagar	GMC, Akola
27	Dr. Rupali Gaikwad	556/2023	Ch. Sambhaji Nagar	GMC, Jalgaon
28	Dr. Dilip Jaiswal	558/2023	Ch. Sambhaji Nagar	GMC, Ambajogai
29	Dr. Abdullah Ansari	559/2023	Ch. Sambhaji Nagar	GMC, Nandurbar
30	Dr. Sashikant Kukale	563/2023	GMC, Latur	Ch. Sambhaji Nagar
31	Dr. Sarfaraaz Sirajuddin	553/2023	GMC, Nanded	Ch. Sambhaji Nagar
32	Dr. Junaid Sheikh	539/2023	Ch. Sambhaji Nagar	GMC, Dhule
33	Dr. Bhavana Kothari	629/2023	GMC, Dhule	GMC, Nandurbar
34	Dr. Hitesh Adchitre	581/2023	GMC, Dhule	GMC, Baramati



//5// O.A. No. 537/2023 & 44 Ors.

**B. Choice Transfer :**

<b>Sr. No.</b>	<b>Name of Applicant</b>	<b>O.A. No.</b>	<b>Earlier Posting</b>	<b>Transfer red Posting</b>	<b>Desired posting given at</b>
1	Dr. Kiran Todkari	564/2023	Latur	Parbhani	Ambajogai

**C. Promotions:**

<b>Sr. No.</b>	<b>Name of Applicant</b>	<b>O.A. No.</b>	<b>Earlier Posting</b>	<b>Transferred Posting</b>
<b>Assistant Professor</b>				
1	Dr. Rahul Abhange	571/2023	Latur	Parbhani
2	Dr. Amarnath Awargaonkar	551/2023	Ch. Sambhaji Nagar	Dharashiv
3	Dr. Surajkumar Kureel	550/2023	Ch. Sambhaji Nagar	Nandurbar
4	Dr. Anita Pawar	566/2023	Latur	Parbhani
5	Dr. Jitendra Jain	585/2023	Dhule	Parbhani

5. Learned Presenting Officer has also pointed out that so far as remaining 08 original applicants are concerned, their transfer orders are not cancelled / revoked and they can contest their Original Applications.

6. Learned counsel for the applicants, however, submits that they have not served with the cancellation order of transfer. Learned P.O. submits that cancellation / revocation of transfer order of the said employees are annexed to the short affidavit and the applicants will be served with the cancellation / revocation order soon.

//6// O.A. No. 537/2023 & 44 Ors.

7. Learned counsel appears for the applicants accepted the same. In view of the same, nothing survives for further consideration so far as the applicants as detailed in para No. 2 of chart A, B and C respectively in the short affidavit.

8. Thus the Original Application Nos. 537, 538, 539, 550, 551, 552, 553, 555, 556, 558, 559, 563, 565, 566, 581, 585, 629, 631, 633, 635, 749, 741, 742, 743, 744, 745, 747, 753, 755, 764, 765, 775, 781, 791, 807, 808 and 831 all of 2023 are hereby disposed of in terms of the short affidavit filed on behalf of respondent, more particularly para No. 2A, B and C respectively. No order as to costs.

Before filing of the short affidavit, three applicants in O.A. Nos. 564, 571 & 634 all of 2023 respectively have withdrawn their respective O.As. after seeking leave of this Tribunal. In the instant charts, those three applicants have shown at Sr. No. 1 in Choice transfer (O.A. No. 564/2023), Sr. No. 1 in Promotion (O.A. No. 571/2023) and Sr. No. 19 in cancelled / revoked transfer order (O.A. No. 634/2023).

9. So far as remaining Original Applications i.e. 531, 554, 557, 582, 632, 653, 830 & 832 all of 2023 are concerned, the same are adjourned to 19.04.2024 for hearing. Interim relief if any, to continue till then.

**MEMBER (J)**

**M.A. No. 71/2018 in O.A. St. No. 103/2018**  
**(Khanderao D. Musande Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri M.B. Kolpe, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 20.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**M.A. No. 100/2018 in O.A. St. No. 398/2018**  
(Vithal D. Savalsure Vs. State of Maharashtra & Ors.)

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. By consent, S.O. to 20.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 228 OF 2022**  
**(Dr. Saurabh P. Kulkarni Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri M.B. Kolpe, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. It is a part heard matter. By consent, S.O. to 20.03.2024 for further hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 764 OF 2021**  
**(Rajendra R. Pal Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.A. Kulkarni, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 28.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1025 OF 2022**  
**(Azizkhan Yusufkhan Pathan Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri N.D. Sonavane, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 15.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1034 OF 2022**  
**(Sukha L. Sathe Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.N. Pagare, learned counsel for the applicant (**Absent**). Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 02.04.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024



**ORIGINAL APPLICATION NO. 77 OF 2023**  
**(Deepak H. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.A. Kulkarni, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 28.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 308 OF 2023**  
**(Dattatray B. Kakde Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 28.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 591 OF 2023**  
**(Sanjay P. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply.

3. S.O. to 15.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 672 OF 2023**  
**(Ganpat U. Radkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 15.03.2024 for hearing in **urgent admission category**.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 880 OF 2023**  
**(Digambar B. Mate Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Smt. Vijaya Adkine, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 15.03.2024 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 984 OF 2023**  
**(Dr. Chandrakant R. Tammewar Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. S.O. to 28.03.2024 for hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 781 OF 2018**  
**(Suryakant M. Garude & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri J.B. Choudhary, learned counsel for the applicants and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 03.04.2024 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 691 OF 2019**  
**(Rajendra B. Potdar Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri S.P. Dhobale learned counsel holding for Shri A.N. Gaddime, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 02.04.2024 for final hearing.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 938 OF 2019**  
**(Maheboob Khan Mohd Yousufkhan Pathan Vs. State of**  
**Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri J.B. Choudhary, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities, are present.

2. By consent, S.O. to 03.04.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 29 OF 2020**  
**(Shaikh Akhatar Hussain Mohd. Hanif Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Shri P.B. Rakhunde, learned counsel for the applicant (**Absent**). Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 08.04.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 551 OF 2020**  
**(Kiran S. Pathare Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. By consent, S.O. to 08.04.2024 for final hearing.

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 133 OF 2021**  
(Balasaheb A. Chivate Vs. State of Maharashtra & Ors.)

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Smt. Suchita Dhongde, learned counsel for the applicant and Shri A.P. Basarkar, learned Presenting Officer for the respondent authorities to some extent.

2. It appears that the applicant has taken a voluntary retirement on 31.12.2019. In view of the same, the provisions of Chapter-X of the Maharashtra Civil Services (Pension) Rules, 1982 more particularly Rule 120 and Rule 121, which speak about preparation of pension papers and stages for the completion of pension papers, prescribes certain period taking into account the date of retirement of the concerned Government servant on attaining the age of superannuation. In the instant case, if the applicant has decided to take a voluntary retirement as of a sudden, the requirement in terms of Chapter-X, is necessary to be considered.

3. Learned counsel for the applicant, so also, learned Presenting Officer seek time to find out as to what is the relevant provisions under the Maharashtra Civil Services (Pension) Rules, 1982. Time granted.

4. It is a part heard matter. S.O. to 15.03.2024 for appropriate submissions.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 103 OF 2022**  
**(Tushar V. Veldandi Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

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

2. Learned Presenting Officer submits that Shri Vilas Gaikwad, Sub-Divisional Agriculture Officer, Sangamner i.e. respondent No. 3 is present before this Tribunal and submits in writing that in the waiting list, the name of the applicant is at Sr. No. 35 for appointment on compassionate ground for Class-IV post and so far as names in the waiting list are concerned, those are completed up to Sr. No. 31. It is further stated in the said communication that since the name of the applicant is at Sr. No. 35 and since the compassionate appointment can be given to the extent of 20% as per the available vacancy in each year, as and when 03 persons above the applicant are given the appointment and in terms of the vacancy available, the applicant will be given the compassionate appointment.

//2//

O.A. No. 103/2022

3. On perusal of the Original Application and more particularly prayer clause, it appears that the applicant is seeking quashing and setting aside the order dated 23.09.2021 passed by respondent No. 2 i.e. the Divisional Assistant Director Agricultural, Pune and further seeking direction to respond to give him appointment as Clerk.

4. Learned counsel for the applicant thus seeks time to file application for amendment in prayer clause of O.A., so also in the body of the application, if so needed by referring the directives issued by the State Government in terms of the letter O.N. 1922/92/16A, dated 05.05.2022 regarding admissibility of claim of compassionate appointment by heir ship, if the legal heir submits within a year of declaration of death of absconded employee. Time granted.

5. It is a part heard matter. S.O. to 15.03.2024 for further hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 237 OF 2024**  
**(Suresh H. Jarwal Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri M.B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is working as PSI and by order dated 24.08.2023, he came to be transferred from Police Help Centre, Katezari, Dist. Gadchiroli to Ch. Sambhajinagar (Aurangabad) and he was given posting at Satara Police Station. By order dated 21.12.2023, he was transferred to Police Control Room, Ch. Sambhajinagar (Aurangabad). Learned counsel submits that since then the applicant is working in Police Control Room i.e. the non-executive post. Learned counsel for the applicant submits that though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, he has not completed three years of period of service out of four years as per the condition No. (ii) of the para No. 5.3 of the directives issued by the

//2//

O.A. No. 237/2024

Election Commission of India and further that though he was holding the non-executive post, by impugned order dated 26.02.2024, the applicant came to be transferred from Ch. Sambhajinagar (Aurangabad) to Amravati Range.

3. Learned counsel for the applicant on instructions submits that the applicant had worked in Naxalite area at Gadchiroli for two and half years prior to his transfer order dated 24.08.2023 in Ch. Sambhajinagar (Aurangabad) city and he was given the transfer at Ch. Sambhajinagar (Aurangabad) city as per choice in terms of the Government policy and the G.R. issued by the Government in that regard. Learned counsel submits that despite that in few months, the applicant came to be transferred by passing the impugned order to Amravati, which is unwarranted and uncalled for. Learned counsel submits that the applicant is on leave and he has not served with the copy of any handing over of charge one sided in his absence.

4. Learned Chief Presenting Officer submits that the Ch. Sambhajinagar (Aurangabad) district is the



home district of the applicant and in view of the directives issued by the Election Commission of India, more particularly clause No. 5.3(i), he is required to be transferred. Learned C.P.O. on instructions submits that the applicant is working as PSI and as such, he is not in-charge of Police Station and therefore, the question of handing over the charge does not arise.

5. It appears that the conditions as mentioned in the directives issued by the Election Commission of India are required to be considered in its entirety and not in isolation. Even though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, however he has not completed three years out of four years' service in Ch. Sambhajinagar (Aurangabad) city and further more at the time of his transfer by the impugned order, he was holding non-executive post at Police Control Room attached to the Commissioner of Police, Ch. Sambhajinagar.

6. In view of above, any subsequent happening in terms of the impugned order dated 26.02.2024 to

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the extent of the applicant, the same shall be subject to outcome of the present Original Application.

7. Learned C.P.O. in response to the query made by this Tribunal makes a statement on instructions that the effect to the order dated 26.02.2024 to the extent of the applicant, will be subject to outcome of the present Original Application.

8. Issue notices to respondents, returnable on 13.03.2024.

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

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

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O.A. No. 237/2024

(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 13.03.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 238 OF 2024**  
**(Anil B. Magre Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is working as API and by order dated 21.08.2021, he came to be transferred from Mumbai city to Ch. Sambhajinagar (Aurangabad) and he was given posting at Jinsi Police Station. By order dated 26.01.2024, he was transferred to Special Branch, Ch. Sambhajinagar (Aurangabad). Learned counsel submits that since then the applicant is working in Special Branch i.e. the non-executive post. Learned counsel for the applicant submits that though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, he has not completed three years of period of service out of four years as per the condition No. (ii) of the para No. 5.3 of the directives issued by the Election Commission of India and further that though he was holding the non-executive post, by impugned order dated

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O.A. No. 238/2024

26.02.2024, the applicant came to be transferred from Ch. Sambhajinagar (Aurangabad) to Nagpur City. Learned counsel submits that in few months, the applicant came to be transferred by passing the impugned order to Nagpur, which is unwarranted and uncalled for.

3. Learned Presenting Officer submits that the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant and in view of the directives issued by the Election Commission of India, more particularly clause No. 5.3(i), he is required to be transferred.

4. It appears that the conditions as mentioned in the directives issued by the Election Commission of India are required to be considered in its entirety and not in isolation. Even though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, however he has not completed three years out of four years' service in Ch. Sambhajinagar (Aurangabad) city and further more at the time of his transfer by the impugned order, he was holding non-executive post at Special Branch attached to the Commissioner of Police, Ch. Sambhajinagar.

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O.A. No. 238/2024

5. In view of above, any subsequent happening in terms of the impugned order dated 26.02.2024 to the extent of the applicant, the same shall be subject to outcome of the present Original Application.

6. Learned P.O. in response to the query made by this Tribunal makes a statement on instructions that the effect to the order dated 26.02.2024 to the extent of the applicant, will be subject to outcome of the present Original Application.

7. Issue notices to respondents, returnable on 13.03.2024.

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

9. 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.

10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

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O.A. No. 238/2024

(Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

11. 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.

12. S.O. to 13.03.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 239 OF 2024**  
**(Zanaksing N. Ghunawat Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is working as PSI and by order dated 17.12.2021, he came to be transferred from Mumbai city to Ch. Sambhajinagar (Aurangabad) and he was jointed at Mukundwadi Police Station on 10.03.2022. By order dated 26.01.2024, he was transferred to ACP Administration, Ch. Sambhajinagar (Aurangabad). Learned counsel submits that since then the applicant is working in ACP Administration i.e. the non-executive post. Learned counsel for the applicant submits that though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, he has not completed three years of period of service out of four years as per the condition No. (ii) of the para No. 5.3 of the directives issued by the Election Commission of India and further that though he was holding the non-executive post, by impugned order dated



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O.A. No. 239/2024

26.02.2024, the applicant came to be transferred from Ch. Sambhajinagar (Aurangabad) to Nashik City. Learned counsel submits that in few months, the applicant came to be transferred by passing the impugned order to Nashik, which is unwarranted and uncalled for.

3. Learned Presenting Officer submits that the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant and in view of the directives issued by the Election Commission of India, more particularly clause No. 5.3(i), he is required to be transferred.

4. It appears that the conditions as mentioned in the directives issued by the Election Commission of India are required to be considered in its entirety and not in isolation. Even though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, however he has not completed three years out of four years' service in Ch. Sambhajinagar (Aurangabad) city and further more at the time of his transfer by the impugned order, he was holding non-executive post at ACP Administration attached to the Commissioner of Police, Ch. Sambhajinagar.

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O.A. No. 239/2024

5. In view of above, any subsequent happening in terms of the impugned order dated 26.02.2024 to the extent of the applicant, the same shall be subject to outcome of the present Original Application.

6. Learned P.O. in response to the query made by this Tribunal makes a statement on instructions that the effect to the order dated 26.02.2024 to the extent of the applicant, will be subject to outcome of the present Original Application.

7. Issue notices to respondents, returnable on 13.03.2024.

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

9. 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.

10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

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O.A. No. 239/2024

(Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

11. 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.

12. S.O. to 13.03.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 240 OF 2024**  
**(Hareshwar R. Ghuge Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is working as API and by order dated 25.03.2022, he came to be transferred from Mumbai city to Ch. Sambhajinagar (Aurangabad) and he was transferred to Begumpura Police Station on 07.04.2022. By order dated 08.02.2023, he was transferred to Traffic Division, Ch. Sambhajinagar (Aurangabad). Learned counsel submits that since then the applicant is working in Traffic Division i.e. the non-executive post. Learned counsel for the applicant submits that though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, he has not completed three years of period of service out of four years as per the condition No. (ii) of the para No. 5.3 of the directives issued by the Election Commission of India and further that though he was holding the non-executive post, by impugned order dated

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O.A. No. 240/2024

26.02.2024, the applicant came to be transferred from Ch. Sambhajinagar (Aurangabad) to Nagpur City. Learned counsel submits that in few months, the applicant came to be transferred by passing the impugned order to Nagpur, which is unwarranted and uncalled for.

3. Learned Presenting Officer submits that the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant and in view of the directives issued by the Election Commission of India, more particularly clause No. 5.3(i), he is required to be transferred.

4. It appears that the conditions as mentioned in the directives issued by the Election Commission of India are required to be considered in its entirety and not in isolation. Even though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, however he has not completed three years out of four years' service in Ch. Sambhajinagar (Aurangabad) city and further more at the time of his transfer by the impugned order, he was holding non-executive post at Traffic Division attached to the Commissioner of Police, Ch. Sambhajinagar.

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O.A. No. 240/2024

5. In view of above, any subsequent happening in terms of the impugned order dated 26.02.2024 to the extent of the applicant, the same shall be subject to outcome of the present Original Application.

6. Learned P.O. in response to the query made by this Tribunal makes a statement on instructions that the effect to the order dated 26.02.2024 to the extent of the applicant, will be subject to outcome of the present Original Application.

7. Issue notices to respondents, returnable on 13.03.2024.

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

9. 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.

10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

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O.A. No. 240/2024

(Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

11. 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.

12. S.O. to 13.03.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024

**ORIGINAL APPLICATION NO. 241 OF 2024**  
**(Sandip S. Shewale Vs. State of Maharashtra & Ors.)**

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

**DATE : 29.02.2024**

**ORAL ORDER :**

Heard Shri P.M. Nagargoje, learned counsel for the applicant and Shri V.G. Pingle, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is working as PSI and by order dated 17.12.2021, he came to be transferred from Mumbai city to Ch. Sambhajinagar (Aurangabad) and he was jointed Ch. Sambhajinagar Commissionerate area on 10.03.2022. By order dated 26.01.2024, he was transferred to High Court Security, Ch. Sambhajinagar (Aurangabad). Learned counsel submits that since then the applicant is working in High Court Security i.e. the non-executive post. Learned counsel for the applicant submits that though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, he has not completed three years of period of service out of four years as per the condition No. (ii) of the para No. 5.3 of the directives issued by the Election Commission of India and further that though he was holding the non-executive post, by impugned order dated



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O.A. No. 241/2024

26.02.2024, the applicant came to be transferred from Ch. Sambhajinagar (Aurangabad) to Nashik City. Learned counsel submits that in few months, the applicant came to be transferred by passing the impugned order to Nashik, which is unwarranted and uncalled for.

3. Learned Presenting Officer submits that the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant and in view of the directives issued by the Election Commission of India, more particularly clause No. 5.3(i), he is required to be transferred.

4. It appears that the conditions as mentioned in the directives issued by the Election Commission of India are required to be considered in its entirety and not in isolation. Even though the Ch. Sambhajinagar (Aurangabad) district is the home district of the applicant, however he has not completed three years out of four years' service in Ch. Sambhajinagar (Aurangabad) city and further more at the time of his transfer by the impugned order, he was holding non-executive post at High Court Security attached to the Commissioner of Police, Ch. Sambhajinagar.

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O.A. No. 241/2024

5. In view of above, any subsequent happening in terms of the impugned order dated 26.02.2024 to the extent of the applicant, the same shall be subject to outcome of the present Original Application.

6. Learned P.O. in response to the query made by this Tribunal makes a statement on instructions that the effect to the order dated 26.02.2024 to the extent of the applicant, will be subject to outcome of the present Original Application.

7. Issue notices to respondents, returnable on 13.03.2024.

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

9. 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.

10. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

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O.A. No. 241/2024

(Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

11. 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.

12. S.O. to 13.03.2024.

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

**MEMBER (J)**

KPB ORAL ORDER 29.02.2024