

ORIGINAL APPLICATION NO.48/2024
(Dr. Shankarrao P. Deshmukh Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri J.S.Deshmukh, learned counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 05-02-2024.

MEMBER (A)
YUK ORAL ORDER 31.01.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.61/2024
(Dr. Namdev V. Korde Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri J.S.Deshmukh, learned counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 05-02-2024.

MEMBER (A)
YUK ORAL ORDER 31.01.2024

VICE CHAIRMAN

ORIGINAL APPLICATION NO.176/2021
(Ganesh B. Gambhire Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri B.V.Thombre, learned counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities.

2. In the present matter, learned Counsel for the applicant and the learned P.O. are again briefly heard on certain issues. Arguments are concluded.

3. For orders S.O. to 05-02-2024.

MEMBER (A)
YUK ORAL ORDER 31.01.2024

VICE CHAIRMAN

**C.P.NO.37/2023 IN REVIEW APPLICATION
NO.05/2022 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 : 31.01.2024

ORAL ORDER :

Shri G.V.Mohekar, learned counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 07-02-2024.

MEMBER (A)
YUK ORAL ORDER 31.01.2024

VICE CHAIRMAN

**M.A.NO. 86 OF 2023 IN O.A.ST.NO. 347 OF 2023
(Nana Tanga Ware Vs. State of Maharashtra & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Shri Rahul Dhase, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 21.02.2024 as a last chance for hearing with liberty to file affidavit in reply, if any till then.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

**M.A.NO. 180 OF 2023 IN O.A.ST.NO. 644 OF 2023
(Kamlesh G. Kamble Vs. State of Maharashtra & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Shri D.B. Pawar Pathrekar, learned counsel for the applicant, is **absent**. Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 20.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

**ORIGINAL APPLICATION NO. 02 OF 2021
(Kiran S. Pawar Vs. State of Maharashtra & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri A.S. Deshpande, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned counsel for the applicant, S.O. to 14.03.2024 for hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 119 OF 2021
(Sudhakar B. Aandhale Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Ajit Manohar Gholap, learned counsel for the applicant, is **absent**. Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. None present for the applicant.
3. S.O. to 03.04.2024.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 612 OF 2021
(Dr. Arun B. Morale Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Suresh P. Salgar, learned counsel for the applicant, is **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Pramod Pisal, learned counsel for respondent No.3, are present.

2. None present for the applicant. On the last occasion the last chance was granted, however, today also the applicant and his counsel are absent.

3. Learned counsel for the respondent No.3 submits that due to interim order passed by this Tribunal, the applicant is still working at Zilla Parishad, Beed and he has not been relieved.

4. It appears that the applicant is not interested in prosecuting the matter further. However, considering that under interim order the applicant is working at Zilla Parishad, Beed for near about 3 years, S.O. to 07.03.2024 for passing order.

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

MEMBER (J)

**ORIGINAL APPLICATION NO. 681 OF 2021
(Govind H. Darade Vs. State of Maharashtra & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant on instructions submits that there is possibility that the respondent authorities may redress the grievance of the applicant which is subject matter of the present Original Application. At present stay is granted by this Tribunal for the proposed recovery.

3. In view of same, S.O. to 11.03.2024 for hearing. The interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 251 OF 2023
(Ashok B. Shejwal Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri Shaikh Mazhar A. Jahagirdar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer submits that the copy of affidavit in rejoinder is not provided to him.

3. Learned counsel for the applicant is directed to provide the copy of affidavit in rejoinder to the learned P.O. forthwith.

4. It appears from the pleadings of the parties that the name of the applicant is entered in the waiting list of compassionate appointment way back in the year 2008-2009 and from the said period till this date, no appointment has been given to the applicant.

5. Learned counsel for the applicant has pointed out from his rejoinder that at present there near about 15 Class-IV posts are vacant at Collector

//2// O.A. 251/2023

Office, Aurangabad and 72 Class-IV posts are vacant with the respondent No.3 as on 30.09.2023.

6. In view of above, the learned P.O. is directed to place on record and copy of waiting list.

7. Part heard.

8. S.O. to 20.02.2024 for further hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 139 OF 2017
(Shaikh Liyakat Shaikh Dildar Vs. State of Maharashtra &
Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri V.P. Golewar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 01.03.2024 for final hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

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

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

DATE : 31.01.2024

ORAL ORDER :

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

2. By consent of both the sides, S.O. to 03.04.2024 for final hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 308 OF 2019
(Laxman B. Parandkar Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. At the request of learned P.O., S.O. to 07.03.2024 for final hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 1048 OF 2019
(Ramchandra L. Kulkarni Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri K.M. Nagarkar, learned counsel for the applicant, is **absent**.

Heard Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 to 4.

2. It appears that the applicant and his counsel remained absent continuously and as such, the matter is posted today for passing the order of dismissal.

3. It appears that the applicant is not willing to pursue this matter. The Original Application is hereby dismissed in default. No costs.

MEMBER (J)

ORIGINAL APPLICATION NO. 1092 OF 2019
(Dhanaji R. Marakwad Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri C.R. Thorat, learned counsel for the applicant, is **absent**. Heard Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. None present for the applicant. It appears from the pleadings that even though the applicant came to be transferred by the impugned order dated 25.11.2019 from City Traffic Branch, Nanded to Police Station, Manatha, Tq. Hadgaon, Dist. Nanded, it appears from the pleadings of both the sides that the Constables working at different places brought on deputation at City Traffic Branch, Nanded were sent back to their respective place/s.

3. It appears that for this reason the applicant is not willing to pursue this matter. In view of same, the Original Application is hereby dismissed in default. No costs.

MEMBER (J)

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

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

DATE : 31.01.2024

ORAL ORDER :

Shri M.S. Karad, learned counsel for the applicant, is **absent**.

Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for respondent No.5.

2. None present for the applicant. It appears that the applicant and his counsel remained absent continuously.

3. By order dated 27.12.2019 because of the complaints filed by the agriculturist and citizens, the applicant came to be transferred from Talathi Sajja, Ambajogai to Talathi Sajja, Mudegaon. There is no interim relief order passed by this Tribunal staying the effect of the said order.

4. It further appears from the pleadings of the applicant that the applicant has challenged the said order of transfer mainly on the ground that his

//2//

O.A. 03/2020

daughter is studying in 11th standard in Ambajogai for the academic year 2019-2020 and his son is also studying in 9th standard for the said academic year 2019-2020.

5. It appears that due to passage of time the said purpose is no more in existence. It thus appears that because of the said reason the applicant is not willing to pursue this Original Application. The Original Application is therefore dismissed in default. No costs.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 89 OF 2020
(Madhukar G. Bhalerao Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri A.D. Sugdare, learned counsel holding for Shri V.G. Pingle, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Part heard.

3. Learned Presenting Officer is directed to call the record in connection with the work done by the applicant as a Wireless Operator prior to 1997 and recommendations made by Sectional Engineer and Assistant Engineer to respondent No.1 about the work done by the applicant as Wireless Operator prior to 1997 and further the recommendation submitted by respondent No.3 to respondent No. 2 in this regard along with the documents as received from the Sectional Engineer and Assistant Engineer and thereafter the proposal forwarded by respondent No.2 to respondent No. 1.

4. S.O. to 21.02.2024 for further hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 211 OF 2020
(Nilesh B. Dighe Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri M.S. Taur, learned counsel for the applicant, is **absent**. Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicant, S.O. to 02.04.2024 for final hearing.

MEMBER (J)

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

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

DATE : 31.01.2024

ORAL ORDER :

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

2. Learned counsel for the applicant submits that there are no further instructions from the applicant about his transfer and in terms of the interim order passed by this Tribunal, the applicant is working on the same post till date.

3. Since the learned counsel for the applicant has no instructions about the further development, the learned P.O. is directed to take specific instructions as about the present status of the applicant.

4. S.O. to 15.02.2024 for final hearing.

MEMBER (J)

**M.A.NO. 571/2023 WITH O.A.NO. 989/2023
(Pradip B. Ekshinge Vs. State of Maharashtra & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Shri O.D. Mane, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 14.02.2024 for final hearing.

MEMBER (J)

ORAL ORDER 31.01.2024 sas

ORIGINAL APPLICATION NO. 1106 OF 2023
(Motiram T. Nikam Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Ms. Pooja S. Mundhe, learned counsel holding for Shri Sachin P. Patil, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the affidavit in rejoinder has been submitted.

3. Learned P.O. submits that it's quite bulky rejoinder with the documents and as such, learned P.O. seeks time to go through it and file affidavit in sur-rejoinder, if so required.

4. List the matter for hearing / for filing sur-rejoinder on 21.02.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 26 OF 2024
(Chandrakant G. Ubale Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. Learned P.O. submits affidavit in reply on behalf of respondent No.2. The same is taken on record and copy thereof is given to learned counsel for the applicant.

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

4. List the matter for hearing/for filing affidavit in rejoinder, if any on 21.02.2024.

MEMBER (J)

C.P.NO. 02/2024 IN O.A.NO. 530/2023
(Manjusha Malaiyya Mutha Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri K.B. Jadhav, learned counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned Chief Presenting Officer has tendered across the bar copy of communication dated 18.01.2024 received to the office of Divisional Commissioner, Chhatrapati Sambhaji Nagar from the State Government. It is taken on record.

3. In the aforesaid communication dated 18.01.2024, learned Deputy Commissioner (Revenue) of the office of Divisional Commissioner, Chhatrapati Sambhaji Nagar is authorized to file affidavit for bringing to the notice of this Tribunal the factual aspects, which are contended in the aforesaid letter. Such affidavit has not been filed. However, the concerned officer is present before this Tribunal and learned C.P.O. submits that his affidavit will also be filed on the next date.

4. Learned C.P.O. further states that the proposal was forwarded by the office of C.P.O. Aurangabad,

**:: - 2 - :: C.P.NO. 02/2024 IN O.A.NO.
530/2023**

thereby advising the department to take a decision for challenging the order passed by this Tribunal. Learned C.P.O. further states that on the proposal so forwarded the opinion of Law & Judiciary Department was asked for and the Law & Judiciary Department rejected the said proposal. Learned C.P.O. is directed to place on record the proposal forwarded by his office, as well as, opinion of the Law & Judiciary Department given on the said proposal. Learned C.P.O. is further directed to place on record the recommendation made by Civil Services Board for giving appointment to the applicant on the post of District Rehabilitation Officer at Chhatrapati Sambhaji Nagar and copy of the decision taken on the said recommendation by the competent authority, which according to the learned C.P.O. is Shri Raj Gopal Devra, Additional Chief Secretary, Revenue & Forest Department.

5. S.O. to 05.02.2024.

MEMBER (A)

VICE CHAIRMAN

**M.A. 310/23 IN O.A.702/18 WITH O.A. 341/19 WITH
O.A. 589/18**

(Dashrath G. Bhure & Ors. Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel for the applicants in O.A. No. 702/2018, Shri A.M. Nagarkar, learned counsel for the applicants in O.A. No. 341/2019 and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these matters.

Shri S.S. Patankar, learned counsel for the applicant in O.A. No. 589/2018 **(absent)**.

2. When we have heard these matters for some time, it is transpired that the promotions which are effected in the present matters from Class-IV to Class-III were governed by erstwhile Recruitment Rules, which are substituted by the Rules, which were notified on 6th June, 2017. In the circumstances, the learned P.O. is directed to place on record erstwhile Recruitment Rules, as well as, seniority position of the applicants in all these matters in the seniority list on the basis of which the promotions are effected.

3. S.O. to 06.02.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 12 OF 2021
(Smt. Sadat Begum D/o Arifoddin Siddique Vs. State of
Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Shri M.S. Choudhari, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 5.4.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

ORIGINAL APPLICATION NO. 93 OF 2020
(Smt. Jayshree S. Tusamkar Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri M.S. Choudhari, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration, the learned counsel for the applicant seeks time to place on record certain documents. Granted.

3. S.O. to 14.03.2024.

MEMBER (A)
ORAL ORDERS 31.01.2024-HDD

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 857 OF 2019
(Bibhishan Ramnath Chole Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. S.O. to 5.2.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

ORIGINAL APPLICATION NO. 891 OF 2018
(Dr. Uddhav Shankar Khaire Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri (Dr.) Uddhav S. Khaire, applicant in person and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. The present case is not on board. Taken on board.
3. In the present matter since the judgment could not be delivered for the period of more than 3 months, we deem it appropriate to again hear the brief arguments of the parties and to decide the matter on the same day.
4. S.O. to 02.02.2024.

MEMBER (A)
ORAL ORDERS 31.01.2024-HDD

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1029 OF 2019
(Suraj Suresh Bavat Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri M.S. Choudhari, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned counsel for respondent No. 4.

2. S.O. to 06.02.2024. The present case be treated as **part heard**.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

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

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

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Shri Avinash S. Deshmukh, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned counsel for respondent No. 4, are present.

2. S.O. to 20.02.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

ORIGINAL APPLICATION NO. 101 OF 2023
(Anant Arjun Kokate Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Pratik Talwar, learned counsel holding for Shri A.M. Hajare, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1, 2 and 4 and the same is taken on record and the copy thereof has been served on the other side.

3. S.O. to 21.02.2024.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

M.A.NO. 504/2023 IN O.A.NO. 579/2021
(Sunanda P. Khobragade Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Ganesh R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, S.G. Kulkarni, learned counsel holding for Shri Ajay Deshpande, learned counsel for the applicant in O.A. and Shri S.S. Kulkarni, learned counsel for respondent No. 4, are present.

2. S.O. to 12.02.2024. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

ORIGINAL APPLICATION NO. 590 OF 2023
(Rajendra Anandrao Shirsat Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 22.02.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORAL ORDERS 31.01.2024-HDD

ORIGINAL APPLICATION NO. 488 OF 2019
(Shaikh Ajmal Shaikh Abdulla Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Kunal Kale, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 02.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 383 OF 2021
(Siddharth Y. Bhalerao Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Prateek Talwar, learned counsel holding for Shri A.M. Hajare, learned counsel for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 11.03.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 179 OF 2022
(Raju J. Somvanshi Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri P.B. Jadhav, learned counsel for the applicant and Smt. Sanjivani K. Deshmuh, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.04.2024 for final hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 395 OF 2022
(Rajkumar V. Ugile Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Akshay Joshi, learned counsel holding for Shri S.D. Joshi, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri Vishnu Kande, learned counsel holding for Shri Ajinkya Reddy, learned counsel for respondent No. 6, are present.

2. Learned counsel for the applicant seeks time to file rejoinder affidavit. Time granted.
3. S.O. to 06.03.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 763 OF 2022
(Shivram N. Dhapate Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri P.B. Jadhav, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Even though last chance is granted, no affidavit in reply has been filed till today.

3. List the matter for hearing on 14.03.2024 with liberty to the other side to file affidavit in reply till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 543 OF 2023
(Shaikh Abdul Rizwan Mannan Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Prateek Talwar, learned counsel holding for Shri Dhananjay Mane, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 11.03.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 860 OF 2022
(Harichandra A. Gawali Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant seeks one week extension for carrying out amendment in the O.A. Time granted.

3. S.O. to 13.03.2024 for hearing.

MEMBER (J)

ORIGINAL APPLICATION ST. NO. 2298 OF 2023
(Shyam M. Maske Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Amol Kokad, learned counsel holding for Shri A.G. Deshmukh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned counsel for the applicant, S.O. to 23.02.2024.

MEMBER (J)

ORIGINAL APPLICATION NO. 334 OF 2023
(Ramshing H. Sulane Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. Learned Presenting Officer submits affidavit in reply on behalf of respondent Nos. 1 to 4. Same is taken on record and copy thereof is already given to learned counsel for the applicant.

3. Learned counsel for the applicant seeks time to file rejoinder affidavit, if any.

4. List the matter for filing rejoinder affidavit on 27.02.2024 and admission hearing.

MEMBER (J)

ORIGINAL APPLICATION NO. 468 OF 2023
(Dr. Prashant S. Shelar Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri J.S. Deshmukh, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri Amol Kokad, learned counsel for respondent No. 4, are present.

2. Learned Presenting Officer submits affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and copy thereof is given to the other sides.

3. Learned counsel for respondent No. 4 also submits affidavit in reply. Same is taken on record and copy thereof is given to other sides.

4. List the matter for admission hearing on 06.03.2024 and filing rejoinder affidavit, if any.

MEMBER (J)

**M.A. No. 338/2021 in O.A. St. No. 1455/2021
(Amol P. Jadhav Vs. State of Maharashtra & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Smt. Suchita Dhongde, learned counsel for the applicant (**Leave Note**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of leave note filed by learned counsel for the applicant, S.O. to 20.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 31.01.2024

M.A. No. 604/2019 in O.A. St. No. 2158/2019
(Venkat S. Mundhe Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. Learned counsel for the applicant seeks time to file synopsis of events explaining the delay caused in filing the accompanying O.A. Time granted.

3. S.O. to 14.03.2024 for hearing.

MEMBER (J)

KPB ORAL ORDER 31.01.2024

ORIGINAL APPLICATION NO. 730 OF 2023
(Chetansingh K. Rajput Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Prateek Talwar, learned counsel holding for Shri Ajit B. Kale, learned counsel for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Sachin Deshmukh, learned counsel holding for Shri Sanket Suryawanshi, learned counsel for respondent No. 3, are present.

2. At the request of learned counsel for the applicant, S.O. to 01.02.2024 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 87 OF 2024
(Jitendra S. Raut Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri A.T. Tiwari, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 20.02.2024.

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 20.02.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 83 OF 2024
(Kunal H. Rajput Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 15.02.2024.

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 15.02.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 82 OF 2024
(Madhukar R. More Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri Sachin Deshmukh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 14.02.2024.

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 14.02.2024.

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

MEMBER (J)

ORIGINAL APPLICATION NO. 110 OF 2021
(Dr. Namdeo R. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Smt. Vijaya Adkine, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. In compliance with the order dated 10.01.2024, learned counsel for the applicant submits short affidavit along with initial appointment order for the period from 30.09.1999 to 29.09.2001, detailed posting orders and service book entries. Same is taken on record and copy thereof is given to learned Presenting Officer.

3. Learned Presenting Officer however, seeks time to place on record a copy of bond, if any executed by the applicant at the relevant time. Time granted.

4. It is a part heard matter. S.O. to 21.02.2024 for further hearing.

MEMBER (J)

M.A. No. 70/2022 in O.A. St. No. 1830/2021
(Uttam Chapala Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri D.P. Munde, learned counsel holding for Shri U.B. Deshmukh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The present Misc. Application is filed by the applicant seeking condonation of delay of 12 years, 7 months, 1 week and 4 days (4609 days) caused in filing the accompanying Original Application.

3. The applicant initially came to be appointed on the post of Police Constable on 02.05.1979 and retired compulsorily from service on 30.06.2008. The applicant was granted pension in accordance with the 5th Pay Commission and it is determined to mere Rs. 1276/- p.m. only. The applicant time and again requested respondent No. 2 to grant him modified P.P.O. in accordance with the 6th Pay Commission. However, the respondent Nos. 2 and 3 have not paid any heed to his request.

//2// M.A. No. 70/2022 in
O.A. St. No. 1830/2021

4. Learned counsel for the applicant submits that there is continuous cause of action, as long as pension is not granted to the applicant by giving him benefit of 6th Pay Commission and as such, the delay caused technically may be condoned.

5. Learned Presenting Officer submits that the applicant has been granted the benefit of 7th Pay Commission and as such, the Original Application even if it is not registered, is also liable to be disposed of on this count alone and as such, the appropriate order may be passed in this Misc. Application seeking condonation of delay.

6. In view of above and for the reasons stated in the application and since there is continuous cause of action, I am inclined to allow the present Misc. Application. Hence, the following order :-

ORDER

- (i) M.A. No. 70/2022 is hereby allowed.
- (ii) The delay of 12 years, 7 months, 1 week and 4 days (4609 days) caused in filing the accompanying Original Application is hereby condoned.

//3// M.A. No. 70/2022 in
O.A. St. No. 1830/2021

- (iii) The accompanying O.A. be registered and numbered in accordance with law.
- (iv) The M.A. accordingly stands disposed of. No order as to costs.

MEMBER (J)

KPB ORAL ORDER 31.01.2024

O.A. St. No. 1830/2021

(Uttam Chapala Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri D.P. Munde, learned counsel holding for Shri U.B. Deshmukh, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer pointed out para No. 5 of the affidavit in reply filed on behalf of respondent Nos. 1 to 3 in M.A. No. 70/2022 seeking condonation of delay, wherein it is specifically stated that the applicant has already been received pension as per the 7th Pay Commission and now it has been determined to Rs. 9600/- p.m. Learned P.O. submits that the applicant has received 7th Pay Commission benefit and therefore, it is indicative of the fact that the applicant has been granted his pension as per 6th Pay Commission. Learned P.O. submits that the present O.A. is liable to be disposed of on this count alone.

3. Learned counsel for the applicant submits that he has no instructions from the applicant. However,

//2//

O.A. St. 1830/2021

learned counsel submits that in light of the statement made on oath on behalf of respondent Nos. 1 to 3 in M.A., the present Original Application may be disposed of.

4. In view of above and in terms of the statement made on oath in para No. 5 of the affidavit in reply filed on behalf of respondent Nos. 1 to 3 in M.A., nothing survives in the present Original Application for further consideration. Hence, the Original Application is disposed of. No order as to costs.

MEMBER (J)

KPB ORAL ORDER 31.01.2024

ORIGINAL APPLICATION NO. 574/2021

(Latabai B. Savant Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 36/2022

(Balasaheb N. Patharkar Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 54/2022

(Bhagwat S. Mane & Ors. Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 38/2019

(Anant G. Munde Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 53/2019

(Dilip R. Pande & Ors. Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 71/2019

(Anant N. Ballal & Ors. Vs. State of Maharashtra & Ors.)

WITH

ORIGINAL APPLICATION NO. 211/2019

(Pramod S. Jaygaonkar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard S/shri V.G. Pingle & Ashish Rajkar, learned counsel for the respective applicants in respective O.As., S/shri B.S. Deokar, I.S. Thorat, N.U. Yadav & Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officers for the respondent authorities in respective O.As., Shri S.B. Mene, learned counsel for respondent Nos. 4 & 5 in O.A. No. 38/2019, for respondent Nos. 4 to 9 in O.A. No. 53/2019 & for respondent No. 5 in O.A. No. 211/2019. Smt. Suchita Dhongde, learned counsel for respondent Nos. 5 to 9 in O.A. No. 71/2019
(Leave Note).

//2//

2. Heard finally with the consent of parties at admission stage.

3. All these applicants in the aforesaid Original Applications are the similarly situated employees, working in the same department. In view of the same, all these Original Applications are taken together for discussion and decided by the common order.

4. The applicants are seeking directions to the respondents to consider the claim of their absorption on the post of Civil Engineering Assistant in view of Recruitment Rules dated 26.02.2002 and 19.02.2002 and subsequently, after 03 years from absorption on the post of Civil Engineering Assisting to the post of Junior Engineer in view of Junior Engineers (Non-Gazetted) R.R. 1998 dated 09.11.1998, G.Rs. 13.07.2013 and 16.09.2016 and grant 1st and 2nd time bound promotional pay scale as Jr. Engineer and Sub-Divisional Officer as on 16.07.1997 and 16.07.2009 from the date of their initial appointment.

5. Learned counsel appearing for the respective applicants submits that the respondent authorities

//3//

have considered the post Karkoon as isolated post ignoring the G.Rs. dated 31.01.1989, 03.09.1999, 08.08.2001 and Recruitment Rules dated 26.02.2002 and 19.09.2002.

6. Learned counsel appearing for the respective applicants in the respective Original Applications submit that the respondent Nos. 1 and 2 are the competent authorities to take appropriate decision in respect of the reliefs claimed by the applicants. In terms of the oral or written representations submitted by the applicants to the respondent authorities, the respondent Superintending Engineer, Mechanical Circle, Nanded and respondent Executive Engineer, Mechanical Division (UPP), Nanded have forwarded detailed proposal to respondent Superintending Engineer, Vigilance Cell and Irrigation Circle, Aurangabad for appropriate decision.

7. Learned counsel for the applicants submits that now the respondent Dy. Divisional Officer, Vigilance Cell, Aurangabad Circle, Aurangabad, Irrigation Department, Aurangabad has forwarded the common proposal dated 23.06.2022 including

//4//

the present applicants to the respondent No. 1 i.e. the Principal Secretary, Irrigation Department, Mumbai for appropriate decision in the matter. However, the said common proposal is still pending and yet not decided by the respondent No. 1 till this date.

8. Learned counsel for the respective applicants in respective Original Applications submit that they are pressing their Original Applications only to the extent of giving directions to respondent No. 1 to decide the said proposal dated 23.06.2022 as expeditiously as possible in time bound manner.

9. In view of above, since all the applicants are seeking directions by not pressing the other prayers made in the Original Applications, I proceed to pass the following order :-

ORDER

- (i) All these Original Applications are hereby partly allowed.
- (ii) The respondent No. 1 is hereby directed to decide the common proposal dated

//5//

23.06.2022, if it is pending, as expeditiously as possible preferably within a period of three months from the date of this order on its own merits.

- (iii) In the circumstances, there shall be no order as to costs.
- (iv) All these Original Applications are disposed of.

MEMBER (J)

ORIGINAL APPLICATION NO. 86/2024
(Dr. Shrinivas Shivajirao Bade Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities

2. It is the grievance of the applicant that he has been declared not-eligible for the post of Assistant Professor in Radiology for want of one year's experience on the post of Senior Resident in Radiology as mentioned in column no. 13.3.1 in the advertisement. Learned counsel for the applicant pointed out that the applicant had worked as Assistant Professor in S.R.T.R. Government Medical College, Ambajogai during the period from 16.4.2021 to 14.4.2022 as bonded candidate i.e. for 364 days and thereafter he is in continuous employment of the said Medical College by virtue of orders time to time issued for 120 days' at a time. The experience certificate is placed on record by the

::-2-::

O.A. NO. 86/2024

applicant at Annexure A-1 page 21 of the paper book issued by the Dean, S.R.T.R. Government Medical College on 11.12.2023. Learned counsel pointed out that in identical matters pending before Nagpur Bench of this Tribunal the National Medical Commission has filed one pursis, thereby explaining that in special circumstances in cases where Post Graduate qualified candidates are directly appointed to the post of Assistant Professor by the State Government, the experience of such students as Assistant Professor may be counted as the requirement of one-year senior residency.

3. Learned Chief Presenting Officer has sought time to seek instructions and file the affidavit in reply.

4. In view of the stand so explained by the National Commission we find prima-facie case in favour of the applicant. We are, therefore, inclined to pass the following order:-

ORDER

Issue notice to respondents, returnable on 01.03.2024.

(ii) Respondent no. 4, the M.P.S.C., shall call the present applicant also for interview, subject to outcome of the present O.A.

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

(iv) 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.

(v) 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.

(vi) 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.

(vii) S.O. to 1.3.2024.

(viii) Learned C.P.O. shall communicate the present order today itself to the M.P.S.C.

(ix) Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 62/2023 IN O.A. NO. 485/2020
(Vijay S. Jadhav Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities

2. Not on Board. Taken on Board. Learned counsel for the applicant seeks leave to substitute the name of respondent no. 02, since the erstwhile Officer has retired in the meanwhile. Leave as prayed for granted. Necessary amendment be carried out forthwith.
3. Issue notice to the substituted respondent, returnable on 5.3.2024.
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

::-2-::

C.P. NO. 62/2023 IN
O.A. NO. 485/2020

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 5.3.2024.

9 Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

**REV. APPLICATION NO. 01/2023 IN O.A. NO.
295/2019 WITH C.P. NO. 03/2021 WITH M.A..
141/2021**

**(Maharashtra Rajya Hangami Hivtap Prayogshala Karmachari
Sanghatna, through its President Bharat M. Tangade Vs. State of
Mah. & Ors.)**

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

DATE : 31.01.2024

ORAL ORDER :

Ms. Preeti Wankhade, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities

2. On request of learned counsel for the applicant, leave granted to correct the address of respondent nos. 5, 6, 7, 8 & 20. Necessary amendment be carried out forthwith. Re-issue notices to the said respondents, returnable on 21.3.2024.

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

::-2-::

**REV. APPLICATION NO. 01/2023
IN O.A. NO. 295/2019 WITH C.P.
NO. 03/2021 WITH M.A..
141/2021**

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 21.3.2024.

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

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 73/2023 IN O.A. NO. 620/2023
(Smt. Anita J. Bhartilak Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri Sachin G. Joshi, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities

2. Learned Presenting Officer has tendered the affidavit in reply on behalf of respondent no. 3. Learned P.O. also submits that he be permitted to place on record photo copy of the affidavit in reply on behalf of respondent nos. 1 & 2 with further leave to place on record the original copy thereof after receipt of the same from the said respondents. If the replies are filed, the same be taken on record and copies thereof be supplied to the learned counsel for the applicant.

3. S.O. to 21.2.2024.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 140/2023
(Farukh Nasir Pinjari Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri A.C. Sisodiya, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities

2. Learned Presenting Officer seeks time to file the affidavit in reply. Request is opposed by the learned counsel for the applicant. However, in the interest of justice, last chance is granted till 20.2.2024. If the reply is not filed on the said date, the matter will be heard without reply.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 773/2022
(Mangala V. Pawar Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. S.O. to 8.2.2024 for hearing. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 31.01.2024

ORIGINAL APPLICATION NO. 134/2022
(Prakash S. Gadekar Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. Learned Presenting Officer again seeks time to file the affidavit in reply. Request is seriously opposed by the learned counsel for the applicant. However, in the interest of justice, time is granted till 9.2.2024. If the reply is not filed on the said date, the matter will be heard without reply.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 427/2020
(Rahul B. Chaudhare Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer seeks leave to file the affidavit in reply on behalf of respondent nos. 2 & 3. The learned counsel graciously consented for taking the reply on record.

3. List the matter for hearing on 11.2.2024. The applicant is liberty to file rejoinder, if any, if he so desires. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 426/2020
(Sunil S. Pagare Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 11.2.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 1049/2023
(Shivaji R. Kachare & Ors. Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

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

2. S.O. to 5.2.2024 for hearing.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 31.01.2024

C.P. NO. 63/2023 IN O.A. NO. 661/2019
(Satish Narayan Bhandwalkar Vs. State of Mah. & Ors.)

C.P. NO. 64/2023 IN O.A. NO. 660/2019
(Rajratan S. Jaybhaye Vs. State of Mah. & Ors.)

C.P. NO. 65/2023 IN O.A. NO. 630/2019
(Bhaskar E. Dhere Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, learned counsel for the petitioners in all these matters and S/shri M.S. Mahajan, M.P. Gude & Smt. M.S. Patni, learned Chief Presenting Officer & Presenting Officers for the respondent authorities in respective matters.

2. In the present matters the learned Chief Presenting Officer has produced the orders passed by the authorities on 16.1.2024. The said orders are taken on record in the respective matters. Learned counsel submits that he will verify the facts from the petitioners and will make statement on the next date.

3. S.O. to 7.2.2024.

MEMBER (A)

VICE CHAIRMAN

C.P. NO. 41/2023 IN O.A. NO. 712/2021
(Dr. Subhash G. Kabade Vs. State of Mah. & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Heard Shri Shamsunder B. Patil, learned counsel for the petitioner and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer has placed on record communication dated 30.1.2024 received to the office of C.P.O. from the respondents' office. In the communication it is stated that as directed by the Tribunal amount of Rs. 10,74,596/- will be refunded to the applicant within 04 weeks. It is taken on record and copy thereof is supplied to the learned counsel for the petitioner.

3. In view of the communication so received and positive statement made, the Contempt Petition stands adjourned to 28.2.2024 for compliance.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 31.01.2024

C.P. ST. NO. 2267/2023 IN O.A. NO. 651/2021
(Dr. Shivaji D. Birare Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri Akshay Joshi, learned counsel holding for Shri S.D. Joshi, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. On request of learned counsel for the applicant, S.O. to 6.2.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 31.01.2024

C.P. NO. 67/2023 IN O.A. NO. 25/2019
(Dnyaneshwar D. Kale Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. S.O. TO 7.2.2024.

MEMBER (A)

VICE CHAIRMAN

ARJ ORAL ORDER 31.01.2024

ORIGINAL APPLICATION NO. 857/2023
(Prakash Dattarao Waghmare Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri S.R. Barlinge, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 20.3.2024.
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 20.3.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 28/2024
(Rupali J. Namewar Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri G.K. Kshirsagar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned counsel seeks leave to add the C.E.O., Z.P., Jalna as party respondent. Leave granted. Amendment be carried out forthwith.

3. Issue notice to respondents, returnable on 21.3.2024.

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 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 21.3.2024.

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

MEMBER (A)

VICE CHAIRMAN

**M.A. NO. 28/2024 IN M.A. NO. 29/2024 IN M.A.
27/2024 IN O.A. ST. NO. 2054/2023
(Shantabai Motiram Atole & Ors. Vs. State of Mah. & Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents in all these 03 Misc. Applications, returnable on 20.3.2024.

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 20.3.2024.

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

MEMBER (A)

VICE CHAIRMAN

M.A. NO. 30/2024 IN O.A. ST. NO. 140/2024
(Sushant U. Sasane & Ors. Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri Sachin Deshmukh, learned counsel holding for Shri Majit S. Shaikh, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

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

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

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

MEMBER (A)

VICE CHAIRMAN

O.A. ST. NO. 140/2024

(Sushant U. Sasane & Ors. Vs. State of Mah. & Ors.)

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

AND

Shri Vinay Kargaonkar, Member (A)

DATE : 31.01.2024

ORAL ORDER :

Heard Shri Sachin Deshmukh, learned counsel holding for Shri Majit S. Shaikh, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 28.2.2024.

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 28.2.2024.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 78/2024
(Sandhu Raghuji Magar Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Heard Shri D.K. Dagadkhair, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 21.3.2024.
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 21.3.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 757/2023
(Yashwant Shankar Katkar & another Vs. State of Mah. & Ors.)

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

DATE : 31.01.2024

ORAL ORDER :

Shri U.L. Momale, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.2.2024. The interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NOS. 1037/2023,
1038/2023, 1039/2023, 1055/2023, 1056/2023,
1057/2023, 1058/2023, 1059/2023, 1060/2023,
1061/2023, 1062/2023, 1063/2023, 1064/2023,
1065/2023, 1066/2023, 1067/2023, 1072/2023,
1073/2023, 1074/2023 AND 1075/2023
(Sanjay S. Patil & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 08.01.2024

ORAL ORDER :

Shri U.L.Momale, learned counsel for the applicants in all the O.As. and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. In the present group of matters only in one matter affidavit in reply has been filed by the State. Learned C.P.O. has submitted that in all other matters within two weeks' reply will be filed. Time granted as prayed for.

3. S.O. to 14.2.2024. The interim relief granted earlier to continue till then.

MEMBER (A)
ARJ ORAL ORDER 31.01.2024

VICE CHAIRMAN

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

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

DATE : 31.01.2024

ORAL ORDER :

Shri G.R.Bhumkar, learned Counsel holding for Shri R.P.Bhumkar, learned Counsel for applicant in M.A.No.563/2023, Shri U.L.Momale, learned counsel for the applicants in O.A. and Shri M.S.Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. Issue notice to respondent no. 2 in M.A./applicant in O.A., returnable on 14.2.2024.

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 14.2.2024.

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

MEMBER (A)

VICE CHAIRMAN

