

**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: -03/04/2023

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next Date
Urgent Admission Matters						
Order Matters						
1	MA456/18 In OAST1919/18	A'bad	Adv.Ajay S Deshpande (Lakshman K Nirmal) <u>Adv.S.R. Kedar for R.No.3</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 & R-2	13.04.2023
2	MA5/21 In OAS778/20	Latur	Adv.R.D. Biradar/ Adv.Shakil U Shaikh (Shridhar R Kundatwad)	M.A. For Condonation of Delay	For Hearing	13.04.2023
3	MA16/22 In OAS1505/21	A'nagar	Adv.V.B. Wagh (Ramesh R Kulthe)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-2 & R-3	17.04.2023
4	MA103/23 In OA751/21	Hingoli	Adv.A.S. Deshmukh Adv.A.S. Deshmukh has Filed Leave Note On 03.04.2023 (Ganesh A Dhanwade) <u>Adv.M.R. Jamdhade/ Adv.K.R. Jamdhade In OA751/21</u> (Santosh N Hame)	M.A. For Intervention & Direction		17.04.2023
5	MASt391/23 In OA139/21	A'nagar	Adv.R.N. Bharaswadkar (Sunil R Barse) <u>Adv.Vivek U Rathod For R.Nos.6 & 7 in OA139/21</u>	M.A. For Stay & Direction	With Office Objection in MA	10.04.2023
High On Board Matters						
6	OA603/17 With	Latur	Adv.A.S. Deshmukh Adv.A.S. Deshmukh has Filed Leave Note On 03.04.2023 (Jaideep A Limbale&Ors)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4, R-5 & R-6	24.04.2023

7	OA604/17 With	P'bhani	Adv.Avinash S Deshmukh (Kishor S Sabhadinde&Ors)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4 to R-6	24.04.2023	
8	OA605/17 With	O'bad	Adv.Avinash S Deshmukh (Pratap B Jalkute)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4 to R-6		
9	OA606/17 With	Beed	Adv.Avinash S Deshmukh (Bhauasheb B Rathod&Ors)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4 to R-6		
10	OA607/17 With	Nanded	Adv.Avinash S Deshmukh (Praveen A Kulkarni&Ors)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4 to R-6		
11	OA608/17 With	A'nagar	Adv.Avinash S Deshmukh (Sachin M Ralebhat)	Challenging G. R.	Part Heard Reply Filed by R-1 & R-3 to R-5		
12	OA609/17 With	A'bad	Adv.Avinash S Deshmukh (Pramad U Nade)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4 to R-6		
13	OA780/17	Beed	Adv.P. R.Wankhade (Ramhari N Kamble)	Challenging G. R.	Part Heard Reply Filed by R-1, R-3, R-4 to R-6		
14	OA420/20	A'nagar	Adv.S.D. Dhongde (Anish S Patel)	Time Bound Promotion/ ACPS/ Withdrawal of Benefit of ACP/ Recovery	Part Heard For Hearing Reply Filed by R-1 to R-3		06.04.2023
15	OA299/19	A'bad	Adv.Preeti R Wankhade (Rahul T Pol &Ors.)	Advertisement/ Allow to Appear For Exam	For Expedited Hearing Reply Filed by R-1 to R-3		10.04.2023

16	OA463/21 With	A'bad	Adv.P.R. Wankhade (Payal P Tathe)	Selection Process	For Expedited Hearing Reply Filed by R-1 to R-3	10.04.2023
Due Admission Matters						
17	OA701/18	Beed	(Dr.Santosh N Kotule&Ors.) <u>Adv.V.V. Ingale for R.Nos. 5, 8, 19 & 22</u> <u>Adv.U.P. Giri for R.No.12</u>	Promotion	For Hearing	13.04.2023
18	OA56/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Balaji M Mirkute) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	20.04.2023
19	OA57/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Ashok N Khandare) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
20	OA58/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Pratap D Chavan) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
21	OA59/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Amrit K Chavan) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
22	OA60/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Pravin K Munde) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
23	OA61/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Rajabhau S Butte) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
24	OA62/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Vasant D Pawar) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
25	OA63/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Vijay D Kasbe) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	

26	OA64/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Md. Amjadullah Md. Lutfullah) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
27	OA65/19 With	Nanded	Adv.M.R. Kulkarni (Dr.Sheshrao B Chavan) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
28	OA66/19 With	Nanded	Adv.M.R. Kulkarni (Dr.FarhatAnjumZikreMohd. Ayyub) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
29	OA67/19	Nanded	Adv.M.R. Kulkarni (Dr.Rajendra S Pawar) <u>Adv.Yogita S Thorat for R.Nos.4 & 5</u>	Recovery	For Admission Reply Filed by R-1 to R-5	
30	OA246/19	Latur	Adv.S.B. Solanke (Shriniwas S Kulkarni&Ors.)	Appointment	For Hearing Reply Filed by R-1 to R-4	13.06.2023
31	OA445/19 with	Latur	Adv.VishnuDhoble (Mangal P Musande&Ors.) <u>Adv.SachinDeshmukh for R.Nos.3 & 4</u>	Advertisement	For Hearing Reply Filed by R-3 & R-4	13.06.2023
32	OA446/19	Latur	Adv.VishnuDhoble (Smt.Shridevi G Dama&Ors.) <u>Adv.SachinDeshmukh for R.Nos.4 & 5</u>	Advertisement / Appointment	For Hearing Reply Filed by R-4 & R-5	13.06.2023
33	OA80/20	Nanded	Adv.Shamsunder B Patil (Dr.Md. Ashfaque Md. AsrafTinmaswala)	Challenging G.R.	For Hearing Reply Filed by R-1 to R-4	19.06.2023
34	OA607/21	Jalna	Adv.Pushpak U Gujrathi (Sachin K Pawar)	Appointment	For Hearing Reply Filed by R-2	19.06.2023
35	OA779/21	Nanded	Adv.J.P. Legal Associates (Datta A Tumram)	Seniority/ Continuity in Service	For Hearing Reply Filed by R-2 to R-6	20.06.2023
36	OA32/22	Dhule	Adv.P.P. Dawalkar (Yogesh U Aher)	Appointment	For Hearing Reply Filed by R-1 to R-3	20.06.2023
37	OA115/22	P'bhani	Adv.Ravindra B Ade (Pralhad V Kurewad)	Promotion	For Admission Reply Filed by R-3	21.06.2023

38	OA351/22	A'bad	Adv.M.R. Kulkarni (Taheer Ali Mohd. Ali Shah)	Appointment	For Admission	21.06.2023
Final Hearing Matters						
39	OA07/17	A'bad	Adv.SurekhaMahajan (Shishirbaba K Ghonmode)	Promotion	Reply Filed by R-3 & R-4	08.06.2023
40	OA268/17 With	Beed	Adv.Talekar& Associates (Vishal W Machave)	Promotion	Reply Filed by R-1 to R-4	09.06.2023
41	OA269/17 With	Beed	Adv.S.B. Talekar& Associates (Sachin B Kamble)	Promotion	Reply Filed by R-1 to R-4	
42	OA270/17 With	Beed	Adv.S.B. Talekar& Associates (Prashant B Pathak)	Promotion	Reply Filed by R-1 to R-4	
43	OA271/17	Beed	Adv.Talekar& Associates (Govind B Shelke)	Promotion	Reply Filed by R-1 to R-4	
44	OA119/18	A'bad	Adv.Santosh N Patne (Smt. Jyoti L Rathod)	Appointment	Reply Filed by R-1 to R-4	
45	OA627/18	J'gaon	Adv.Suchita A Dhongde (Amol B Chaudhari) <u>Adv.Kuldeep P. Mahale&Adv.Anand P Thakare for R.No.2</u>	Selection/ Appointment	Reply Filed by R-2	15.06.2023
46	OA561/19	J'gaon	Adv.Suchita A Dhongde (Ramesh P Barhe) <u>Adv.Subhash S Chillarge for R.No.3</u>	Higher Pay Scale	Reply Filed by R-1 to R-3	15.06.2023
Old Matters For Final Hearing Peremptorily at 03:00 P.M.						
1	OA535/13	A'nagar	Adv.S.S. Jadhavar (Shubhangi A Shejul&Ors)	Challenging Order	<u>Part Heard For Final Hearing Peremptorily</u> Reply Filed by R-1 to R-4	10.04.2023

2	OA633/12	A'bad Beed	Adv.H.A. Joshi (Sachin S Unawane&Ors.)	Selection/ Appointment	<u>For Final Hearing Peremptorily</u> Reply Filed by R-1 & R-2 Pending Before Supreme Court	10.04.2023
3	OA312/15	A'nagar	Adv.S.B. Talekar (Dr.Shiwani V Sachdeva) <u>Adv.A.S. Deshmukh for R.No.4</u> <u>Adv.A.S. Deshmukh has Filed Leave</u> <u>Note On 03.04.2023</u> <u>Adv.V.B. Wagh for R.No.5</u> <u>Adv.R.P. Adgaonkar for R.No.6</u>	Selection/ Appoointment	<u>For Final Hearing Peremptorily</u> Reply Filed by R-1, R-3 to R- 6	11.04.2023
4	OA655/16	Dhule	Adv.D.S. Bagul (Santosh C Bhadane)	Promotion	<u>For Final Hearing Peremptorily</u> Reply Filed by R-1 & R-2	11.04.2023

Assistant Registrar

M. A. T. Bench at A' bad

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: **-03/04/2023**

for reply board

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next Date
Due Admission Matters						
1	CP29/22 In OA283/21	A'bad	Adv.H.S. Bali (Gautam A Jadhav)	Contempt Petition	For Filing Affidavit in Rejoinder	05.04.2023
2	OA422/18	Beed	Adv.K.G. Salunke (Dr.Raghubir V Bhosale)	Dismissal	For Filing Affidavit in Rejoinder Ref.Order dtd.20.09.20222	06.04.2023
3	OA906/18	O'bad	Adv.S.D. Joshi (Chetan S Ahire)	Appointment	For Filing Affidavit in Rejoinder	11.04.2023
4	OA492/21	Beed O'bad	Adv.V.B. Wagh (Ganesh K Chate&Ors.)	Seniority List/ Promotion	For Filing Affidavit in Reply	07.06.2023

					Ref.Order dtd.11.10.2021	
5	TA18/22 WP9387/22	A'bad	Adv.P.R. Katneshwarkar (The Maharashtra Public Prosecutors Association, Through its President)	Benefits of Old Pension Scheme	For Reply	07.06.2023
6	OA137/22	Dhule	Adv.Ashish B Rajkar (Abhhijit V Bhapkar)	Appointment	For Filing Affidavit in Rejoinder	08.06.2023
7	OA494/22	Nanded	Adv.SuchitaDhongde (Balu D Kurhade)	Reversion	Not Depositing the Payment of Costs by the Respondents As Per Order dtd.01.03.2023 For Filing Affidavit in Rejoinder	08.06.2023

8	OA495/22	Nanded	Adv.SuchitaDhongde (Datta S Yelake)	Reversion	Not Depositing the Payment of Costs by the Respondents As Per Order dtd.01.03.2023 For Filing Affidavit in Rejoinder	09.06.2023
9	OA676/22	Latur	Adv.S.B. Solanke (Balaji B Tekale&Ors.)	Seniority	For Filing Affidavit in Reply For R-1, R-2, & R-4 to R-6	09.06.2023
10	OA747/22 with	A'bad	Adv.Jayant S Deshmukh (Dr. Sanjyot G Giri) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Eligibility/ Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
11	OA748/22 with	Latur	Adv.J.S. Deshmukh (Drf.Abhijeet M Yadav) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Eligibility/ Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
12	OA769/22 with	Nanded	Adv.J.S. Deshmukh (Dr.Omprasad B Damkondwar) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview	Reply Filed by R-1 & R-2	
13	OA749/22 with	A'bad	Adv.V.S. Kadam (Dr.Sphoorti P Bende) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Eligibility/ Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
14	OA750/22 with	A'bad	Adv.V.S. Kadam (Dr.Pragati S Kadam) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Eligibility/ Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
15	OA751/22 with	A'bad	Adv.V.S. Kadam (Dr.Dipti K Bhagat) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Eligibility/ Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
16	OA777/22 with	J'gaon	Adv.V.S. Kadam (Dr.Shital S Patil) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1	

17	OA778/22	Latur	Adv.V.S. Kadam (Dr.Sharada U Sonkhedkar) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1	03.05.2023
18	OA787/22 with	Nanded	Adv.V.S. Kadam (Dr.Krishna T Pawar) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview (M.P.S.C.)	As a Last Chance For Filing Affidavit In Reply For R-1	
19	OA788/22 with	Beed	Adv.V.S. Kadam (Dr.Vaibhav V Deshmukh) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
20	OA796/22 with	O'bad	Adv.V.S. Kadam (Dr.Amol A Kapse) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview (M.P.S.C.)	As a Last Chance For Filing Affidavit In Reply For R-1	
21	OA803/22 with	A'bad	Adv.A.D. Sugdare (Dr.SyedaMunezaNasusheen Mohammad Ali) <u>Adv.M.B. Kolpe for R.Nos.3</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1	
22	OA790/22 with	A'bad	Adv.A.S. Deshmukh Adv.A.S. Deshmukh has Filed Leave Note On 03.04.2023 (Dr.Pravin G Ranvir) <u>Adv.M.B. Kolpe for R.Nos.2</u>	Selection Process	Reply Filed by R-1	

23	OA791/22	Latur	Adv.Vikrant S Valse (Rajshekhhar L Mengule) <u>Adv.M.B. Kolpe for R.Nos.2 & 4</u>	Selection Process/ Interview	As a Last Chance For Filing Affidavit In Reply For R-1	03.05.2023
24	OA782/22	A'nagar	Adv.Amol R Gaikwad (Bhausaheb A Shelke)	Termination	For Filing Affidavit In Reply	03.05.2023
25	OA821/22	Latur	Adv.Jayant S Deshmukh (Dr.Sonali B Totod) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1 & R-2	03.05.2023
26	OA822/22	Beed	Adv.Jayant S Deshmukh (Dr. Jyoti A Dawale) <u>Adv.M.B. Kolpe for R.No.3</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1 & R-2	03.05.2023
27	OA838/22	Nanded	Adv.A.D. Sugdare (Dr. Shrikant S Shingarwad) <u>Adv.M.B. Kolpe for R.No.2</u>	Interview	As a Last Chance For Filing Affidavit In Reply For R-1	03.05.2023
28	OA839/22	A'bad	Adv.A.D. Sugdare (Dr. Gorakh V Suramwad)	Interview	As a Last Chance For	03.05.2023

			<u>Adv.M.B. Kolpe for R.No.2</u>		Filing Affidavit In Reply For R-1	
29	OA896/22	Nanded	Adv.Avinash S Deshmukh Adv.A.S. Deshmukh has Filed Leave Note On 03.04.2023 (Dr. Suryakant G Nagshettiwar)	Condonation of Technical Break	For Filing Affidavit In Reply	16.06.2023
30	OA130/23	Nanded	Adv.I.D. Maniyar (Baban S Ghodge)	Seniority List/ Promotion	For Reply	16.06.2023
31	OA 180/2023	Latur	Adv. S.B. Patil (Santosh W. Suryawanshi & Ors.)	Promotion (Kotwal)	For Reply	19.06.2023

Order Matters						
32	MA315/21 In OAS1338/21	Nanded	Adv.A.S. Deshpande (Chandrashekhar S Iyer)	M.A. For Condoantion of Delay	For Filing Affidavit in Rejoinder	19.06.2023
33	MA55/22 In OA604/21	Nanded	Adv.G.N. Kulkarni(Mardikar) (Sarang K Gorge)	M.A. For Condonation of Delay	By Way of Last Chance For Filing Affidavit in Reply	19.06.2023
34	MA71/23 In OA737/22	A'bad	Adv.A.D. Sugdare (Dr. Monali T Bhorge) <u>Adv.M.B. Kolpe for R.No.3 in OA737/22</u>	M.A. For Direction	For Reply	19.04.2023
35	MA72/23 In OA614/22	Beed	Adv.A.D. Sugdare (Dr. Deepak N Kawale) <u>Adv.M.B. Kolpe for R.No.3 in OA614/22</u>	M.A. For Direction	For Reply	19.04.2023
36	MA73/23 In OA693/22	Nanded	Adv.A.D. Sugdare (Dr. AayashaMunawar Mohammed Ayub) <u>Adv.M.B. Kolpe for R.No.3 in OA693/22</u>	M.A. For Direction	For Reply	19.04.2023
37	MA74/23 In OA666/22	A'bad	Adv.A.D. Sugdare (Dr. Archana B Dhavale) <u>Adv.M.B. Kolpe for R.No.3 in OA666/22</u>	M.A. For Direction	For Reply	19.04.2023
38	MA77/23 In OA780/22	A'bad	Adv.A.D. Sugdare (Dr. Kailas P Kagne) <u>Adv.M.B. Kolpe for R.No.3 in OA666/22</u>	M.A. For Direction	Await Service	19.04.2023

**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: -03/04/2023

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Regular Admission Matters						
High On Board Matters						
1	OA740/19 With	Hingoli	Adv.M. B.Bharaswadkar (Natharao R. Dodabe)	Absorption	Part Heard Reply Filed by R-1 to R-5	20.04.2023
2	OA741/19 With	Hingoli	Adv.M.B.Bharaswadkar (Ankush L. Jadhav)	Absorption	Part Heard Reply Filed by R-1 to R-5	
3	OA742/19 With	Hingol	Adv.M.B. Bharaswadkar (Mohan F. Jadhav)	Absorption	Part Heard Reply Filed by R-1 to R-5	
4	OA743/19 With	Pbn	Adv.M.B. Bharaswadkar (Mubasaroddin S. Sidiqvi)	Absorption	Part Heard Reply Filed by R-1 to R-5	
5	OA745/19 With	Hingoli	Adv.M.B.Bharaswadkar (Kishor U. Bhusari)	Absorption	Part Heard Reply Filed by R-1 to R-5	
6	OA746/19 with	Hingoli	Adv.M.B. Bharaswadkar (Vilas W. Chavan)	Absorption	Part Heard Reply Filed by R-1 to R-5	
7	OA01/21 with	Hingoli	Adv.M.B. Bharaswadkar (Prasad S Bhise)	Absorption	Part Heard Reply filed by R-1 to R-5	
8	OA45/21	P'bhani	Adv.M.B. Bharaswadkar (AkhillujjamakhaShafiujjamakh aPathan)	Absorption	Part Heard Reply filed by R-1 to R-5	20.04.2023
Due Admission Matters						
9	OA554/19	Nanded	Adv.S.B. Pawar (Ashok V Gade) <u>Adv.S.B. Mene for R.Nos.2 & 3</u>	Time Bound Promotion/ ACPS	For Hearing Reply Filed by R-2 & R-3	28.06.2023

10	OA643/19	Obad	Adv.R.P. Bhumkar (Majid Ismail Shaikh)	Time Bound Promotion/ Assured Carrier Progress Scheme	For Hearing Reply Filed by R-1 to R-3	28.06.2023
11	OA117/20	Nanded	Adv.V.P. Kadam (Shivaji V Kale)	Continuation/ Pay Scale	For Further Consideration Reply Filed by R-1 to R-4	26.06.2023
12	OA17/22	Beed	Adv.S.S. Tandale (Baburao M Kamble)	Subsistance Allowance/ Salary	For Hearing Reply Filed by R-1 to R-3	22.06.2023
13	OA550/22 with	P'bhani	Adv.Vivek G Pingle (Raghoji R Bele)	Benefit of G.R.	For Hearing	20.04.2023
14	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	
15	OA552/22 with	P'bhani Hingoli	Adv.Vivek G Pingle (Kiran M Ubale&Ors.)	Benefit of G.R./ Permanancy	For Hearing	
16	OA553/22 with	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Punjaji S Yelne&Ors.)	Benefit of G.R./ Permanancy	For Hearing	
17	OA554/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Nandkishor M Hanswal&Ors.)	Benefit of G.R.	For Hearing	
18	OA555/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Ismail Ahmad Nadaf&Ors.)	Benefit of G.R.	For Hearing	
19	OA556/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Balasaheb G Agashe&Ors)	Benefit of G.R.	For Hearing	
20	OA557/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Anil K Jondhale&Ors)	Benefit of G.R.	For Hearing	
21	OA558/22 With	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Rangnath R Jadhav&Ors)	Benefit of G.R.	For Hearing	
22	OA559/22	Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Pramilabai B Deshmukh)	Benefit of G.R.	For Hearing	
23	OA560/22 with	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Maroti R Sable &Ors.)	Benefit of G.R./ Regularisation	For Hearing	

24	OA561/22 with	Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Gopalrao V Tompe&Ors)	Benefit of G.R.	For Hearing	20.04.2023
25	OA562/22 with	P'bhani Hingoli	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Shantabai B Thombre)	Benefit of G.R.	For Hearing	
26	OA563/22 with	Hingoli	Adv.P.M. Shinde / Adv.P.B. Jadhav (Baban B Thoke)	Benefit of Permanancy/ Regularisation	For Hearing	
27	OA564/22 with	Hingoli	Adv.P.M. Shinde/ Adv.P.B. Jadhav (Ramrao M Pole &Ors.)	Benefit of Permanancy/ Regularisation	For Hearing	
28	OA565/22 with	Hingoli	Adv.P.M. Shinde/ Adv.P.B. Jadhav (Shesherao R Rathod&Ors.)	Benefit of G.R./ Regularisation	For Hearing	
29	OA566/22	Hingoli	Adv.P.M. Shinde/ Adv.P.B. Jadhav (Shesherao L Rathod&Ors.)	Benefit of Permanancy/ Regularisation	For Hearing	
31	OA858/22	Beed	Adv.Ganesh V Mohekar (Asif Abdul RaufMulla)	Suspension Duty Period	For Hearing Reply Filed by R-1 to R-4	12.04.2023
32	OA995/22	A'nagar	Adv.Tushar C Shinde (ShaikhImrojShaikhRiyaz)	Compassionate Appointment	For Hearing	21.04.2023
Order Matter						
34	MA210/15 In OAS439/15 with	A'bad	Adv.Suchita A Dhongde- Upadhyay (Syed Sarfaraz Ahmed) <u>Adv.G.N. Patil for R.Nos.2 to 4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-2 to R-4	22.06.2023
35	MA212/15 In OAS441/15 with	A'bad	Adv.Suchita A Dhongde- Upadhyay (Suresh M Tulapurkar)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-2	
36	MA213/15 In OAS432/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Vivek S Deglukar) <u>Adv.G.N. Patil for R.Nos.2 to 4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	
37	MA214/15 In OAS451/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Shyam M Sharma)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-3	
38	MA215/15 In OAS443/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Mahiwal D Saini) <u>Adv.G.N. Patil For R.No.2</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-3	
39	MA216/15 In OAS435/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Subhash K Kale)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1	

40	MA217/15 In OAs437/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Madhukar M Binorkar) <u>Adv.G.N. Patil For R.No.2</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-2	22.06.2023
41	MA227/15 In OAs455/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Uttam J Magar) <u>Adv.G.N. Patil For R.No.2</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1	

42	MA228/15 In OAs453/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Murlidhar B Maske) <u>Adv.G.N. Patil For R.Nos.2 to 5</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-5	22.06.2023
43	MA240/15 In OAs957/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Mohamad Yousuf Md Jafar Hussa in) <u>Adv.ShamPatil For R.Nos.2 to 4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-2	
44	MA241/15 In OAs955/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Niranjan G Kudmud) <u>Adv.ShamPatil For R.Nos.2 to 4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	
45	MA242/15 In OAs960/15 With	A'bad	Adv.Suchita A Dhongde- Upadhyay (Ashok A Tanksale) <u>Adv.ShamPatil For R.Nos.2 to 4</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-4	
46	MA202/14 In MASt447/14 In OAs449/14	A'bad	Adv.Suchita A Dhongde- Upadhyay (Vinayak P Kulkarni & 3 Oth.) <u>Adv.G.N. Patil For R.No.2</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1, R-6 & R-9	
47	MA232/19 In OAs532/19	Nanded	Adv.Sandeep G Kulkarni (A.R. Mhaske & Ors.)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R-3	
48	MA146/22 In OA652/18	A'bad	Adv.D.K. Dagadkhair (Indira A Maind & Ors.)	M.A. For Add Amend & After of O.A.	For Hearing Reply Filed by R-3	O.A. 28.04.2023

Final Hearing Matters						
49	OA277/17	A'nagar	Adv.S.S. Jadhavar (Shaikh Mehboob Abdul Kareem)	Pensionary Benefits	Reply Filed by R-1 to R-3	30.06.2023
50	OA879/18	Beed	Adv.Shamsunder B Patil (Balasaheb M Kaldate)	Interest on Delayed Payment	Reply Filed by R-1 to R-2	28.06.2023

51	OA102/19	J'gaon	Adv.R.P. Bhumkar/ Adv.V.V. Gujar (Vishvas S Thore) <u>Adv.S.D. Dhongde For R.Nos. 2 & 3</u>	Time Bound Promotion/ ACPS	Reply Filed by R-1 to R-3	28.06.2023
52	OA208/19	P'bhani	Adv.R.P. Bhumkar/ Adv.V.V. Gujar (Bhaskar P Dole &Ors.) <u>Adv.Nandkishor U Yadav for R.No.4</u>	Time Bound Promotion/ ACPS/ Benefit as Per G.R.	Reply Filed by R-1 to R-4	28.06.2023
53	OA323/19	Nanded	Adv.Shamsunder B Patil (Jairam V Mitke)	Pension & Retirement Benefits	Reply Filed by R-1 to R-4	28.06.2023
54	OA416/19	O'bad	Adv.R.P. Bhumkar (Arjun M Maskar&Ors.) <u>Adv.S.D. Dhongde for R.Nos.2 & 3</u>	Time Bound Promotion/ ACPS/ Higher Pay Scale/ Benefit as per G.R.	Reply Filed by R-1 to R-2	28.06.2023
55	OA1087/19	A'bad	Adv.J.S. Deshmukh (Ravindra B Chobe)	Recovery/ Refund of Recovered Amount	Reply Filed by R-1 to R-4	02.05.2023
56	OA597/20	A'nagar	Adv.Sandip R Andhale (Amol S Shidore)	Compassionate Appointment	Reply filed by R-1 to R-4	21.04.2023
57	OA44/21	P'bhani	Adv.Vivek G Pingle (Sugam B Rathod&Ors.)	Benefit as per G.R./ Regularisation		20.04.2023
58	OA466/21	O'bad	Adv.Shamsundar B Patil (Dr.Yashwant M Patil)	Annual Increment	Reply filed by R-1 to R-5	27.04.2023
59	OA590/21	Nanded	Adv.Vinod P Patil (Rajendra N Dhangare) <u>Adv.M.R. Kulkarni For R.No.5</u>	Transfer	Reply Filed by R-1 to R-4	30.06.2023
60	OA615/21	Jalna	Adv.V.G. Pingle (Dr.Godavari M Vaidya)	Absorptiton	Reply Filed by Respondent	28.06.2023
61	OA99/22	O'bad	Adv.K.B. Jadhav (Rohit C Mote)	Appointment on Compassionate Ground	Reply Filed by R-1 to R-6	30.06.2023

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

**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 SHRI. P. R .BORA , VICE CHAIRMAN

Date: -03/04/2023

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject		Next Date
Due Admission Matters						
1	TA04/22 WP5756/22	Dhule	Adv Rahul R Karpe (Rushikesh D Rokade)	Compassionate ground Appoint-ment	For Filing Affidavit in Rejoinder	10.04.2023
2	OA395/22	Latur	Adv.S.D. Joshi (Rajkumar V Ugile) <u>Adv. G. N. Patil</u> <u>For R-6</u> <u>ADv.Ajinkya S Reddy</u> <u>For R-6</u>	Recovery/ Refund of Amount	For Filing Affidavit in Reply Ref.Order Dtd:08/12/22	28.06.2023
3	OA399/22	O'bad	Adv.C.V. Thombre (Tawshikar G Gyanoba)	Recovery From Pensionary Benefits/ Refund of Amount	Reply Filed By R-2 Ref.Order Dtd:15/11/22	22.06.2023
4	OA406/22	Nanded	Adv.B.R. Kedar (Pandit K Pawar&Ors.)	Deemed Date of Promotion	For Filing Affidavit in Reply Ref.Order Dtd:20/12/22	28.06.2023
5	OA538/22	O'bad	Adv.H.P. Jadhav (Narendra L Rathod)	Minor Punishment	For Filing Affidavit in Reply	22.06.2023
6	OA549/22	A'bad	Adv.V.G. Pingle (Mangal S Khetre)	Compassionate Appointment (Lad Page Samiti)	For Filing Affidavit in Rejoinder	27.06.2023
7	OA775/22	Nanded	Adv.A.B. Rajkar (Satish P Deshmukh)	Benefit of Old Pension Scheme	For Filing Affidavit in Rejoinder	28.06.2023
8	OA971/22	Beed	Adv.J.B. Choudhary (Avinash V Solanke)	Pension & Pensionery Benefits	For Filing Affidavit in Reply R-2	22.06.2023
9	OA1012/22	Jalna	Adv.J.S. Deshmukh (Pandurang R Sable)	Suspension Period/ Retiral Benefits	For Filing Affidavit in Reply	19.04.2023

10	OA1013/22	Jalna	Adv.J.S. Deshmukh (Sambhaji K Khupse)	Suspension Period/ Retiral Benefits	For Filing Affidavit in Reply	19.04.2023
11	OA1014/22	Jalna	Adv.J.S. Deshmukh (Namdeo B Chavan)	Regularization of Suspension Period	For Filing Affidavit in Reply	19.04.2023
12	OA1022/22	A'bad	Adv. V.G. Pingle (Jayshri B Wakekar @ Jayshri L Sathe)	Compassionate Appointment (Lad Page Samiti)	For Filing Affidavit in Reply	27.06.2023
13	OA1043/22	A'bad	Adv.Priya R Bharaswadkar (Bhagubai J Gangawane)	Refund Of Recovered Amount	For Filing Affidavit in Reply	12.06.2023
14	OA1064/22	Jalna	Adv.J.S. Deshmukh (Nagorao D Salve)	Suspension Period/ Pensionary Benefits	Await Service Of R-1	19.04.2023
15	TA12/23	Latur	AdvAdgaonkarRavibhushan P (kashibai A Shrimangale&Ors)	Compassionate Appointment	For Filing Affidavit in Rejoinder	04.05.2023
16	OA40/23	Nanded	Adv.AbhijitNamde (Sunanda D Shinde)	Family Pension & Other Benefits	Await Service	26.04.2023
17	OA138/23	P'rbn	Adv O D Mane Adv A O Mane (Vikas R Kharat)	Transfer	For Filing Affidavit in Reply	17.04.2023
Order Matters						
18	MA32/23 In OA777/21	A'bad	Adv.Gopaldas J Dahade (Mohd. Usman Khan Mohd. Jafar Khan)	M.A. For Amendment	Last Chance Grant to Filed Affidavit in Reply	24.04.2023
19	MA260/22 In OAS723/22	A'bad	Adv.C.V. Thombre (Sharad S Kappa)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	22.06.2023
20	MA331/22 In MA375/21 In OA489/20	J'gaon	Adv.H P Randhir (Subhash O Ghodke)	M.A. For Restoration	Await Service	22.06.2023
21	MA500/22 In OAS1954/22	A'bad	Adv.V.G. Pingle (Rahul S Lokhande)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	27.06.2023
22	MA507/22 In OAS1956/22	Dhule	Adv.S.M. Nannaware (Ashok J Diwan)	M.A. For Condonation of Delay	For Affidavit in Reply	30.06.2023
23	MA571/22 In OAS3060/22	Nanded	Adv M D Godhamgaonkar (Birendrasingh A Bungai)	M.A. For Condonation of Delay	For Filing Affidavit in Reply	30.06.2023

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

**ORIGINAL APPLICATION NO. 858 OF 2022
(Shri Asif Abdul Rauf Mulla Vs. State of Maharashtra &
Ors.)**

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri G.V. Mohekar, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. The arguments are heard. The matter now stands adjourned for any clarification from the parties till 12.04.2023.

VICE CHAIRMAN

SAS ORAL ORDER 03.04.2023

**ORIGINAL APPLICATION NO. 995 OF 2022
(Shri Shaikh Imroj Shaikh Riyaz Vs. State of Maharashtra
& Ors.)**

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri Tushar C. Shinde, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The arguments are partly heard.

3. For further consideration, adjourned to 21.04.2023.

VICE CHAIRMAN

**M.A.NO. 32 OF 2023 IN O.A.NO. 777 OF 2021
(Mohd. Usman Khan Mohd. Jafar Khan Vs. State of
Maharashtra & Ors.)**

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri Gopaldas J. Dahad, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. By way of amendment, the applicant is seeking to implead the Deputy Director, Regional Forensic Science Laboratory and Secretary, General Administration Department as party respondents.

3. Learned P.O. for the respondents has submitted for passing appropriate order.

4. In the present matter, the respondents have not yet filed their reply to the Original Application. It appears to me that the nature of Original Application would not change even if the amendment is allowed. In such circumstances, the following order is passed:-

ORDER

- (i) The Misc. Application is allowed.
- (ii) The necessary amendment be carried out within one week.
- (iii) There shall be no order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 777 OF 2021

(Mohd. Usman Khan Mohd. Jafar Khan Vs. State of Maharashtra & Ors.)

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri Gopaldas J. Dahad, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. After the amendment is carried out, issue notices to the amended respondents, returnable on 24.04.2023.
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 24.04.2023.
8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

**M.A.NO. 146 OF 2022 IN O.A.NO. 652 OF 2018
(Indira A. Maind & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri D.K. Dagadkhair, learned counsel for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. By way of amendment some particulars in respect of pleadings already made and the documents in that regard are sought to be filed on record.

3. Learned P.O. for the respondents has opposed for allowing the amendment.

4. Though the learned P.O. has opposed for allowing the amendment, I see no reason for request so made. No new prayer has been made. Only some particulars are sought to be supplanted. In such circumstances, the following order is passed:-

ORDER

- (i) The Misc. Application is allowed.
- (ii) The necessary amendment be carried out within one week.
- (iii) It would be open for the respondents to submit their affidavit in reply to the amended portion.
- (iv) Original Application to come up on board on 28.04.2023.
- (v) There shall be no order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 138/2023
(Vikas R. Kharat Vs. State of Maharashtra & Ors.)

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

DATE : 03.04.2023

ORAL ORDER :

Shri O.D. Mane, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Presenting Officer, time granted to file affidavit in reply on behalf of respondents by way of last chance till 17.04.2023.

VICE CHAIRMAN

KPB ORAL ORDER 03.04.2023

O.A. Nos. 1012, 1013, 1014 & 1064 all of 2022
(Pandurang R. Sable & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 03.04.2023

ORAL ORDER :

Shri J.S. Deshmukh, learned counsel for the applicants in all these O.As. and Shri I.S. Thorat, Smt. M.S. Patni & Smt. Deepali S. Deshpande, learned Presenting Officers for the respondent authorities in respective O.As., are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of respondents in these matters.

3. Learned counsel for the applicants has opposed the request stating that the issue is already covered. Learned counsel submitted that the issue involved in these matters is withholding of retirement benefits on the ground of pendency of appeal before the Hon'ble High Court against the acquittal of the applicants by the trial court.

4. In the interest of justice, last chance is granted to file affidavit in reply on behalf of respondents till 19.04.2023. It is clarified that if the affidavit in reply is not filed on the given date, the matters will heard and decide without affidavit in reply of the respondents.

5. S.O. to 19.04.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 278/2023
(Dattatraya V. Gawande Vs. State of Maharashtra & Ors.)

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri A.D. Sugdare, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The present matter is not board. It is taken on board.
3. Issue notices to the respondents, returnable on 23.06.2023.
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 23.06.2023.
9. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

**O.A. Nos. 740, 741, 742, 743, 745, 746 all of 2019
and O.A. Nos. 01 & 45 both of 2021
(Nathrao R. Dodabe & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 03.04.2023

ORAL ORDER :

Heard Shri M.B. Bharaswadkar, learned counsel for the applicants in all these cases and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities in all these cases.

2. When the present group of matters is taken up for consideration, learned Presenting Officer tendered handbook of the compilation as about supernumerary posts created and filled in of Van Majoors. The same is taken on record.

3. Learned counsel for the applicants tendered a copy of O.A. No. 73/2019 along with annexures. Copy of aforesaid O.A. and annexures are taken on record.

4. Arguments are heard. Since some corrections are sought to be made in one of the application in the group and since learned P.O. has also sought time to take the particular in respect of each of the present applicants in the group matter, S.O. to 20.04.2023.

5. The matters are to be treated as part heard.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 538/2022
(Narendra L. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 03.04.2023

ORAL ORDER :

Shri H.P. Jadhav, learned counsel for the applicant (**Absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 4 and the same is taken on record.

3. S.O. to 22.06.2023 for filing rejoinder affidavit by the applicant.

VICE CHAIRMAN

KPB ORAL ORDER 03.04.2023

ORIGINAL APPLICATION NO. 1043/2022
(Bhagubai J. Gangawane Vs. State of Maharashtra & Ors.)

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

DATE : 03.04.2023

ORAL ORDER :

Smt. Priya Bharaswadkar, learned counsel for the applicant (**Absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 5 and the same is taken on record. He has also deposited one additional copy of the said affidavit in reply for the applicant.

3. Learned P.O. has sought time for filing affidavit in reply on behalf of respondent Nos. 1 to 4. Time granted.

4. S.O. to 12.06.2023.

VICE CHAIRMAN

KPB ORAL ORDER 03.04.2023

ORIGINAL APPLICATION NO. 996/2022
(Smt. Jyoti Popat Shete Vs. State of Maharashtra & Ors.)

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

DATE : 3.4.2023

ORAL ORDER :

Heard Shri S.D. Joshi, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. The applicant, who is a lady Police Constable, is seeking directions for her inter-district transfer. After completing her training the applicant was firstly posted at Dadar, where she worked for full term of 3 years. In the meanwhile the applicant got married and also gave birth to a baby girl prematurely. At the relevant time the husband of the applicant, who was also in Police Department, was posted at Manmad, the applicant had opted for her inter-district transfer at Manmad. However, when her request was under consideration in the meanwhile period the husband of the applicant came to be transferred at Wardha on his request. In the circumstances, the applicant was constrained to make another application modifying her request for her inter-district transfer in Wardha District. Since her request was not favourably considered, the applicant has approached this Tribunal seeking direction to the

respondents for considering her request for inter-district transfer favourably in Wardha District.

3. Respondent nos. 2 & 3 have filed their affidavit in reply on 10.1.2023. Today when the present matter is heard the learned counsel for the applicant invited my attention to last few lines of para 10 of the said affidavit in reply. The learned counsel submitted that in view of the fair approach as has been taken by the respondents, the present Original Application can be disposed of by giving directions to the respondents to consider the request of the applicant as favourable indications are given by the respondents in their affidavit in reply.

4. The learned Presenting Officer submitted that the Department is bound by the rules and regulations framed. The learned Presenting Officer submitted that as per the prevailing practice and rules in a year not more than 31 applications can be considered for inter-district transfers. The learned Presenting Officer submitted that since at the relevant period said number of applications were already considered, the request of the present applicant could not be considered. The learned Presenting Officer submitted that as averred in para 10 of the affidavit in reply the respondents will consider the request of the applicant for this year. The learned

Presenting Officer submitted that since the affidavit in reply has been filed in the month of January, 2023, it has been mentioned that the request of the applicant will be considered in the next year. The present is the period wherein the annual general transfers are proposed and allied requests are considered.

5. After having heard the learned counsel for the applicant and after having perused the pleadings in the Original Application, it appears to me that without going into the merits of the Original Application it can be disposed of in view of the stand taken by the respondents in para 10 of the affidavit in reply, which I have already referred herein above. Hence, I pass the following order :-

ORDER

(i) The respondent authorities as per the averments in para 10 of their affidavit in reply shall consider the case of the applicant for her inter-district transfer in the quote of this year i.e. 2023 on its own merit and in accordance with the rules in that regard.

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

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 280/2023
(Smt. Varsha Shankar Shikhare Vs. State of Maharashtra & Ors.)

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

DATE : 3.4.2023

ORAL ORDER :

Heard Ms. Preeti Wankhade, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. The applicant has preferred the present Original Application seeking quashment of the order dated 31.3.2023 whereby she has been transferred from Nanded to Jalna. The applicant is a lady Constable working in Excise Department. She came to be appointed on her existing post on 9.10.2020 on compassionate ground in place of her husband, who died while in service in the year 2016. From the date of her appointment the applicant is posted at Dharmabad and is discharging her duties. When the applicant was on outdoor training in the meanwhile the impugned order has been issued.

3. The learned counsel for the applicant submitted that the applicant has been shifted from Dharmabad to Jalna being a surplus candidate. The learned counsel

pointed out that according to the Government Resolution dated 10.9.2001 issued by the Finance Department of the State a procedure has been laid down in the event the candidates are declared surplus for their accommodation at the same station or at any other station. The learned counsel submitted that in the present matter, however, the procedure as has been laid down in the said G.R. dated 10.9.2001 and more particularly clauses 6, 7, 10 & 11 of its Appendix-3 have not been followed. In the circumstances, the learned counsel has also prayed for interim relief while issuing the notices to the respondents to stay the implementation of the impugned order dated 31.3.2023. The learned counsel submitted that father-in-law of the applicant is a cancer patient and he requires constant care. Moreover, son of the applicant will enter in 10th standard from the next academic year. The learned counsel submits that the applicant has, thus, made out a prima-facie case for interim relief.

4. The learned Presenting Officer sought time to file the affidavit in reply in the matter. The learned Presenting Officer opposed for granting any ex-parte interim relief stating that there are no instructions from the respondents and even the request for interim relief

cannot be considered in absence of any instructions from the respondents.

5. I have considered the submissions advanced by the learned counsel appearing for the applicant, as well as, the learned Presenting Officer. I have also perused the documents filed on record. The G.R. dated 10.9.2011 is crucial having regard to the objections raised in the present matter. As is revealing from the pleadings and the arguments advanced by the learned counsel for the applicant, the applicant was not even given any idea that she is being declared surplus in the Nanded Region and is likely to be transferred in some other District. The applicant also did not get any opportunity for making a representation to the respondent authorities. It appears to me that having regard to the G.R. dated 10.9.2001 and more particularly Appendix -3 of the said G.R., the applicant must have been given an opportunity of hearing. On perusal of the aforesaid G.R. and the scheme as envisaged in Appendix-3 apparently it appears that the prescribed procedure has not been followed while passing the impugned order.

6. There appears no reason for disbelieving the facts stated by the applicant on oath. If it is subsequently revealed that the facts were not correctly stated, the applicant would suffer its consequences. Having considered the facts as are revealing from the pleadings, it appears to me that, there is no propriety in issuing notice to the respondents and keeping the matter pending and to grant the interim relief in the meanwhile period. On the contrary, it would be in the interest of both the applicant, as well as, the respondents if the application is disposed of at this stage itself by giving liberty to the applicant to make a detailed representation and the direction to the respondents to consider the said representation on its own merit and in accordance with the relevant provisions and the G.R. dated 10.9.2001. As such, the following order is passed :-

O R D E R

- (i) The applicant shall make a detailed representation with the appropriate authority ventilating her grievance within one week from the date of this order.
- (ii) If such a representation is made within the given period, the respondents shall decide the same on its own merit and in accordance with the relevant legal provisions, as well as, G.R. dated 10.9.2001 within next 2 weeks and till then shall not act upon the order dated 31.3.2023.

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(iii) Needless to state that even then if any grievance remains, it would be open for the applicant to approach this Tribunal.

(iv) The Original application stands disposed of in the aforesaid terms without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDER 3.4.2023