ORIGINAL APPLICATION NO. 799/2016 (Shri Bhura Rawsu Pawar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Heard Shri H.A. Joshi, learned counsel for the applicant and Shri DR Patil, learned Presenting Officer for the respondent authorities.

- 2. The applicant has filed the present Original Application seeking deemed date of his promotion at par with one Shri HM Rathod, who was promoted to the post of Jr. Clerk from Class-IV employees in the year 1997. It is the contention of the applicant that in the seniority list when he stands at Sr. no. 65, one Shri HM Rathod is at Sr. No. 69 and respondent no 5, Shri RS More, stands at Sr. No. 67. The learned counsel for the applicant inviting my attention to the relevant provisions submitted that the applicant must have been granted deemed date of promotion as 1.10.1997 instead of 1.4.1999.
- 3. In their affidavit in reply the respondents have resisted the contentions raised on behalf of the applicant stating that since at the relevant time the

applicant did not produce on record certificates as were required of either having passed typing examination in English having 40 WPM or Marathi typing 30 WPM, he was not considered for promotion in the year 1997.

- 4. The record shows that the applicant was pursuing his request for deemed date and the Government vide Resolution dated 30.1.2015 granted the deemed date of as 1.4.1999 to the applicant holding that one Shri Gavande, who was junior to him, was promoted on the said date. The applicant dissatisfied with the said GR has approached this Tribunal claiming the deemed date as 1.10.1997 on the date on which Shri HM Rathod has been given promotion on the post of Jr. Clerk, who is at Sr. no. 69 i.e. below the name of the present applicant in the seniority list.
- 5. In the Original Application the applicant has impleaded Shri RS More as respondent no. 5 alleging that though he was junior he was promoted earlier to the applicant and the date of his promotion has been sought to be held the deemed

date of promotion for the applicant. In view of the clarification provided in the affidavit in reply filed on behalf of the respondents the learned counsel fairly conceded that he may not dispute the position as has been mentioned in regard to promotion granted to respondent No. 5. Learned counsel however, was assertive in submitting that in any case the applicant is entitled for grant of deem date as 1.10.1997, the date on which one Shri HM Rathod has been promoted. Said HM Rathod is admittedly not a party respondent in the present O.A.

6. In the affidavit in reply it has been clarified that Shri HM Rathod, produced on record requisite documents so far as qualification of typing is concerned and as such he was considered prior to the applicant. The applicant is not disputing that at the relevant time he was not holding qualification as prescribed and hence, did not produce said certificates on record. It is, however, the contention of the learned counsel for the applicant that applicant was entitled to be promoted at that time itself by providing him time for submitting typing certificates. Learned counsel referring to G.R. dated

15.4.1991 and more particularly clause 2 thereof submitted that the promotion was liable to be given to the applicant on condition of submitting the requisite certificate. The learned counsel submitted that if the provisions under clause 2 of GR dated 15.4.1991 is interpreted purposively it does mandate filing of said certificates before promotion. On the same ground the applicant is claiming deemed date for the post of Jr. Clerk as 1.10.1997 i.e. at par with Shri HM Rathod, who is at Sr. no. 69 in the seniority list.

7. I am however not convinced with submissions so made. Clause 2 cannot be interpreted as has been sought to be interpreted by the learned counsel. There cannot be any other meaning of the said provision that the employee must produce requisite certificates and only on production of such certificates the employee concerned can be considered for his promotion to the post of Jr. Clerk. Applying the said criteria it does not appear to me that the applicant can claim parity with Shri HM Rathod. Insofar as respondent no. 5, Shri RS More, is concerned, applicant has

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already conceded that he is not equating himself with said employee.

8. After considering the facts as aforesaid and having regard to provisions under GR dated 15.4.1991, it does not appear to me that the applicant is entitled for any relief as has been claimed in the O.A. Hence, the following order:-

ORDER

The present Original Application stands dismissed, however, without any order as to costs.

VICE CHAIRMAN

ARJ ORAL ORDER 6.12.2022

ORIGINAL APPLICATION NO. 3/2020 (Anil V. Lad Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri MS Karad, learned counsel for the applicant (absent). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Saket Joshi, learned counsel holding for Shri Avinash S. Deshmukh, learned counsel for respondent no. 5, are present.

2. No one present for the applicant. The record shows that on previous dates the learned counsel for the applicant, as well as, applicant both have remained present. The matter is of the year 2020 and pertains to transfer. In the interest of justice, S.O. to 21.12.2022. If the matter is not proceeded on the said date, the same shall stand dismissed for want of prosecution.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 502/2022 (Mohd. Siddiq Md. Sarwar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri Girish N. Kulkarni, learned counsel for the applicant and Smt. MS Patni, learned Presenting Officer for the respondent authorities, are present.

2. The learned Presenting Officer has tendered across the bar one more decision of the Hon'ble Bombay High Court, Aurangabad Bench rendered in the case of Walmik s/o Sitaram Sirsath Vs. the State of Maharashtra & Ors, Writ Petition No. 7885/2016 on 13.2.2018 in support of her contentions. The same is taken on record. Request is also made seeking one week's time so as to file on record the undertaking given by the present applicant, according to the contentions of the respondents. Time granted as prayed for.

3. S.O. to 20.12.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 583/2022 (Shivling Sakhare Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri AP Rodge, learned counsel for the applicant and Shri DR Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 22.12.2022 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDER 6.12.2022

M.A. NO. 289/2022 IN O.A. ST. 1064/2022 (Vijay Palaskar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri PV Ambade, learned counsel for the applicant (absent). Shri MP Gude, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of applicant and his learned counsel, S.O. to 3.2.2023 for hearing.

VICE CHAIRMAN

ARJ ORAL ORDER 6.12.2022

M.A. 79/2022 IN O.A. ST. 216/2022 (Sahebrao C. Shinde & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Heard Shri VG Pingle, learned counsel for the applicants and Smt. MS Patni, learned Presenting Officer for the respondent authorities.

- 2. This is an application seeking condonation of delay, which has occasioned in filing the annexed Original Application by the applicants. It is the contention of the applicants that after the proposal was forwarded for their regularization on 28.12.2017 by respondent no. 4 to respondent no. 3, the applicants were bona-fide believing that within reasonable period their proposal will be approved by the respondent no. 3. However, since the proposal was not decided for about 4 years thereafter these applicants issued a legal notice to the respondents seeking orders on the proposal so forwarded by respondent no. 4. Even after service of legal notice there is no response received, the applicants have approached this Tribunal.
- 3. The learned counsel for the applicants pointed out that some of the employees whose names are included in

::-2-:: <u>M.A. 79/2022 IN</u> O.A. ST. 216/2022

the proposal dated 28.12.2017 had approached this Tribunal, some in the year 2019 and some in the year 2021, and this Tribunal has condoned the delay occurred in filing the applications by the said applicants and has given them opportunity to prosecute their matters on merit. The learned counsel submits that the names of the present applicants are also there in the same list forwarded with the proposal dated 28.12.2017. Request is therefore made for condoning the delay occasioned in approaching this Tribunal by the applicants.

4. The learned Presenting Officer has opposed the submissions made on behalf of the applicants. The learned PO submitted that the applicants have not submitted any just explanation in not approaching this Tribunal within stipulated period after 2017. It is further contended that the order, which has been relied upon by the learned counsel for the applicants in M.A. No. 218/2019 in O.A. ST. No. 770/2019 with other matters decided by this Tribunal on 23.6.2022 barring 2 applications all other applications were filed in the year 2019. The learned PO submitted that delay between period 2019 to 2022 has at all not been explained by the

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present applicants and as such the present application for condonation of delay deserves to be rejected.

- 5. I have considered the submissions advanced by the learned counsel for the applicants and the learned Presenting Officer. It is not in dispute that the proposal has been forwarded by respondent no. 4 to respondent no. 3, on 28.12.2017. It is further not in dispute that till this date the said proposal has neither been accepted nor rejected by the said authorities. It is true that ideally the applicants should have approached within one year after expiry of the period of six months from the date on which the proposal for their regularization dated 28.12.2017 was submitted by respondent no. 4 to respondent no. 3. But the said provision may not strictly apply to the facts in the present case since it is not the representation made by the applicants but a proposal forwarded by respondent no. 4 to respondent no. 3 for his approval and the same has not been either approved or rejected by respondent no. 3.
- 6. In the circumstances, it appears to me that the applicants do possess right to approach this Tribunal with the prayer of regularization of their services and the delay, which has been occasioned in approaching this

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Tribunal, therefore, deserves to be condoned. Hence the following order:-

ORDER

- (i) The present Misc. Applications is allowed without any order as to costs.
- (ii) The delay caused in filing accompanying O.A. is condoned.
- (ii) Registry to register the accompanying O.A. in accordance with law.

VICE CHAIRMAN

ARJ ORAL ORDER 6.12.2022

O.A. ST. 216/2022 (Sahebrao C. Shinde & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

<u>DATE</u> : 6.12.2022 ORAL ORDER :

Heard Shri VG Pingle, learned counsel for the applicants and Smt. MS Patni, learned Presenting Officer for the respondent authorities.

- 2. Issue notice to all the respondents, returnable on 3.2.2023.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 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. Applicants are directed to file affidavit of compliance and notice.
- 7. S.O. to 3.2.2023.
- 8. Steno copy and Hamdast is allowed to both parties.

ORIGINAL APPLICATION NO.146/2022 (Nitin Dandgavahal Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Heard Shri Anudeep Sonar, learned Counsel for the applicant, Shri N.U.Yadav, learned Presenting Officer for the respondent authorities.

Shri R.N.Jain, learned Counsel for respondent no.4 is **absent**.

- 2. The applicant has filed the present application with following prayers:
 - "C] By appropriate order or direction in the like nature, the respondents may be directed regularize the service of the applicant for the period of 04/06/2019 to 10/08/2020 and also directions to make the payment of the salary for the said period.
 - D] Pending hearing and final disposal of this Original Application, the respondents may be directed regularize the service of the applicant for the period of 04/06/2019 to 10/08/2020 and also directions to make the payment of the salary for the said period."

(Reproduced ad-verbatim from paper book page 15 of O.A.)

- 3. The respondents have filed the affidavit in reply opposing the contentions raised in the application and the prayers made therein. Paragraph 8 of the affidavit in reply is having material bearing on the claim so raised by the applicant. I deem it appropriate to reproduce the entire paragraph no.8, which is thus:
 - "8. As regard to the Para no. VII, VIII of this original application, I say and submit that, the applicant was absent from the04/06/2019 to 10/08/2020. In view of their unauthorized absence, it is necessary to follow the procedure as mentioned in the Rule No.63 (6) of the Annexure No.3, Government Resolution of Finance Department dated 02/06/2003. Accordingly, Departmental Inquiry has been started against the applicant as under the Rule 10 of The Maharashtra Civil Service (Discipline and Appeal) Rules, 1979. Only after this Disciplinary action will it be possible to take a decision regarding the period of unauthorized absence of the applicant as well as the payment of salary during the period of unauthorized absence."
 - (Reproduced ad-verbatim from paper book page 63 of O.A.)
- 4. The applicant is not disputing that after his transfer to Gondia, he did not report for duty and remained absent during the period between

04-06-2019 to 10-08-2020. As is revealing from the affidavit in reply filed on behalf of the respondents for unauthorized absence of the applicant in the aforesaid period, departmental proceedings are already initiated. As is further averred unless the departmental proceedings are concluded. decision can be taken as about the unauthorized absence of the applicant for the said period as well as about the request made by him for regularization of his services.

- 5. It appears to me that in view of the contentions raised in the affidavit in reply, present O.A. can be disposed of with liberty to the applicant to approach this Tribunal, in case, he is aggrieved by the decision which may be rendered in the departmental enquiry initiated against him.
- 6. O.A. stands disposed of accordingly without any order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.218/2022 (Vinod G. Mahire Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Heard Ms. Rutuja L. Jakhade, learned Counsel for the applicant and Mr. V.R.Bhumkar, learned Presenting Officer for the respondent authorities.

- 2. It is the grievance of the applicant that though his name is included at Sr.No.7 in the waiting list prepared for appointment on compassionate ground, he has not yet been given the appointment.
- 3. In the affidavit in reply submitted on behalf of the respondents, a candid statement is made that, as per the waiting list, candidates at Sr.No.1 to 4 have been considered and issued with appointment orders in their favour on compassionate ground. It is further contended that the applicant now stands at Sr.No.3 in the waiting list and as and when his turn comes, he will be issued with appointment order as per rules.
- 4. In view of the statement made in the affidavit in reply filed on behalf of the respondents, I deem it

appropriate to dispose of the present O.A. without going into the merits of the contentions raised in the present O.A. by directing the respondents to adhere to their commitment made in the affidavit in reply filed by them and to scrupulously follow the waiting list prepared of the candidates for compassionate appointment. If any person junior to the applicant is appointed, it would be open for the applicant to raise the said grievance by filing a fresh O.A. in that regard.

O.A. stands disposed of accordingly without 5. any order as to costs.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.355/2022 (Basveshwar J. Warad Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri P.P.Dama, learned Counsel for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri Shamsundar B. Patil, learned Counsel for respondent no.4, are present.

2. Learned P.O. has sought time to file affidavit in reply on behalf of the State authorities. Learned Counsel for respondent no.4 also sought time to file affidavit in reply. Time is granted.

3. S.O. to 06-01-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.570/2022 (Rajaram Sathe Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri V.B.Wagh, learned Counsel for the applicant and Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has sought time to file affidavit in reply. Matter relates to grant of pension. It is submitted that though the applicant has retired in the year 2020, till this date even provisional pension has also not been sanctioned. In the circumstances last is granted to file affidavit in reply. If the reply is not filed on or before next date, matter will be heard without reply of the respondent.

3. S.O. to 18-01-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.730/2021 (Imronoddin E. Shaikh Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

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. Sur-rejoinder is not filed. List the matter for hearing on 19-01-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.481/2022 (Dhanwantsing Saini Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri A.S.Mirajgaonkar, learned Counsel holding for Shri S.D.Joshi, learned Counsel for the applicant and Smt. Sanjivani Ghate, learned Presenting Officer for the respondent authorities, are present.

2. Learned Counsel submits that the applicant is not intending to file any rejoinder. List the matter for hearing on 20-01-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.216/2022 (Usha Kate Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

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

2. At the request of learned Counsel for the applicant, S.O. to 24-01-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.206/2021 (Deepak Aher & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri A.V.Thombre, learned Counsel holding for Shri S.B.Solanke, 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 Counsel for the applicant, S.O. to 25-01-2023.

VICE CHAIRMAN

T.A.NO.19/2022 IN W.P.NO.2463/2021 (Ramdas Kolkar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri D.R.Jaybhay, learned Counsel for the applicant is **absent**. Shri M.P.Gude, learned Presenting Officer for the respondent authorities is present.

2. Since none appears for applicant, S.O. to 30-01-2023.

VICE CHAIRMAN

M.A.ST.NO.570/2022 IN M.A.NO.510/2022 IN O.A.ST. NO.571/2022

(Ashok Jondhale & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Heard Shri H.V.Patil, learned Counsel for the applicants and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities.

2. M.A.St.No.570/2022 is preferred by the applicants seeking leave to sue jointly.

3. For the reasons stated in the application, since the cause and the prayers are identical and applicants have prayed for same relief, to avoid the multiplicity of litigation, leave to sue jointly is granted, subject to payment of court fee stamps, if not paid. M.A.St.No.570/2022 is disposed of. No costs.

VICE CHAIRMAN

M.A.NO.510/2022 IN O.A.ST.NO.571/2022 (Ashok Jondhale & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Heard Shri H.V.Patil, learned Counsel for the applicants and Shri B.S.Deokar, learned Presenting Officer for the respondent authorities.

- 2. Issue notices to the respondents in M.A. for condonation of delay, returnable on 01.02.2023.
- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 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. Applicants are directed to file affidavit of compliance and notice.
- 7. S.O. to 01.02.2023.
- 8. Steno copy and Hamdast is allowed to both parties.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.504/2020 (Dr. Anita Kadam Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri Shamsundar B. Patil, learned Counsel for the applicant and Shri I.S.Thorat, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 17-01-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.510/2020 (P.S.Maske Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri V.S.Panpatte, learned Counsel for the applicant is **absent**. Shri D.R.Patil, learned Presenting Officer for the respondent authorities is present.

2. None appears for the applicant.

3. S.O. to 02-02-2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.387/2021 (Shankar Ghogare Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri A.V.Thombre, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned Counsel for the applicant, S.O. to 15-12-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.691/2021 (Amol Padale Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Heard Shri R.A.Joshi, learned Counsel for the applicant and Shri N.U.Yadav, learned Presenting Officer for the respondent authorities.

2. Heard for some time. At the request of learned Presenting Officer, S.O. to 12-12-2022 for further consideration.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.74/2022 (Siddiqui Mohd. Minhaiuddin Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri Sandeep D. Munde, learned Counsel for the applicant is **absent**. Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities is present.

2. Since none appears for the applicant, S.O. to 16-12-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.180/2022 (Deepak Kharat Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri Ashish B. Rajkar, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 02-01-2023 for filing affidavit in rejoinder.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.329/2022 (Suresh Jagtap Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

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 Counsel files affidavit in rejoinder on behalf of the applicant. It is taken on record. Copy thereof has been served on the other side.

3. S.O. to 21-12-2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.470/2022 (Prasad Mule Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri V.G.Pingle, learned Counsel for the applicant, Shri V.R.Bhumkar, learned Presenting Officer for the respondent authorities and Shri S.B.Mene, learned Counsel for respondent no.3, are present.

2. S.O. to 04-01-2023 for filing affidavit in reply.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.478/2022 (Deepak Mudiraj Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

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

2. S.O. to 02-01-2023 for filing affidavit in reply.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.501/2022 (Jayvant B. Gaikwad Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Smt. Suchita Dhongde, learned Counsel for the applicant, Smt. Deepali Deshpande, learned Presenting Officer for the respondent authorities and Shri Vilas V. Mande, learned Counsel for respondent no.3, are present.

2. S.O. to 03-01-2023 for filing affidavit in reply.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.662/2022 (Rajayya Parsayya Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri A.S.Deshmukh, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 16-12-2022 for filing affidavit in reply.

VICE CHAIRMAN

M.A.NO.82/2020 IN O.A.ST.NO.172/2020 (Arshad Khan Gulab Khan Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

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

2. S.O. to 04-01-2023 for filing affidavit in reply.

VICE CHAIRMAN

M.A.NO.289/2022 IN O.A.ST.NO.1064/2022 (Vijay G. Palaskar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

DATE : 06-12-2022

ORAL ORDER:

Shri A.V.Ambade, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 04-01-2023 for filing affidavit in reply.

VICE CHAIRMAN

ORIGINAL APPLICATION NO.222 OF 2022 (Annasaheb M. Shinde & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Jiwan J. Patil, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents. Shri P.R. Katnewshwar, learned Special Counsel for the respondents, is **absent**.

- 2. The present matter be treated as part heard.
- 3. S.O. to 21.12.2022. **High On Board**.

MEMBER (A)

MEMBER (J)

M.A.NO.542/2022 WITH M.A.NO.261/2022 WITN M.A.NO.257/2022 IN O.A.NO.447/2022 (Dr. Shivshakti D. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant in M.A.No.542/2022 and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

Shri R.R. Kale, learned Advocate for the applicants in M.A.No.261/2022 & M.A.No.257/2022, is **absent**.

- 2. Shri Mohit Deshmukh, learned Advocate has filed **VAKALATNAMA** on behalf of the applicants in O.A.No.447/2022. The same is taken on record.
- 3. S.O. to 22.12.2022 for re-hearing. **High On Board**.

MEMBER (A)

MEMBER (J)

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

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

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri J.B. Choudhary, learned Advocate for the applicants in both the O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in both the O.As.

- 2. Learned Advocate for the applicants submits that the Writ Petition No.1683/2021 with Writ Petition No.1684/2021 filed before the Hon'ble High Court is decided by order dated 12.09.2022 and he has placed on record a copy of the said order. It is taken on record and marked document 'X' for the purpose of identification.
- 3. At the request of the learned C.P.O., S.O. to 10.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.749 OF 2016 (Sachin A. Palkhe Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. S.O. to 10.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.669 OF 2019 (Raju B. Rasede Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.R. Awad, learned Advocate holding for Shri Anandsing S. Bayas, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. S.O. to 16.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.757 OF 2019 (Dr. Munna Afreen Abdul Gaffar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. S.O. to 16.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.758 OF 2019 (Dr. Satish V. Totawar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. S.O. to 16.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.37 OF 2020 (Pandurang N. Mendake Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Santosh S. Dambe, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

- 2. At the request of the learned Advocate for the applicant, one more last chance is granted for filing affidavit in rejoinder.
- 3. S.O. to 11.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.80 OF 2020 (Dr. Md. Ashifaque Md. Ashraf Tinmaswala Vs. State of Maharashtra & Ors.)

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.B. Patil, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. S.O. to 06.01.2023 for reporting compliance of the order dated 08.08.2022 and also for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.81 OF 2020 (Sudarshan N. Shinde Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.B. Solanke, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. S.O. to 12.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.156 OF 2020 (Raju A. Ghodke & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.C. Deshpande, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.

- 2. At the request of the learned Advocate for the applicant, one more last chance is granted for filing affidavit in rejoinder.
- 3. S.O. to 10.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.213 OF 2020 (Aprva S. Narale Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

- 2. At the request of the learned Advocate for the applicant, one more last chance is granted for filing affidavit in rejoinder.
- 3. S.O. to 06.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.226 OF 2020 (Haridas R. Ghuge Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

- 2. At the request of the learned Advocate for the applicant, one more last chance is granted for filing affidavit in rejoinder.
- 3. S.O. to 13.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.139 OF 2021 (Sunil R. Barse Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorites. Shri Vivek U. Rathod, learned Advocate for the respondent Nos.6 & 7, is **absent**.

2. S.O. to 06.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.302 OF 2021 (Hitendra P. Chaudhari Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.F. Bankar, learned Advocate holding for Shri M.V. Thorat, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. Second set is not filed.
- 3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.303 OF 2021 (Rajendrakumar G. Baviskar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.F. Bankar, learned Advocate holding for Shri M.V. Thorat, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

- 2. Second set is not filed.
- 3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.634 OF 2021 (Shankar S. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri H.A. Joshi, learned Advocate holding for Shri V.S. Panpatte, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. S.O. to 13.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.1 OF 2022 (Vishnu B. More Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Kiran G. Salunke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. S.O. to 02.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.14 OF 2022 (Baburao S. Mule & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. S.O. to 17.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.78 OF 2022 (Vaishali B. Tote Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. Record shows that the affidavit in reply is already filed on behalf of the respondent Nos.1 to 3.
- 3. S.O. to 17.01.2023 for filing affidavit in rejoinder, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.594 OF 2022 (Bharat C. Padvi Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

- 2. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of the respondents.
- 3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.638 OF 2022 (Jitendra N. Mutkule Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri V.G. Pingle, learned Advocate for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned Advocate holding for Shri Amit S. Dhongde, learned Advocate for the respondent No.3.

2. S.O. to 05.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

M.A.NO.40/2021 IN O.A.ST.NO. 30/2021 (Ashok M. Prakashkar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri D.A. Mane, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.P. Pandit, learned Advocate for the respondent Nos.1, 4, 5 & 6

2. S.O. to 04.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

M.A.NO.359/2022 IN O.A.NO.729/2022 (Pavansing M. Chungda & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Aashish Hajare, learned Advocate holding for Shri Amol B. Chalak, learned Advocate for the applicants in M.A., Shri M.S. Mahajan, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned Advocate for the applicants in O.A.No.729/2022.

- 2. At the request of the learned C.P.O., final chance is granted for filing affidavit in reply on behalf of the respondent authorities.
- 3. S.O. to 10.01.2023. Interim relief granted earlier in O.A. to continue till then.

MEMBER (A)

MEMBER (J)

O.A.NO.626 OF 2015 WITH O.A.NO.627 OF 2015 (Dr. Anagha A. Jinturkar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri Milind Patil, learned Advocate for the applicants in both the cases (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondents in both the cases.

2. S.O. to 02.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.8 OF 2017 (Dr. Aruna G. Dahiphale Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri P.P. Dama, learned Advocate for the applicant (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. S.O. to 04.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.76 OF 2016 (Pramod S. Patil Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Shri M.N. Bhokarikar, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. S.O. to 04.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

O.A.NOS. 76/2016, 86/2016, 89/2016, 92/2016, 93/2016, 148/2016, 150/2016, 90/2016, 226/2015 AND 149/2016 (Bankat N. Ghule & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.D. Gadekar, learned Advocate for the applicants in all these O.As., Shri B.S. Deokar, learned Presenting Officer for the respondent authorities in all these O.As. and Shri S.B. Patil, learned Advocate for the respondent Nos.2 to 4 in all these O.As.

2. S.O. to 18.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.211 OF 2016 (Jayshri N. More & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri V.B. Anjanwatikar, learned Advocate for the applicant (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. S.O. to 11.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 362 OF 2016 (Pratap V. Rathod & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri Y.P. Deshmukh, learned Advocate for the applicants (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. S.O. to 11.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 629 OF 2016 (Shankar S. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. S.O. to 10.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

R.A.NO.8 OF 2017 IN O.A.NO.498 OF 2013 (Shivraj D. Hawanna Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. S.O. to 12.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

O.A.NO.103 OF 2017 WITH O.A.NO.107 OF 2017 (Navanath A. Matsagar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.D. Joshi, learned Advocate for the applicants in both the O.As. and Shri M.P. Gude, learned Presenting Officer for the respondents in both the O.As.

2. S.O. to 12.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 279 OF 2017 (Rekha A. Bonalawar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities. Shri A.D. Aghav, learned Advocate for the respondent Nos.4 & 5, is **absent**.

2. S.O. to 30.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 736 OF 2017 (Sanjay U. Kale Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. S.O. to 03.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 961 OF 2017 (Manoj J. Agale Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Shri S.S. Kulkarni, learned Advocate for the applicant (**Absent**). Heard Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. S.O. to 13.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 205 OF 2018 (Santosh K. Trimanwar Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

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

2. S.O. to 17.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 213 OF 2018 (Balaji N. Sontakke Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. S.O. to 11.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 406 OF 2018 (Arun S. Gosavi Vs. State of Maharashtra & Ors.)

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

: 06.12.2022

ORAL ORDER:

DATE

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. S.O. to 16.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1025 OF 2019 (Dr. Sangeeta S. Patil Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. S.O. to 06.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 54 OF 2020 (Bharatlal T. Dhupe Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Kishor D. Khade, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. S.O. to 06.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 774 OF 2022 (Angad R. Shinde Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. S.O. to 07.12.2022 for urgent admission.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1021 OF 2022 (Madhav K. Khairge Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 03.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION ST. NO. 1910 OF 2022 (Shamrao A. Gite Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 03.01.2023.

MEMBER (A)

MEMBER (J)

M.A. No. 506/2022 in O.A. No. 779/2022 (Machindra N. Kanade Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

2. By consent of both the sides, S.O. to 07.12.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 300 OF 2015 (Santosh P. Namdas Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

- 2. The present matter is to be treated as part heard.
- 3. At the request of learned Chief Presenting Officer, S.O. to 20.12.2022 for hearing. **High on Board**.

MEMBER (A)

MEMBER (J)

C.P. 43/2019 in M.A. No. 97/2012 in O.A. 817/2011 (Dharmpal V. Dethe Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Ashish Rajkar, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned Advocate for respondent No. 3.

2. At the request of learned Advocate for the applicant, as a last chance S.O. to 20.01.2023 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

C.P. No. 26/2020 in O.A. No. 772/2018 (Anil S. Barkul Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri K.D. Khade, learned Advocate for the applicant (**Absent**). Heard Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

- 2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 10.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1035 OF 2019 (Dr. Sonali B. Sayamber Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

2. S.O. to 10.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 577 OF 2021 (Ramdas E. Misal Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri R.N. Chavan, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities. Shri V.M. Vibhute, learned Advocate for respondent No. 4, **absent**.

2. As none present for the respondent No. 4, as a last chance S.O. to 11.01.2023 for filing affidavit in reply on behalf of respondent No. 4.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 694 OF 2021 (Avinash G. Chonde Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Ashish Hajare, learned Advocate holding for Shri A.B. Chalak, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

- 2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 10.01.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 81 OF 2022 (Archan T. Tribhuwan Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

- 2. Record shows that affidavit in reply is filed only on behalf of respondent No. 2.
- 3. S.O. to 12.01.2023 as a last chance, for filing affidavit in reply on behalf of other respondents.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 660 OF 2022 (Dr. Sunil D. Longne Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.
- 3. S.O. to 12.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 677 OF 2022 (Ambrish K. Bhusane & Ors. Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Shri S.S. Dargad, learned Advocate for the applicants (**Absent**). Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities. None present on behalf of respondent No. 6, though duly served.

- Await service of notice on the respondent No.5.
- 3. At the request of learned Presenting Officer, S.O. to 13.01.2023 for filing affidavit in reply on behalf of respondent Nos. 1 to 4.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 730 OF 2022 (Gajanan P. Chaudhari & Ors. Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

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

- 2. At the request of learned Presenting Officer, time is granted for filing sur-rejoinder to the rejoinder affidavit filed by the applicants.
- 3. S.O. to 22.12.2022. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 835 OF 2022 (Suklal B. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri S.R. Patil, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 852 OF 2022 (Babusing D. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 853 OF 2022 (Premsing P. Rathod Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

- 2. At the request of learned Chief Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 33 OF 2022 (Vitthal N. Kokulwar Vs. State of Maharashtra & Ors.)

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J) and

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

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

- 2. Learned Presenting Officer filed affidavit in reply on behalf of sole respondent. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 13.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 190 OF 2017 (Dattatraya J. Zombade Vs. State of Maharashtra & Ors.)

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

Hon'ble Shri Bijay Kumar, Member (A)

<u>DATE</u> : 06.12.2022 ORAL ORDER :

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

- 2. In response to the compliance of the order dated 17.11.2022 passed by this Tribunal in farad sheet directing the Presenting Officer to produce on record the original record of DE held against the applicant, learned Presenting Officer produced on record compilation of documents. It is taken on record and marked as document 'X' collectively. However, the same is not the original record of D.E.
- 3. In view of that, learned Presenting Officer submits that he would take necessary instructions from the concerned respondent/s about availability of record of D.E. held against the applicant by the next date of hearing.
- 4. The present matter has already been treated as part heard.
- 5. S.O. to 22.12.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 718 OF 2017 (Mohamad Arifodin Gulam Dastgir Farooqui Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Ms. Poonam Bodkhe Patil, learned Advocate for the applicant (**Absent**). Heard Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

- 2. As none is appearing on behalf of the applicant, the present matter is removed from the high on board category.
- 3. S.O. to 03.01.2023 for hearing / for passing necessary order.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 443 OF 2018 (Jaagannath W. Vispute Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri M.R. Wagh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

- 2. The present matter has already been treated as part heard.
- 3. At the request of learned Presenting Officer, S.O. to 12.12.2022 for filing written notes of arguments.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 25 OF 2019 (Dnyaneshwar D. Kale Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Smt. Priya Bharaswadkar, learned Advocate holding Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

- 2. Learned Advocate for the applicant placed on record written precipi seeking amendment in the O.A. to the extent of taking of additional ground and consequential prayer clause.
- 3. Learned Presenting Officer opposed the prayer for the applicant.
- 4. Considering the proposed amendment, it appears that the applicant is seeking one more ground in the O.A. to the effect of exemption in qualifying qualification and consequential prayer. In view of the same, in our considering opinion, the proposed amendment would not change the nature

//2// O.A. No. 25/2019

of original proceedings. Hence, the applicant is allowed to amend the O.A. forthwith in terms of proposed amendment in precipi and to serve the amended copy of the O.A. on the other side.

- 5. The respondents are allowed to file the affidavit in reply to the amended O.A.
- 6. The present matter has already been treated as part heard.
- 7. S.O. to 15.12.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 870 OF 2019 (Dr. Devrao S. Dakhure Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 355 OF 2020 (Chandana R. Kokani Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

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

- 2. Learned Presenting Officer filed written notes of arguments on behalf of respondents. Same is taken on record.
- 3. The present matter is to be treated as part heard.
- 4. S.O. to 20.12.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 556 OF 2020 (Umakant L. Bedse Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

2. S.O. to 20.12.2022. **High on Board**.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 398 OF 2021 (Vasant R. Medhe Vs. State of Maharashtra & Ors.)

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

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DATE : 06.12.2022

ORAL ORDER:

Heard Shri V.B. Wagh, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned Advocate for respondent No. 2.

2. S.O. to 02.01.2023 for re-hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 512 OF 2021 (Sunil B. Magre & Ors. Vs. State of Maharashtra & Ors.)

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

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Shri R.A. Joshi, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. S.O. to 02.01.2023 for further consideration.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 215 OF 2022

(Salim Mohd. Hanif Shaikh & Ors. Vs. State of Maharashtra & Ors.)

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

and

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 06.12.2022

ORAL ORDER:

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3, Shri Mahesh Deshmukh along with Shri U.L. Momale, learned Advocate for respondent Nos. 4 to 24 and Shri V.B. Wagh, learned Advocate for intervenor / respondent No. 25.

- 2. The present matter has already been treated as part heard.
- 3. Due to paucity of time, S.O. to 08.12.2022. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

M.A. 530/2022 with M.A. 531/2022 with 532/2022 with 480/22 with M.A. 481/22 in O.A. 826/2022 (Sanjay Y. Pagare & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri Mahesh Deshmukh, Advocate for the applicants in M.A. Nos. 531/2022, 532/2022 & 480/2022, Shri U.L. Momale, learned Advocate for the applicants in M.A. No. 481/22, Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in O.A., Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for respondent No. 5 in O.A. and Smt. Sunita D. Shelke, learned Advocate holding for Shri D.R. Shelke, learned Advocate for respondent No. 6 in O.A. and Shri M.S. Mahajan, learned Chief Presenting Officer the respondent authorities in O.A. for applicants in M.A. 530/2022.

- 2. In the morning session, the present matter was kept back on the request made on behalf of Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant. Now it is 01.00 o'clock. She again said that the matter may be kept back for 20 minutes. However, other matters are already fixed for hearing.
- 3. In view of the same, the present matter is peremptorily fixed on tomorrow i.e. 07.12.2022 at 11.00 am.

MEMBER (A)

MEMBER (J)

M.A. No. 224/2019 in O.A. No. 236/2019 (Sanjay B. Udar Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

2. At the request of learned C.P.O., S.O. to 02.01.2023 as one more last chance for filing affidavit in reply on behalf of respondents in M.A.

MEMBER (A)

MEMBER (J)

M.A. No. 27/2021 in O.A. St. No. 47/2021 (Ramesh L. Kamble Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Shri S.M. Pathan, learned Advocate for the applicant (**Absent**). Heard Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

- 2. Await service of notice upon the respondents.
- 3. S.O. to 10.01.2023.

MEMBER (A)

MEMBER (J)

M.A. No. 97/2021 in O.A. St. No. 329/2021 (Baban R. Zagade Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

2. S.O. to 03.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

M.A. No. 308/2021 in O.A. No. 492/2021 (Ganesh K. Chate & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

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

2. S.O. to 10.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 853 OF 2018 (Pramod C. Bute Vs. State of Maharashtra & Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. S.O. to 24.01.2023 before the regular Single Bench.

MEMBER (J)

O.A. No. 858/2018 with O.A. No. 86/2019 with O.A. No. 118/2019 with O.A. No. 278/2019 with O.A. No. 421/2019 with O.A. No. 392/2020 with O.A. No. 394/2020 with O.A. No. 395/2020 with O.A. No. 398/2020 with O.A. No. 173/2021 (Sudhakar D. Patil & Ors. Vs. State of Maharashtra and Ors.)

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

DATE : 06.12.2022

ORAL ORDER:

Heard Shri J.B. Choudhary, learned Advocate for the applicants in O.A. No. 858/2018, Shri S.D. Dhongde, learned Advocate for the applicants in O.A. Nos. 86/19, 118/19, 278/19, 421/19, 392/20, 394/20, 395/20 & 398/20, Shri G.N. Patil, learned Advocate for the applicant in O.A. No. 173/2021 and Shri V.R. Bhumkar, learned Presenting Officer for the respondents in all these O.As.

2. S.O. to 09.12.2022 before the regular Single Bench.

MEMBER (J)

ORIGINAL APPLICATION NO. 721 OF 2017 (Subhash K. Parlikar Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

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

2. S.O. to 13.12.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 653 OF 2019 (Vijay B. Chavan Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

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

2. S.O. to 12.1.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 3 OF 2021 (Sudhir S. Pathak Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

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

2. S.O. to 24.1.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 20 OF 2021 (Ramraje S. Chandane Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 21.12.2022.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 104 OF 2021 (Chandrakant L. Shirkhedkar Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

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

2. S.O. to 24.1.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 152 OF 2021 (Vishnu S. Misal Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri Kakasaheb 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 27.1.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 172 OF 2021 (Baliram S. Pandule Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

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

2. S.O. to 23.1.2023. Interim relief granted earlier to continue till then.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 762 OF 2021 (Babu M. Dudhare & Ors. Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri Shamsunder B. Patil, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.1.2023.

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 26 OF 2022 (Dr. Eknath D. Male Vs. State of Maha. & Ors.)

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

Vice Chairman

DATE : 6.12.2022

ORAL ORDER:

Shri Shamsunder B. Patil, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 19.1.2023.

VICE CHAIRMAN