

**C.P.3/2020 IN C.P.47/2018 IN O.A.138/2016**  
(Dr. Shaikh Faiz M. Noor Mohammad Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri I.D. Maniyar, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned Advocate for the respondent No.4, are present.

2. At the request of the learned P.O., S.O. to 07.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**C.P.NO. 1 OF 2021 IN O.A.NO. 83 OF 2018**  
(Vyankat S. 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 : 06.02.2023**

**ORAL ORDER :**

Shri K.M. Nagarkar, learned Advocate for the applicants (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 23.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**C.P.NO. 39 OF 2022 IN O.A.NO. 208 OF 2021**  
(Dnyaneshwar B. Biradar & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.B. Solanke, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice.

3. S.O. to 03.03.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 336 OF 2019**  
(Anil S. Navale Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.S. Devgude, learned Advocate holding for Shri Ashok R. Tapse, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. In spite of grant of opportunities, affidavit in rejoinder is not filed on behalf of the applicant.

3. In view of the above, S.O. to 23.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 24 OF 2021**  
(Dr. Vaishali S. Garjewar Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 01.03.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 61 OF 2021**  
(Shantilal H. Deore Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri D.B. Shinde, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Record shows that in spite of grant of opportunities, affidavit in rejoinder is not filed by the applicant.

3. In view of the same, S.O. to 24.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 419 OF 2021**  
(Deepak P. Dungahu Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Amol B. Chalak, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 01.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 700 OF 2021**  
(Somnath S. Reddy Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Avinash S. Deshmukh, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri Ajay S. Deshpande, learned Advocate for the respondent No.7, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 01.03.2023.

**MEMBER (A)**

**MEMBER (J)**



**T.A.NO. 13 OF 2022 (W.P.NO. 8626/2022)**  
**(Sudam S. Mahajan Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Smt. Vaishali S. Birajdar, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri A.S. Deshmukh, learned Advocate for the respondent No.6, are present.

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

3. S.O. to 27.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 115 OF 2022**  
(Pralhad V. Kurewad Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.P. Ade, learned Advocate holding for Shri Ravindra B. Ade, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Record shows that affidavit in reply is only filed on behalf of the respondent No.3.

3. Affidavit in rejoinder filed on behalf of the applicant to the affidavit in reply filed on behalf of the respondent No.3 is taken on record and copy thereof has been served on the other side.

4. At the request of the learned P.O., one more last chance is granted for filing affidavit in reply on behalf of respondent Nos. 1,2 and 4.

5. S.O. to 02.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 137 OF 2022**  
(Abhijit V. Bhapkar Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.B. Rajkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 02.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 162 OF 2022**  
(Gopal P. Patil Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents. Hence, the matter will proceed further without affidavit in reply of the respondents.

3. In view of the same, S.O. to 02.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 164 OF 2022**  
(Nasiroddin Ajamoddin Shaikh Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 03.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 190 OF 2022**  
(Devendra S. Gunday Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 28.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 240 OF 2022**  
(Ankij P. Sawai Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.B. Solanke, learned Advocate for the respondent No.4, are present.

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

3. S.O. to 03.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 325 OF 2022**  
(Pradeep P. Bahekar & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.S. Deshmukh, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. As per the Circular No. MAT / MUM/ JUD/ 1340/2022, dated 22.12.2022 issued by the Hon'ble Chairperson of the Maharashtra Administrative Tribunal, Mumbai, the matters regarding voluntary retirement, counting of service for initial modified assured progress scheme by G.R. dated 01.07.2011, service benefit, pensionary other than pay scale, time bound promotion, ACPS and lien are to be dealt with by the Single Bench. The Original Application is pertaining to A.C.P.S..

3. In view of the same, the present matter be placed before the Single Bench.

4. S.O. to 28.02.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 360 OF 2022**  
(Anil P. Khaladkar Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.B. Bhosale, learned Advocate for the applicant and Shri V.P. Narwade, learned Advocate for the respondent Nos. 4 & 5, are **absent**. Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Record shows that affidavit in reply is already filed on behalf of the respondent Nos. 4 & 5.

3. Affidavits in reply today filed on behalf of the respondent Nos. 1 & 3 separately are taken on record.

4. S.O. to 08.03.2023 for filing affidavit in rejoinder, if any.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 520 OF 2022**  
(Satish B. Jadhav Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.G. Ambetkar, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. submits that the respondent No.1 adopts the affidavit in reply filed by the respondent No.2.

3. S.O. to 09.03.2023 for filing affidavit in rejoinder, if any.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 523 OF 2022**  
(Gajanan Y. Bansode Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. Await service of notice on the respondent No.5.
3. Affidavit in rejoinder filed on behalf of the applicant is taken on record and copy thereof has been served on other side.
4. S.O. to 08.03.2023 for admission.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 544 OF 2022**  
(Jagdish N. Yengupatla Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Sanjay N. Pagare, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri Onkar Joshi, learned Advocate holding for Shri Jiwan J. Patil, learned Advocate for the respondent No.4, are present.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 03.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 546 OF 2022**  
(Samta R. Lokhande Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri Yogesh P. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Issue fresh notice to the respondents, returnable on 09.03.2023.

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 09.03.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 578 OF 2022**  
(Shailesh U. Pawar Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.S. Kulkarni, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Affidavits in reply filed on behalf of the respondent Nos. 2 & 3 separately are taken on record and copies thereof have been served on the other side.

3. S.O. to 03.03.2023 for filing affidavit in rejoinder, if any.

**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 : 06.02.2023**

**ORAL ORDER :**

Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present. None present on behalf of the private respondent Nos. 3 to 6, though duly served.

2. Shri K.G. Salunke, learned Advocate submits that he is appearing along with Shri S.S. Dargad, learned Advocate for the applicants and filed **VAKALATNAMA** on behalf of the applicants. It is taken on record.

3. Affidavit in rejoinder filed on behalf of the applicants is taken on record and copy thereof has been served on the other side.

4. S.O. to 03.03.2023 for admission.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 681 OF 2022**  
**(Nashaboina S. Yadgiri Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Yogesh P. Deshmukh, learned Advocate for the applicant, Shri I.S. Thorat, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned Advocate for the respondent Nos. 2 & 3, are present.

2. Affidavit in reply filed on behalf of the respondent No.1 is taken on record and copy thereof has been served on the other side.

3. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder, if any.

4. S.O. to 08.03.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 694 OF 2022**  
(Pradeep 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 : 06.02.2023**

**ORAL ORDER :**

Shri S.B. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

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 22.02.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 842 OF 2022**  
**(Dr. Ramdas B. Panchal Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Jayant S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present. Shri J.K. Kadam, learned Advocate for the respondent No.4 and Shri M.B. Kolpe, learned Advocate for the respondent No.3, are **absent**.

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 08.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 868 OF 2022**  
(Ramdas G. Gangadhare Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Rahul Shimre, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. Await service of notice on the respondent No.2.
3. Affidavit in reply filed on behalf of the respondent Nos. 3 & 4 is taken on record and copy thereof has been served on the other side.
4. S.O. to 08.03.2023 for filing affidavit in rejoinder, if any.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 890 OF 2022**  
(Ganesh G. Yerawar Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 08.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1030 OF 2022**  
**(Ashok B. Pawar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

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

3. S.O. to 08.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 1114 OF 2022**  
**(Pramod N. Kusneniwar Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present. Shri V.P. Narwade, learned Advocate for the respondent No.3, is **absent**.

2. Shri Ajinky S. Reddy, learned Advocate filed **VAKALATNAMA** on behalf of the respondent No.4. It is taken on record.

3. Issue fresh notice to the respondent No.5, returnable on 09.03.2023.

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

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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. At the request of learned P.O., and learned Advocate for the respondent No.4, time is granted for filing affidavit in reply on behalf of respondent Nos. 1,2 & 4.

9. S.O. to 09.03.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 23 OF 2023**  
(Manojkumar S. Bhalerao Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Syed Asif Ali, learned Advocate for the applicant (**Absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

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

3. S.O. to 09.03.2023.

**MEMBER (A)**

**MEMBER (J)**



**M.A.NO. 277/2019 IN O.A.ST.NO. 09/2019**  
**(Kishan E. Vibhute Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.D. Kaware, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present. Shri R.D. Kulkarni, learned Advocate for the respondent No.7, is **absent**.

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents in M.A. Hence, the matter will proceed further without affidavit in reply of the respondents.

3. In view of the same, fix the Misc. Application for hearing on 08.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 176/2021 IN O.A.ST.NO. 498/2021**  
(Pruthviraj 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 : 06.02.2023**

**ORAL ORDER :**

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

2. Record shows that in spite of grant of opportunities, affidavit in reply is not filed on behalf of the respondents in M.A. Hence, the matter will proceed further without affidavit in reply of the respondents.

3. In view of the same, fix the Misc. Application for hearing on 24.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**M.A.NO. 205/2021 IN O.A.ST.NO. 2467/2019**  
(Vijaykumar B. Rathi Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri M.M. Bhokarikar, learned Advocate for the applicant (**Absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

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

3. S.O. to 27.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**C.P.NO. 13/2022 IN O.A.NO. 130/2017**  
**(Priyanka A. Dongre Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri B.G. Deshmukh, learned Advocate holding for Shri S.B. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

2. Learned P.O. for the respondents placed on record the status report showing case No. SLP (C) No. 005600/2022 filed by the Diksha Babanrao Shirsat who was respondent No.5 in O.A.No. 130/2017, whereby the stay is granted by the Hon'ble Supreme Court to the impugned order as on 08.04.2022. It is taken on record.

3. S.O. to 30.04.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 807 OF 2022**  
(Mohd Razakhan Mohd Abdul Satarkhan Vs. State of  
Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. At the request of the learned Advocate for the applicant, S.O. to 13.03.2023.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 59/2023 IN O.A.ST.NO. 212/2023**  
(Ganesh G. Zagade & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri Kishor G. Gaikwad, learned Advocate holding for Shri N.S. Ingle, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. At the request of the learned Advocate for the applicants, S.O. to 20.02.2023 for taking necessary steps.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**M.A.NO. 60/2023 IN M.A.ST.NO. 188/2023 IN  
O.A.ST.NO. 189/2023**

**(Afroj Jabbar Shekh & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri A.B. Chalak, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. By this application the applicant is seeking ultimately the condonation of delay of about 1 year 10 months and 28 days caused in filing the Original Application, whereby impugned announcement dated 04.03.2020 (Annexure "A-2" of O.A.) issued by the M.P.S.C. thereby, changing the criteria of written test by increasing the total marks from 200 to 400 as stated in advertisement dated 28.02.2020 (Annexure "A-1" of O.A.) is challenged. The last date for making online application was 19.03.2020.

3. The Original Application is filed on or about 27.01.2023, whereas the delay condonation application is filed on 01.02.2023. The applicants have already participated in selection process for the

//2// M.A.No. 60/2023 in  
O.A.St.No. 189/2023

post of Police Sub-Inspector (P.S.I.) as advertised in advertisement dated 28.02.2020.

4. In the circumstances, in our considered opinion, though there is delay in filing the Original Application, the same is required to be construed liberally in view of the contentions raised by the applicants in the Original Application which requires due consideration in view of the decision of Coordinate bench of this Tribunal at Mumbai in O.A.No. 1327/2022 which is confirmed by the Hon'ble High Court in Writ Petition No. 311/2023 dated 10.01.2023. Hence following order:-

**ORDER**

The Misc. Application No. 60/2023 is allowed in following terms:-

- (A) The delay of about 1 year 10 months and 28 days caused in filing the accompanying O.A. under Section 19 of the Administrative Tribunals Act, 1985 is hereby condoned.



//3// M.A.No. 60/2023 in  
O.A.St.No. 189/2023

(B) The accompanying O.A. be registered and numbered by taking in to account other office objection/s, if any.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**M.A.ST.NO. 188/2023 IN O.A.ST.NO. 189/2023**  
(Afroj Jabbar Shekh & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri A.B. Chalak, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

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

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

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION ST. NO. 189/2023**  
(Afroj Jabbar Shekh & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri A.B. Chalak, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Learned P.O. for the respondents placed on record the copy of communication dated 03.02.2023 along with annexures received from the office of M.P.S.C. i.e. the respondent No.2. It is taken on record and marked as document 'X' collectively for the purpose of identification.

3. Issue notice to the respondents, returnable on 27.02.2023.

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

5. 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

//2// O.A.St.189/2023

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. Applicants are directed to file affidavit of compliance and notice.

8. Considering the issue involved in the matter, the hearing of this Original Application is expedited.

9 S.O. to 27.02.2023. **High on Board.**

10. Steno copy and Hamdast is allowed to both parties

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 116 OF 2023**  
**(Dnyaneshwar S. Andhale Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. Issue notice to the respondents, returnable on 08.03.2023.

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 08.03.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 154 OF 2017**  
(Naseem Banu Nazir Patel Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 259 OF 2018**  
(Naseem Banu Nazir Patel Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. The present matter has already been treated as part heard.

3. S.O. to 03.03.2023. **High on Board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 82 OF 2019**  
(Devendra R. Dandgavhal & Ors. Vs. State of Maharashtra &  
Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Ajay S. Deshpande, learned Advocate holding for Shri Shankar Borkute, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present.

2. The present matter has already been treated as part heard.

3. At the request of the learned P.O., time is granted for filing affidavit in reply to the amended O.A.

4. S.O. to 21.02.2023. **High on Board.**

**MEMBER (A)**

**MEMBER (J)**



**C.P.NO. 21 OF 2022 IN O.A.NO. 51 OF 2018**  
(David S. Ganthur & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Jayant S. Deshmukh, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Affidavit in reply filed on behalf of the respondent No.1 is taken on record and copy thereof has been served on the other side.

3. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 268 OF 2022**  
(Chandrashekar K. Mundhe & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri Kalyan V. Patil, learned Advocate for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. At the request of the learned Advocate for the applicants, S.O. to 07.02.2023 for urgent hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A.NO. 43/2023 IN O.A.NO. 671/2021 WITH  
C.P.ST.NO. 05/2023**

**(Nitin S. Bedse Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. At the request of the learned Advocate for the applicant, S.O. to 14.02.2023.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**M.A.NO. 544 OF 2022 IN O.A.NO. 762 OF 2018**  
**(Maharashtra Rajya Bazar Samiti Karmachari Seva Nivrutti**  
**Vetan Yojna, Pune Through its CEO, Balasaheb G. Katore Vs.**  
**State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri V.V. Deshmukh, learned Advocate for the applicant/intervenor in M.A. and Shri S.D. Joshi, learned Advocate for the applicants in O.A.No. 762/2018, are **absent**.

Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. Learned P.O. placed on record the additional affidavit in reply on behalf of the respondent Nos. 1 to 3 annexing documents as per direction given by this Tribunal by order dated 17.11.2022. The same is taken on record.

3. S.O. to 02.03.2023. **High on Board**.

**MEMBER (A)**

**MEMBER (J)**

**O.A.NOS. 553/2013, 639/2012, 640/2012,  
676/2012, 681/2012, 682/2012, 803/2012,  
860/2012, 864/2012, 897/2012, 905/2012,  
906/2012, 907/2012, 908/2012, 909/2012,  
910/2012, 243/2013, 259/2013, 260/2013,  
325/2013, 611/2023 AND 626/2014  
(Rashid Shaikh Noor Patel & Ors. Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 06.03.2023**

**ORAL ORDER :**

Heard Shri S.S. Dambe, learned Advocate for the applicants in all these O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities in all these O.As.

2. At the request of the learned P.O., S.O. to 13.02.2023. **High on Board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 68 OF 2018**  
**(Kishan D. Kadam Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri P.B. Rakhunde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 23.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 141 OF 2018**  
(Nanda P. Bankar Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri A.S. Deshmukh, learned Advocate for the respondent No.2, are present.

2. S.O. to 15.03.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 383 OF 2018**  
(Meraj Begum Syeed Abdul Khalak Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 24.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 428 OF 2018**  
(Sainath J. Korpakwad & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned Advocate for the applicants, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate for the respondent No.1, are present.

2. S.O. to 28.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 627 OF 2018**  
(Amol B. Chaudhari Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

Shri Kuldeep P. Mahale/Anand P. Thakare, learned Advocates for the respondent No.2 (**Absent**).

2. S.O. to 27.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 79 OF 2019**  
(Prakash F. Patil Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 03.03.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NOS. 706 TO 709 OF 2021  
(Devendra B. Bacchav & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in all these matters and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities in all these matters, are present.

Shri H.D. Gaikwad, learned Advocate for the respondent No.4 in O.A.No. 706, 708 & 709/2021 and for respondent No.3 in O.A.No. 707/2021, is **absent**.

2. S.O. to 20.02.2023 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 810 OF 2017**  
(Shaligram M. Sonawane Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri S.D. Dhongde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The present matter be treated as part heard.

3. S.O. to 15.02.2023 for final hearing peremptorily.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.

**ORIGINAL APPLICATION NO. 669 OF 2017**  
(Balasaheb B. SurVs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Ms. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant submitted that they are not in a position to get touch with the applicant.

3. At the request of the learned Advocate for the applicant, S.O. to 28.02.2023 for final hearing peremptorily.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 661 OF 2017**  
**(Shailendra S. Kapse Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri Ketan D. Pote, learned Advocate holding for Shri A.G. Ambetkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Learned Advocate for the applicant submitted that during pendency of the Original Application the applicant has been promoted to the post of Deputy Superintendent of Land Record Group-B vide Government order dated 28.04.2020. The said document is taken on record and marked as document 'X' for the purpose of identification.

3. Record shows that the Original Application is filed seeking promotion to the post of Deputy Superintendent of Land Record Group -B w.e.f. 01.07.2017 without referring to any junior employee being promoted to the said post on that date.

4. In the circumstances, learned Advocate for the applicant to address this Tribunal covering the said

//2//

O.A.661/2017

aspect of the matter and the matter of his actual promotion vide order dated 28.04.2022.

5. The present matter be treated as part heard.

6. S.O. to 16.02.2023 for final hearing peremptorily.

**MEMBER (A)**

**MEMBER (J)**

SAS ORAL ORDERS 06.02.2023.



**ORIGINAL APPLICATION NO. 768 OF 2019**  
**(Balasaheb T. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023.**

**ORAL ORDER :**

Heard Shri Avinash Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. According to the applicant, the respondent No. 2 is joined in his personal capacity on the post of respondent No. 1-A alleging mala-fide. The affidavit in reply is filed on behalf of respondent Nos. 1 and 2. Therein reference is made to letter dated 11.06.2018 substantiating the contention that the disciplinary action which was taken earlier converting enquiry under rule 10 to Rule 8 by issuing letter dated 11.06.2018 by the respondent No. 1 to the respondent No. 1-A. Copy of the said letter however, is not produced on record. Moreover, the affidavit in reply is filed on behalf of respondent Nos. 1 and 2 and there is no mention of respondent No. 1-A, who is the authority of Commissioner of State Tax, which post was being held by the respondent No. 2. In view of the same, specific contention is also required to be made as to whether the affidavit in reply is on behalf

//2//

O.A. No. 768/2019

of respondent Nos. 1 & 1-A or it is on behalf of respondent Nos. 1 and 2 barring respondent No. 1-A.

3. In view of the same, the learned Presenting Officer is directed to produce on record the copy of letter dated 11.06.2018 on or before the next date of hearing and also placing on record clarification as directed.

4. The present matter has already been treated as part heard.

5. S.O. to 17.02.2023. **High on board.**

6. Steno copy allowed for the use of learned P.O.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 55/2023 in O.A. No. 982/2022**  
**(Dr. Sanjtkumar M. Sant Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023.**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer waives the service of notices upon the respondents.

3. Learned Presenting Officer to file affidavit in reply as expeditiously as possible and in any case by the next date of hearing.

4. S.O. to 15.02.2023

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 06.02.2023.**

**ORAL ORDER :**

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

2. The present matter is to be treated as part heard.
3. At the request of learned Advocate for respondent No. 2, S.O. to 28.02.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**O.A. No. 682/2021 with O.A. No. 683/2021  
(Ashok K. Mehetre & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023.**

**ORAL ORDER :**

Shri Saket Joshi, learned Advocate holding for Shri Sudhir Patil, learned Advocate for the applicants in both the O.As. and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in both the O.As., are present.

2. S.O. to 01.03.2023 for further consideration. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023

**C.P. No. 36/2018 in O.A. No. 846/2011  
WITH  
C.P. No. 37/2018 in O.A. No. 843/2011  
WITH  
C.P. No. 38/2018 in O.A. No. 842/2011  
WITH  
C.P. No. 39/2018 in O.A. No. 278/2012  
WITH  
C.P. No. 40/2018 in O.A. No. 634/2011  
WITH  
C.P. No. 41/2018 in O.A. No. 277/2012  
(Vilas S. Patil and Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri J.B. Choudhary, learned Advocate for the applicants in all these cases and Shri D.R. Patil, learned Presenting Officer for the respondents in all these cases.

2. The present matters are to be treated as part heard.

3. S.O. to 28.02.2022. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**C.P. No. 07/2021 in O.A. No. 768/2017  
(Rajan A. Lengde Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned Advocate for respondent Nos. 2 to 4, are present.

2. S.O. to 01.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023

**C.P. No. 03/2022 in O.A. No. 80/2021  
(Bhimrao N. Kokate Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 01.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023



**ORIGINAL APPLICATION NO. 577 OF 2017**  
**(Ramesh G. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.G. Ambetkar, learned Advocate for the applicant (**Absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Avinash Deshmukh, learned Advocate for respondent No. 3, are present.

2. S.O. to 01.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri P.B. Rakhunde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 592 OF 2018**  
**(Nilesh B. Pardeshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.S. Golegaonkar, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present. Shri R.S. Patil, learned Advocate for respondent No. 3, **absent**.

2. S.O. to 08.03.2023 for admission.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 262 OF 2019**  
**(Vijay U. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Rahul Shimre, learned Advocate holding for Shri R.P. Bhumkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri V.M. Chate, learned Advocate for respondent No. 5, are present.

2. S.O. to 02.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 307 OF 2019**  
**(Rahul D. Sathe & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri R.D. Khadap, learned Advocate for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 03.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 360 OF 2019**  
**(Dr. Atul A. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 03.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 917 OF 2019**  
**(Ashok D. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri I.D. Maniyar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 03.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. Nos. 377, 378, 379, 380, 381, 470, 471,  
472, 473, 474 & 475 all of 2020**

**(Ganesh B. Choudhari & Ors. Vs. State of Maharashtra & Ors.)**

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

**and**

**Hon'ble Shri Bijay Kumar, Member (A)**

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri M.V. Bhamre, learned Advocate for the applicants in all these O.As. and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities in all these O.As., are present.

Shri S.G. Sharma, learned Advocate for respondent Nos. 4, 8, 10 to 16 & 19 in Nos. 377, 378, 379, 380, 381, 470, 471 & 475 all of 2020, **absent**. None present for rest of the respondents.

2. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 521 OF 2020**  
**(Laxman B. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 01.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 583 OF 2020**  
**(Vishal R. Mhaske Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. Nos. 275 & 276 both of 2021**  
**(Parmeshwar P. Pawar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Rahul Shimre, learned Advocate holding for Shri D.B. Bhange, learned Advocate for the applicants in both the cases and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in both the cases, are present.

2. Learned P.O. filed affidavit in reply on behalf of respondent No. 2 in both the cases. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 566 OF 2021**  
**(Manisha H. Sonar Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.S. Tandale, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 90 OF 2022**  
**(Dr. Pravin K. Unde & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.K. Chavan, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 149 OF 2022**  
**(Sulochana P. Patare Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 08.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 209 OF 2022**  
**(Renuka V. Saudagar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri A.S. Mirajgaonkar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 335 OF 2022  
(Vilas P. Dhonde Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.S. Devgude, learned Advocate holding for Shri P.D. Suryawanshi, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 09.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 456 OF 2022**  
**(Narsappa S. Birajdar Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. Nos. 451, 452 & 453 all of 2022**  
(Dhammapal E. Ughade & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri H.V. Tungar, learned Advocate for the applicants in all these O.As. and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities, are present. Shri V.H. Solunke, learned Advocate for respondent Nos. 4 & 5 in all these O.As., absent.

2. S.O. to 09.03.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023

**M.A. No. 561/2019 in O.A. St. No. 2250/2019  
(Ratish R. Manurkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Ajay Deshpande, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023

**M.A. No. 90/2020 in O.A. No. 1067/2019**  
**(Prakash J. Pawara Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri Dhananjay Man, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 4 in M.A. Same is taken on record.

3. S.O. to 27.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 202/2020 in O.A. St. No. 443/2020  
(Rama L. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri V.B. Wagh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023

**M.A. No. 474/2022 in O.A. No. 354/2022  
(Riyaj M. Deshmukh Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 24.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 528/2022 in O.A. No. 651/2022  
(Vithal M. Wagh Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri V.M. Jaware, learned Advocate for the applicant in the present M.A. / intervenor, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri V.B. Wagh, learned Advocate for the applicant in O.A., are present.

2. S.O. to 01.03.2023.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023

**M.A. No. 37/2023 in O.A. No. 595/2020**  
**(Dr. Datta M. Dhanve Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

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

2. S.O. to 24.02.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 06.02.2023



**ORIGINAL APPLICATION NO. 221 OF 2017**  
**(Hanumant A. Khokale Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023.**

**ORAL ORDER :**

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. The present Original Application was filed challenging the impugned communication dated 21.03.2017 issued by the respondent No. 2 disqualifying the applicant for selection and appointment to the post of Statistical Assistant. The affidavit in reply is filed on behalf of respondent Nos. 1 and 2. The present matter is pending for hearing since long.

3. Learned Advocate for the applicant submitted that he made several efforts to contact the applicant, however in vain. In view of the same, it appears that the applicant is not interested in prosecuting the present matter. Hence, the Original Application stands disposed of without any order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 211/2016**  
**(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 : 06.02.2023**

**ORAL ORDER :**

Shri V.B. Anjanwatikar, learned Advocate for the applicants (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Record shows that nobody is appearing on behalf of the applicants since last four dates i.e. on 29.09.2022, 16.11.2022, 06.12.2022 & 11.01.2023. In view of the same, it appears that the applicants are not interested in prosecuting the matter. Hence, the O.A. stands dismissed in default.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 517/2015**  
**(Pathan Wajiskhan Yunuskhan Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.R. Madhekar, learned Advocate for the applicant (**Absent**). Heard Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. Record shows that nobody is appearing on behalf of the applicant since last three dates i.e. on 21.11.2022, 16.12.2022 & 11.01.2023. In view of the same, it appears that the applicant is not interested in prosecuting the matter. Hence, the O.A. stands dismissed in default.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 461/2015**  
**(Vijay L. Tarode Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.S. Thombre, learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer placed on record status report in respect of W.P. No. 8250/2017 pending before the Hon'ble High Court Bombay, for which the reference is made in farad sheet order dated 20.12.2018. Same is taken on record and marked as document X-1 for the purpose of identification. As per this status report, the said W.P. is pending before the Hon'ble High Court. In view of the same, longer date is given in the present matter.

3. S.O. to 10.04.2023 for final hearing peremptorily.

**MEMBER (A)**

**MEMBER (J)**

**O.A. Nos. 159/2010, 341/2010 & 424/2015**  
**(Dr. Prakash A. Sawant & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri K.J. Suryawanshi, learned Advocate for the applicants in all these O.As. and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities in all these O.As.

Shri U.B. Bondar, learned Advocate for respondent No. 7 and Shri S.S. Dambe, learned Advocate for respondent No. 8, Shri Sachin Joshi, learned Advocate for respondent No. 9, Shri K.G. Salunke, learned Advocate for respondent No. 10, Shri Vivek Bhavthankar, learned Advocate for respondent No. 11, Shri S.T. Shelke, learned Advocate for respondent No. 13, Shri S.B. Gastgar, learned Advocate for respondent No. 14, in O.A. No. 424/2015, are absent.

2. The present matters are to be treated as part heard.

3. S.O. to 16.02.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 587 OF 2016**  
**(Vijaysing H. Bagul Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Heard Shri A.D. Gadekar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The present matter is to be treated as part heard.

3. S.O. to 24.02.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 644 OF 2016**  
**(Ramrao K. Zade Vs. State of Maharashtra & Ors.)**

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

**DATE : 06.02.2023**

**ORAL ORDER :**

Shri S.S. Chillarge, learned Advocate for the applicant, Shri B.N. Patil, learned Advocate for respondent No. 4 and Shri S.S. Phatale, learned Advocate for respondent Nos. 5 & 6, are **absent**.

Heard Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. Record shows that nobody is appearing on behalf of the applicant since last three dates i.e. on 27.09.2022, 23.11.2022 & 04.01.2023. In view of the same, it appears that the applicant is not interested in prosecuting the matter. Hence, the O.A. stands dismissed in default.

**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 : 06.02.2023**

**ORAL ORDER :**

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

2. Record shows that by farad sheet order dated 30.08.2016, the respondents were called upon to produce the minutes of DPC meeting which took place on 17.03.2016. Learned Presenting Officer submitted that the said document is ready with her.

3. Record further shows that the applicant has relied upon the document (Annexure A-6), which is G.R. dated 28.07.2014, whereby four employees were appointed on promotional post, though Department Enquiry was pending against them. In order to verify the nature of departmental proceeding as to whether it is under Rule 8 or Rule 10 of the Maharashtra Civil Services (Discipline and Appeal) Rule, 1979, the learned Presenting Officer to produce record in that regard in respect of G.R. dtd. 28.07.2014 along with minutes of DPC meeting dated 17.03.2016 under short affidavit so that the present matter can be adjudicated effectively.

4. The present matter is to be treated as part heard.

5. S.O. to 27.02.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**



**CHAMBER APPEAL NO. 2 OF 2023**  
**(Amol Sainath Tupe Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Heard Shri V.C. Suradkar, learned Advocate for the applicant.

2. Vide order dated 05.01.2023 the Registrar of this Tribunal was pleased to refuse the registration under Rule 5 (4) of Maharashtra Administrative Tribunal (Procedural) Rules, 1988. On 23.11.2022 the office has raised the following office objections:-

- 1) In view of applicant's first representation dated 28.11.2018 the O.A. appears to be barred by limitation; and
- 2) Court fees stamp not affixed on V.P.

3. Vide office note dated 23.12.2022 Registrar of this Tribunal at Aurangabad Bench noted that nobody appeared for the applicant and office objections are not removed.

4. The learned Advocate for the applicant appeared today. He undertakes to remove the office objections within reasonable period.

5. Technically, the Registrar was right in refusing the registration since nobody appeared for the applicant in

**:: - 2 - :: CHAMBER APPEAL NO. 2 OF 2023**

view of the objections in spite of repeated chances. The fact that the O.A. is filed seeking appointment and in order to give an opportunity to the applicant to prove his claim on merits, it will be in the interest of justice to allow the appeal as the applicant shall not suffer for the negligence of his Advocate. Hence, the following order:-

**ORDER**

- (i) The Chamber Appeal No. 2/2023 is allowed as the applicant undertakes to remove the office objections within a reasonable period.
- (ii) Registrar of this Tribunal Bench at Aurangabad is directed to register the O.A. after removing the office objections by the learned Advocate for the applicant and place the same before the appropriate bench for hearing.

**VICE CHAIRMAN**

ORAL ORDERS 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 377 OF 2022**  
**(Ratnadip M. Athwale Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Vijay V. Suradkar, 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 17.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 378 OF 2022**  
**(Kiran K. Waghule Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Vijay V. Suradkar, 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 17.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 879 OF 2022  
(Janabai B. Gadade Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri R.J. Nirmal, learned counsel for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 17.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1071 OF 2022  
(Pratap S. Sontakke Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 20.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**M.A.NO. 52/2023 IN T.A.01/23 (W.P.NO. 9807/22)  
(Ganesh D. Gund Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Heard Shri P.V. Suryawanshi, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. This is an application filed by the applicant for condonation of delay of about 4 months & 19 days occurred in filing accompanying T.A.

3. For the reasons stated in the application, which according to me, are just and sufficient, the delay occasioned in filing accompanying T.A. is condoned.

4. The T.A. be registered in accordance with law. The M.A. stands disposed of with no order as to costs.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**T.A.01/23 (W.P.NO. 9807/22)**  
**(Ganesh D. Gund Vs. State of Maharashtra & Ors.)**

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

**DATE :** **6.2.2023**

**ORAL ORDER :**

Heard Shri P.V. Suryawanshi, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant seeks leave of this Tribunal to add one prayer clause in addition to the existing prayer clauses. Leave as prayed for is granted. The necessary amendment be carried out forthwith.

3. After registration of T.A., issue notices to the respondents, returnable on 20.03.2023.

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 20.03.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD



**ORIGINAL APPLICATION NO. 111 OF 2023**  
**(Dr. Udaykumar T. Helkar Vs. State of Maharashtra & Ors.)**

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

**DATE :** **6.2.2023**

**ORAL ORDER :**

Heard Shri J.S. Deshmukh, learned counsel for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 17.03.2023.

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 17.03.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 633 OF 2022  
(Dr. Sanjay B. Dhage Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Shamsunder B. Patil, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

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

3. List the matter for hearing on 28.2.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 119 OF 2023**  
**(Dr. Arvind Namdeorao Bagate Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Heard Shri Dhananjay Mane, learned counsel holding for Shri Milind Patil, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities.

2. Vide order dated 6.1.2023 the applicant who is working as Associate Professor at Medical College Ambajogai has been transferred on promotion to the post of Professor at the Government Medical College, Nandurbar. Learned counsel for the applicant submitted that when the preferences were sought from the applicant he has given preferences for Latur and Ambajogai and it was possible for the respondents to give posting to the applicant at both the aforesaid places; however, the applicant has been given posting at Nandurbar.

3. Learned counsel submitted that the wife of the applicant is working on the post of Associate Professor in the Government Medical College at Latur. Learned counsel submitted that even at Ambajogai the post of

Professor is vacant and the applicant could have been very well accommodated on the said post. Learned counsel submitted that total 5 persons were given postings vide order dated 6.1.2023 and almost all of them have been given posting of their choice.

4. Learned counsel invited my attention to the letter written by the Dean, Government Medical College, Ambajogai to the Commissionerate Medical Colleges at Mumbai, thereby requesting to retain the applicant at Ambajogai for the reasons stated in the said letter. Learned counsel submitted that the period of 30 days has been given for joining on the transferred place or else the order of promotion is liable to be cancelled. Learned counsel in the circumstances, has prayed for stay to the aforesaid order temporarily till the respondents file their affidavit in reply.

5. Learned Presenting Officer submitted that she has no instructions in the present matter and has sought time to take instructions and to file affidavit in reply.

6. After having considered the submissions advanced by learned counsel for the applicant and learned Presenting Officer for the respondents and after having perused the documents filed on record, it appears to me that for the reasons stated in the communication dated

30.1.2023 by the Dean of Swami Ramanand Teerth Rural Government Medical College and Hospital, Ambajogai to the Commissionerate of Medical Colleges at Mumbai, the request for interim relief deserves to be considered. It is contended that the applicant is guide for 7 students, who are registered for post-graduation. It is further stated that the said seats are likely to be increased and instruction in that regard is expected in May or June of this year.

7. Having regard to the aforesaid reasons, I deem it appropriate to pass the following order: -

**ORDER**

(i) Issue notices to the respondents, returnable on 22.02.2023, **till then the respondents shall allow the applicant to continue to serve at Ambajogai.**

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

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

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

**:: - 4 - ::**

**O.A. NO. 119/2023**

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

(vi) S.O. to 22.02.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 120 OF 2023**  
**(Anilkumar Munjajirao Dabshede Vs. State of Maharashtra**  
**& Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Avinash S. Deshmukh, learned counsel along with Shri S.S. Dambe, learned counsel for respondent No. 2 (Caveator).

2. Learned counsel for the applicant seeks leave of this Tribunal to make alternative prayer in prayer clause to the effect that the order dated 29.4.2022 shall be revived. Leave as prayed for by the applicant is granted. The necessary amendment be carried out forthwith.

3. Aggrieved by the order of transfer dated 2.2.2023 the applicant has approached this Tribunal. Vide the aforesaid order, the order of transfer dated 29.4.2022 has been cancelled and the applicant has been now transferred to the post of District Deputy Registrar, Co-operative Societies, Gondia. Learned counsel for the applicant submitted that the applicant is on the verge of retirement and will be retiring in the month of April, 2024. Learned counsel pointed out that it is the policy

of the Government not to place such employees in the naxlite affected area like Gondia. Learned counsel pointed out that order dated 29.4.2022 in fact could have been implemented after Mr. Palodkar was transferred from the said post. Had it been done, the applicant then would have happily worked on the said post. Learned counsel submitted that the applicant has not yet handed over the charge of his post. Considering all these circumstances, learned counsel has prayed for grant of interim relief, thereby staying the effect and operation of the impugned order till next date while issuing notice to the respondents.

4. Learned Presenting Officer has opposed for grant of any such interim relief stating that unless full facts come on record it may not be just and proper even to record any *prima facie* conclusion.

5. Respondent No. 2 appeared on caveat and has submitted his affidavit in reply also. Learned counsel appearing for the said respondent pointed out that respondent No. 2 has already taken the charge of the post of District Deputy Registrar Cooperative Societies, Aurangabad. Learned counsel in the circumstances, opposed for grant of any interim relief as has been prayed by the applicant.



6. After having considered the submissions, it does not appear to me that any case is made out by the applicant for grant of interim relief as has been prayed for by him. It is not in dispute that the applicant is working at Aurangabad since last four and half years and on the present post he has completed the normal tenure. Thus, otherwise also, the applicant is liable for transfer from the present post.

7. During the course of the arguments one more submission has been made by learned counsel appearing for the applicant that the applicant is intending to make representation to the Government for transferring him on the post of Divisional Deputy Registrar (Dairy) at Aurangabad, which is vacant, according to his instructions. Learned counsel for the applicant submitted that having regard to the advance age of the applicant and ailments which he is suffering, his posting at Gondia from all angles is not suitable for him. Learned counsel submits that if the representation of the applicant is considered favourably he may not have any grievance about the present order of transfer.

8. Insofar as present transfer order is concerned, I have already expressed that no such case is made out for grant of interim relief as has been prayed for by the

applicant to stay the operation of the said order. However, if the applicant makes a representation as has been submitted, the Government may consider the same on its own merit. Having regard to the fact that it is a matter of transfer I direct the State Authorities to submit affidavit in reply on or before 23.2.2023.

9. Issue notices to the respondents, returnable on 23.02.2023.

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

11. 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.

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

13. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the

**:: - 5 - ::**

**O.A. NO. 120/2023**

Registry before due date. Applicant is directed to file affidavit of compliance and notice.

14. S.O. to 23.02.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**O.A.NOS. 966 TO 972, 974 TO 979, 463/2019 &  
O.A.NO. 537/2020  
(Prakash V. Deshpande & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri V.G. Pingle, learned counsel for the applicants, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities in all these cases, Shri S.B. Mene, learned counsel for respondent No. 5 in O.A. No. 968/2019 and for respondent Nos. 3 & 4 in O.A. No. 978/2019, Shri N.U. Yadav, learned counsel for respondent No. 5 in O.A. Nos. 970 & 971 both of 2019, Shri Shamsunder B. Patil, learned counsel for respondent No. 5 in O.A. No. 975/2019 & for respondent No. 6 in O.A. No. 537/2020, are present.

Shri D.T. Devane, learned counsel appeared today and submitted that he has received instructions from respondent No. 5 to appear on his behalf in O.A. No. 976/2019. He undertakes to file VAKALATNAMA on his behalf on the next date.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 3

**:: - 2 - :: O.A.NOS. 966/2019 & Group**

in O.A. Nos. 977 & 978 both of 2022 and the same are taken on record and copies thereof have been served on the other side.

3. Affidavit in reply on behalf of respondent Nos. 2, 3 & 6 has been filed in O.A. No. 463/2019 and the same is taken on record and copy thereof has been served on the other side.

4. S.O. to 28.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 567 OF 2017**  
**(Bebabai P Koli (Sapkale) Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Vinod P. Patil, learned counsel for the applicant (**absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 3.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 327 OF 2019  
(Pushpak R. Kachve Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Amit Savale, learned counsel for the applicant (**absent**). Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 3.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 618 OF 2019  
(Dhondiram G Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Uddhav L. Momale, learned counsel for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, is present.

2. Await service.
3. S.O. to 9.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD



**ORIGINAL APPLICATION NO. 665 OF 2021  
(Shankar S. Kale Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 9.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 73 OF 2022  
(Chakardhar P. Wadje Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Smt. Suchita Dhongde, learned counsel for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned counsel for respondent No. 2, are present.

2. S.O. to 3.3.2023 for filing affidavit in reply as a most last chance.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 76 OF 2022  
(Ashok R. Jawale Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. At the request of learned counsel for the applicant, S.O. to 16.3.2023 for filing rejoinder affidavit.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 587 OF 2022  
(Kantilal S. Shahane Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri A.P. Gunge, learned counsel for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

2. Since no appears for the applicant, S.O. to 9.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 706 OF 2022**  
**(Sahas T. Waghmare Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Pratap G. Rodge, learned counsel for the applicant (**absent**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities, is present.

Shri Vaibhav B. Dhage, learned counsel for respondent No. 4 (**absent**).

2. Since none appears for the applicant, S.O. to 28.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 739 OF 2022  
(Gajendra T Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri S.R. Patil, learned counsel for the applicant (**absent**). Mrs. Deepali S. Deshpande, 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 5 and the same is taken on record. She undertakes to serve the copy of the reply on the learned counsel for the applicant.

3. S.O. to 17.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 979 OF 2022**  
**(Chagan Y. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Await service for respondent No. 4.
3. S.O. to 10.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1020 OF 2022  
(Ramesh S. Surung Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri R.O. Awasarmol, learned counsel for the applicant, Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri Sudhir K. Chavan, learned counsel for respondent No. 2, are present.

2. Await service.
3. S.O. to 15.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD



**ORIGINAL APPLICATION NO. 1061 OF 2022  
(Atmaram N. Awatirak Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Await service.
3. S.O. to 8.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1080 OF 2022**  
**(Dr. Pradnya S. Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri M.R. Kulkarni, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 17.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1094 OF 2022**  
**(Madhav B. Wangaje Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri D.K. Dagadkhair, learned counsel for the applicant and Shri S.K. Shrise, learned Presenting Officer for the respondent authorities, are present.

2. Await service.
3. S.O. to 27.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1095 OF 2022  
(Tukaram S. Pohare Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Await service.
3. S.O. to 27.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1134 OF 2022  
(Ramesh L. Naik Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Await service.
3. S.O. to 10.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1140 OF 2022  
(Rameshwar A. Harbhare Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. Await service for respondent No. 2.
3. S.O. to 15.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 1152 OF 2022  
(Krishna P Rathod & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 3 and the same is taken on record and copy thereof has been served on the learned counsel for the applicant.

3. At the request of learned counsel for the applicants, S.O. to 10.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 31 OF 2023**  
**(Dr. Vivek B. Khatgaonkar Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Vaibhav U. Pawar, learned counsel for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities, are present.

2. Await service.
3. S.O. to 27.2.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD



**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 : 6.2.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 23.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**M.A.NO. 217/2021 IN O.A.ST.NO. 598/2021  
(Vitthal S. Lokhande & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 10.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**M.A.NO. 229/2021 IN O.A.ST.NO. 655/2021  
(Pundlik N. Ambhore Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Amol G. Vasmatkar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 2.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**M.A.NO. 280/2022 IN O.A.ST.NO. 435/2022  
(Vedant V. Joshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri V.G. Salgare, learned counsel for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.

3. S.O. to 13.3.2023.

**VICE CHAIRMAN**

ORAL ORDER 6.2.2023-HDD

**ORIGINAL APPLICATION NO. 41/2021**  
**(Shri Bharat B. Sangle Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri S.R. Kedar, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 8.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 147/2021**  
**(Ratnaprabha T. Hingade Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri P.B. Rakhunde, learned counsel for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. On previous two dates i.e. on 15.11.2022 and thereafter on 9.12.2022 also no one had caused appearance for the applicant. However, in the interest of justice, stand over as a last chance to 22.2.2023. If the matter is not proceeded further on the given date, the same shall stand dismissed for want of prosecution.

3. S.O. to 22.2.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 253/2021**  
**(Shaikh Nabi Shaikh Muqbul Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri V.S. Kadam, learned counsel for the applicant (**absent**). Smt. MS Patni, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 17.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 444/2021**  
**(Shri Shivkumar A. Pohal Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri MS Chaudhari, learned counsel for the applicant and Shri BS Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 15.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023



**ORIGINAL APPLICATION NO. 805/2021**  
**(Shri Mahadev Koli Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri SD Joshi, learned counsel for the applicant (**absent**). Shri IS Thorat, learned Presenting Officer for the respondent authorities and Shri SG Kulkarni, learned counsel for respondent no. 6, are present.

2. S.O. to 20.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 160/2022**  
**(Shri Anant Kendrekar Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. S.O. to 15.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 251/2022**  
**(Shri Vikas Wagh Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri SU Chaudhari, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 15.2.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 366/2022**  
**(Shri Rahul I. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. S.O. to 21.2.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

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

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri HP Jadhav, learned counsel for the applicant (**absent**). Shri VR Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 17.3.2023 for filing additional reply by the respondents to the amended portion or O.A. and also for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 1093/2019**  
**(Shri Bhanudas Putwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Ravindra B. Ade, learned counsel for the applicant (**absent**). Shri DR Patil, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 20.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**M.A. NO. 29/2022 IN O.A. ST. NO. 11/2022  
(Shri Yashvant Kadam Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. S.O. to 14.3.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

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

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Tushar C. Shinde, learned counsel for the applicant and Shri NU Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 24.2.2023 for hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023



**ORIGINAL APPLICATION NO. 689/2022**  
**(Shri Madhav Marde & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri KG Salunke, learned counsel for the applicants, Smt. MS Patni, learned Presenting Officer for the respondent authorities and Shri GN Patil, learned counsel for respondent no. 6, are present.

2. S.O. to 28.2.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 248/2022**  
**(Smt. Mogra Thakre Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri AS Mirajgaonkar, learned counsel for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities, are present. Shri Amit Savale, learned counsel for respondent no. 2 (**absent**).

2. S.O. to 15.2.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**M.A. NO. 534/2022 IN O.A. NO. 1035/2022  
(Shri Sunil M. Saindane Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Smt. Vaishali Suryawanshi - Birajdar, learned counsel for the applicant and Shri BS Deokar, learned Presenting Officer for the respondent authorities, are present.

2. The learned PO has sought time to file the affidavit in reply . Time granted.

3. S.O. to 8.3.2023.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 591/2018**  
**(Shri Purushottam Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. It is the case of the applicant that though he was entitled for the second benefit of Assured Career Progression Scheme (for short ACPS) from the year 2011, the same has been granted to him from 2016. The applicant has, therefore, prayed for grant of second benefit of ACPS from 2011 and all consequential benefits flowing therefrom.

3. The request so made by the applicant has been opposed by the respondents. Affidavit in reply is filed on behalf of respondent nos. 1 to 3. The only reason, which has been assigned in the said affidavit in reply, is that the Annual Confidential Reports of the applicant of the relevant period were not satisfactory and, as such, he was not entitled for the said benefit from the year 2011.

4. The applicant has come out with a specific case that ACRs of the relevant period were never

communicated to the applicant during said period. From the documents on record only one ACR of the period from 1.4.2006 to 29.10.2006 seems to have been communicated to the applicant. Specific query was made by the Tribunal with the learned PO whether any evidence has been brought on record showing that the ACRs of the relevant period were communicated to the applicant ? The learned PO could not bring to my notice any such evidence. Though a contention has been raised in the affidavit in reply that ACRs were communicated, no evidence is produced showing that the ACRs of the relevant period were ever communicated to the applicant during said period.

5. The learned PO submitted that in the year 2018 all such ACRs were provided to the applicant. It has to be stated that communication of ACRs of period 2005 to 2011 in the year 2018 cannot be said to a legal and valid compliance. The applicant has come out with a specific case that the ACRs of the relevant period were not communicated to him at the relevant time and without said mandatory compliance 2<sup>nd</sup> ACPS benefit was refused on that ground to the applicant.

6. . The applicant has relied upon the judgment of the Hon'ble Supreme Court in the case of **Vijay Kumar, I.A.S. Vs. State of Maharashtra & Ors., AIR-SC-1988-2060**. In the said judgment Hon'ble Supreme Court has observed that where ACRs relied upon for the purpose were not sent to the Officer concerned and there is no evidence to indicate that it were received by the said Government officer, denial of any relief on that basis is arbitrary and unjustified.

7. In the instant matter also as has been contended in the affidavit in reply filed on behalf of respondents the only reason for not extending the benefit of second ACPs to the applicant is that his ACRs of the relevant period were not satisfactory. The respondents have, however, failed in placing on record any evidence showing that the said ACRs were communicated to the applicant at the relevant time.

8. As I noted hereinabove the applicant has taken a specific ground that ACRs of the aforesaid period were never communicated to him. It is thus evident that the ACRs which were never communicated to the applicant, no adverse action could have been taken on the basis of the said ACRs. I, therefore, see substance in the contention raised on behalf of the applicant that he was

::-4-::

**O.A. NO. 591/2018**

arbitrarily denied the benefit of second ACPs from year 2011 and instead provided to him from the year 2016. From the facts and circumstances which have come on record the applicant has certainly made out a case for holding him entitled for the benefit of second ACPs from the year 2011. In the result, the following order is passed :-

**O R D E R**

- (i) Respondent nos. 1 to 4 are directed to grant the benefit of 2<sup>nd</sup> ACPS to the applicant w.e.f. 28.11.2011 instead of 28.11.2016 with all consequential benefits and arrears of difference in pay scale, increment etc.
- (ii) The monetary benefits be remitted in favour of the applicant within 12 weeks from the date of this order.
- (iii) The Original Application stands allowed in the aforesaid terms. No order as to costs.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 718/2018**  
**(Shri Balsaheb Kadam Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri Ajay Deshpande, learned counsel for the applicant and Shri NU Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 27.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023



**ORIGINAL APPLICATION NO. 54/2019**  
**(Smt. Varsha Pawara Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri PB Patil, learned counsel for the applicant, Shri MP Gude, learned Presenting Officer for the respondent authorities and Shri VC Patil (Ashtekar), learned counsel for respondent no. 3, are present.

2. S.O. to 20.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**O.A. NO. 122/2020 with Caveat 6/2020  
(Shri Sandip Jadhav Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

S/shri AB Girase/YB Bolkar, learned counsel for the applicant (**absent**). Shri DR Patil, learned Presenting Officer for the respondent authorities and Shri SD Dhongde, learned counsel for caveator/respondent no. 4, are present. Shri NN Desale, learned counsel for respondent no. 5 (**absent**).

2. S.O. to 20.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 233/2020**  
**(Shri Arun Ghate Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri VG Pingle, learned counsel for the applicant, Shri MP Gude, learned Presenting Officer for the respondent authorities and Shri SB Mene, learned counsel for respondent no. 4, are present.

2. S.O. to 21.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**O.A. NO. 302/2020 WITH O.A. NO. 317/2020 WITH  
O.A. NO. 5/2021  
(Shri Rajesh Choudhary & Ors. Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri ID Maniyar, learned counsel for the applicants in all these matters and S/shri VR Bhumkar, BS Deokar & Smt. MS Patni, learned Presenting Officers for the respondent authorities in respective matters, are present.

2. S.O. to 10.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 512/2020**  
**(Shri Subhash Kadam Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri SC Bhosale, learned counsel for the applicant  
(**absent**). Shri VR Bhumkar, learned Presenting Officer  
for the respondent authorities, is present.

2. S.O. to 17.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 536/2020**  
**(Shri Ravi Vanjare Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

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

2. S.O. to 20.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**ORIGINAL APPLICATION NO. 575/2020**  
**(Kondabai Ghadge & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri KM Nagarkar, learned counsel for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023

**O.A.. NO. 175/2021 WITH O.A. NO. 689/2021  
(Shri Ajay More Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri KG Salunke, learned counsel for the applicants in both the matters and Shri IS Thorat, learned Presenting Officer for the respondent authorities in both the matters, are present.

2. S.O. to 2.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023



**ORIGINAL APPLICATION NO. 353/2021  
(Shri Sunil Kamble Vs. State of Maharashtra & Ors.)**

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

**DATE : 6.2.2023**

**ORAL ORDER :**

Shri SS Tandale, learned counsel for the applicant and Shri NU Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 17.3.2023 for final hearing.

**VICE CHAIRMAN**

ARJ ORAL ORDER 6.2.2023