

C.P. NO. 335/2024 IN O.A. NO. 177/2018
(Gangadhar M. Kulkarni Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 07.10.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 71/2024
(Dr. Dadasaheb W. Salunke Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

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

2. Even though this is time bound matter and listed for hearing without affidavit in reply of the respondents, the learned Chief Presenting Officer seeks leave of this Tribunal to file affidavit in reply of respondent nos. 01 to 04. Leave granted. It is taken on record and copy thereof has been supplied to learned counsel for the applicant.

3. Learned counsel for the applicant seeks time to go through the affidavit in reply of respondent nos. 01 to 04 and file rejoinder of the applicant, if any. Time granted.

3. S.O. to 14.10.2024 for admission hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 81/2022
(Archana Tribhuwan Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

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

2. By filing this Original Application the applicant has challenged the selection process of the post of Pathologist in specialist cadre, Maharashtra Health and Medical Services, Group-A.

3. Learned counsel for the applicant on instructions submits that as the concerned selection process is over, the present Original Application has now become infructuous.

4. In view of above, the Original Application stands disposed of as has become infructuous. There shall be no order as to costs.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1091/2023
(Bharti D. Sarwade @ Bharti Koshti Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri L.V. Sangit, 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 01.10.2024.

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

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 494/2024
(Dr. Ravindra P. Galphade Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri V.P. Kadam, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Even though the last chance was granted to the respondents for filing affidavit in reply, the same is yet not filed.

3. In the circumstances, list the matter for admission hearing on 21.11.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

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

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri H.S. Bali, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer submits that the order dated 12.4.2022 passed by this Tribunal in O.A., non-compliance of which is challenged in the present C.P., has been complied with by the respondents and therefore nothing has remained in the present C.P. for further adjudication. Learned counsel for the applicant also accepts the same.

3. In view of above, the present Contempt Petition stands disposed. There shall be no order as to costs.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

C.P. NO. 04/2024 IN O.A. NO. 49/2015
(Dattatraya Zade Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri A.D. Gadekar, learned counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 19.11.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

C.P. NO. 38/2024 IN O.A. NO. 805/2023
(Sarjerao D. Kharat & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Smt. Vishakha Patil, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 14.10.2024 for filing affidavit in reply as a last chance.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

M.A. NO. 187/2021 IN O.A. ST. 1096/2020
(Rakesh Kapdne Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri S.B. Bhosale, learned counsel for the applicant and Shri S.S. Dambe, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 15.10.2024 for admission hearing.

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 30.09.2024

ORIGINAL APPLICATION NO. 1008/2024
(Pundlik Katkar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri S.R. Dheple, 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., S.O. to 15.10.2024 for filing affidavit in reply of the respondents.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

C.P. NO. 19/2020 IN O.A. NO. 704/2017
(Asman D. Garje & Ors. Vs. The State of Maharashtra & Ors.)

WITH

C.P. NO. 27/2020 IN O.A. NO. 749/2017
(Mohammad Abdul Hai Mohammad Abdul Gani & Ors. Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri J.B. Choudhary, learned counsel for the applicants in both the matters and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the matters, are present.

2. At the request of learned P.O., S.O. to 16.10.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

M.A. NO. 472/2024 IN O.A.. 951/2024
(The Association of Subordinate Services of Engineers, M.S.
through its General Secretary Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri M.S. Deshmukh, 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 counsel for the applicant, S.O. to 09.10.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

ORIGINAL APPLICATION NO. 1061/2024
(Varsha Kalyankar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri A.S. Deshmukh, learned counsel for the applicant and Shri S.S. Dambe, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the Division Bench of the Hon'ble Bombay High Court, Bench at Aurangabad has disposed of W.P. No. 4177/2024 filed by the applicant challenging the order dated 28.2.2024 passed by the Division Bench of this Tribunal in M.A. No. 14/2021 by making it time bound. Learned counsel submits that notices are not issued to the respondents in the present O.A.

3. In view of above, issue notice to the respondents, returnable on 21.10.2024.

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

5. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case

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O.A. NO. 1061/2024

would be taken up for final disposal at the stage of admission hearing.

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

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

8. S.O. to 21.10.2024.

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

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

CP ST. 799/2024 IN OA 373/2019
(Gajendra R. Patil Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri A.S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhunkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 28.10.2024.

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 30.09.2024

TA 21/2024 WP 3284/2024
(Dr. Samidha S. Wadkar Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

None appears for the applicant. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of applicant and her counsel, S.O. to 12.11.2024.

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 30.09.2024

M.A. 263/2023 IN OA ST. 808/2023
(Ashish G. Vaisnav Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri S.G. Magare, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 20.11.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

**M.A.NO.563/2023 IN O.A.NO.526/2023
(Angad R. Shinde Vs. State of Maharashtra & Ors.)**

**O.A.NOS.1037, 1038, 1055 TO 1067, 1072 TO 1075 ALL
OF 2023
(Sanjay S. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**O.A.NO.757/2023
(Yashwant Katkar & Anr. Vs. State of Maha. & Ors.)**

**CORAM : Justice Shri V.K. Jadhav, Member (J)
AND**

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri Ganesh Bhumkar, learned counsel for R.P. Bhumkar, learned Counsel for the applicant in M.A. No.563/2023, Shri MS Deshmukh, learned Counsel for applicants in all these OAs and Shri Mahesh B. Bharaswadkar, learned Chief Presenting Officer for the respondent authorities in all these matters, are present.

2. Learned counsel for the applicants has filed rejoinder in O.A. 1038, 1057 and 1074/2023. The same are taken on record and copies thereof are supplied to other side.

3. S.O. to 9.10.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

O.A. NO. 961/2024

(Ganesh Gawali & Ors. Vs. State of Maharashtra & Ors.)

O.A. NO. 960/2024

(Sachin Doijad Vs. State of Maharashtra & Ors.)

O.A. NO. 850/2024

(Shubham Hake & Ors. Vs. State of Maharashtra & Ors.)

O.A. NO. 798/2024

(Shubhangi Tambade & Ors. Vs. State of Maharashtra & Ors.)

O.A. NO. 812/2024

(Akshay Jadhav & Ors. Vs. State of Maharashtra & Ors.)

O.A. NO. 855/2024

(Krishna Chemte & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

S/shri Amol B. Chalak, learned counsel for himself and holding for Shri P.A. Bhosle, Praveen B. Kamble, learned counsel for the applicants in all these matters, Shri MB Bharaswadkar, learned Chief Presenting Officer for the respondent authorities in all these matters and Shri D.A. Gaikwad, learned counsel for respondent nos. 4 to 9 in O.A. No. 850/2024 are present.

2. Learned CPO has filed affidavit in reply of respondent no. 2 in O.A. Nos. 961, 798, 812 and 855 of 2024. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 14.10.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

O.A. NO. 977/2024

(Nikhil M. Bhadane & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri Pratik Bhosle, learned counsel for the applicant and Shri MB Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned CPO has filed affidavit in reply of respondent no. 2. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 14.10.2024.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

O.A. NO. 955/2024
(Rahibai Desai Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri UB Deshmukh, learned counsel for the applicant and Shri MB Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, are present.

2. Learned counsel submits that he has filed service affidavit in the office.

3. At the request of learned CPO, S.O. to 21.10.2024 for filing affidavit in reply. The interim relief granted earlier to continue till then.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

MA 282/2023 IN OA 453/2018
(Balasaheb Medhekar & Ors. Vs. State of Maharashtra & Ors.)

MA 283/2023 IN OA 454/2018
(Balji Budhwant & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri RN Bharaswadkar, learned counsel for the applicants in both the matters, Shri VR Bhumkar, learned Presenting Officer for the respondent authorities and Shri SS Dambe, learned counsel for respondent nos. 5 to 12 in OA 453/2018, are present.

2. At the request of learned counsel for the applicant, S.O. to 13.11.2024 for admission hearing.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

**M.A.NO. 181/2016 WITH M.A.NO. 372 OF 2016
IN O.A.NO. 67/2016**

(Jagdishkumar N. Shirsath Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 368 OF 2016

(Ganesh S. Bawiskar Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 490 OF 2016

(Shantilal D. Dusane Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Heard Shri Sudhir Patil, learned Advocate for the applicants in all these matters, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities in all these matters and Shri A.S. Deshmukh, learned Advocate for the respondent Nos. 4 & 5 in O.A. No. 67/2016.

2. S.O. to 18.11.2024 for final hearing.

MEMBER (A)

ARJ ORAL ORDER 30.09.2024

MEMBER (J)

O.A. NO. 560/2023
(Namdev Karad & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

None appears for the applicant. Shri MB Bharaswadkar, learned Chief Presenting Officer for the respondent authorities, is present.

2. Learned CPO has filed affidavit in reply of respondent no. 2. It is taken on record. He has also filed extra copy of reply for supplying it to learned counsel for the applicant.

3. S.O. to 15.10.2024. The interim

MEMBER (A)

MEMBER (J)

ARJ ORAL ORDER 30.09.2024

ORIGINAL APPLICATION NO. 445 OF 2024
(Savita M. Jadhav @ Savita R. Chavan Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

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

Shri Kiran P. Rathod, learned counsel for respondent No.4, is **absent**.

2. S.O. to 07.10.2024 for hearing. The status quo granted earlier to continue till then.

MEMBER (A)

**ORIGINAL APPLICATION NO. 79 OF 2023
(Satish S. Gugale Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

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

2. Learned P.O. submits affidavit in reply on behalf of respondent Nos. 1 & 2 to the amended O.A. The same is taken on record and copy thereof is given to other side.

3. S.O. to 29.10.2024 for filing affidavit in rejoinder, if any and for hearing.

MEMBER (A)

ORIGINAL APPLICATION NO. 144 OF 2023
(Pratulchandra N. Gundre & Ors. Vs. State of Maharashtra
& Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, learned counsel for the applicants, Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos.2 to 4, are present.

2. Learned counsel for respondent Nos.2 to 4 submits affidavit in reply on behalf of said respondents. The same is taken on record and copy thereof is given to other side.

3. S.O. to 03.10.2024 for filing affidavit in rejoinder, if any.

MEMBER (A)

ORIGINAL APPLICATION NO. 605 OF 2024
(Prakash Hiralal Khaparde Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Heard Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities.

2. At the request of learned counsel for the applicant, re-issue notice to the respondents, returnable on 25.10.2024.

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.

//2// O.A. 605/2024

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 25.10.2024.

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

MEMBER (A)

SAS ORAL ORDER 30.09.2024

**O.A.NOs. 241, 242, 243, 244 & 245 ALL OF 2023
(Punjaram N. Wathore & Ors. Vs. State of Maharashtra &
Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri A.S. Deshpande, learned counsel for the applicants in all these O.As. and Shri D.M. Hange, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. Learned counsel for the applicants submits affidavits in rejoinder in O.A.Nos. 242, 243, 244 & 245 all of 2023. The same are taken on record and copies thereof are given to other sides.

3. Learned P.O. seeks time to file affidavit in reply on behalf of respondents in O.A.No. 241 of 2023. Time granted.

4. S.O. to 16.10.2024.

MEMBER (A)

ORIGINAL APPLICATION NO. 950 OF 2024
(Dilipkumar B. Parekar Vs. State of Maharashtra & Ors.)

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri G.R. Bhumkar, learned counsel holding for Shri R.P. Bhumkar, 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 given to learned P.O.
3. List the matter for admission hearing on 14.10.2024.

MEMBER (A)

**O.A.NO. 480 OF 2023 WITH O.A.NO. 481 OF 2023
(Gyanraj P. Kakde Vs. State of Maharashtra & Ors.)**

CORAM : Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri Gyanraj P. Kakde, party in person in both the O.As. and Smt. R.S. Deshmukh, learned Presenting Officer for the respondent authorities in both the O.As., are present.

2. The party in person submits written notes of argument in O.A.No. 481/2023. The same is taken on record and copy thereof is given to learned P.O.
3. S.O. to 23.10.2024 for hearing.

MEMBER (A)

T.A. No. 36/2024 (W.P. No. 8920/2024)
(Ambubai G. Gajare Vs. State of Maharashtra & Ors.)

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

DATE : 30.09.2024

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 13.11.2024.
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 13.11.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

ORIGINAL APPLICATION NO. 1147 OF 2024
(Sandhya A. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 30.09.2024

ORAL ORDER :

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

2. Issue notices to the respondents, returnable on 14.10.2024.
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 14.10.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

ORIGINAL APPLICATION NO. 1157 OF 2024

(Dr. Kapileshwar M. Choudhari Vs. State of Maharashtra & Ors.)

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

DATE : 30.09.2024

ORAL ORDER :

Heard Shri Shamsunder B. Patil, learned counsel for the applicant and Shri D.M. Hange, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits short affidavit. Same is taken on record and copy thereof is given to learned Presenting Officer.

3. Issue notices to the respondents, returnable on 11.10.2024. **It is needless to say that the transfer order of the applicant will be subject to outcome of the present Original Application.**

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

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

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

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

8. S.O. to 11.10.2024.

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

MEMBER (J)

**ORIGINAL APPLICATION NO. 1175 OF 2024
(Sudarshan B. Tupe Vs. State of Maharashtra & Ors.)**

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

DATE : 30.09.2024

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 01.10.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 1176 OF 2024
(Omprakash R. Ramawat Vs. State of Maharashtra & Ors.)

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

DATE : 30.09.2024

ORAL ORDER :

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

2. At the request of learned Presenting Officer, S.O. to 01.10.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 233 OF 2020

(Arun A. Ghate Vs. State of Maharashtra & Ors.)

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

DATE : 30.09.2024

ORAL ORDER :

Smt. S.A. Ghate-Deshmukh, learned counsel for the applicant, Shri D.M. Hange, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent No. 4, are present.

2. Learned counsel appearing for respondent No. 4 on oral instructions submits that the State has taken a policy decision to prefer SLP against the order of grant of advance increment. Learned counsel thus seeks time to place on record the communication in writing to that effect. Time granted.

3. Learned counsel for the applicant submits that in the case of similarly situated employees, though of a different department, the Government has preferred Special Leave to Appeal (C) No. 19730/2021. However, by order dated 13.04.2022 the Hon'ble Supreme Court has dismissed the said Special Leave Petition filed by the Chief Executive Officer Nasik Zilla Parishad, Nasik & Ors.

4. It is a part heard matter. S.O. to 14.10.2024 for further hearing.

MEMBER (J)

O.A.NOS. 603 TO 609 ALL OF 2017

(Jaideep Ambadas Limbale & Ors. Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters, are present.

2. S.O. to 22.10.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

M.A.NO. 455/2024 IN O.A.NO. 801/2024
(Sharad Pandurang Jare Vs. The State of Maharashtra & Ors.)

CORAM : Justice Shri V.K. Jadhav, Member (J)
AND
Shri Debashish Chakrabarty, Member (A)

DATE : 30.09.2024

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters.

2. Learned Presenting Officer submits short affidavit in reply on behalf of respondent No. 1. The same is taken on record and copy thereof is given to the learned counsel for the applicant in advance, as assured. Even learned counsel for the applicant has submitted written notes of arguments.

3. On perusal of short affidavit in reply filed on behalf of respondent No. 1, it appears that though admittedly on 29.08.2024 the meeting of second Departmental Promotion Committee was held under the Chairmanship of Additional Chief Secretary, General Administration Department, however, there is no mention as to what decision has been taken in the said meeting in connection with the application of the applicant. The same also is in the backdrop, that despite directions given by

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**M.A.NO. 455/2024 IN
O.A.NO. 801/2024**

this Tribunal to consider and decide representation submitted by the applicant in time bound manner, the same has not been decided and no decision has been taken in so far.

4. In view of the same, the learned Presenting Officer is directed to place before us the record in respect of the second DPC meeting held on 29.08.2024.

5. S.O. to 09.10.2024.

MEMBER (A)

MEMBER (J)