

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

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

Before: - Court On Leave

Date: -31/07/2023

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Urgent Admission Matters						
1	CP44/22 In OA959/22	A'bad	Adv.Rahul D Khadap (Rahul D Sathe&Ors.)	Contempt Petition		04.10.2023
2	MA193/23 In OAS61/23	Nanded	Adv.V.R. Nawathe (Ramesh V Mathpati&Ors.)	M.A. For Sue Jointly		04.10.2023
3	OA676/23	A'nagar	Adv.N.A. Bhapkar (Rajendra B Dhakne)	Departmental Enquiry		18.08.2023
Order Matters						
4	MA158/22 In OAS1221/21	J'gaon	Adv.N.L. Choudhary (AzroddinMaheboobPinjari) <u>Adv.B.G. Deshmukh for R.No.8</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-4	01.09.2023
High On Board Matters						
5	OA759/22	O'bad	Adv.O.D. Mane/ Adv.A.O. Mane (Manisha A Rashinkar)	Departmental Enquiry	<u>For Expedited Hearing</u> Reply Filed by R-1 to R-3	27.09.2023
Due Admission Matters						
6	OA500/20	Latur	Adv.V.B. Wagh (Yeshwant K Bhandare)	Promotion	For Hearing Reply Filed by R-1 & R-2	26.09.2023
7	OA523/20	A'bad	Adv.Ajay S Deshpande (Rajkumar G Sonawane)	Promotion	For Hearing Reply Filed by R-1	29.08.2023

8	OA04/21	J'gaon	Adv.Ajay S Deshpande (Kiran S Pawar)	Promotion	For Hearing Reply Filed by R-1 & R-2	29.08.2023
9	OA29/21	Beed	Adv.Santosh S Dambe (Vijay N Khawane)	Appointment/ Transfer	For Hearing Reply Filed by R-2 to R-4	27.09.2023
10	OA100/21	A'bad	Adv.Dhananjay A Mane (Manisha T Gite)	Departmental Exam/ Pay Fixation	For Hearing Reply Filed by R-5	27.09.2023
11	OA685/21	A'bad	Party In Person (Amol V Chate&Ors)	Challenging Advertisement	For Hearing Reply Filed by R-2 & R-4	29.09.2023
12	OA108/22	A'nagar	Adv.Avinash S Khedkar (Sitaram K Zodage)	Revision of Pay Scale	For Hearing Reply Filed by R-1 to R-3	29.09.2023
13	OA728/22	Beed	Adv.Hemant D More (Chandrakant M Choudante)	Departmental Enquiry	For Admission Reply Filed by R-2 & R-3	25.09.2023
14	OA981/22	A'bad	Adv.Zahed Ali Syed (Dr.ImranHaroon Mohammad)	Appointment	For Hearing	29.09.2023
15	OA1019/22	Beed	Adv.Swaraj S Tandale (Indrakant H Shendurkar)	Promotion/ Deemed Date	For Admission	29.09.2023
16	OA300/23 with	A'bad	Adv.Avinash S Deshmukh (Ratnaraj R Jawalgekar)	Promotion	For Hearing	17.08.2023
17	OA215/23	A'bad	Adv.Avinash S Deshmukh (Ratnaraj R Jawalgekar) <u>Adv.A.B. Khrosekar for R.No.4</u>	Promotion	For Hearing	17.08.2023
Final Hearing Matter						
18	OA82/17	A'bad	Adv.S.B. Talekar& Associates (ShaikhRabbaniShaikhDadub hai)	Promotion	Reply Filed by R-2 & R-3	27.09.2023
19	OA268/17 With	Beed	Adv.Talekar& Associates (Vishal W Machave)	Promotion	Reply Filed by R-1 to R-4	29.09.2023

20	OA269/17 With	Beed	Adv.S.B. Talekar& Associates (Sachin B Kamble)	Promotion	Reply Filed by R-1 to R-4	29.09.2023
21	OA270/17 With	Beed	Adv.S.B. Talekar& Associates (Prashant B Pathak)	Promotion	Reply Filed by R-1 to R-4	29.09.2023
22	OA271/17	Beed	Adv.Talekar& Associates (Govind B Shelke)	Promotion	Reply Filed by R-1 to R-4	29.09.2023
23	OA68/19	Latur	Adv.V.B. Wagh (Dr.Shripati K Shinde)	Challenging G.R.	Reply Filed by R-1 to R-3	28.08.2023
24	OA263/20	A'bad	Adv.V.B. Wagh (Ravindra M Kamble)	Exemption From Pssing Departmental Exam	Reply Filed by R-1 to R-4	26.09.2023
25	OA277/21	Latur	Adv.K.B. Jadhav (Shivaji N Wagh)	Reversion	Reply Filed by R-1 & R-4	25.08.2023
26	OA496/21	Latur	Adv.R.K. Ashtekar (Prathamesh S Vaidhya&Ors.) <u>Adv.K.G. Salunke for R.No.10 in OA496/21</u>	Seniority List/ Promotion	Reply Filed by R-1 to R-3	25.09.2023

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for reply board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Due Admission Matters						
1	CP1/21 In OA83/18	Nanded	Adv.K.M. Nagarkar (Vyankat S More &Ors.)	Contempt Petition	Reply Filed by R-2, R-3, R-5, R-6 Ref.Order dtd.05.12.2022	12.09.2023
2	CP22/22 In OA25/21	A'bad	Adv.R.J. Nirmal (Shankar P Dange)	Contempt Petition	Reply Filed by R-2	15.09.2023
3	CP02/23 In OA1099/19	O'bad	Adv.D.N. Kakade (Ramraje G Pawar)	Contempt Petition	For Filing Affidavit in Reply	18.09.2023

4	CP29/23 In OA876/16	A'nagar	Adv.M.S. Bhosale (Anirudh R Gavhane)	Contempt Petition	For Filing Affidavit in Rejoinder	18.09.2023
5	OA792/21	A'bad	Adv.K.B. Jadhav (Rajendra B Pawar)	Pay Fixation/ Revision of Pay	One More Last Chance For Filing Affidavit in Rejoinder to the affidavit in Reply filed by R-3	18.09.2023
6	OA243/22	J'gaon	Adv.D.T. Devane (Ghansham D Chavan&Ors.) <u>Adv.M.B. Kolpe for R.No.2</u>	Departmental Examination/ Declaration of Result	As a Last ChanceFor Filing Affidavit in Rejoinder	11.09.2023
7	OA261/22	A'bad	Adv.V.R. Jain (Dadarao U Phule)	Appointment	Last Chance For Filing Affidavit in Reply	12.09.2023
8	OA521/22	O'bad	Adv.I.D. Maniyar (Shivling S Hankare)	Examination/ Eligibility	As a Last ChanceFor Filing Affidavit in Rejoinder	13.09.2023
9	OA523/22	A'bad	Adv.S.A. Deshmukh (Gajanan Y Bansode)	Promotion	For Reply R-4 & R- 5 Reply Filed by R-1 to R-3	18.09.2023
10	OA726/22	Nashik Dhule	Adv.D.T. Devane (Dinesh N Patil) <u>Adv.M.B. Kolpe for R.No.2</u>	Selection	As a Last ChanceFor Filing Affidavit in Rejoinder	11.09.2023
11	OA740/22	A'bad	Adv.K.B. Jadhav (Shashikant N Tidke) <u>Adv.C.K. Shinde/ Adv.TusharShinde for R.No.4</u>	Promotion	As a Last ChanceFor Filing Affidavit in Rejoinder	21.08.2023
12	OA842/22	Latur	Adv.Jayant S Deshmukh (Dr.Ramdas B Panchal) <u>Adv.J.K. Kadam for R.No.4 Adv.M.B. Kolpe for R.No.3</u>	Interview	As One More Last ChanceFor Filing Affidavit in Rejoinder	29.08.2023
13	OA857/22	Latur	Adv.J.S. Deshmukh (Dr.Chandrajyoti R Dhange) <u>Adv. M.B. Kolpe For R.No.3</u>	Interview	As One More Last ChanceFor Filing Affidavit in Rejoinder	29.08.2023
14	OA896/22	Nanded	Adv.Avinash S Deshmukh (Dr. Suryakant G Nagshettiwar)	Condonation of Technical Break	As a Last Chance For Filing Affidavit in Reply	25.09.2023

15	OA958/22	P'bhani	Adv.S.S. Thombre (Vasant S Tupkari)	Termination	For Filing Affidavit in Reply	25.08.2023
16	OA1067/22	Beed	Adv.P. M. Shinde Adv.P.B. Jadhav (Shivaji D Sirsat)	Selection/ Appointment	Await Service For R-5	31.08.2023
17	TA13/23 WP10387/22	A'nagar	Adv.Yuvraj S Choudhari (Digambar B Mule)	Advertisement	For Filing Affidavit in Reply For R-1 & R-3	22.09.2023
18	OA55/23	P'bhani	Adv.J.K. Bansod (Madhuri B Panzade)	Appointment	For Filing Affidavit in Reply	22.09.2023
19	OA190/23	Latur	Adv.S.D. Joshi (Kishan B Mane)	Departmental Enquiry/ Punishment	For Filing Affidavit in Rejoinder	22.09.2023
20	OA375/23	Beed	Adv.Priya R Bharaswadkar (Balasaheb A Wanve)	Show Cause Notice	For Filing Affidavit in Reply	09.08.2023
21	OA191/23	Latur	Adv.S.D. Joshi (Deorao A Sawale)	Departmental Enquiry/ Punishment	For Filing Affidavit in Rejoinder	22.09.2023
22	OA351/23	A'bad	Adv.P.R. Wankhade (Dr. Rajesj B Kharat)	Selection Process (MPSC)	For Filing Affidavit in Reply	25.08.2023
Order Matters						
23	MA115/22 In OAS138/22	A'bad	Adv.V.R. Jain (Mangesh S Vishwasu)	M.A. For Condonation of Delay	For Filing Affidavit in Rejoinder	01.09.2023
24	MA409/22 In OAS1053/22	Hingoli	Adv.S.V. Suryawanshi (Punjaji M. Shinde)	MA for Condonation of delay	As a Last Chance For Filing Affidavit in Reply	04.09.2023
25	MA410/22 In OAS1052/22	Hingoli	Adv.S.V. Suryawanshi (Uttam T Padme)	MA for Condonation of delay	As a Last Chance For Filing Affidavit in Reply	04.09.2023
26	MA570/22 In OAS2028/22	Hingoli	Adv.Tabrezuddin R Quadri/ Adv.ZiaUl Mustafa (FaijulkhanSherkhanPathan)	M.A. For Condonation of Delay	Await Service of Notice	04.09.2023
27	MA221/23 In OAS812/23	O'bad	Adv.E.S. Murge (Reshma A Bansode)	M.A. For Condonation of Delay	For Reply	07.09.2023

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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: -31/07/2023

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Regular Admission Matters						
1	OA681/23	A'bad	Adv.K.B. Jadhav (Dr.Prashant R Ghodke)	Suspension/ Revocation of Suspension	Circulation	08.08.2023
2	OA682/23	A'bad	Adv.K.B. Jadhav (Dr. Suresh G Ghule)	Suspension/ Revocation of Suspension	Circulation	08.08.2023
3	OASSt1459/23	Nanded	Adv.S.G. Kulkarni (Vijaykumar M Nawale)	Transfer	Circulation with Office Objection	04.09.2023
Order Matters						
4	MA306/21 In OASSt1305/21	A'bad	Adv.SuchitaDhongde (Kiransingh A Pal) <u>Adv.S.B. Mene for R.Nos.3 & 4</u>	M.A. For Condonation of Delay	For Hearing	01.09.2023
5	MA307/21 In OASSt1307/21	A'bad	Adv.SuchitaDhongde (Trymbak V Chaudhari) <u>Adv.Sunita D Shleke for R.Nos. 2 to 4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1	
6	MA338/21 In OASSt1455/21	Dhule	Adv.SuchitaDhongde (Amol P Jadhav)	M.A. For Condonation of Delay	For Further Consideration Reply Filed by R-3	
7	MA368/22 In OASSt307/22	P'bhani	Adv.B.B. Kulkarni (Jaydatt R Bhusare)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1	08.08.2023
Due Admission Matters						
8	OA11/21	A'bad	Adv.Ashish B Rajkar (Ravikant R Hadoltikar) <u>Adv.G.N. Patil for R.No.4</u>	Directions/ Benefit of G.R./ Pension &Pensionery Benefits	For Admission Reply Filed by R-1 & R-5	18.09.2023
9	OA576/21	N'bar	Adv.K.B. Jadhav (Atmaram M Raut)	Recovery	Reply Filed by R-1 to R-3	05.09.2023
10	OA219/22	A'bad	Adv.S.N. Lute (Datta G Tarate)	Pension &Pensionery Benefits	For Further Cosideration Reply Filed by R-2 to R-5	06.09.2023

11	OA449/22	A'bad	Adv.Talekar& Associates (Sachin R Gupta)	Suspension	Reply Filed by R-1 & R-2	22.08.2023
12	OA550/22 with	P'bhani	Adv.Vivek G Pingle (Raghoji R Bele)	Benefit of G.R.	For Hearing	11.08.2023
13	OA551/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Bapurao G Chikalkar&Ors.)	Benefit of G.R./ Permanancy	For Hearing	
14	OA552/22 with	P'bhani Hingoli	Adv.Vivek G Pingle (Kiran M Ubale&Ors.)	Benefit of G.R./ Permanancy	For Hearing	
15	OA553/22 with	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Punjaji S Yelne&Ors.)	Benefit of G.R./ Permanancy	For Hearing	
16	OA554/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Nandkishor M Hanswal&Ors.)	Benefit of G.R.	For Hearing	
17	OA555/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Ismail Ahmad Nadaf&Ors.)	Benefit of G.R.	For Hearing	
18	OA556/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Balasaheb G Agashe&Ors)	Benefit of G.R.	For Hearing	
19	OA557/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Anil K Jondhale&Ors)	Benefit of G.R.	For Hearing	
20	OA558/22 With	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Rangnath R Jadhav&Ors)	Benefit of G.R.	For Hearing	
21	OA559/22	Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Pramilabai B Deshmukh)	Benefit of G.R.	For Hearing	
22	OA560/22 with	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Maroti R Sable &Ors.)	Benefit of G.R./ Regularisation	For Hearing	
23	OA561/22 with	Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Gopalrao V Tompe&Ors)	Benefit of G.R.	For Hearing	
24	OA562/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Shantabai B Thombre)	Benefit of G.R.	For Hearing	

25	OA563/22 with	Hingoli	Adv.P.M. Shinde / Adv.P.B. Jadhav (Baban B Thoke)	Benefit of Permanancy/ Regularisation	For Hearing	11.08.2023
26	OA564/22 with	Hingoli	Adv.P.M. Shinde/ Adv.P.B. Jadhav (Ramrao M Pole &Ors.)	Benefit of Permanancy/ Regularisation	For Hearing	
27	OA565/22 with	Hingoli	Adv.P.M. Shinde/ Adv.P.B. Jadhav (Shesherao R Rathod&Ors.)	Benefit of G.R./ Regularisation	For Hearing	
28	OA566/22	Hingoli	Adv.P.M. Shinde/ Adv.P.B. Jadhav (Shesherao L Rathod&Ors.)	Benefit of Permanancy/ Regularisation	For Hearing	
29	OA1110/22	Hingoli	Adv.V.G. Pingle (Sahebrao C Shinde&Ors)	Benefits of G.R.	For Admission	
30	OA44/21	P'bhani	Adv.Vivek G Pingle (Sugam B Rathod&Ors.)	Benefit as per G.R./ Regularisation		
31	OA74/23	A'nagar	Adv.V.B. Wagh (Vilas G Dhole)	Directions/ Pension &Pensionery Benefits	For Hearing Reply Filed by R-1	
Final Hearing Matters						
32	OA820/19 with	J'gaon	Adv.S. R.Sapkal (Yogesh B. Sonawane)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	15.09.2023
33	OA821/19 with	J'gaon	Adv.S.R. Sapkal (Shital T Mali)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
34	OA822/19 with	J'gaon	Adv.S. R. Sapkal (Rohidas MPatil)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
35	OA823/19 with	J'gaon	Adv.S.R. Sapkal (Tukaram B Lavte)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
36	OA824/19 with	J'gaon	Adv.S. R. Sapkal (Dinesh P Devre)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
37	OA825/19 with	J'gaon	Adv.S.R. Sapkal (Balaji PJohare)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	
38	OA826/19 with	J'gaon	Adv.S.R. Sapkal (Khalil YakubShaikh)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	

39	OA827/19 with	J'gaon	Adv.S.R. Sapkal (Rohini P Sonar)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3	15.09.2023	
40	OA828/19 with	J'gaon	Adv.S.R. Sapkal (Shaligram K Kankhare)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
41	OA829/19 with	J'gaon	Adv.S.R. Sapkal (Nilam A Pardeshi)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
42	OA830/19 with	J'gaon	Adv.S.R. Sapkal (Roshni B Pawar)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
43	OA831/19 with	J'gaon	Adv.S. R. Sapkal (Dipika MPalve)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
44	OA832/19 with	J'gaon	Adv.S.R.Sapakal (Sunita S Patil)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
45	OA837/19 with	J'gaon	Adv.S.R.Sapakal (Sarika N Kadam)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
46	OA838/19 with	J'gaon	Adv.S.R.Sapakal (Ashwini R Dhattrak)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
47	OA839/19 with	J'gaon	Adv.S.R.Sapakal (Bhavna A Sangore)	Recovery / Pay fixation as per G.R	Reply Filed By R-1 to R-3		
48	OA915/19	J'gaon	Adv.S.R. Sapkal (Roshni S Zatale)	Recovery	Reply Filed By R-1 to R-3		
49	OA103/21	N'bar	Adv.S.D. Joshi (Dr.Harishchandra T Kokani) <u>Adv.Rakesh N Jain for R.No.3</u>	Reinstatement (Suspension)	Reply Filed by R-1 to R-3		11.08.2023
50	OA35/22	A'bad	Adv.K.B. Jadhav (Vikas R Pradhan)	Compassionate Appointment on the Ground	Reply Filed by R-1 to R-3		15.09.2023
51	OA252/23	A'nagar	Adv.Avinash S Deshmukh (Balasaheb Y Dhanave)	Transfer	Reply Filed by R-1		08.08.2013

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Date: -31/07/2023

for reply board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Due Admission Matters						
1	OA909/18	N'bar	Adv.ManojShelke/ Adv.S.M. Mundik (Atamaram N Mahide)	Kotwal	For Filing Affidavit in Rejoinder	05.09.2023
2	OA618/19	Latur	Adv.Uddhav L Momale (Dhondiram G Kamble)	Refund of Recovered Amount	Await Service for R-1 to R-4	01.09.2023
3	OA291/21	Dhule	Adv.Sanket N Suryawanshi (Dattatraya M More)	Recovery	For Filing Affidavit in Rejoinder	06.09.2023
4	OA611/21	Beed	Adv.IndranilGodsay (SayyedSalimSayyedYaqub)	Withdrawal of Charge	For Filing Affidavit in Rejoinder	06.09.2023
5	OA612/21	Beed	Adv.Suresh P Salgar (Dr.Arun B Morale) <u>Adv.PramodPisal for R.No.3</u>	Transfer	For Filing Affidavit in Reply	08.08.2023
6	OA643/21	A'bad	Adv.Yuvraj S Choudhari (Tanaji M Narale)	Leave/ Salary	For Filing Affidavit in Rejoinder	06.09.2023
7	OA656/21	Nanded	Adv.SuchitaDhongde (Shrikisan M Choure)	Transfer	For Filing Affidavit in Reply	17.08.2023
8	OA83/22	Dhule	Adv.S.N. Surywanshi (Jitendra D Gurav)	Minor Punishment/ Recovery	For Filing Affidavit in Rejoinder	06.09.2023
9	OA505/22	Beed	Adv.V.B. Wagh (NajirabiNasirShaikh)	Absorption/ Benefit of Time Bound Promotion	For Filing Affidavit in Rejoinder	06.09.2023
10	OA548/22	J'gaon	Adv.A.S. Deshmukh (Dilip R Bari)	Transfer	For Filing Affidavit in Rejoinder	10.08.2023
11	OA727/22	Nanded	Adv.Aparna S Sapate/ Adv.S.S. Shinde/ Adv.P.H. Patil (Laxman N Mahure)	Kotwal	For Reply	04.09.2023

12	OA913/22	A'nagar	Adv.Vishwas B Wagh (Varsha V Gaikwad)	Absorption	For Filing Affidavit in Reply	07.09.2023
13	OA99/23	J'gaon	Adv.P.H. Patil (Bhimrao N More)	Pay & Allowances/ Pensionery& Other Benefits	For Filing Affidavit in Rejoinder	21.08.2023
14	OA133/23	O'bad	AdvRashikesh A Joshi (Ramesh S Mali)	Benefit of G.R. A.C.P.S	For Reply	07.09.2023
15	OA212/23	Hingoli	Adv.J.S. Deshmukh (Dr.Santosh P Pardeshi)	Leave & Increments	For Reply	07.09.2023
16	OA218/23	Beed	Adv.R.D. Khadap (Dr.Sandip T Jogdand)	Suspension/ Reinstatement	By Way of Last Chance For Filing Affidavit in Reply	17.08.2023
17	OA389/23	A'bad	Adv.K.G. Salunke (Vandana G Sukale) <u>Adv.A.B. Rajkar for R.No.3 in OA389/23</u>	Transfer	For Reply	10.08.2023
18	OA471/23	Nanded	Adv.V.B. Dhage (Govind S Surewad)	Transfer	Await Service	08.08.2023
19	OA618/23	J'gaon	Adv.K.B. Jadhav (Kishor A Salunke)	Transfer	For Reply	09.08.2023
20	OA620/23	Jalna	Adv.A.D. Sugdare (Anita J Bhartilak)	Transfer	For Reply	07.08.2023
Order Matters						
21	MA202/23 In OA155/23	P'bhani	Adv.Kakasaheb B Jadhav (Avinash V Raut)	M.A. For I.R.	As a Last Chance For Filing Affidavit in Reply	08.08.2023
22	MA214/23 In OAS612/23	A'nagar	Adv.M.V. Dhongade/ Adv.R.D. Bhalerao (Babasaheb D Puri) <u>Adv.D.T. Devane for R.Nos.2 to 5</u>	M.A. For Condonation of Delay	For Reply	07.09.2023

ORIGINAL APPLICATION NO. 676 OF 2023 (D.B.)
(Rajendra Babasaheb Dhakne Vs. the state of Maharashtra & Ors.)

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

DATE : 31.07.2023

ORAL ORDER :

Heard Shri K.B. Borde, learned counsel holding for Shri N.A. Bhapkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. It is the grievance of the applicant that before he completes the ordinary tenure of his posting at Shevgaon he has been abruptly relieved vide order dated 01.07.2023. The learned counsel submitted that in the relieving order it is mentioned that the applicant has been transferred to Police Headquarter, Ahmednagar. However, no such order is served upon him. The learned counsel further submitted that an enquiry has been initiated against the applicant on the basis of one video which has become viral on social media platform and on that basis without giving any opportunity of hearing his submission has been recorded and enquiry has been initiated. The applicant in the circumstances has prayed for an interim relief, thereby staying the so called order of transfer, whereby he has been

allegedly to have been transferred to Police Headquarter, Ahmednagar and also to stay the enquiry initiated against him.

3. The applicant has placed on record the order dated 30.06.2021, whereby he was transferred to Traffic Branch, Shevgaon. The applicant has also placed on record the relieving order dated 01.07.2023. In the said order, no date of the order of transfer, whereby the applicant is stated to have been transferred to Police Headquarter, Ahmednagar is mentioned. The applicant has also placed on record his statement recorded by the Sub Divisional Police Officer. The applicant has also placed on record the representation submitted by him on 03.07.2023 to the Superintendent of Police, Ahmednagar.

4. I have gone through the contents of the representation dated 03.07.2023. In the said representation the applicant has disclosed the date of the order of transfer as 28.06.2023, whereby he has been transferred to Police Headquarter, Ahmednagar. It is thus evident that the applicant is aware of the said order and it is not the case that no

such order has been passed. In fact when the representation is submitted by the applicant he must have waited for a reasonable period to approach this Tribunal. Insofar as aspect of enquiry is concerned, there is nothing on record that the enquiry is initiated against the applicant. In the circumstances, unless say of the respondents is received, even prima-facie conclusion cannot be recorded. In the circumstances, I deem it appropriate to pass the following order:-

ORDER

- (i) Issue notice to the respondents, returnable on 18.08.2023.
- (ii) Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- (iii) Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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O.A.676/2023

(iv) 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.

(v) 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.

(vi) S.O. to 18.08.2023.

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

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO. 627 OF 2023
(Gajanan Ramrao Kharode Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : **31.07.2023**

ORAL ORDER :

Heard Shri Gajanan R. Kharode, applicant in person and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The present matter is not on board. At the request of applicant it is taken on board. The applicant is appearing in person. Learned Advocate Shri M.A. Golegaonkar was appearing for the applicant. However, he has given his No Objection to engage another Advocate. The applicant however submits that he does not desire to prosecute the matter further and hence intends to withdraw the Original Application. The applicant is possessing his identity proof which is examined. In view of the submission made, following order is passed.

ORDER

The Original Application is disposed of since withdrawn without any order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 896 OF 2022

(Dr. Suryakant Gangadharrao Nagshettiwar Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : 31.07.2023

ORAL ORDER :

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

2. Despite repeated opportunities, the respondents have failed in submitting the affidavit in reply. Hence, list the matter for hearing on 25.09.2023 without affidavit in reply of the respondents.

3. S.O. to 25.09.2023 for hearing.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION ST.NO. 1459 OF 2023
(Vijaykumar M. Nawale Vs. the state of Maharashtra & Ors.)

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

DATE : 31.07.2023

ORAL ORDER :

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

2. There are two office objections. One that Shri B.P. More, who has been posted at Nanded in place of applicant has not been made party respondent. The learned counsel for the applicant submits that the applicant is not seeking his retention at Nanded. His grievance is that without considering the options given by him he has been transferred to Amarawati for which he never gave an option. In the circumstances, it does not appear to me that said Shri B.P. More has to be added as necessary party in the present Original Application. The objection therefore cannot be sustained. Second objection is about the jurisdiction. The said objection also is unsustainable since cause of action for filing the Original Application occurred in the jurisdiction of this Tribunal.

3. In the circumstances, issue notice to the respondents, returnable on 04.09.2023.

//2// O.A.St.1459/2023

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 04.09.2023.
9. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 375 OF 2023
(Balasaheb Ashruba Wanve Vs. the state of Maharashtra & Ors.)

CORAM : **Hon'ble Shri Justice P.R. Bora,**
Vice Chairman
(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : **31.07.2023**

ORAL ORDER :

Heard Smt. Priya R. Bharaswadkar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer has tendered across the bar the affidavit in reply on behalf of the respondent Nos. 1 to 6. The same is taken on record and copy of it is given to learned counsel for the applicant.

3. Learned counsel submits that during pendency of the present Original Application the respondents have dismissed the applicant vide order passed on 24.07.2023 and in view of subsequent development, the applicant will have to amend the Original Application and the applicant also intends to seek some interim relief in relation to order of dismissal. She, therefore, prayed for nearer date in the present matter. List the matter on 09.08.2023.

4. S.O. to 09.08.2023.

VICE CHAIRMAN

C.P.NO. 44/2022 IN O.A.NO. 959/2019
(Rahul D. Sathe & Ors. Vs. the state of Maharashtra & Ors.)

CORAM : **Hon'ble Shri Justice P.R. Bora,**
Vice Chairman
(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : **31.07.2023**

ORAL ORDER :

Shri R.D. Khadap, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 04.10.2023.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

M.A. 193/2023 IN M.A. 44/2023 IN O.A.ST. 61/2023
(Ramesh Vishwnathrao Mathpati & Ors. Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : 31.07.2023

ORAL ORDER :

Shri V.R. Nawathe, learned counsel for the applicants (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicants, S.O. to 04.10.2023.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

T.A.NO. 13/2023 (W.P.NO. 10387/2022)
(Digambar Baburao Mule Vs. the state of Maharashtra & Ors.)

CORAM : **Hon'ble Shri Justice P.R. Bora,**
Vice Chairman
(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : **31.07.2023**

ORAL ORDER :

Shri Onkar Joshi, learned counsel holding for Shri J.J. Patil, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time to file affidavit in reply on behalf of respondent Nos. 1 & 3. The request is opposed by the learned counsel appearing for the applicant. However, in the interest of justice, time granted till 22.09.2023. If the reply is not filed before the next date, the matter will be heard without affidavit in reply of the respondents.

3. S.O. to 22.09.2023.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO. 958 OF 2022

(Vasant Sambhappa Tupkari & ors. Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : 31.07.2023

ORAL ORDER :

Shri A.V. Thombre, learned counsel holding for
Shri S.S. Thombre, learned counsel for the
applicants and Shri B.S. Deokar, learned
Presenting Officer for the respondent authorities, are
present.

2. Learned P.O. has sought time for filing affidavit
in reply on behalf of the respondents. Time granted.
3. S.O. to 25.08.2023. Interim relief granted
earlier to continue till then.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO. 277 OF 2021
(Shivaji N. Wagh Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : **31.07.2023**

ORAL ORDER :

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

2. S.O. to 25.08.2023 for final hearing. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO. 728 OF 2022
(Chandrakant M. Choudante Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : **31.07.2023**

ORAL ORDER :

Shri H.D. More, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel submitted that he has not yet received the copy of affidavit in reply filed on behalf of the respondent Nos. 2 & 3. Learned P.O. undertakes to give copy of the said affidavit in reply to learned counsel for the applicant.

3. S.O. to 25.09.2023 for admission.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO. 740 OF 2022

(Shashikant Narayanrao Tidke Vs. the state of Maharashtra & Ors.)

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

(This matter is placed before the Single Bench
due to non-availability of Division Bench)

DATE : 31.07.2023

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri C.K. Shinde, learned counsel for the respondent No.4, are present.

2. Learned counsel appearing for the applicant has tendered affidavit in rejoinder. The same is taken on record and copy of it is given to other sides. List the matter for hearing on 21.08.2023.

3. S.O. to 21.08.2023.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO. 576 OF 2021
(Atmaram Maharu Raut Vs. the state of Maharashtra & Ors.)

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

DATE : 31.07.2023

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. S.O. to 05.09.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

SAS ORAL ORDER 31.07.2023

ORIGINAL APPLICATION NO.681/2023

(Dr. Prashant Ghodke Vs. The State of Maharashtra & Ors.)

ORIGINAL APPLICATION NO.682/2023

(Dr. Suresh Ghule Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Heard Shri Kakasaheb B. Jadhav, learned Counsel for the applicants, Shri D.R.Patil and Shri I.S.Thorat learned Presenting Officers for the respondent authorities.

2. The applicants in both these applications are Medical Officers (Group-A). Their appointing authority is undisputedly the Government. Vide the impugned orders both the applicants have been suspended by the Chief Executive Officer (CEO), Zilla Parishad, Aurangabad by invoking powers under Rule 4(1)(c) of the Maharashtra Civil Services (Discipline & Appeal) Rules, 1979. Under Rule 4(1)(c) Government employee can be suspended either by the appointing authority or any other officer to whom the appointing authority is subordinate or by the disciplinary authority.

3. It is the contention of the applicants that the CEO, Z.P., Aurangabad is neither their appointing authority nor the disciplinary authority. As submitted by the learned Counsel for the applicants the appointing authority for the applicants is the State Government. Learned Counsel further submitted that orders of suspension being passed by an authority not having such power, are *non est* orders. Learned Counsel in the circumstances prayed for interim relief thereby seeking stay to the implementation of the orders of suspension.

4. Learned P.Os. appearing in the respective matters opposed for granting any such stay. Learned P.Os. contended that passing of order of suspension by an officer subordinate to appointing authority cannot be held to be a fatal defect and in some circumstances such authorities also can pass orders of suspension. Learned P.Os., therefore, prayed for rejecting the request for interim relief.

5. I have duly considered the submissions made on behalf of the learned Counsel appearing for the applicants and the learned P.Os. appearing for respondents. It is not in dispute that in both the

matters the orders of even date, i.e. of 26-07-2023 whereby the applicants have been put under suspension, are passed by the CEO, Z.P., Aurangabad. It is further not in dispute that the appointing authority of both these applicants is the State Government.

6. Rule 4(1) of the MCS (D & A) Rules, 1979 provides that the appointing authority or any authority to which the appointing authority is subordinate or the disciplinary authority or any other authority empowered in that behalf by the Governor by general or special order may place a Government servant under suspension. Though it has been contended on behalf of the respondents that in certain circumstances even the authority subordinate to the appointing authority also can pass the order of suspension, no such document is placed on record or no such submission even has been made by the respondents that the CEO, Z.P., Aurangabad was empowered in this regard by the Hon'ble Governor. It has also not been submitted by the learned P.Os. that after passing the orders of suspension the authority which has passed the order has forwarded the report to the appointing

authority explaining the circumstances in which the orders of suspension have been passed.

7. After having considered the submissions made on behalf of the applicants and the respondents, I have reached to the conclusion that, *prima facie* case is certainly made out by the applicants. Proviso to Rule 4(1) of the MCS (D & A) Rules, 1979 no doubt provides that where the order of suspension is made by an authority lower than the appointing authority, such authority shall forthwith report to the appointing authority the circumstances in which the order was made. However, as noted by me hereinabove, no such submission has been made on behalf of the respondents. As such, there appears substance in the submissions made on behalf of the applicants that the impugned orders being passed by an authority subordinate to the appointing authority, are apparently contrary to the provisions under Rule 4(1) of the MCS (D & A) Rules, 1979. The applicants have, thus, made out a *prima facie* case for grant of interim relief in their favour. I, therefore, deem it appropriate to pass the following order:

ORDER

[i] Issue notice to the respondents, returnable on 08-08-2023. **Till then, execution of the impugned orders shall stand stayed.**

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

[iii] 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.

[iv] 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.

[v] 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.

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O.A.NO. 681/2023 & 682/2023

Applicant is directed to file affidavit of compliance and notice.

[vi] S.O. to 08-08-2023.

[vii] Steno copy and Hamdast is allowed to both parties.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO.389/2023
(Vandana Sukale Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Shri K.G.Salunke, learned Counsel for the applicant, Shri I.S.Thorat, learned Presenting Officer for the respondent authorities and Shri A.B.Rajkar, learned Counsel for respondent no.3, are present.

2. Learned P.O. submits that during the course of the day affidavit in reply on behalf of respondent nos.1 and 2 will be filed. Copy be served on the learned Counsel for applicant.

3. List the matter for hearing on 10-08-2023.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO.618/2019
(Dhondiram Kamble Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Shri Pankaj Bharat, learned Counsel holding for Shri U.L.Momale, 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, re-issue notice to respondents, returnable on 01-09-2023.
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 01-09-2023.
8. Steno copy and Hamdast is allowed to both parties.

**ORIGINAL APPLICATION NO.727/2022
(Laxman Mahure Vs. The State of Maharashtra & Ors.)**

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

DATE : 31-07-2023

ORAL ORDER :

Shri P.H.Patil, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of the respondents. In the interest of justice, time is granted by way of last chance.

3. S.O. to 04-09-2023.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.99/2023
(Bhimrao More Vs. The State of Maharashtra & Ors.)**

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

DATE : 31-07-2023

ORAL ORDER :

Shri P.H.Patil, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel submits that the applicant is not intending to file any rejoinder.
3. List the matter for hearing on 21-08-2023.

ORIGINAL APPLICATION NO.618/2023
(Kishor Salunke Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Shri Kakasaheb B. Jadhav, learned Counsel for the applicant and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Present matter pertains to transfer of applicant. Learned P.O. has sought time to file affidavit in reply. One week's time is granted in the interest of justice.

3. S.O. to 09-08-2023.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

M.A.NO.202/2023 IN O.A.NO.155/2023
(Avinash V. Raut Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

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

2. Learned P.O. has sought time to file affidavit in reply to the M.A. In the interest of justice time is granted by way of last chance.

3. S.O. to 08-08-2023.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.909/2018
(Atmaram Mahide Vs. The State of Maharashtra & Ors.)**

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

DATE : 31-07-2023

ORAL ORDER :

Shri R.D.Khadap, learned Counsel holding for Shri Manoj Shelke, learned Counsel for the applicants and Shri S.K.Shirse, learned Presenting Officers for the respondent authorities, are present.

2. Learned Counsel for the applicant submits that no rejoinder is to be filed.
3. List the matter for hearing on 05-09-2023.

M.A.NO.306/2021 IN O.A.ST.NO.1305/2021
(Kiransingh Pal Vs. The State of Maharashtra & Ors.)
M.A.NO.307/2021 IN O.A.ST.NO.1307/2021
(Trymbak Chaudhari Vs. The State of Maharashtra & Ors.)
M.A.NO.338/2021 IN O.A.ST.NO.455/2021
(Amol Jadhav Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Shri S.D.Dhongde, learned Counsel holding for Smt. Suchita Dhongde, learned Counsel for the applicants, Smt. M.S.Patni, Shri B.S.Deokar and Shri D.R.Patil, learned Presenting Officers for the respondent authorities, Shri S.B.Mene, learned Counsel for respondent nos.3 and 4 (in M.A.No.306/21) and Smt. Sunita D. Shelke, learned Counsel for respondent nos.2 to 4 (in M.A.No.307/21).

2. On request of learned Counsel for the applicant, S.O. to 01-09-2023.

ORIGINAL APPLICATION NO.218/2023
(Dr. Sandip Jogdand Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Heard Shri R.D.Khadap, learned Counsel for the applicants and Shri I.S.Thorat learned Presenting Officers for the respondent authorities.

2. Learned P.O. submits that parawise draft reply is forwarded for approval and therefore, sought two weeks' time. Granted.

3. S.O. to 17-08-2023.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

**ORIGINAL APPLICATION NO.449/2022
(Sachin Gupta Vs. The State of Maharashtra & Ors.)**

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

DATE : 31-07-2023

ORAL ORDER :

Ms. Prashasti Srivastava, learned Counsel holding for Mr. S.B.Talekar, learned Counsel for the applicant and Mr. B.S.Deokar, learned Presenting Officer for the respondent authorities, are present.

2. On request of learned Counsel for the applicant, S.O. to 22-08-2023.

YUK ORAL ORDER 31.07.2023

VICE CHAIRMAN

**M.A.NO.214/2023 IN O.A.ST.NO.612/2023
(Babasaheb Puri Vs. The State of Maharashtra & Ors.)**

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

DATE : 31-07-2023

ORAL ORDER :

Shri R.D.Bhalerao, learned Counsel for the applicant is **absent**. Shri D.T.Devane, learned Counsel for respondent nos.2 to 5 and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel for respondent nos.2 to 5 has submitted affidavit in reply to the M.A. It is taken on record. Copy is given to the other side.
3. Learned P.O. appearing for respondent no.1 submits that respondent no.1 may not file separate affidavit in reply to the M.A. and he is adopting the reply filed by respondent nos.2 to 5.
4. List the matter for hearing on 07-09-2023.

ORIGINAL APPLICATION NO.913/2022
(Varsha Gaikwad Vs. The State of Maharashtra & Ors.)

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

DATE : 31-07-2023

ORAL ORDER :

Smt. Archana Therokar, learned Counsel holding for Shri V.B.Wagh, learned Counsel for the applicant and Smt. M.S.Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has requested time to file affidavit in reply on behalf of the respondents. Request is opposed by the learned Counsel for the applicant. In the interest of justice final chance is granted to file affidavit in reply. If reply is not filed on or before the given date, matter shall be heard without reply of the respondents.

3. S.O. to 07-09-2023.

ORIGINAL APPLICATIN NO. 1071 OF 2022
(Pratap S. Saontakke Vs. State of Maharashtra & Ors.)

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

DATE : 31.07.2023

ORAL ORDER :

Heard Shri G.J. Kore, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for respondent authorities.

2. The present matter is not on board. It is taken on board.

3. The present matter was heard by this Tribunal on 25.07.2023 and was closed for orders. However, while perusing the record and paper book of the present matter, it is noticed that in the present matter even first notice has also not been issued. It is noticed that in the present matter there was some delay and Misc. Application seeking condonation of delay has been decided by this Tribunal on 18.10.2022 in favour of the applicant. However, thereafter, no notice has been even issued in the O.A. In the circumstances, I deem it appropriate to issue notices to the respondents. Hence, the following order :-

ORDER

(i) Issue notices to the respondents, returnable on 06.09.2023.

//2//

O.A. No. 1071/2022

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

(iii) 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.

(iv) 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.

(v) 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.

(vi) S.O. to 06.09.2023.

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

VICE CHAIRMAN

M.A. No. 368/2022 in O.A. St. No. 307/2022
(Jaydatt R. Bhusare Vs. State of Maharashtra & Ors.)

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

DATE : 31.07.2023

ORAL ORDER :

Heard Shri B.B. Kulkarni, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for respondent authorities.

2. By consent of both the parties, S.O. to 08.08.2023 for hearing.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 252/2023
(Balasaheb Y. Dhanave Vs. State of Maharashtra &
Ors.)

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

DATE : 31.07.2023

ORAL ORDER :

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

2. S.O. to 8.8.2023 for hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDER 31.07.2023

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

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

DATE : 31.07.2023

ORAL ORDER :

Shri S.N. Suryawanshi, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Though sufficient opportunities are availed, the applicant has failed to file the rejoinder affidavit.
3. Hence list the matter for hearing on 6.9.2023.
4. The interim relief granted earlier to continue till then.

VICE CHAIRMAN

ARJ ORAL ORDER 31.07.2023

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

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

DATE : 31.07.2023

ORAL ORDER :

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

2. The learned Presenting Officer has sought to file the affidavit in reply on behalf of respondent nos. 1 & 2. It appears that though sufficient opportunities are availed by the learned P.O., the affidavit in reply of respondent nos. 1 & 2 is not filed. In the interest of justice time to file reply of res. Nos. 1 & 2 is granted as a last chance.

3. S.O. to 8.8.2023.

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

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 548/2022
(Dilip R. Bari Vs. State of Maharashtra & Ors.)**

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

DATE : 31.07.2023

ORAL ORDER :

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

2. S.O. to 10.8.2023 for hearing.

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

VICE CHAIRMAN

ARJ ORAL ORDER 31.07.2023