

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

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

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

Date: -31/03/2023

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Regular Admission Matters						
1	OA117/23	A'bad	Adv.G.K. Mane (Bhagyashri A Taru)	Compassionate Appointment (Lad Page)		20.06.2023
3	OA247/23	Dhule	Adv.V.B. Wagh/ Adv.A.S. Therokar (Samadhan B Shirsath)	Minor Punishment		20.06.2023
4	OA248/23	P'bhani	Adv.A.S. Deshmukh (Laxman S Chavhan)	Suspension/ Reinstatement		20.6.2023
5	OA258/23	A'bad	Adv.Preeti R Wankhade (Subhash N Raut)	Recovery/ Refund of Recovered Amount	Circulation	16.6.2023
Due Admission Matters						
7	OA502/18	Hingoli	Adv.A.D. Raut (Bansilal C Jaiswal) <u>Adv.S.D. Joshi for R.No.2</u> <u>Adv.S.D. Joshi has Filed</u> <u>Leave Note From 27.03.2023</u> <u>to 31.03.2023</u> <u>Adv.Talekar & Assoicates</u> <u>for R.No.3</u>	Police Patil	Reply Filed by R-2 & R-3	15.6.2023
8	OA27/19	Dhule	Adv.Sanket N Suryawanshi (Raosaheb D Patil)	Recovery/ Pension	Reply Filed by R-1 to R-6	13.6.2023
9	OA154/20	Nanded	Adv.Mujahed Hussain (Venkatesh V Joshi @ Varsha V Joshi) <u>Adv.S.B. Patil for R.No.4</u>	Direction/ Compassionate Appointment	Reply Filed by R-1 to R-3	15.6.2023

10	OA96/21 With	J'gaon	Adv.R.P. Bhumkar (Shriram P Chavan)	Time Bound Promotion/ ACPS/ Recovery	Reply Filed by R-2 & R-3	4.5.2023
11	OA127/21	J'gaon	Adv.R.P. Bhumkar (Ambar B Patil & Ors.)	Time Bound Promotion/ ACPS/ Recovery	Reply Filed by R-2 & R-3	
12	OA630/21	Beed	Adv.K.B. Jadhav (Babsaheb H Dahifale)	Recovery	Reply Filed by R-1 to R-4	15.6.2023
13	OA219/22	A'bad	Adv.S.N. Lute (Datta G Tarate)	Pension & Pensionary Benefits	For Further Cosideration Reply Filed by R-2 to R-5	13.6.2023
14	OA608/22	J'gaon	Adv.V.B. Wagh (Mahendra S Surwade)	Relieve	Reply Filed by R-1	16.6.2023
15	OA610/22 with	A'nagar	Adv.A.S. Shelke (Bhanudas A Kalhapure & Ors.)	Time Bound Promotion/ ACPS	Circulation	15.6.2023
16	OA696/22	A'nagar	Adv.A.S. Shelke (Sarjerao V Thombre & Ors.) Ors.)	Time Bound Promotion/ ACPS/ Benefit of Revised Progression Scheme	As a Last Chance For Filing Affidavit in Reply	15.6.2023
17	OA624/22 with	A'nagar	Adv.V.B. Wagh (Dhananjay T Mahajan)\	Transfer	Reply Filed by R-1 & R-2	19.4.2023
18	OA625/22	A'nagar	Adv.V.B. Wagh (Anil N Lokhande)	Transfer	Reply Filed by R-1 & R-2	

Order Matter						
19	MA276/19 In OAST871/19	Dhule	Adv.S.N. Suryawanshi (Rakesh T Patil)	M.A. For Condonation of Delay	Reply Filed by R-3	13.6.2023
20	MA4/21 In OASSt1401/20	N'bar	Adv.R.S. Wani/ Adv.S.G. Kulkarni (Sampat B Jadhav) <u>Adv.S.P. Pandit for Spl. Counsel for R.Nos.1 to 4</u>	M.A. For Condonation of Delay	Reply Filed by R-5	20.4.2023
Final Hearing Matters						

21	OA721/18	Jalna	Adv.V.B. Wagh (Bhagwan L Sangle) <u>Adv.S.D. Dhongde for R.Nos.2 & 3</u>	Time Bound Promotion/ ACPS/ Benefits of assured Career Progressive Scheme	Reply Filed by R-3	26.6.2023
22	OA45/19	A'bad	Adv.S.G. Kulkarni (Sitaram M Bhokare)	Recovery	Reply Filed by R-2 & R-3	26.6.2023
23	OA365/19	J'gaon	Adv.A.J. Patil/ Adv.V.B. Wagh (Nilesh W Mahajan) <u>Adv.V.G. Pingle for R.No.2</u>	Kotwal	Reply Filed by R-1 & R-2	27.6.2023
24	OA982/19	A'bad	Adv.K.G. Salunke (Govind Y Bharsakhale)	Recovery	Reply filed by R-1 to R-4	27.4.2023
25	OA1011/19	Beed	Adv.Vishwas B Wagh (Vitthal S Lokhande)	Minor Punishment/ Recovery	Reply filed by R-1 to R-4	27.6.2023
26	OA60/20	J'gaon	Adv.J.B. Choudhary (Sangita S Patil@Alka M Chaudhari)	Time Bound Promotion		21.6.2023
27	OA347/20	N'bar	Adv.Asha N Gore (Jitenmdra B Raipure)	Recovery of Govt. Quarter	Reply Filed by Respondents	27.6.2023
28	OA23/21	Latur	Adv.K.B. Jadhav (Nagnath P Telgane)	Pay Scale/ Recovery	Reply Filed by R-2 to R-4	23.6.2023
29	OA762/21	Nanded	Adv.S.B. Patil (Babu M Dudhare & Ors.)	Arrears of Wgaes		23.6.2023
30	OA26/22	Latur	Adv.S.B. Patil (Dr. Eknath D Male)	Transfer	Reply Filed by R-1 to R-3	27.4.2023
31	OA35/22	A'bad	Adv.K.B. Jadhav (Vikas R Pradhan)	Compassionate Appointment on the Ground	Reply Filed by R-1 to R-3	21.4.2023
32	OA56/22	A'bad	Adv.K.P. Rodge (Sidram M Koli)	Salary	Reply Filed by R-1 to R-3	2.5.2023
33	OA402/22	Nanded	Adv.K.G. Salunke (Maroti C Panchal)	Relieve	Reply Filed by R-1, R-2, R-4 & R-6	27.4.2023

Date: -31/03/2023

S.B. For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remark	Next date
Due Admission Matters						
1	OA209/19	Latur	Adv R P Bhumkar (Ramesh G Verule) <u>Adv S B Mene For R- 2 & R- 4</u>	Benefit of Time Bound Promotion/A.C.P.S	For Filing Affidavit in Rejoinder	15.6.2023
2	OA940/19	Dhule	Adv S D Joshi <u>Has Filed Leave Note From 27.03.2023 to 31.03.2023</u> (Ashok D Phadnis)	Posting	For Filing Affidavit in Reply	2.5.2023
3	OA371/20	O'bad	Adv A P Yenegure (Sanjay B Bhandarkawathe)	Minor Punishment	Await Service of Notice for R-3 For Filing Affidavit in Reply For R-1 & R-2 Ref Order Dtd 28.11.2022	19.6.2023
4	OA52/21	A'bad	Adv C V Dharurkar/ Adv A S Mirajgaonkar (Dr. Rekha G Gaikwad) <u>Adv S B Solanke for R.Nos 3 & 4</u>	Direction	For Filing Affidavit in Reply Ref Order Dtd 04.01.2023 Reply Filed by R-1 & R-2	2.5.2023
5	OA291/21	Dhule	Adv Sanket N Suryawanshi (Dattatraya M More)	Recovery	for Filing Affidavit in Rejoinder	13.6.2023
6	OA318/21	Nanded	Adv Amol A Kokad (Prakash M Deshmukh)	Time Bound Promotion/ ACPS	One More Last Chance For Filing Affidavit in Reply21. Ref Order Dtd 14.12.2022	16.6.2023

7	OA611/21	Beed	Adv Indranil Godsay (Sayyed Salim Sayyed Yaqub)	Withdrawal of Charge	For Filing Affidavit in Rejoinder Ref Order Dtd 5.12.2022	21.6.2023
8	OA643/21	A'bad	Adv Yuvraj S Choudhari (Tanaji M Narale)	Leave/ Salary	For Filing Affidavit in Rejoinder	21.6.2023
9	OA813/21	A'bad	Adv V B Wagh (Gayatri H Katore)	Posting	For Filing Affidavit in Rejoinder	16.6.2023
10	OA83/22	Dhule	Adv S N Surywanshi (Jitendra D Gurav)	Minor Punishment/ Recovery	For Filing Affidavit in Rejoinder	13.6.2023
11	OA326/22	Nanded	Adv K B Jadhav (Ulhas S Pawar & Ors.)	Pension & Pensionary Benefits	For Filing Affidavit in Rejoinder	13.6.2023
12	OA370/22	O'bad	Adv Nilesh J Patil (Raosaheb S Kshirsagar)	Increment/ Back Wages & Other Benefits	For Filing Affidavit in Reply	13.6.2023
13	OA410/22	Nanded	Adv Nikhil P Dube (Anand T Chintakute)	Compassionate Appointment	By Way Of Last Chance For Filing Affidavit in Reply	21.4.2023
14	OA440/22	P'bhani	Adv Shaikh Wajeed Ahmed (Khan Mohammed Arbaz Mohammed Kazim Khan)	Compassionate Appointment	By Way of Last Chance For Filing Affidavit in Reply Ref Order Dtd. 30.11.2022	21.4.2023
18	OA478/22	P'bhani	Adv Shaikh Wajeed Ahmed/ Adv V B Wagh (Deepak A Mudiraj)	Transfer	By Way of Last Chance For Filing Affidavit in Reply	11.4.2023
20	OA706/22	Nanded	Adv Pratap G Rodge (Suhas T Waghmare) Adv Vaibhav B Dhage For R-4	Directions/ Compassionate Appointment	One More Last Chance For Filing Affidavit in Reply Ref Order Dtd. 20.01.2023	21.4.2023

21	OA733/22	A'bad	Adv Nitin B Patil LLP (Rahul R Rathod)	Directions/ Transfer	For Filing Affidavit in Reply For R- 2 & R-3	22.6.2023
22	OA815/22	A'bad	Adv Suresh P Salgar (Ashok D Nagrale)	Compassionate Appointment (Lad Page samiti)	Reply Filed By R- 1 to R-3	16.6.2023
23	OA879/22	Hingoli	Adv H P Jadhav (Janabai B Gadade)	Police Patil	By Way of Last Chance For Filing Affidavit in Reply	4.5.2023
24	OA1029/22	Latur	Adv R P Adgaonkar (Wajeed Majeed Shaikh)	Minor Punishment/ Increment	For Reply	14.6.2023
25	OA1060/22	J'gaon	Adv P P Dhorde (Vivek M Deshmukh)	Recovery	For Filing Affidavit in Reply	14.6.2023
26	OA1109/22	Nanded	Adv Jayant B Choudhary (Sanjeev R Kadam)	Deemed Date of Promotion	By Way of Last Chance For Filing Affidavit in Reply	25.4.2023
27	OA1141/22	Nanded	Adv Suchita Dhongde (Mariba Y Kamble)	Deemed Date of Promotion & Other Benefits	For Reply	14.6.2023
28	OA60/23	Nanded	Adv P V Ambade (Vithal R. Motarwar &Ors.)	Direction/ Arrears	For Reply	14.6.2023
29	OA139/23	N'bar	Yogesh B Bolkar/ Adv K B Jadhav (Atmaram M Pradhan)	Transfer	Last Chance For Filing Affidavit in Reply	18.4.2023
30	OA144/23	Latur	Adv R P Bhumkar (Pratulchandra N Gundre)	Time Bound Promotion	Await Service R- 3	4.5.2023
31	OA145/23	Beed	Adv R P Bhumkar (Shivaji R Lagas & Ors.)	Time Bound Promotion	For Reply	14.6.2023
32	OA165/23	A'bad	Adv P R Bharaswadkar (Ramesh B Narwade)	Compassionate Appointment	Await Service	21.4.2023

33	OA236/23	A'bad	Adv V B Wagh (Shalini P Bidarkar)	Suspension	For Reply	10.4.2023
Order Matters						
34	MA373/19 In OA980/18	A'bad	Adv Ajay S Deshpande (Narayan K Vyas)	M A For Amendment	For Filing Affidavit in Rejoinder	2.5.2023
35	MA567/19 In OAS2091/19	Latur	Adv R D Birdar/ Adv Shakil U Shaikh (Baburao K Kamble)	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder in M.A	21.6.2023
36	MA176/20 In OAST2388/19	Dhule	Adv Apparao P Yenegure (Ravindra R Joshi)	M.A. For Condonation of Delay	For Filing Affidavit in Reply Ref Order Dtd. 29.11.2022	19.6.2023
37	MA183/22 In OAS2093/19	Beed	Adv R D Biradar/ Adv Shakil U Shaikh (Rameshwar N Gupta)	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder in M.A	21.6.2023
38	MA420/21 In OAST1163/19	Latur	Adv G S Shete (Khandu G Joshi)	M.A. For Condonation of Delay	For Reply	15.6.2023
39	MA464/22 In OAS1803/22	P'bhani	Adv Suchita Dhongde (Sunil T Kandere)	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder	15.6.2023

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

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

Before: - THE HON'BLE SHRI. V.D. DONGRE, MEMBER (J)

And

THE HON'BLE SHRI. BIJAY KUMAR, MEMBER (A)

Date: -31/03/2023

Due Admission Matters						
17	CP11/22 In OA621/17	Beed	Adv.V.B. Wagh (Shivnanda B Darade)	Contempt Petition	For Hearing Reply Filed by R-2 to R-3	02.05.2023
18	OA709/17	P'bhani	Adv.P.B. Rakhunde (Ramesh M Sonawane)	Departmental Enquiry/ Show Cause Notice/ Punishment	For Hearing Reply Filed by R-2 & R-3	17.04.2023
19	OA42/19	O'bad	Adv.K.G. Salunke (Ramraje G Pawar)	Promotion/ Seniority	For Hearing Reply Filed by R-2	27.04.2023
20	OA304/19 With	A'bad	Adv.Harish S Bali (Pandharinath M Ahire)	Promotion	For Hearing Reply Filed by R-1 to R-3	02.05.2023
21	OA305/19	A'bad	Adv.Harish S Bali (Gokul S Ingle)	Promotion	For Hearing Reply Filed by R-1 to R-3	02.05.2023
22	OA257/20	Beed	Adv.J.V. Patil (Sambhaji S Pawar) <u>Adv.H.P. Jadhav for R.No.2</u>	Selection List/ Selection	For Hearing Reply Filed by R-1 & R-2	06.06.2023
23	OA279/21	Latur	Adv.S.B. Solanke (Pratap A Garje)	Deemed Date of Appointment	For Hearing Reply Filed by R-2 & R-3	02.05.2023
24	OA345/21	A'bad	Adv.S.B. Solanke (Suvarna R Jadhav)	Appointment	For Hearing Reply Filed by R-1 to R-3	02.05.2023
25	OA716/21 With	Hingoli	Adv.Suchita A Dhongde (Navin J Sharma)	Reversion	For Hearing Reply Filed by R-2 & R-3	03.05.2023

26	OA717/21 With	Hingoli	Adv.Suchita A Dhongde (Meena V Shinde)	Reversion	For Hearing Reply Filed by R-2 & R-3	03.05.2023
27	OA718/21 With	Hingoli	Adv.Suchita A Dhongde (Gajanan B Aundhekar)	Reversion	For Hearing Reply Filed by R-2 & R-3	03.05.2023
28	OA719/21	Hingoli	Adv.Suchita A Dhongde (Khanderao N Pote)	Reversion	For Hearing Reply Filed by R-2 & R-3	03.05.2023
29	OA797/21	Jalna	Adv.A.S. Khedkar (Ranjana D Jaybhaye)	Selection/ Implement the G.R.	For Hearing Reply Filed by R-3	03.05.2023
30	OA831/21	A'bad	Adv.M.B. Bharaswadkar (Anand B Gayake)	Challenging Recruitment Rules	For Hearing Reply Filed by R-2 to R-4	06.06.2023
31	OA43/22	Nanded	Adv.G.N. Kulkarni(Mardikar) (Bismillabee Jamalsab Shaikh)	Counting Past Service/ Refund of Amount	For Admission	08.06.2023
32	OA190/22	A'bad	Adv.Ajay S Deshpande (Devendra S Gunday)	Re- appointment	For Admission Reply Filed by R-2 & R-3	11.04.2023
33	OASt376/22	P'bhani	Adv.O.Y. Kashid (Abhilash V Gore)	Departmental Enquiry	With Office Objection For Admission Reply Filed by R-3	28.04.2023
34	OA490/22	Latur	Adv.R.P. Bhumkar (Satish L Gaikwad)	Examination	For Admission Reply Filed by R-3	03.05.2023
35	OA820/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V.T. Patil (Navnath U Jadhav)	Major Punishment	For Admission Reply Filed by R-4	28.04.2023
36	OA1015/22	Jalna	Adv.O.Y. Kashid (Vilas D Jagtap)	Preliminary Enquiry/ Departmental Enquiry	For Admission Reply Filed by R-1 to R-6	28.04.2023
Final Hearing Matters						
37	OA103/17 With	A'bad	Adv.S.D. Joshi Adv.S.D. Joshi has Filed Leave Note From 27.03.2023 to 31.03.2023 (Navanth A Matsagar)	Seniority/ Promotion Carrear Assured Progress Scheme	Reply Filed by R-1 & R-2	21.04.2023

38	OA104/17	A'bad	Adv.S.D. Joshi Adv.S.D. Joshi has Filed Leave Note From 27.03.2023 to 31.03.2023 (Vitthal S Pawal)	Seniority/ Promotion Carrear Assured Progress Scheme	Reply Filed by R-1 & R-2	21.04.2023
39	OA253/17	A'nagar	Adv.D.A. Bide (Sanjay P Jagtap & Ors.)	Appointment	Reply Filed by R-2 & R-3	06.06.2023
40	OA404/17	A'bad	Adv.K.B. Jadhav (Ravindra R Mungale)	Departmental Enquiry/ Punishment	Reply filed by R-1 to R-5	11.06.2023
41	OA57/18	A'bad	Adv.S.D. Dhongde (Uttam T Dabhade & Ors.)	Dismissal	Reply Filed by R-1 to R-3	25.04.2023
42	OA374/18	P'bhani	Adv.K.B. Jadhav (Girish B Deshmukh)	Promotion	Reply Filed by R-1 to R-4	11.06.2023
43	OA802/18	Hingoli	Adv.Sanjay B Bhosale (Jitendra B Mutyalu)	Termination	Reply Filed by R-2 to R-4	11.06.2023
44	OA374/19	A'bad	Adv.V.B. Wagh (Dr. Mohammad Sharif Bismilla Khan Pathan)	Voluntary Retirement	Reply Filed by R-1 to R-4	11.06.2023

Date: -31/03/2023

DB for reply board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Due Admission Matters						
1	CP61/19 In OA533/15	Hingoli	Adv.Ajay S Deshpande (Shivaji P Shinde)	Contempt Petition	As a Last Chance For Filing Affidavit in Rejoinder	21.04.2023
2	CP31/22 In OA44/20	Jalna	Adv.K.B. Jadhav (Asha S Gaikwad)	Contempt Petition	For Filing Affidavit in Reply	08.06.2023
3	CP40/22 In OA1082/19	A'bad	Adv.A.S. Gandhi (Naresh W Sakpal)	Contempt Petition	For Reply	07.06.2023
4	CP45/22 In OA598/15	P'bhani	Adv.Dr. Kalpalata Patil Bharaswadkar (Noorunnisa Begum Abdul Rehman)	Contempt Petition	Await Service of Notice	07.06.2023

5	CP02/23 In OA1099/19	O'bad	Adv.K.G. Salunke/ Adv.D.N. Kakade (Ramraje G Pawar)	Contempt Petition	For Reply	27.04.2023
6	CP06/23 In OA467/21	A'nagar	Adv.J.S. Deshmukh (Dr. Mohan P Shinde)	Contempt Petition	For Filing Affidavit in Reply	06.04.2023
7	TA1/19 WP11496/19 Caveat No 66/19 with Caveat Nos 68 & 69/19	A'bad	Adv.S.S.Thombre (Sonali SVarwate &ors) <u>Adv.A.S.Deshmukh for Caveator, i.e. Caveat No 66/19 None Present for Caveators in Caveat No 68 & 69/19 Adv. S.B.Talekar R.No.19</u>	Direction	For Filing Affidavit in Rejoinder	28.04.2023
8	OA700/21	Latur	Adv.Avinash S Deshmukh (Somnath S Reddy) <u>Adv.Ajav S Deshpande for R.No.7</u>	Seniority Lists/ Promotion	For Filing Affidavit in Rejoinder	19.04.2023
9	OA827/21	J'gaon	Adv.Harshal P Randhir (Sanjaykumar U More)	Promotion	As a Last Chance For Filing Affidavit in Rejoinder	28.04.2023
10	OA169/22	Dhule	Adv.S.N. Suryawnashi (Nisar Kha Abdullatif Kha Pathan)	Charge Sheet/ Departmental Enquiry	For Filing Affidavit in Rejoinder	05.06.2023
11	OA458/22	Nanded	Adv.J.S. Deshmukh (Dr.Suresh R Pawar) <u>Adv.Yogita S Thorat for R.No.4</u>	Extention of Age Benefit	For Filing Affidavit in Reply	08.06.2023
12	OA754/22	Nanded	Adv.S.S. Thombre (Akash K Chougule)	Show Cause Notice/ Termination	For Filing Affidavit in Reply	25.04.2023
13	OA757/22	Hingoli	Adv.Aditi Warjekar (Sunil K Rodge)	Termination	For Filing Affidavit in Reply	08.06.2023
14	OA768/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V.T. Patil (Satish D Narwade)	Removal From Service	For Filing Affidavit in Reply	28.04.2023
15	OA885/22	Latur	Adv.V.G. Pingle (Chandrakant S Nakhate)	Exemption From Passing Examination for Crossing 45 Years of Age	For Filing Affidavit in Reply For R-1 & R-2	09.06.2023
16	OA890/22	Nanded	Adv.V.B. Wagh (Ganesh G Yerawar)	Departmental Enquiry	For Filing Affidavit in Reply	09.06.2023
17	OA925/22	O'bad	Adv.R.R. Kakani	Departmental Enquiry	One More Last Chance For	27.04.2023

			(Vijaykumar P Kulkarni & Ors.)		Filing Affidavit in Reply	
18	OA1004/22	Jalna	Adv.Party In Person (Nashiket S Jadhav)	Selection Process/ Merit List	Await Service	12.06.2023
19	OA1151/22	Beed	Adv.R.A. Joshi (Samadhan J Gaikwad)	Appointment	Await Service	12.06.2023
20	OA12/23	N'bar	Adv.S.D. Joshi Adv.S.D. Joshi has Filed Leave Note From 27.03.2023 to 31.03.2023 (Vinayak M Gavit & Ors.) <u>Adv.Amit Savale for R.Nos. 3 to 5</u>	Seniority List/ Promotion	For Filing Affidavit in Reply For R-1 & R-2	13.06.2023
21	OA101/23	A'nagar	Adv.A.M. Hajare (Anant A Kokate)	Charge Sheet/ Departmental Enquiry	For Filing Affidavit in Reply	13.06.2023
23	OA103/23	A'bad	Adv.S.R. Patil (Shrikrishna N Nakate)	Departmental Enquiry	For Filing Affidavit in Reply	17.04.2023
24	OA201/23	J'gaon	Adv.Sandeep R Andhale (Sharad S Borse)	Promotion	For Filing Affidavit in Reply	06.04.2023
25	OA220/23	Nanded	Adv.A.S. Deshpande (Manusri Ansar Nisar Ahmed & Ors.)	Selection Process (MPSC)	Await Service	14.06.2023
Order Matters						
26	MA314/22 In OA793/92	O'bad	Adv.Sandip C Swami Chakurkar (Devidas A Jadhav)	M.A. For Restoration of O.A.	For Filing Affidavit in Reply	21.04.2023
27	MA348/22 In OAS1262/22	A'bad	Adv.Suchita Dhongde (Deorao S Aher)	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder	27.04.2023
28	MA518/22 In OA884/22	Latur	Adv. M.B. Kolpe In MA518/22 (The Maharashtra Public Service Commission, through its Secretary) Adv.S.S. Panale/Adv.S.S. Dambe in OA884/22 (Dr. Piyusha U Naragude)	M.A. For Modifying the Order dtd.03.10.2022 in OAS1691/22	For Filing Affidavit in Rejoinder	28.04.2023
29	MA555/22 In OA953/22	A'bad	Adv.K.B. Jadhav (Somesh P Nilkanth)	M.A. For I.R.	As a Last Chance For Filing	27.04.2023

					Affidavit in Reply For R-1 & R-2	
30	MA570/22 In OASt2028/22	Hingoli	Adv.Tabrezuddin R Quadri/ Adv.Zia Ul Mustafa (Fajulkhan Sherkhan Pathan)	M.A. For Condonation of Delay	Await Service	12.06.2023
31	MA56/23 In MA540/22 In OASt2016/22	A'bad	Adv.A.B. Girase (Sanjay A Gholave & Ors.)	M.A. For Condonation of Delay	For Reply	28.04.2023

M.A.NO. 151 /2023 IN O.A.ST.NO. 616/2023

(Pravin U. Jadhav & Ors. Vs. State of Maharashtra & Ors.)

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

and

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri A.S. Khedkar, learned Advocate 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, 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)

MEMBER (J)

ORIGINAL APPLICATION ST.NO. 616/2023
(Pravin U. Jadhav & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri A.S. Khedkar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. This Original Application is filed seeking following main and interim reliefs :-

“A. By way of appropriate order or direction this Hon'ble Tribunal may be pleased to quash and set aside the impugned advertisement dated 24.02.2023, No. 11/2023, issued by the MPSC to the extent of the post of Assistant Regional Transport Officer (ARTO).

B. By way of appropriate order or direction to hold and declared that applicants are eligible /entitled and having required qualification for the post of Assistant Regional Transport Officer (ARTO) and having equivalent qualification of Automobile/Mechanical Engineering.

INTERIM PRAYERS

“C. Pending hearing and final disposal of this Original Application the

//2// O.A.St.616/2023

respondents may kindly be directed to accept the online applications of the applicants for the post of ARTO.

OR/AND

- D. Pending hearing and final disposal of this Original Application to direct the respondents to allow the applicants to participate in the recruitment process issued vide advertisement dated 24.02.2023 published by the MPSC for the post of ARTO.
- E. Any other further relief as necessary in the interest of justice may kindly be issued.”

3. The applicants are possessing the educational qualification of Bachelor in Production Engineering. The respondent No. 3 i.e. the M.P.S.C. has issued advertisement dated 24.02.2023 (Annexure 'A-2') for filling up various posts including the post of Assistant Regional Transport Officer (ARTO). Clause No. 6.4.1 of the said advertisement prescribes educational qualification for the said post as Mechanical Engineering and Automobile Engineering. According to the applicants the Bachelor degree in Production Engineering held by them is equivalent to the said requisite educational

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qualification to Mechanical Engineering and Automobile Engineering.

4. As per the said advertisement, the dates for making online application as per clause No. 9.5.6 was between 2nd March, 2023 to 22nd March, 2023. The respondent No.3 i.e. the M.P.S.C. however, by subsequent corrigendum dated 10.03.2023 extended the date upto 3rd April, 2023.

5. The applicants before prescribed date of 22nd March, 2023 attempted to fill up online application. However, their attempts were failed and the applications were rejected on the ground that they are not eligible for the post and did not match educational qualification prescribed. The applicants made representations to the respondent No.3 i.e. the M.P.S.C. as well as the respondent No.1, but in vain.

6. The applicants state that as per previous advertisement dated 17.01.2020 (Annexure 'A-6') for the post of Assistant Motor Vehicle Inspector, equivalence of Production Engineering as against the Mechanical Engineering and Automobile Engineering

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was accepted. Moreover, All India Council for Technical Education vide notification dated 28.04.2017 (Annexure 'A-7') recognized degree of Production Engineering as equivalence. Moreover, the Principal Bench of MAT at Mumbai in O.A.No. 322 of 2023 by order dated 29.03.2023 has granted interim relief on the basis of equivalence of degree for the post of Food Safety Officer and Assistant Commissioner for Food. Hence, the applicants seek interim relief.

7. Learned C.P.O. for the respondents opposed the submissions made on behalf of the applicants and submitted that there is change in Recruitment Rules as regards ARTO and as per present Recruitment Rules dated 16.11.2022, the criteria has been changed and only Mechanical Engineers and Automobile Engineers of four years course are being made eligible. In view of the same, the applicants have no case.

8. After having considered the Original Application, Annexures thereof and rival submissions, we find that in the past for the post of Assistant Motor Vehicle Inspector (AMVI) as per

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advertisement of 2020 (Annexure 'A-6') equivalence of Production Engineering degree to that of Mechanical and Automobile Engineering was recognized. However, Recruitment Rules of 2022 in respect of ARTO, Group-A, there is specific mention of qualification of Mechanical and Automobile Engineering of four years course. Whether equivalence of Production Engineering Degree can be accepted will have to be seen by taking into consideration any relevant Rules in that regard issued by the Central Government. There is one more aspect of the matter is that the applicants have not challenged the Recruitment Rules for the post of ARTO, which would fall for consideration while considering the Original Application. However, till then if the applicants are deprived of participating into recruitment process, grater hardship is likely to be caused to them, if they ultimately succeed in the Original Application. The issue is debatable one. Hence in our considered opinion, this is a fit case to grant interim relief in terms of prayer clause 'C' in modified for, which is as follows:-

“C. Pending hearing and final disposal of this Original Application the

//6// O.A.St.616/2023

respondents may kindly be directed to accept the online applications of the applicants and similarly situated other candidates for the post of ARTO.

But with the rider of keeping the result of the applicants in sealed cover, which would be considered subject to outcome of this Original Application. It is ordered accordingly.

9. Issue notices to the respondents, returnable on 25.04.2023.

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

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

12. 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//

O.A.St.616/2023

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

14. S.O. to 25.04.2023.

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

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

M.A.NO. 155 /2023 IN O.A.ST.NO. 517/2023
(Atul Pralhad Bhange Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

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

2. Issue notices to the respondents in M.A., returnable on 02.05.2023.

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 02.05.2023.

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

MEMBER (A)

MEMBER (J)

M.A.NO. 511 /2022 IN O.A.NO. 539/2021
(Jagannath S. Patil Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri S.B. Bhosale, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 06.04.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 232 OF 2019
(Maruti T. Kamble & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The present matter has already been treated as part heard.
3. Learned Advocate for the applicants seeks permission to submit relevant documents along with short affidavit. Permission granted.
4. S.O. to 02.05.2023. **High on board**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 248 OF 2019
(Vikram B. Mate & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri V.G. Pingle, learned Advocate for the applicants, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned Advocate for the respondent Nos. 3 & 4.

2. The present matter has already been treated as part heard.
3. Learned Advocate for the applicants seeks permission to submit relevant documents along with short affidavit. Permission granted.
4. S.O. to 25.04.2023. **High on board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 408 OF 2021
(Smt. Urmila M. Gaikwad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned Advocate for the respondent No.2.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

T.A.NO. 22 OF 2022 (W.P.NO. 12575/2022)
(Shankar P. Dange Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri R.R. Kale, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri V.G. Pingle, learned Advocate for the respondent No.4.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 76 OF 2018
(Purushottam S. Andhale & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri L.M. Kulkarni, learned Advocate for the respondent Nos. 3 to 6 and Shri P.B. Rakhunde, learned Advocate holding for Shri S.R. Shirsath, learned Advocate for the respondent Nos. 7 to 9.

2. Shri P.B. Rakhunde, learned Advocate holding for Shri S.R. Shirsath, learned Advocate for the respondent Nos. 7 to 9 seeks adjournment on the ground that Shri S.R. Shirsath is in difficulty. The matter is of 2018 and it is expedited.

3. In view of the same, S.O. to 13.04.2023. **High on board.**

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 431 OF 2020
(Purushottam G. Khule Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities. Shri S.D. Joshi, learned Advocate for the respondent No.6 has filed a **leave note**. Shri Suresh P. Salgar, learned Advocate for the respondent Nos. 3 to 5, **absent**.

2. The present matter be treated as part heard.
3. S.O. to 05.04.2023. **High on board**.

MEMBER (A)

MEMBER (J)

M.A.NO. 88 OF 2022 IN O.A.NO. 815 OF 2021
(Yashwant B. Birhade Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Shri H.P. Randhir, learned Advocate for the applicant in the present M.A./intervenor (**Absent**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri Jitendra Patil, learned Advocate for respondent No.1 in the present M.A./applicant in O.A.

2. S.O. to 19.04.2023 for hearing. **High on board.**

MEMBER (A)

MEMBER (J)

M.A.NO. 41 OF 2022 IN O.A.NO. 458 OF 2018
(Anita B. Kolgane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. S.O to 07.06.2023 for hearing. **High on board.**

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

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

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 28.04.2023. Interim relief granted earlier to continue till then. **High on board.**

MEMBER (A)

MEMBER (J)

C.P.NO. 61 OF 2019 IN O.A.NO. 533 OF 2015
(Shivaji P. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri Ajay S. Deshpande, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. At the request of the learned Advocate for the applicant, one more last chance is granted for filing affidavit in rejoinder in C.P.

3. S.O. to 21.04.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 827 OF 2021
(Sanjaykumar U. More Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Shri Harshal P. Randhir, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, is present.

2. As none present for the applicant, S.O. to 28.04.2023 as a one more last chance for filing affidavit in rejoinder, if any.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 925 OF 2022
(Vijaykumar P. Kulkarni & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri R.R. Kakani, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents. Hence, the matter will proceed further without affidavit in reply of the respondents.
3. In view of the same, fix the matter for hearing on 27.04.2023 without reply.

MEMBER (A)

MEMBER (J)

M.A.NO. 555 OF 2022 IN O.A.NO. 953 OF 2022
(Somesh P. Nilkanth Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

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

2. In view of the order dated 15.12.2022 passed in M.A.No. 555/2022 in O.A.No. 953/2022 that by making any steps taken by the respondents in respect of post of Associate Professor from the category of O.B.C.-General affecting the right of applicant would be subject to outcome of the decision of this O.A., the Misc. Application No. 555/2022 stands disposed of with no order as to costs.

3. The O.A. to come up on board on 27.04.2023 for filing affidavit in reply on behalf of the respondents.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 57 OF 2018
(Uttam T. Dabhade & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri S.D. Dhongde, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Hearing of this Original Application is expedited.

3. S.O. to 25.04.2023. **High on board.**

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

C.P.NO. 06 OF 2023 IN O.A.NO. 467 OF 2021
(Dr. Mohan P. Shinde Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. At the request of the learned P.O., last chance is granted for filing affidavit in reply on behalf of the respondents in C.P.

3. S.O. to 06.04.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 768 OF 2022
(Satish D. Narwade Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri V.T. Patil, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Affidavit in reply filed on behalf of the respondent No.4 is taken on record and copy thereof has been served on the other side.
3. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of other respondents.
4. S.O. to 28.04.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 831 OF 2021
(Anand B. Gayake Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri M.B. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Record shows that only respondent Nos. 2 to 4 have affidavit in reply.

3. Considering the fact that Recruitment Rules are challenged, the affidavit in reply of respondent No.1 i.e. General Administration Department (G.A.D.) would be necessary. Hence, the respondent No.1 is directed to file affidavit in reply positively.

4. Learned Advocate for the applicant in this regard specifically contended that the respondent No.1 was not consulted before finalizing and issuing impugned Recruitment Rules.

5. S.O. to 06.04.2023 for filing affidavit in reply on behalf of the respondent No.1/ for hearing.

MEMBER (A)

MEMBER (J)

**O.A.NO. 39/2020 WITH O.A.NO. 477/ 2018 WITH
O.A.NO. 982/2018 WITH O.A.NO. 983/2018
(Anil B. Nikam & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 31.03.2023

ORAL ORDER :

Heard Shri A.S. Deshmukh, learned Advocate for the applicant in O.A.No.39/2020, Shri V.B. Wagh, learned Advocate for the applicants in O.A.Nos.477, 982 & 983 all of 2018 and Shri S.K. Shirse, learned Presenting Officer for the respondents in all these O.As.

2. S.O. to 17.04.2023 for hearing. **High on Board.**

MEMBER (J)

MEMBER (A)

M.A.NO. 314 OF 2022 IN O.A.NO. 793 OF 1992
(Devidas A. Jadhav Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri Sandip C. Swami, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. At the request of the learned P.O., last chance is granted for filing affidavit in reply in M.A.
3. S.O. to 21.04.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 709 OF 2017
(Ramesh M. Sonawane Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri P.B. Rakhunde, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Hearing of this Original Application is expedited.

3. S.O. to 17.04.2023. **High on board.**

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

ORIGINAL APPLICATION NO. 754 OF 2022
(Akash K. Chougule Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

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

3. S.O. to 25.04.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

M.A.NO. 570/2022 IN O.A.ST.NO. 2028/2022
(Faijulkhan Sherkhan Pathan Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

None present on behalf of the applicant.

Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. Affidavit in reply filed on behalf of the respondent Nos. 2 & 3 in O.A.St. is taken on record.
3. Await service upon the respondents in M.A.
4. S.O. to 12.06.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 31.03.2023.

M.A.ST.NO. 617/2023 IN O.A.NO. 215/2023
(Ratnaraj R. Jawalgekar Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

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

2. The present matter is not on board. At the request of the learned Advocate for the applicant, it is taken on board.

3. There is office objection that the respondent No.4 who is made party in the present Misc. Application is not made party in the Original Application No. 215/2023.

4. It is the contention of the applicant that no relief is sought against the respondent No.4 in M.A. in O.A. and therefore, the respondent No.4 in M.A. would not be proper and necessary party in the Original Application. However, the fact remains that the Misc. Application is arising out of or made in the pending O.A. No. 215/2023.

5. In view of the same, if this Misc. Application is treated as part of the Original Application, then the respondent No.4 in Misc. Application will not have an

//2// M.A.St.617/2023 in
O.A. 215/2023

opportunity to deal with the contentions raised in the Original Application.

6. In such circumstances as above, when the applicant is not willing to join the respondent No.4 in this Misc. Application as respondent No.4 in O.A., it would be just and proper to treat the present Misc. Application as separate Original Application and this newly registered Original Application can be tagged along with O.A.No. 215/2023.

7. Learned Advocate for the applicant submitted that the Misc. Application is made only for interim relief. In such circumstances, he seeks liberty to add necessary pleading and to raise substantial prayer in this application. Liberty granted.

8. In view of above, the registry is directed to re-register this Misc. Application as Original Application in accordance with law and by taking into account other office objections, if any after requisite amendment is carried out within one week.

9. S.O. to 10.04.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION ST.NO. 376 OF 2022
(Abhilash V. Gore Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023

ORAL ORDER :

Heard Shri O.Y. Kashid, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. S.O. to 28.04.2023 for admission. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

DATE : 31.03.2023

ORIGINAL APPLICATION NO. 275 OF 2023

(Mr. Shriram A. Patil Vs. The State of Maha. & Ors.)

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

1. Shri Swaraj Tandale, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on **21.04.2023**. The case be listed for admission hearing on **21.04.2023**.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 31.03.2023

M.A. No. 156/2023 in O.A. St. No. 601/2023

(Manisha M. Nikalje Vs. The State of Maha. & Ors.)

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

1. Shri A.B. Rajkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned C.P.O. for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **24.04.2023**. The case be listed for admission hearing on **24.04.2023**.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

ORIGINAL APPLICATION NO. 1387 OF 2000
(Prayagbai G. Ghule Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

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

2. The present matter has already been treated as part heard.
3. At the request of learned Presenting Officer, S.O. to 18.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 556 OF 2014
(Sanjay R. Patange Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)**

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 12.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 583 OF 2014
(Bhausahab S. Gaikwad Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri R.D. Khadap, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities. Shri A.C. Deshpande, learned Advocate for respondent Nos. 5 & 6, **absent.**

2. At the request of learned Advocate for the applicant, S.O. to 06.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 636 OF 2015
(Dr. Mukaram Ahmed Khan Gulab Gauskhan Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant submits that the applicant wants to bring on record some developments and therefore, she seeks time. Time granted.
3. S.O. to 17.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 146 OF 2016
(Rakesh A. Thakre Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri S.D. Kotkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. The present matter is to be treated as part heard.
3. S.O. to 13.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

O.A. No. 159/2016 with O.A. No. 31/2017
(Subhash R. Gutte Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri S.P. Dhoble, learned Advocate holding for Shri A.V. Patil (Indrale), learned Advocate for the applicant in both the O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the O.As.

2. At the request of learned Advocate for the applicant, S.O. to 21.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 326 OF 2016
(Changdeo G. Sawant Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 12.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

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

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities. Shri Amit Savale, learned Advocate for respondent No. 4, **absent**.

2. At the request of learned Advocate for the applicant, S.O. to 12.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 920 OF 2016
(Sunita M. Gabale Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Shri V.D. Dongre, Member (J)
and
Hon'ble Shri Bijay Kumar, Member (A)

DATE : 31.03.2023.

ORAL ORDER :

Heard Shri S.P. Dhobale, learned Advocate holding for Shri A.V. Patil (Indrale), learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 21.04.2023 for final hearing peremptorily.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 144/2023
(Shri Prafulchandra N. Gundre Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

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

2. The learned counsel for the applicant seeks leave to delete the name of respondent no. 3. Leave granted. The necessary amendment be carried out forthwith.

3. The learned Presenting Officer has sought time for filing the affidavit in reply on behalf of the respondents. Time granted.

4. S.O. to 4.5.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 410/2022
(Shri Anand T. Chintakute Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri Nikhil Dube, learned counsel for the applicant and Shri VR Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. List the matter for hearing on 21.4.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 497/2022
(Shri Sachin J. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Heard Shri V.B. Wagh, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities.

2. When the present matter is taken up for consideration it is informed that the applicant has been given posting at Buldhana. Thus the very purpose of filing the present application is thus served. The learned counsel in the circumstances has sought leave to withdraw the Original Application. The posting order is produced on record. It is taken on record.

3. In view of the submissions made the Original Application stands disposed since withdrawn without any order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 733/2022
(Shri Rahul R. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri Pankaj Raibde, learned counsel holding for Shri Nitin B. Patil, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Despite due opportunities are given the respondent nos. 2 & 3 have not yet filed the affidavit in reply. The respondent nos. 1, 4, as well as, respondent no. 5 have filed their affidavit in replies.

3. In the circumstances, list the matter for hearing on 22.6.2023.

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 209/2019
(Shri Ramesh Verule Vs. State of Maharashtra & Ors.)**

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

DATE : 31.3.2023

ORAL ORDER :

Shri RP Bhumkar, learned counsel for the applicant, Shri DR Patil, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent no. 2, are present.

2. Affidavit in replies are already filed. The applicant is not intending to file any rejoinder.

3. In the circumstances, list the matter for hearing on 15.6.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 879/2022
(Smt. Janabai B. GadadeVs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

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

2. List the matter for hearing on 4.5.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 706/2022
(Shri Suhas T. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri P.G. Rodge, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri V.B. Dhage, learned counsel for respondent no. 4, are present.

2. The affidavit in reply is not yet filed though in January, 2023 itself the last chance was granted.
3. List the matter for hearing on 21.4.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 236/2023
(Smt. Shalini P. Bidarkar Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

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

2. The learned Presenting Officer has tendered across the bar the affidavit in reply on behalf of respondent nos. 1 to 3. It is taken on record and copy thereof has been supplied to other side.

3. List the matter for hearing on 10.4.2023.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 139/2023
(Shri Atmaram Pradhan Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri KB Jadhav, learned counsel for the applicant and Shri SK Shirse, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer submits that during the course of the day the affidavit in reply on behalf of the respondents will be filed in the matter. If the affidavit in reply is filed, it be taken on record and copy thereof be supplied to other side.

3. S.O. to 18.4.2023 for hearing. In the meantime it will be open for the applicant to file rejoinder affidavit, if he so desires.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 117/2023

(Smt. Bhagyashri sd/o Amit Taru Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Heard Smt. Manisha Dalave, learned counsel holding for Shri G.M. Mane, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Issue notice to respondents, returnable on 20.6.2023.
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 20.6.2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

M.A. NO. 139/2023 IN O.A. ST. 565/2023
(Shri Maroti N. Dhadekar Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Heard Shri Girish Kulkarni, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities.

2. This is an application seeking condonation of delay, which has occasioned in filing the accompanying Original Application. The delay is stated to be of 115 days. After having gone through the documents on record the period of delay stated appears to be correct. The learned Presenting Officer has submitted for passing the appropriate orders having regard to the length of delay.

3. Considering that the delay occasioned is not of a longer period, the applicant deserves to be given an opportunity to prosecute his matter on merit. I am therefore inclined to allow this application. Hence the following order :-

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M.A. NO. 139/2023 IN
O.A. ST. 565/2023

ORDER

- (i) The Misc. Application stands allowed.
- (ii) The delay caused in filing accompanying Original Application is condoned.
- (iii) The accompanying O.A. be registered in accordance with law.
- (iv) No order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

O.A. ST. 565/2023
(Shri Maroti N. Dhadekar Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Heard Shri Girish Kulkarni, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 20.6.2023.
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 20.6.2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

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

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

DATE : 31.3.2023

ORAL ORDER :

Heard Smt. Archana S. Therokar, learned counsel holding for Shri V.B. Wagh, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 20.6.2023.
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 20.6.2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 248/2023
(Shri Laxman S. Chavhan Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Heard Shri Saket Joshi, learned counsel holding for Shri Avinash Deshmukh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 20.6.2023.
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 20.6.2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 258/2023
(Shri Subhash N. Raut Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

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

2. Issue notice to respondents, returnable on 16.6.2023.
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 16.6.2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 269/2023
(Smt. Sangita Balkrishna Nemade Vs. State of Maharashtra
& Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Heard Shri Rhshikesh A. Joshi, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The applicant is working as Assistant Professor in Government Engineering College at Aurangabad since the year 2011. It is the grievance of the applicant that though she is praying for her transfer from Aurangabad since the year 2020, her request has not been considered. It is the further contention of the applicant that her daughter is studying in 12th standard and will appear for examination in this year and the son is entering into 12th standard. Both are staying at Pune. Certain other reasons are also mentioned for effecting the transfer. Copies of the representations previously made are placed on record. Statement is made on behalf of the applicant that cognizance of none of the representations has been taken by the respondents and nothing has been communicated to the applicant about the said

representations. In the circumstances, the applicant has filed the present Original Application and has sought directions against the respondents to transfer the applicant at College of Engineering, Pune (COEP) or Government College of Engineering, Avsari, Pune within the stipulated period of time.

3. Prayer as has been made by the applicant cannot be granted by this Tribunal. To make the transfers is a prerogative of the employer. Unless any order of transfer is found to have been made against the statutory rules or arbitrarily, the indulgence cannot be caused by the Tribunal. In the present matter it appears to me that except directing the respondents to consider the request of the applicant and to communicate the decision on her representations is the only relief, which may be granted within the jurisdiction of this Tribunal. In the circumstances, it appears to me that the present Original Application can be disposed of at this initial stage itself by giving aforesaid direction.

4. The learned C.P.O. is also heard on this point. The learned CPO agrees that in such matters though relief as has been prayed may not be liable to be granted in favour of the applicant, the other request made by the

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O.A. NO. 269/2023

applicant that she may be communicated the decision on her representations is just and fair.

5. In the circumstances, without going into the merits of the Original Application I pass the following order :-

ORDER

(i) The respondents shall consider the request by way of representations made by the applicant for her transfer from Aurangabad on its own merit within 4 weeks from the date of this order and communicate the decision to the applicant within the said period.

(ii) With the aforesaid direction the Original Application stands disposed of without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 630/2021
(Shri Babasaheb H. Dahifale Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

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

2. S.O. to 15.6.2023 for hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 815/2022
(Shri Ashok D. Nagrale Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

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

2. The learned counsel has tendered across the bar the rejoinder affidavit on behalf of the applicant to the affidavit in reply of respondent nos. 1 to 3. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 16.6.2023 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 624/2022
(Shri Dhananjay T. Mahajan Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri VB Wagh, learned counsel for the applicant and Shri MP Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.4.2023 for hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 625/2022
(Shri Dhananjay T. Mahajan Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri VB Wagh, learned counsel for the applicant and Shri MP Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.4.2023 for hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 982/2019
(Shri Govind Y. Bharsakhale Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri KG Salunke, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.4.2023 for final hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

ORIGINAL APPLICATION NO. 1029/2022
(Wajeed Majeed Shaikh Vs. State of Maharashtra & Ors.)

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

DATE : 31.3.2023

ORAL ORDER :

Shri RP Adgaonkar, learned counsel for the applicant and Shri MP Gude, learned Presenting Officer for the respondent authorities, are present.

2. The learned PO has tendered across the bar the affidavit in reply on behalf of respondent nos. 1 to 4. It is taken on record and copy thereof has been supplied to other side.

3. S.O. to 14.6.2023 for filing the rejoinder affidavit on behalf of the applicant, if he so desires.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023

**ORIGINAL APPLICATION NO. 291/2021
(Shri Dattatraya More Vs. State of Maharashtra & Ors.)**

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

DATE : 31.3.2023

ORAL ORDER :

Shri SN Suryawanshi, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13.6.2023 for filing rejoinder affidavit.
3. The interim relief granted earlier to continue till then.

VICE CHAIRMAN

ARJ ORAL ORDER 31.3.2023