

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

*List of Cases set down for Physical Hearing/Admission/Order/etc. Hon'ble Division Bench
Before: - THE HON'BLE JUSTICE SHRI. P.R. BORA, VICE CHAIRMAN*

And

THE HON'BLE SHRI. VINAY KARGAONKAR, MEMBER (A)

Date:- 07/11/2023

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Urgent Admission Matters						
1	TA03/23 WP13847/21 with	Nashik	Adv.Abhijit S More (Kapil K Gujar & Ors.) <u>Adv.A.G. Talhar For R.No.1</u>	<u>High Court Time Limit On Or Before 30.06.2023</u> High Court Direction Termination/ Challenging G.R.	For Hearing	8.11.2023
2	TA04/23 WP3935/21 with	Satara	Adv.Dr. Suresh Mane (Gramvikas Shakiya Kantrathi Karmachari Sanghthana through President & Ors.)	Termination		8.11.2023
3	TA05/23 WP4762/20 with	Beed	Adv.Sachin S Deshmukh (Vinayak S Ware & Ors.)	Challenging Advertisement		8.11.2023
4	TA06/23 WP4765/20 with	Beed	Adv.Sayyed Tauseef Yaseen (Ubale S Suresh & Ors.)	Challenging Advertisement		8.11.2023
5	TA07/23 WP5233/20 with	Beed	Adv.S.A. NagarSoge (Pralhad K Ugale) <u>Adv.R.R. Bangar For R.No.1</u>	Termination		8.11.2023
6	TA08/23 WP5591/20 with	Beed	Adv.S.S. Thombre (Pravin V Hadade & Anr.) <u>Adv.Umesh Mote For R.Nos.2 & 3</u>	Termination		8.11.2023

7	TA09/23 WP5588/20 with	Beed	Adv.S.S. Jadhavar (Sonali S Bhosale) <u>Adv.Umesh Mote For R.No.2</u>	Termination		8.11.2023
8	TA10/23 WP5592/20 with	Beed	Adv.S.S. Thombre (Surekha K Wani & Ors.) <u>Adv.Umesh Mote For R.No.2</u>	Termination		8.11.2023
9	TA11/23 WP7243/20 With	Mumbai	Adv.Mahadev Chaudhari/ Adv.Krishna Rodge (Maharashtra State Contractual Employees Federation, (Prop.) Through its working President Sachin S Jadhav)	Termination		8.11.2023
10	TA16/23 WP5776/21	P'bhani	Adv. Adv.Sayyed Tauseef Yaseen (Gajanan N Tehare & Ors.) <u>Adv.R.R. Bangar for R.No.1</u>	Termination/ Challenging Circular		8.11.2023
11	MA524/23 In OAS2170/23 With Caveat23/23	A'bad	Adv.S.S. Dambe (Shivaji B Borkar & Ors.) <u>CPO For Caveator</u> (The State of Maharashtra & Ors.)	M.A. For Sue Jointly	Circulation	
12	OA979/23 With Caveat23/23	A'bad	Adv.M.S. Shaikh (Vishvjeet V Kulkarni) <u>CPO For Caveator</u> (The State of Maharashtra & Ors.)	Challenging G.R. (Selection Process)	Circulation	
13	OA965/23	O'bad	Adv.Rahul D Khadap (Ranjit D Shingare)	Promotion		15.12.2023
14	OA969/23	A'nagar	Adv.Bhushan Mahajan (Jyoti R Pansare)	Selection Process		12.12.2023
15	OAS2142/23	J'gaon	Adv.S.B. Shirsat (Dipak V More)	Cancellation of Appointment	Circulation with Office Objection	15.12.2023

Order Matters						
16	MA68/20 In OAS12452/19	Dhule	Adv.S.S. Thombre/ Adv.R.D. Khadap (Swati P Patil)	M.A. For Condoantion of Delay	For Hearing Reply Filed by R-2	21.12.2023
17	MA200/20 In MA506/18 In OAS1951/18	A'bad	Adv.R.N. Bharaswadkar (Sajed Khan Ajiz Khan Pathan) <u>Adv.C.B. Gore for R.Nos.5 & 6</u> <u>Adv.V.G. Pingle for R.No.7</u>	M.A. For Intrim Relief	For Hearing Reply Filed by R-1 to R-3 In MA200/20	10.1.2024
18	MA201/21 With MA159/21 In OA115/18	A'nagar	Adv.S.D. Joshi (Nagnath G Savant & Ors.) <u>Adv.Ajav Deshpande for R.No.3 in OA115/18</u>	M.A. For Amendment	For Hearing Reply Filed by R-3 In MA201/21 Reply Filed by R-1 In MA159/21	30.11.2023
19	MA362/21 In OA745/21	A'bad	Adv.V.B. Wagh (Arvind D Gaikwad & Ors.)	M.A. For adding Co Applicants in MA	For Hearing	9.12.2023
20	MA86/22 In OAS1792/21	A'bad	Adv.A.V. Thombre (Sanjay P Tarte)	M.A. For Condonation of Delay	For Hearing	21.12.2023
21	MA158/22 In OAS1221/21	J'gaon	Adv.N.L. Choudhary (Azroddin Maheboob Pinjari) <u>Adv.B.G. Deshmukh for R.No.8</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-4	5.1.2024
22	MA333/23 In OA567/21	A'nagar	Adv.S.S. Tandale (Aarifa Gulab Maniyar)	M.A. For Expedite Hearing		23.11.2023
23	MA336/23 In OA185/21	Beed	Adv.V.B. Wagh (Subhash J Khote)	M.A. For Direction		5.12.2023
24	MASt391/23 In OA139/21	A'nagar	Adv.R.N. Bharaswadkar (Sunil R Barse) <u>Adv.Vivek U Rathod For R.Nos.6 & 7 in OA139/21</u>	M.A. For Stay & Direction	With Office Objection in MA Reply Filed by R-1 to R-3	10.1.2024

25	MA439/23 In MA194/23 In OA326/16	A'nagar	Adv.V.B. Wagh (Changdeo G Sawant)	MA439/23 for Condonation of Delay MA194/23 For Amendment		24.11.2023
26	MA503/23 In OA836/23	Nanded	Adv.P.S. Mundhe (Nagorao N Waghmare)	M.A. For Amendment		5.1.2024
27	MA525/23 In OA952/22	Beed	Adv.A.P. Shejul (Mangesh B Zore) <u>Adv.C.D.</u> <u>Fernandes/Adv.Pramod S</u> <u>Brahmane For R.No.5</u>	M.A. For Amendment		30.11.2023
28	MA526/23 In OA960/22	Beed	Adv.A.P. Shejul (Siddheshwar P Darade) <u>Adv.C.D.</u> <u>Fernandes/Adv.Pramod S</u> <u>Brahmane For R.Nos. 4 &</u> <u>5</u>	M.A. For Amendment		30.11.2023
Due Admission Matters						
29	CP61/19 In OA533/15	Hingoli	Adv.Ajay S Deshpande (Shivaji P Shinde)	Contempt Petition	For Admission Reply Filed by R-1	21.12.2023
30	CP12/22 In OA265/17	Latur	Adv.I.D. Maniyar (Dr. Suresh M Karamunge) <u>Adv.P.R. Tandale for</u> <u>R.No.4</u>	Contempt Petition	For Admission Reply Filed by R-2 & R-4	21.12.2023
31	CP21/22 In OA51/18	Jalna	Adv.Jayant S Deshmukh (David S Ganthur & Ors.)	Contempt Petition	For Hearing Reply Filed by R-1 & R-2	4.1.2024
32	CP25/22 In OA600/22	Latur	Adv.J.B. Choudhary Adv.J.B. Choudhary has Filed Leave Note From 07.11.2023 to 08.11.2023 (Dr.Rahimoddin Rasulsab Shaikh) <u>Adv.P.R. Tandale for</u> <u>R.No.4</u>	Contempt Petition	For Hearing	20.12.2023

33	CP42/22 In OA801/12	Hingoli	Adv.S.D. Dhongde (Baliram B Rathod)	Contempt Petition	For Hearing Reply Filed by R-2 & R-3	2.1.2024
34	CP06/23 In OA467/21	A'nagar	Adv.J.S. Deshmukh (Dr. Mohan P Shinde)	Contempt Petition	For Hearing	18.12.2023
35	Rev4/17 In OA223/14	A'bad	Adv.S.D. Joshi (Kakasaheb B Zalte)	Review Petition	For Hearing	7.12.2023
36	OA797/16	A'nagar	Party In Person (Gaurav A Chavan)	Appointment	For Hearing Reply Filed by R-2 & R-5	24.11.2023
37	OA42/19	O'bad	Party In Person (Ramraje G Pawar)	Promotion/ Seniority	For Hearing Reply Filed by R-2	1.12.2023
38	OA917/19	Nanded	Adv.Vilas S Panpatte/ Adv.I.D. Maniyar (Ashok D Gaikwad)	Selection	For Hearing Reply Filed by R-1 & R-2	8.1.2024
39	OA944/19	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Voluntary Retirement/ Extraordinary Leave	For Hearing Reply Filed by R-1 to R-4	19.12.2023
40	OA947/19	A'bad	Adv.Preeti R Wankhade (Dr.Anil R Waghmare)	Refixation of Pay/ Withdrwal of Benefits/ Recovery	For Admission Reply Filed by R-1 to R-4	15.12.2023
41	OA412/20	Nanded	Adv.Avinash S Deshmukh (Omprakash H Kothari) <u>Adv.S.B. Patil for R.Nos.2 & 4</u>	Departmental Enquiry	For Hearing Reply Filed by R-1 to R-4	14.12.2023
42	OA426/20	A'bad	Adv.A.S. Deshmukh (Sunil S Pagare)	Termination	For Hearing Reply Filed by R-1 to R-3	14.12.2023
43	OA427/20	Beed	Adv.A.S. Deshmukh (Rahul B Chaudhare)	Termination	For Hearing	14.12.2023

44	OA430/20	Jalna A'bad	Adv.A.S. Deshmukh (Ashok D Talde & Ors) <u>Adv.R.O. Awasarmol/</u> <u>Adv.V.D. Pagare for</u> <u>R.Nos.13,14,19,21,24,28,</u> <u>42,61</u> <u>Adv.D.S. Pagare for</u> <u>R.Nos.26,30,32,37,56,59</u>	Deem Date/ Seniority/ Promotion	For Hearing Reply Filed by R-1, R-2, R-4, R-13, R-14, R-19, R-21, R-24, R-26, R-28, R-30, R-32, R-37, R-42, R-56, R-59, R-61	8.1.2024
45	OA504/20	O'bad	Adv.Shamsunder B Patil (Dr. Anita A Kadam)	Break In Service	For Hearing Reply Filed by R-1 to R-4	19.12.2023
46	OA24/21	Beed	Adv.S.B. Patil (Dr.Vaishali S Garjewar)	Challengin Conditions of G.R.	For Hearing Reply Filed by R-1 to R-6	19.12.2023
47	OA600/21	Nanded	Adv.K.B. Jadhav (Subhash G Dhutur)	Promotion	For Hearing Reply Filed by R-1 to R-6	19.12.2023
48	OA607/21	Jalna	Adv.Pushpak U Gujrathi (Sachin K Pawar)	Appointment	For Hearing Reply Filed by R-2	20.12.2023
49	OA807/21	Beed	Adv.M.B. Kolpe (Sahebrao J Ghadge)	Recuitment Process	For Hearing Reply Filed by R-4 For Filing Affidavit in Rejoinder	20.12.2023
50	OA544/22	Jalna	Adv.Sanjay N Pagare (Jagdish N Yengupatla) <u>Adv.Jiwan J Patil for</u> <u>R.No.4</u>	Challenging G.R. (Compassionate Appointment)	For Hearing Reply Filed by R-2 to R-4	30.11.2023
51	OA728/22	Beed	Adv.Hemant D More (Chandrakant M Choudante)	Departmental Enquiry	For Admission Reply Filed by R-2 & R-3	8.1.2024
52	OA789/22	O'bad	Adv.R.K. Khandelwal (Sukhdeo R Solankar)	Termination	For Admission	7.12.2023
53	OA17/23	Jalna	Adv.Jiwan J Patil (Sandeep S Kshire)	Eligibility/ Appointment	For Hearing Reply Filed by R-1 & R-2	13.12.2023
54	OA750/23	A'bad	Adv.Avinash S Deshmukh (Dr. Asha S Munjal)	Selection Process (MPSC)	For Further Consideration Reply Filed by R	13.12.2023
Final Hearing Matters						

55	OA201/16	Nanded	Adv.V.B. Wagh (Sayyed Habib Sayyed Abdul Rahim & Ors.)	Nanded	Reply Filed by R-1 to R-4	15.1.2024
56	OA45/17	A'bad	Adv.A.S. Deshpande (Sunita R Thite)	Promotion	Reply Filed by R-1 & R-2	15.1.2024
57	OA633/17	O'bad	Adv.Amol S Gandhi (Dr.Shivshankar C Harlayya)	Directions/ NPA as per 6 th Pay Commission	Reply filed by R-1 to R-4	16.01.2024
58	OA824/17	A'nagar	Adv.V.B. Wagh (Jeevan B Sutar)	Seniority List	Reply Filed by R-1	16.01.2024
59	OA76/18	Beed	Adv.A.S. Deshmukh (Purushottam S Andhale and 5 Others) <u>Adv.L.M. Kulkarni For R.Nos.3 to 6</u> <u>Adv.S.R. Shirsath for R.Nos.7 to 9</u>	Promotion/ Seniority	Reply Filed by R-2 to R-9	15.01.2024
60	OA212/18 With	Jalna	Adv.Preeti R Wankhade (Ashok G Labde)	Promotion	Reply Filed by R-2	17.1.2024
61	OA214/18 With	Jalna	Adv.Preeti R Wankhade (Eknath L Bhojne)	Promotion	Reply Filed by R-2	17.1.2024
62	OA215/18	Jalna	Adv.Preeti R Wankhade (Vishnu U Puri)	Promotion	Reply Filed by R-2	17.1.2024
63	OA285/18	A'bad	Adv.Avinash S Deshmukh (Meera J Dolas)	Selection/ Appointment	Reply Filed by R-1 & R-2	15.12.2023
64	OA291/18	Nanded	Adv.Y.P. Deshmukh (Sahebrao G Tawade)	Promotion	Reply filed by R-1 & R-2	17.1.2024
65	OA443/18	Nanded	Adv.M.R. Wagh (Jagannath W Vispute)	Departmental Enquiry/ Punishment	Reply Filed by R-2 & R-3	18.1.2024
66	OA79/19	Dhule	Adv.V.B. Wagh (Prakash F Patil)	Promotion	Reply Filed by R-1	18.1.2024
67	OA37/21	A'bad	Adv.S.D. Joshi (Shriram B Jadhav & Ors.)	Revised Pay Scale	Reply filed by R-1 to R-3	18.1.2024

68	OA380/22	N'bar	Adv.J.P. Legal Associates (Bhaskar D Patil)	Major Punishment/ Compulsory Retirement	Reply filed by R-1 to R-4	13.12.2023
69	OA103/23	A'bad	Adv.S.R. Patil (Shrikrishna N Nakate)	Departmental Enquiry	Reply Filed by R-1 to R-3	19.1.2024

Date: -07/11/2023

D.B. For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	CP37/22 In OA138/19	P'bhani	Adv.D.T.Devane (Dnyanoba K Ovhal)	Contempt Petition	Reply Filed By R-1 & R-3	21.12.2023
2	CP26/23 In OA76/19	J'gaon	Adv.Vijay B Patil (Nilesh S Badgajar)	Contempt Petition	For Filing Affidavit in Reply	21.12.2023
3	CP37/23 In Review No 05/22 In OA 981/19	P'rbn	Adv Ganesh V Mohekar (Dr. Ravindra K Deshmukh)	Contempt Petition	For Filing Affidavit in Reply	4.12.2023
4	OA894/19	A'bad	Adv.Gaurav L Deshpande (Suman B Wavdhane)	Direction/ To Decide Representation/ Roaster Point	For Filing Affidavit in Reply	18.12.2023
5	OA415/21	A'bad	Adv Sanotsh S Dambe (Vivekanand V Auti & Ors.)	Selection	One More Last Chance For Filing Affidavit in Reply <u>Ref Order</u> <u>Dtd.</u> <u>20.01.2023</u> For Taking Instructions.	4.12.2023
6	OA447/21	Latur	Adv.C.V. Dharurkar (Malile A Gangadhar)	Challenging G.R.	One More Last Chance For Filing Affidavit in Rejoinder	6.12.2023

7	OA84/22	A'nagar	Adv.A.P. Avhad (Bapu V Vetal)	Appointment	For Filing Affidavit in Rejoinder	5.12.2023
8	OA237/22	Jalna	Adv.S.S. Jadhavar (Vinayak U Banchod)	Seniroyty List/ Promotion	For Filing Affidavit in Reply	6.12.2023
9	OA313/22 with	N'bar	Adv.R. A. Joshi (Vijay G. Sonar)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
10	OA314/22 with	Dhule	Adv.R.A. Joshi (Bhausahab S. Chaudhan)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
11	OA315/22 with	Dhule	Adv.R.A. Joshi (Suhas R. Paturkar)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
12	OA316/22 with	N'bar	Adv.R.A.Joshi (Gokul R. Patil)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
13	OA317/22 with	Dhule	Adv.R. A. Joshi (Krushna B.Sonar)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
14	OA318/22 with	N'bar	Adv.R.A. Joshi (Tukaram G. Patil)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
15	OA319/22 with	N'bar	Adv.R. A. Joshi (Sanjeev V. Brahmane)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
16	OA320/22 with	Dhule	Adv.R. A. Joshi (Kailas M. Chalse)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
17	OA321/22	Dhule	Adv.R. A. Joshi (Vilas A. Chopade)	Challenging Clause 3 of G.R.	Await Service R-1	3.1.2024
18	OA623/22	A'bad	Adv S S Ware (Dr. Deepak B Kharat)	Promotion	As a Last Chance For Filing Affidavit in Rejoinder	4.1.2024

19	OA628/22	O'bad	Adv A G Ambetkar (Sunil C Ahire) <u>Adv Pradeep T Patil For R-5</u>	Interview	One More Last Chance For Filing Affidavit in Reply R-2 to R-4	14.12.2023
20	OA872/22	A'bad	Adv.M.A. Golegaonkar (Suresh C Nargulla)	Show Cause Notice (Major Punishment)	Await Service	20.11.2023
21	OA873/22	A'nagar	Adv.S.B. Patil (Dr. Vidya M Shingare)	Eligibility	Await Service of Notice	10.1.2024
22	OA950/22	A'nagar	Adv. Adv.Muhammad Aseem Adv.Sayed Tauseef Yaseen (Chaitali J. Katariya&ors)	Challenging G.R	For Filing Affidavit in Rejoinder	20.11.2023
23	OA1004/22	Jalna	Adv.Party In Person (Nashiket S Jadhav)	Selection Process/ Merit List	Await Service of Notice	21.11.2023
24	OA115/23	Jalgaon	Adv S D Joshi (Satish S Kulkarni)	Promotion	By way of Last Chance For Filing Affidavit in Reply	22.11.2023
25	OA253/23	A'bad	Adv Sanjay N Pagare (Rakesh S Dabhade)	Termination	Last Chance For Filing Affidavit in Reply	30.11.2023
26	OA346/23	Hingoli	Adv Suresh D Dhongde (Digambar B Dahe & Ors.)	Seniority/ Qualifying Service	For Filing Affidavit in Reply R-1 R-2 & R-4	20.12.2023
27	OA364/23	O'bad	Adv A S Bayas (Dilip R Adatrao)	Selection Process	Await Service R-4 & For Filing Affidavit in Rejoinder	1.12.2023
28	OA500/23	Beed	Adv V P Savant (Amol D Narmale)	Appointment	For Filing Affidavit in Reply of Other Respondents.	13.12.2023

29	OA656/23	Beed	Adv K J Ghute Patil (Rahim S Mogal)	Departmental Enquiry	Await Service	9.1.2023
30	OA663/23	O'bad	Adv Hemant Surve (Nitinchandra K Mandale)	Reversion	For Filing Affidavit in Reply	30.11.2023
31	OA671/23	Beed	Adv K J Ghute Patil (Rahim S Mogal)	Departmental Enquiry	Await Service	9.1.2024
32	OA695/23	Dhule	Adv Mahesh S Deshmukh (Shubhangi B Patil)	Selection Process	For Filing Affidavit in Rejoinder to the Affidavit in Reply Filed By R-2	30.11.2023
33	OA727/23	A'bad	Adv Ajay S Deshpande (Minatai A khillare & Ors.) <u>Adv Dr. Erale Patil For- R-5</u>	Challenging G.R	For Filing Affidavit in Reply	30.11.2023
34	OA828/23	Beed	Adv Pooja S Mundhe (Dadasaheb S Aandhale)	Seniority List	For Filing Affidavit in Reply	14.12.2023
35	OA838/23	P'rbn	Adv S S Gansakhedkar/ Adv R G Nirmal (Pranod M Raut)	Cancellation of Appointment	Await Service	15.12.2023
36	OA850/23	O'bad	Adv Ajinkya A Reddy (Yuvraj S Bhosale)	Soniority	For Filing Affidavit in Reply	28.11.2023
37	OA851/23	A'bad	Adv A S Khedkar (Sagar V Holkar & Ors.)	Selection Process	By Way of Last Chance For Filing Affidavit in Reply	29.11.2023
38	OA863/23	Nanded	Adv Pavan P Uttarwar (Almodding Babu Shaikh & Ors.)	Selection Process	For Filing Affidavit in Reply	14.12.2023
39	OA878/23	Nanded	Adv.R.N. Bharaswadkar (Avdhut S Waghmode)	Selection Process	Await Service	14.12.2023
40	OA879/23	Nanded	Adv.R.N. Bharaswadkar (Vinod H Rampure)	Selection Process	Await Service	14.12.2023

41	OA885/23	Nanded	Adv Nagesh Talekar (Mokhedi V Swami)	Selection Process	Await Service	14.12.2023
42	OA910/23	Beed	Adv V P Savant (Madhukar D Bhandare)	D.E/ Suspension Period/ Pension	For Filing Affidavit in Reply	1.12.2023
43	OASSt1033/23	A'bad	Adv.Ajay S Deshpande/ Adv.C.V. Dharurkar (Maharashtra Vikas Seva Rajpatrit Adhikari Sanghatana Through The Secretary Vasudeo P Solanke & Ors.)	Promotion/ Direction	<u>Hon'ble High Court Time Limit</u> Await Service	30.11.2023
Order Matters						
44	MA09/22 In OASSt1541/21	Jalna	Adv Santosh S Jadhavar (Laxmi B Taji)	M.A For Condonation of Delay	As a Final Chance For Filing Affidavit in Reply	3.1.2024
45	MA10/22 In OASSt1586/21	Beed	Adv Santosh S Jadhavar (Nathrao S Chate)	M.A For Condonation of Delay	For Filing Affidavit in Rejoinder	3.1.2024
46	MA422/22 In OASSt1440/22	J'gaon	Adv.S.R. Patil (Harichandra D Patil)	M.A. For Condonation of Delay	As a last Chance For Filing Affidavit in Reply	4.1.2024
47	MA481/23 In OASSt1795/23	Nanded	Adv M R Kulkarni (Dr. Sudhatai S Karadkhedkar)	M.A For Condonation of Delay	For Filing Affidavit in Reply	4.1.2024

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

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

Before: - THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)

Date: -07/11/2023

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Urgent Admission Matters						
1	OA905/23	A'bad	Adv.Almas Abdul Qadar @ Almas Riyaz Shaikh (Nafis Sultana Mohammed Yusuf Shaikh)	Recovery/ Pension		16.1.2024
2	OA980/23	N'bar	Adv.S.D. Joshi (Smita P Gavit)	Transfer	Circulation	8.11.2023
3	OASt973/22	Nanded	Adv.H.V. Patil (Rama B Waghmare & Ors.)	Direction/ Regularisation/ Old Pension Scheme	With Office Objection	17.1.2024
4	OA683/22	Nanded	Adv.Amol N Kakade (Narayan S Boinwad)	Pension & Pensionary Benefits	Circulation For Hearing	8.11.2023
Order Matter						
5	MA370/18 In OAST1556/18	A'bad	Adv.R.P. Bhumkar (Jagannath P Hanwate) <u>Adv.G.N. Patil for R.No.2</u>	M.A. For Condonation of Delay	For Hearing Reply Filed by R-2 & R- 3	15.12.2023
6	MA440/22 In OA314/21	Nanded	Adv.Talekar & Associates (Govind A Jadhav & Ors.)	M.A. For Taking Action	For Hearing	13.12.2023
7	MA331/23 In OA532/07	Nanded	Adv.MS A.N. Ansari (Amir Khan Ibrahim Khan)	M.A. to Bring LR's on record with prayer of delay & Setting aside abatement		18.12.2023

Due Admission Matters						
8	OA508/17	P'bhani	Adv.A.N. Ansari (Syed Azam Syed Lal)	Pensionery Benefits	For Hearing Reply Filed by R-1 to R- 3	10.1.2024
9	OA81/18	Latur	Adv.D.A. Bide/ Adv.L.S. Shaikh (Sayyed Wali Abdul Khadar)	Increment/ Pensionery Benefits	For Hearing Reply Filed by R-1 to R- 4	1.12.2023
10	OA895/18	Jalna	Adv.R.P. Bhumkar (Murlidhar E Sakhare & Ors.) <u>Adv.A.D. Gadekar for R.Nos.2 & 4</u> <u>Adv.S.B. Mene Special Counsel for Respondents</u>	Time Bound Promotion/ ACPS/ Higher Pay Scale	For Hearing Reply Filed by R-2 to R- 4	9.1.2024
11	OA67/21	Nanded	Adv.S.G. Kulkarni (Prabhakar R Chincholkar) <u>Adv.S.B. Patil for R.Nos.2 & 3</u>	Fixation of Pay/ Recovery	For Admission Reply Filed by R-1 to R- 3	10.1.2024
12	OA110/21	Hingoli	Adv.V.B. Wagh (Dr.Namdeo R Pawar)	Continuation	For Hearing Reply Filed by R-1 to R- 3	10.1.2024
13	OA133/21	A'bad	Adv.Suchita A Dhongde(Upadhyay) (Balasaheb A Chivate)	Interest on Delayed Payment	For Hearing Reply Filed by R-1 to R- 3	12.12.2023
14	OA247/21	A'bad	Adv.Suchita A Dhongde (Ashok B Dhokle) <u>Adv.S.B. Mene for R.No.2</u>	Time Bound Promotion/ ACPS	For Hearing Reply Filed by R-1 & R- 4	13.12.2023
15	OA291/21	Dhule	Adv.Sanket N Suryawanshi (Dattatraya M More)	Recovery	For Hearing Reply Filed by R-1 to R- 5	20.12.2023
16	OA576/21	N'bar	Adv.K.B. Jadhav (Atmaram M Raut)	Recovery	For Hearing Reply Filed by R-1 to R- 3	14.12.2023

17	OA612/21	Beed	Adv.Suresh P Salgar (Dr.Arun B Morale) <u>Adv.Pramod Pisal for R.No.3</u>	Transfer	For Hearing Reply Filed by R-1 to R- 5	15.12.2023
18	OA632/21	O'bad	Adv.Prashant D Surywanshi (Harishchandra G Lohkare)	Regularisation of Suspension Period	For Hearing Reply Filed by R-1 to R-3	11.1.2024
19	OA681/21	Beed	Adv.K.B. Jadhav (Govind H Darade)	Recovery	For Hearing Reply Filed by R-1 to R- 5	15.12.2023
20	OA548/22	J'gaon	Adv.A.S. Deshmukh (Dilip R Bari)	Transfer	For Hearing Reply Filed by R-1 to R- 3	5.12.2023
21	OA585/22	Latur	Adv.H.P. Jadhav (Chandrasen V Lahade)	Recovery/ Refund of Recovered Amount	For Hearing Reply Filed by R-1 to R- 6	2.1.2024
22	OA596/22	Latur	Adv.Manoj U Shelke (Kantabai B Phad) <u>Adv. M.A. Golegaonkar for R.No.5</u>	Family Pension & Other Benefits	For hearing Reply Filed by R-2 to R- 4	2.1.2024
23	OA615/22	Jalna	Adv.S.B. Solanke (Kiran A Jadhav)	Study Leave	For Hearing Reply Filed by R-1 to R- 5	2.1.2024
24	OA1091/22	A'nagar	Adv.A.S. Shelke (Babasaheb N Rakte)	Pension & Pensionery Benefits	For Hearing Reply Filed by R-1 to R- 4	16.1.2024
25	OA31/23	Jalna	Adv.V.U. Pawar (Dr. Vivek B Khatgaonkar) <u>Adv.P.B. Vikhe Patil for R.No.3</u>	Suspension	Reply Filed by Respondent	3.1.2024
26	OA61/23	Latur	Adv.A.S. Deshmukh (Madhav D Shinde)	Transfer	For Hearing Reply Filed by R-1 to R- 4	5.12.2023
27	OA248/23	P'bhani	Adv.A.S. Deshmukh (Laxman S Chavhan)	Suspension/ Reinstatement	For Hearing Reply Filed by R-1 & R- 2	15.12.2023

28	OA339/23	A'bad	Adv J S Deshmukh (Pradyumnkumar P Gosavi)	Increment	For Hearing Reply Filed By R-1 & R-2	14.12.2023
29	OA398/23	Nanded	Adv.Ajay S Deshpande (Sanjay R Betiwar)	Transfer	For Hearing Reply Filed by R-1 & R- 2	15.12.2023
30	OA446/23	A'bad	Adv.K.B. Jadhav (Virbahadur K Gurung)	Duty Period/ Pay & Allowances	For Hearing Reply Filed by R-2	1.12.2023
31	OA512/23	J'gaon	Adv.C.V. Dharurkar (Jaykumar R Koli)	Transfer	For Hearing Reply Filed by R-1 to R- 4	12.12.2023
32	OA698/23	A'bad	Adv.Avinash S Deshmukh (Suresh R Warade)	Transfer	For Hearing Reply Filed by R-1 to R- 3	10.1.2024
Final Hearing Matters						
33	OA303/14	A'bad	Adv.A.D. Sugdare (Prakash N Shrivastav)	Promotion	Reply Filed by R-1 to R- 3	11.12.2023
34	OA784/15	Beed	Adv.Avinash S Khedkar (Malappa P Shendule)	Pension	Reply Filed by R-1 to R-3	10.1.2024
35	OA832/17	A'nagar	Adv.R.P. Bhumkar (Ramkrishna K Mhaske & Ors.)	Time Bound Promotion/ ACPS/ Benefit of G.R./	Reply Filed by R-1 to R- 3	9.1.2024
36	OA773/18	A'bad	Adv.R.P. Bhumkar (Shivaji B Satote) <u>Adv.S.B. Mene for R.No.2</u>	Time Bound Promotion/ ACPS/ Benefit as Per G.R./ Higher Pay Scale	Reply Filed by R-2 & R-3	9.1.2024
37	OA866/18	Nanded	Adv.Ajay S Deshpande (Venkat M Methé)	Time Bound Promotion/ ACPS/ Minor Punishment	Reply Filed by R-1 & R- 2	9.1.2024

38	OA894/18	A'bad	Adv.R.P. Bhumkar (Shivaji B Satote) <u>Adv.S.B. Mene for</u> <u>R.Nos.3 & 4</u>	Refund the Amount	Reply Filed by R-3 & R- 4	9.1.2024
39	OA896/18	Latur	Adv.R.P. Bhumkar (Madhukar D Madarase & Ors.)	Time Bound Promotion/ ACPS/ Benefit as per G.R.	Reply Filed by R-1 to R- 3	9.1.2024
40	OA102/19	J'gaon	Adv.R.P. Bhumkar/ Adv.V.V. Gujar (Vishvas S Thore) <u>Adv.S.D. Dhongde For</u> <u>R.Nos. 2 & 3</u>	Time Bound Promotion/ ACPS	Reply Filed by R-1 to R- 3	9.1.2024
41	OA208/19	P'bhani	Adv.R.P. Bhumkar/ Adv.V.V. Gujar (Bhaskar P Dole & Ors.) <u>Adv.Nandkishor U</u> <u>Yadav for R.No.4</u>	Time Bound Promotion/ ACPS/ Benefit as Per G.R.	Reply Filed by R-1 to R-4	9.1.2024
42	OA211/19	Beed	Adv.Ashish B Rajkar (Pramod S Jaygaonkar & Ors.) <u>Adv.S.B. Mene for</u> <u>R.No.5</u>	Suspension/ Subsistence Allowance/ Salary	Reply Filed by R-3 to R- 5	12.12.2023
43	OA362/19	Nanded	Adv.K.B. Jadhav/ Adv.V.S. Nikalje (Neelabai A Done & Ors.)	Arrears of Wages	Reply Filed by R-1 to R- 4	18.1.2024
44	OA365/19	J'gaon	Adv.A.J. Patil/ Adv.V.B. Wagh (Nilesh W Mahajan) <u>Adv.V.G. Pingle for</u> <u>R.No.2</u>	Kotwal	Reply Filed by R-1 & R- 2	8.1.2024
45	OA416/19	O'bad	Adv.R.P. Bhumkar (Arjun M Maskar & Ors.) <u>Adv.S.D. Dhongde for</u> <u>R.Nos.2 & 3</u>	Time Bound Promotion/ ACPS/ Higher Pay Scale/ Benefit as per G.R.	Reply Filed by R-1 to R- 2	9.1.2024

46	OA889/19 with	Latur	Adv.G.G. Ladde (Vijaykumar G Birjadar)	Pension & Pensionary Benefits/ Pay Fixation	Reply Filed by R-1 to R- 7	19.1.2024
47	OA328/21	Latur	Adv.G.G. Ladde (Vijaykumar G Birjadar)	Minor Punishment	Reply Filed by R-1 to R- 5	19.1.2024
48	OA1026/19	Beed	Adv.K.B. Jadhav (Keshav M Soundarmal)	Deemed Date of Promotion	Reply Filed by R-2 & R- 3	19.1.2024
49	OA1045/19	Nanded	Adv.Ajay S Deshpande (Sunil P Pathirkar)	Direction to Complete Departmental Enquiry/ Retirement Benefits	Reply Filed by R-1 to R- 3	9.1.2024
50	OA03/20	Beed	Adv.M.S. Karad (Anil V Lad) <u>Adv.A.S. Deshmukh for R.No.5</u>	Transfer	Reply Filed by R-2 to R- 5	11.12.2023
51	OA211/20	A'bad	Adv.M.S. Taur (Nilesh B Dighe)	Transfer	Reply Filed by R-2	11.12.2023
52	OA172/21	A'nagar	Adv.V.B. Wagh (Baliram S Pandule)	Show cause Notice	Reply Filed by Respondent	22.12.2023
53	OA174/22	A'bad	Adv.V.G. Pingle (Sakharam B Rakh) <u>Adv.S.B. Mene for R.Nos.2 to 4</u>	Travelling Allowances		8.1.2024

Before: - THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)

Date: -07/11/2023

Suplimentary Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
Urgent Admission Matter						
1	OA448/23	A'nagar	Adv.S.U. Chaudhari (Vikas D Wagh)	Show Cause Notice		30.11.2023

Before: - THE HON'BLE JUSTICE SHRI V. K. JADHAV, MEMBER (J)

Date: -07/11/2023

For Reply Board

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
Due Admission Matters						
1	OA52/21	A'bad	Adv C V Dharurkar/ Adv A S Mirajgaonkar (Dr. Rekha G Gaikwad) <u>Adv S B Solanke for R.Nos 3 & 4</u>	Direction	Reply Filed By R.2	15.12.2023
2	OA491/21	A'bad	Adv Vijay V Deshmukh (Bhagwan S Naik)	Recovery/ Refund of Recovery Amount	Reply Filed By R-3, R-4 & R-5	16.1.2024
3	OA509/21	A'bad	Adv A B Girase (Dr. Ramling C Mahajan & Ors.)	Benefits of G.R.	For Filing Affidavit in Reply	15.12.2023
4	OA833/21	A'bad	Adv D B Thoke (Deepali Y Patil) <u>Adv R A Joshi For R-4</u>	Police Patil	For Filing Affidavit in Reply R-4	1.12.2023
5	TA05/22 W6437/22	O'bad	Adv S B Bhosale (Babita V Pawar) <u>Adv Amol S Gandhi For R-6</u>	Appointment on Compassionate Ground	Await Service	19.12.2023
6	OA330/22	O'bad	Adv Ganesh J Kore (Datta B Nannaware & Ors.)	Regularization/ Directions	Reply Filed By R-2 & R-3 & For Filing Affidavit in Reply	15.12.2023
7	OA696/22	A'nagar	Adv Avishkar S Shelke (Sarjerao V Thombre & Ors.)	Benefit of Revised Assured Progression Scheme	As a Last Chance For Filing Affidavit in Reply	11.12.2023
8	OA708/22	A'bad	Adv Angad L Kanade (Sayyed Abeda Begum Wd/o. Sayyaed Ajaz Ahmed Quadri)	Family Pension	Reply Filed By R-1 & R-4 & For Filing Affidavit in Reply	15.12.2023
9	OA775/22	Nanded	Adv A B Rajkar (Satish P Deshmukh)	Benefits of old Pension Scheme	Reply Filed By R-1 R-3 R- 4 & R-5 & For Filing Affidavit in Rejoinder	11.12.2023

10	OA964/22	Nanded	Adv Avinash S Deshmukh (Vijaykumar M Nawale) <u>Adv V B Wagh For R-5</u>	Deemed Date of Appointment	Await Service R-3 & R-4 & For Filing Affidavit in Reply R-1, R- 2 & R-5	2.1.2024
11	OA86/23	Nanded	Adv D K Rajput (Shyam M Yesmod)	Suspension/ Re-instatement	For Filing Affidavit in Reply	19.12.2023
12	OA136/23	A'bad	Adv S K Labde (Ramesh B Burud)	Interest on Unpaid Salary	For Filing Affidavit in Reply	11.12.2023
13	OA141/23	Latur	Adv V G Pingle (Rukhmin S Mendhake)	Time Bound Promotion	For Filing Affidavit in Reply	13.12.2023
14	OA200/23	A'nagar	Adv S D Joshi (Rajendra G Mane)	Absorption	Reply Filed By R-2 R-4 to R- 6 & For Filing Affidavit in Rejoinder	1.12.2023
15	OA231/23	A'nagar	Adv A D Sugdare (Vishwanath A Diwate)	Recovery/ Refund of Recovered Amount	Reply Filed By R-1 to R-3 & For Filing Affidavit in Rejoinder	11.1.2024
16	OA258/23	A'bad	Adv Preeti R Wankhade (Subhash N Raut) <u>Adv A S Dhongde For R-2</u>	Recovery/ Refund of Recovered Amount	Reply Filed By R-4 & For Filing Affidavit in Reply	13.12.2023
17	OA261/23	A'bad	Adv V G Salgare (Smt. Vidya S Ghorpade)	Recovery/ Pension & Other Benefits	For Filing Affidavit in Rejoinder	10.1.2024
18	OA273/23	A'bad	Adv V G Salgare (Savita U Gaikwad & Sanita S Wagh)	Pensionary Benefits	Await Service R-3 Notice Refused	12.12.2023

19	OA278/23	A'nagar	Adv A D Sugdare (Dattadraya V Gawande)	Recovery/ Refund of Recovered Amount/ Pay Fixation	Reply Filed By R-1 to R-3 & Await Service	11.1.2024
20	OA308/23	Beed	Adv V Y Patil (Dattatray B Kakde)	Directions/ Pension	ByWay of Last Chance For Filing Affidavit in Reply Copy of OA Not Served For R-2	22.12.2023
21	OA333/23	Beed	Adv A S Deshmukh (Bhagwan S Gitte)	Suspension	Await Service	14.12.2023
22	OA460/23	A'bad	Adv Dhananjay Mane (Manisha t Gite)	Transfer	Await Service R-1 & For Filing Affidavit in Reply	11.12.2023
23	OA461/23	A'bad	Adv Dhananjay Mane (Pravin Y Pawar)	Transfer	Await Service R-1 & R-4 & For Filing Affidavit in Reply	11.12.2023
24	OA499/23	Jalgaon	Adv Datta Amadake (Yamunabai M Choudhari)	Family Pension	For Filing Affidavit in Reply	21.12.2023
25	OA522/23	A'bad	Adv Dhanjay A Mane (Mahesh E Vispute)	Transfer	For Filing Affidavit in Reply	11.12.2023
26	OA546/23	Hingoli	Adv S S Randive (Kamaji M Thombare)	Suspension/ Reinstatement	For Filing Affidavit in Reply	21.11.2023
27	OA694/23	Jalgaon	Adv C V Dharurkar (Rosemerry M Walvi)	Pension/ Provisional Pension	For Filing Affidavit in Reply	19.12.2023

28	OA773/23	Latur	Adv Kiran G Salunke (Prasad K Kamble)	Compassionate Appointment	Reply Filed By R-2	19.12.2023
29	OA801/23 With	P'rbn	Adv Amol R Gaikwad (Murlidhar G Rathod)	Pay & Allowances	For Filing Affidavit in Reply	1.12.2023
30	OA802/23 With	P'rbn	Adv Amol R Gaikwad (Dnyanoba S Kokate)	Pay & Allowances	For Filing Affidavit in Reply	1.12.2023
31	OA803/23 With	P'rbn	Adv Amol R Gaikwad (Janardhan N Keadri)	Pay & Allowances	For Filing Affidavit in Reply	1.12.2023
32	OA804/23	P'rbn	Adv Amol R Gaikwad (Sarjerao L Tupsamindar)	Subsistence Allowance	For Filing Affidavit in Reply	1.12.2023
33	OA813/23	Latur	Adv Preeti R Wankhade (Shahuraj D Patil) <u>Adv S B Patil For R-1</u>	Pension	For Filing Affidavit in Reply	15.12.2023
34	OA834/23	P'rbn	Adv S S Thombre (Dr. Balasaheb S Nagargoje)	Suspension	Await Service	19.12.2023
35	OA896/23	A'bad	Adv V G Pingle (Gopinath N Gunjal)	D.C.R.G Amount	Await Service	13.12.2023
Order Matter						
36	MA534/19 In OASt2024/19	Beed	Adv R P Bhumkar (Subhash B Selukar & Ors.)	M.A For Condonation of Delay	Reply Filed By R-1& R-3 to R-7 & For Filing Affidavit in Rejoinder	9.1.2024

ORIGINAL APPLICATION NO.115/2023
(Satish S. Kulkarni V/s. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Shri S.D.Joshi, learned Counsel for the applicant and Shri V.R.Bhumkar, learned Presenting Officer for respondent authorities, are present.

2. Learned P.O. has submitted affidavit in reply on behalf of respondent nos.1 and 2. Same is taken on record. He undertakes to serve copy of the reply on the other side.

3. S.O. 22-11-2023.

MEMBER (A)

VICE CHAIRMAN

**M.A.NO.524/2023 IN O.A.ST.NO.2170/2023 WITH
CAVEAT NO.23/2023
(Shivaji Borkar & Ors. V/s. State of Maharashtra & Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri S.S.Dambe, learned Counsel for the applicant and Shri M.S.Mahajan, learned Chief Presenting Officer for respondent authorities.

2. For the reasons stated in the applicant, and since the cause and prayers are identical and since the applicants have prayed for same relief, to avoid the multiplicity, leave to sue jointly is granted subject to payment of court fees stamps, if not paid.

3. Accompanying O.A. be registered and numbered, after removal of office objections, if any. Present M.A. stands disposed of accordingly without any order as to cost.

MEMBER (A)

VICE CHAIRMAN

**O.A.ST.NO.2170/2023 WITH CAVEAT NO.23/2023
(Shivaji Borkar & Ors. V/s. State of Maharashtra & Ors.)**

**O.A.NO.979/2023 WITH CAVEAT NO.23/2023
(Vishvajeet Kul V/s. State of Maharashtra & Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri S.S.Dambe, learned Counsel and Shri Sachin S. Deshmukh, learned Counsel holding for Shri Shaikh Majit S., learned Counsel for the applicants in respective O.As. and Shri M.S.Mahajan, learned Chief Presenting Officer for respondent authorities.

2. In both these O.As. as the grievances raised by the applicants and prayers made by them are identical, we have heard these matters together.

3. Applicants have applied for the post of Junior Engineer (Civil) Group-B (Non-Gazetted) in pursuance of Advertisement No.1/2023 issued by the State Government on 10-10-2023. For the aforesaid post qualification prescribed in the advertisement is 3 years diploma in Civil Engineering approved by the State Government or

=2= O.A.ST.NO.2170/2023 & O.A.NO.979/2023

any qualification equivalent thereto. The appointments on the aforesaid posts are governed by “Junior Engineer (Civil) Group ‘B’ non-gazetted in the Public Works Department and the Irrigation Department (Recruitment) Rules, 1998” notified on 01-01-1998. In the said Rules the requisite qualification prescribed for the post of Junior Engineer is 3 years diploma in Civil Engineering recognized by the Government or any other qualification recognized as equivalent thereto.

4. Learned Counsel appearing for the applicants pointed out that the total sanctioned strength of Junior Engineers (Civil), 75% are exclusively reserved for being filled up by nomination from amongst the candidates holding diploma. Learned Counsel further pointed out that after recruitment process was commenced by publication of Advertisement No.01/2023 on 10-10-2023, on 26-10-2023 the State Government has notified the amended Rules thereby permitting the degree holders also to compete for the posts reserved for the diploma holders. ”

=3= O.A.ST.NO.2170/2023 & O.A.NO.979/2023

5. Learned Counsel for the applicants referred to two judgments, one of the Hon'ble Apex Court in the case of P.M.Latha & Others V/s. State of Kerala & Others reported in [(2003) 3 SCC 541] and other of the Hon'ble Uttarakhand High Court in the case of Vikas Kumar & Others V/s. State of Uttarakhand & Others [W.P.Nos.643/2015 with connected W.Ps.]. Learned Counsel pointed out that in view of the law laid down in the aforesaid judgments criteria of educational qualification cannot be changed after the advertisement inviting applications for the recruitment of any post is published. Learned Counsel submitted that if the degree holders are also permitted to apply for the subject posts along with diploma holders, it would be a competition between two unequals, which is apparently in violation of Articles 14 and 16 of the Constitution of India.

6. Learned Counsel submitted that according to the advertisement published on 10-10-2023, last date for submitting applications was 06-11-2023. Learned Counsel further submitted that in view of the amendment brought in the rules by the State Government

=4= O.A.ST.NO.2170/2023 & O.A.NO.979/2023

and the addendum published by the respondents on 27-10-2023 several candidates holding degree in Civil Engineering have applied for the subject posts. Learned Counsel submitted that if the respondents are permitted to proceed with the recruitment process irreparable loss would be caused to the present applicants. Learned Counsel in the circumstances have prayed for staying implementation of the notification dated 26-10-2023 so far as clause 3(b)(2) thereof and the addendum dated 27-10-2023 are concerned.

7. Learned CPO seeks time to file the affidavit in reply. He contends that since the date for submitting the applications has expired, on the basis of amendment carried out in the Rules, several graduate candidates must have filed applications pursuant to the advertisement. Learned CPO submitted that, in the circumstances at this juncture no such interim relief as has been prayed for by the applicants can be granted.

8. In view of the fact that the date for submission of applications has already expired and the date of written examination is not yet declared, it would be

=5= O.A.ST.NO.2170/2023 & O.A.NO.979/2023

just and proper to give time to the respondents to submit the affidavit in reply. We, therefore, deem it appropriate to list the matter on 29-11-2023 for filing affidavit in reply by the respondents. It is clarified that, in the meanwhile if the date of examination is declared, it would be open for the applicants to move the matter before the Tribunal even in the vacation, if they so desire. We further wish to clarify that, **if the recruitment process is carried forward, it shall be subject to outcome of the present two O.As.**

9. Since learned CPO has caused appearance in the matter, no separate notice is again required to be issued to the respondents. Applicants shall provide the copies of paper book of O.A. along with all annexures to the respondents.

10. S.O. to 29-11-2023.

MEMBER (A)
YUK ORAL ORDERS 07.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO.910/2023
(Madhukar D. Bhandare V/s. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri V.P.Savant, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for respondent authorities.

2. It is the grievance of the applicant that after about 16 years of the occurrence of the alleged incidence, respondents are subjecting him to undergo an enquiry. The applicant had retired on 31-10-2022 on attaining the age of superannuation. The incidence on the basis of which departmental proceedings are likely to be initiated, earlier a criminal prosecution was initiated against the applicant and the applicant has been acquitted from the said criminal case on 12-10-2018.

3. Learned Counsel submitted that after filing of the present O.A., the statement of charge has been served upon the applicant. Learned Counsel has sought leave to place on record those documents. Leave granted. It is further clarified that the

applicant will have to incorporate all those pleadings in his O.A. by making out a proper application seeking amendment.

4. In the circumstances learned Counsel has prayed for interim relief thereby directing the respondents not to proceed with the letter dated 24-03-2023 in furtherance of the enquiry against the applicant.

5. Learned P.O. submits that serious charges of causing financial losses to the Government are against the applicant and the losses are stated to be of Rs.34,39,295/-. Learned P.O. submitted that the respondents will file their affidavit in reply within 4 weeks from the date of this order. It is further contended that the Enquiry Officer has not yet been appointed in the present matter and as such for commencing enquiry proceedings in the real sense much time will be required. In the circumstances, learned P.O. has prayed for deferring the hearing even on the point of interim relief till filing of the reply by the respondents.

6. Delay on the part of the respondents is the eminent reason for causing interference in such type of the matters. Though it has been now said that huge losses are caused by the applicant to the Government, there is no answer as to why the enquiry proceedings were not initiated for long 16 years. Mere pendency of criminal case cannot be a ground for not initiating departmental proceedings against an employee. However, all these aspects are to be decided on merits.

7. In view of the submission made by the learned P.O. that the enquiry is not likely to be commenced in coming few days and before that the respondents are ready to file their affidavit in reply, and also ready to contest the matter on merit, following order is passed:

ORDER

[i] Time is granted to the respondents for filing affidavit in reply till 01-12-2023.

[ii] The prayer of interim relief is kept open and if reply is not filed on the next date, request for interim relief will be considered without reply of the respondents.

=4= O.A.NO.910/2023

[iii] Leave granted to the applicants to move in the vacation if any such contingency arises.

8. S.O. to 01-12-2023.

MEMBER (A)

VICE CHAIRMAN

YUK ORAL ORDERS 07.11.2023

**ORIGINAL APPLICATION NO. 698 OF 2023
(Suresh Ranubhau Warade Vs. State of Maharashtra &
Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the affidavit in rejoinder will be filed during course of the day. In the event, if the rejoinder is filed, list the matter for final hearing as per its turn.

3. S.O. to 10.01.2024. Interim relief granted earlier to continue till then.

MEMBER (J)

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

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. At the request of learned counsel for the applicant, S.O. to 22.12.2023 for final hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 905 OF 2023
(Nafis Sultana Mohammed Yusuf Shaikh Vs. State of Maharashtra & Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Heard Smt. Almas Abdul Qadar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities.

2. Issue notice to respondents, returnable on 16.01.2024.
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.

//2//

O.A. 905/2023

6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 16.01.2024.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

**ORIGINAL APPLICATION NO. 683 OF 2022
(Narayan Saibu Boinwad Vs. State of Maharashtra &
Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri G.P. Darandale, learned counsel holding for Shri Amol N. Kakade, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant seeks leave to correct the prayer clause 'B'. Leave as prayed for is granted. Necessary correction be carried out forthwith.

3. S.O. to 08.11.2023.

MEMBER (J)

**ORIGINAL APPLICATION NO. 696 OF 2022
(Sarjerao Vithoba Thombre & Ors. Vs. State of
Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicants and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 11.12.2023 as a one more last chance for filing affidavit in reply.

MEMBER (J)

**ORIGINAL APPLICATION NO. 231 OF 2023
(Vishwanath Appasaheb Diwate Vs. State of
Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. Learned counsel for the applicant submits that the applicant is not willing to file the affidavit in rejoinder and since the pleadings are completed, the matter may be admitted.
3. Admit. Learned P.O. waives notice on admission for all respondents.
4. List the matter for final hearing on 11.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 278 OF 2023
(Dattatraya Vithoba Gawande Vs. State of
Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri A.D. Sugdare, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. Learned counsel for the applicant submits that the applicant is not willing to file the affidavit in rejoinder and since the pleadings are completed, the matter may be admitted.
3. Admit. Learned P.O. waives notice on admission for all respondents.
4. List the matter for final hearing on 11.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 491 OF 2021
(Bhagwan Sheshrao Naik Vs. State of Maharashtra &
Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri Vijay V. Deshmukh, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits that the letter has been received from respondent No.2 to the effect that the reply filed by respondent Nos. 3 & 4 shall be treated as his reply. Learned P.O. further submits that the said letter will be submitted before the Tribunal during course of the day.

3. In view of above, fix the matter for admission on 16.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION ST.NO. 973 OF 2022
(Rama B. Waghmare & Ors. Vs. State of Maharashtra
& Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri H.V. Patil, learned counsel for the applicants, is **absent**. Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. In view of absence of learned counsel for the applicants, S.O. to 17.01.2024.

MEMBER (J)

**ORIGINAL APPLICATION NO. 499 OF 2023
(Yamunabai Manga Choudhari Vs. State of
Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri A.S. Hazari, learned counsel holding for Shri Datta Amadake, learned counsel for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., S.O. to 21.12.2023 as a last chance for filing affidavit in reply.

MEMBER (J)

**ORIGINAL APPLICATION NO. 1091 OF 2022
(Babasaheb N. Rakte Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri G.R. Jadhav, learned counsel holding for Shri A.S. Shelke, learned counsel for the applicants 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 16.01.2024.

MEMBER (J)

DATE : 07.11.2023

M.A.NO. 523 OF 2023 IN O.A.ST.NO. 35 OF 2023

(Faruqui Md. Khayum Md. Siddik V/s The State of Maharashtra & Ors.)

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

1. Ms. Megha Mali, learned Advocate holding for Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A., returnable on 05.12.2023. The case be listed for admission hearing on **05.12.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 07.11.2023

ORIGINAL APPLICATION NO. 961 OF 2023

(Jagdish Rajanna Bhandarwar V/s The State of Maharashtra & Ors.)

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

1. Shri M.S. Karad, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents, are present.

2. Circulation is granted. Issue notices to the respondents, returnable on 05.12.2023. The case be listed for admission hearing on **05.12.2023**.

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

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

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

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

REGISTRAR

DATE : 07.11.2023

ORIGINAL APPLICATION NO. 977 OF 2023

(Abhijeet Digambar Naiknaware V/s The State of Maharashtra & Ors.)

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

1. Shri O.D. Mane, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 05.12.2023. The case be listed for admission hearing on **05.12.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

DATE : 07.11.2023

M.A.NO. 520 OF 2023 IN O.A.ST.NO. 1721 OF 2023

(Raju Laximanrao Magar V/s The State of Maharashtra & Ors.)

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

1. Shri A.V. Thombre, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents in M.A., returnable on 05.12.2023. The case be listed for admission hearing on **05.12.2023**.
3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

REGISTRAR

**ORIGINAL APPLICATION NO. 512 OF 2023
(Jaykumar Ramesh Koli Vs. State of Maharashtra &
Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri C.V. Dharurkar, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 12.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 398 OF 2023
(Sanjay Ramalu Betiwar Vs. State of Maharashtra &
Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. S.O. to 15.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 61 OF 2023
(Madhav D. Shinde Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. S.O. to 05.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

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

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. S.O. to 05.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 681 OF 2021
(Govind H. Darade Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri K.B. Jadhav, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 15.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

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

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri S.P. Salgar, learned counsel for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent authorities and Shri Pramod Pisal, learned counsel for respondent No.3, are present.

2. S.O. to 15.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

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

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. S.O. to 14.12.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

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

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri S.N. Suryawanshi, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 20.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 813 OF 2023
(Shahuraj Dushyantrao Patil Vs. State of Maharashtra
& Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Ms. Preeti R. Wankhade, learned counsel for the applicant, Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities and Shri S.B. Patil, learned counsel for respondent No.1, are present.

2. Learned P.O. submits the affidavit in reply on behalf of respondent No.3. The same is taken on record and copy thereof is given to other side.

3. S.O. to 15.12.2023 for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

MEMBER (J)

ORIGINAL APPLICATION NO. 522 OF 2023
(Mahesh Eknathrao Vispute Vs. State of Maharashtra
& Ors.)

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri Dhananjay Mane, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 11.12.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 461 OF 2023
(Pravin Y. Pawar Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

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

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 11.12.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

**ORIGINAL APPLICATION NO. 460 OF 2023
(Manisha T. Gite Vs. State of Maharashtra & Ors.)**

CORAM : Hon'ble Justice Shri V.K. Jadhav, Member (J)

DATE : 07.11.2023

ORAL ORDER :

Shri Dhananjay Mane, learned counsel for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. At the request of learned P.O., time granted for filing affidavit in reply on behalf of respondents.
3. S.O. to 11.12.2023. Interim relief granted earlier to continue till then.

MEMBER (J)

ORIGINAL APPLICATION NO. 656 OF 2023
(Rahim S. Mogal Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

Shri K.J. Ghute Patil, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. has tendered affidavit in reply on behalf of respondent Nos. 1 to 4. The same is taken on record and copy of it is given to other side.
3. List the matter for hearing on 09.01.2024. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 727 OF 2023
(Minatai Ashok Khillare & Ors. Mogal Vs. State of
Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri D.R. Irale Patil, learned counsel for respondent No.5, are present.

2. Learned counsel for respondent No.5 has tendered affidavit in reply on behalf of said respondent. The same is taken on record and copies are given to other sides.

3. S.O. to 30.11.2023.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 17 OF 2023
(Sandeep S. Kshire Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

Shri Jiwan J. Patil, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 427 OF 2020
(Rahul Bharat Chaudhare Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

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

2. S.O. to 14.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 426 OF 2020
(Sunil Sahebrao Pagare Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

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

2. S.O. to 14.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 412 OF 2020
(Omprakash Hariram Kothari Vs. State of
Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

Shri Saket Joshi, learned counsel holding for Shri A.S. Deshmukh, learned counsel for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 14.12.2023 for hearing. Interim relief granted earlier to continue till then.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 346 OF 2023
(Digambar B. Dahe & Ors. Vs. State of Maharashtra &
Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

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

2. Learned P.O. has tendered the affidavit in reply on behalf of respondent No.4. The same is taken on record and copy of it is given to other side.

3. S.O. to 20.12.2023 for filing affidavit in reply on behalf of respondent Nos. 1 & 2.

MEMBER (A)

VICE CHAIRMAN

**ORIGINAL APPLICATION NO. 879 OF 2023
(Vinod H. Rampure Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Justice Shri P.R. Bora, Vice Chairman
and
Hon'ble Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

Shri R.N. Bharaswadkar, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. Learned P.O. submits that during course of the day the affidavit in reply on behalf of respondent Nos. 2 to 4 will be filed. If it is filed, it be taken on record and copy be given to other side.

3. List the matter for hearing on 14.12.2023. In the meanwhile it would be open for the applicant to file rejoinder affidavit, if he so desires.

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 851/2023
(Sagar Holkar & Ors. Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

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

2. Today also time is sought by the learned Chief Presenting Officer for filing the affidavit in reply of the respondents. Request is opposed by the learned counsel for the applicants.

3. List the matter for hearing on 29.11.2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

**ORIGINAL APPLICATION ST. NO. 2142/2023
(Dipak V. More Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

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

2. It is the grievance of the applicant that though he possess the requisite qualification, as well, as, experience and though earlier his name was recommended for appointment on the post of Motor Vehicle Inspector, subsequently his same has been cancelled vide order dated 19.10.2023 erroneously. Learned counsel for the applicant submits that he has placed on record requisite documents, which sufficiently demonstrate that the applicant is holding requisite qualification for the concerned post.

3. In the above circumstances, issue notice to the respondents, returnable on 15.12.2023.

::-2-::

O.A. ST. NO. 2142/2023

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 15.12.2023.

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

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

C.P. 6/2023 IN O.A. NO. 467/2021
(Dr. Mohan Shinde Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

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

2. Learned counsel for the applicant submits that despite giving sufficient latitude to the respondents, the order in question in the present C.P. has not been complied with by them. Learned Presenting Officer has tendered across the bar the communication received to the office of Chief Presenting Officer, which reveals that the concerned file is pending in the office of Hon'ble Minister. Learned counsel pointed out that on the last date also similar submission was made.

3. We find it appropriate to give some more time for compliance of the order under challenge. It is clarified that the person responsible for

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C.P. 6/2023 IN
O.A. NO. 467/2021

non-compliance of the order would be liable to be tried under the Contempt of Courts Act.

4. Learned counsel for the applicant seeks leave to correct the name of respondent no. 2. Leave granted as prayed for. Necessary amendment be carried out forthwith.

5. Issue notice to the newly added respondent no. 02, returnable on 18.12.2023.

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

7. 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.

8. 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.

9. 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.

10. S.O. to 18.12.2023.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 500/2023
(Amol D. Narmale Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

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

2. Learned Presenting Officer seeks time to file the affidavit in reply. Time granted by way of last chance.

3. S.O. to 13.12.2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 965/2023
(Ranjit Shingare Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri Rahul Khadap, 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 15.12.2023.

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 15.12.2023.

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

MEMBER (A)

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 253/2023
(Rakesh Dabhade Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

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

2. Learned Presenting Officer seeks time for filing the affidavit in reply of the respondents. Last chance was already granted. Hence request of the learned P.O. is rejected.

3. List the matter for hearing on 30.11.2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

T.A.NO.03/2023 (W.P.NO.13847/2021)
(Kapil Gujar & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.04/2023 (W.P.NO.3935/2021)
(Gramvikas Shaskiya Kantrati Karmachari Sanghatna Through its President & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.05/2023 (W.P.NO.4762/2020)
(Vinayak Ware & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.06/2023 (W.P.NO.4765/2020)
(Sunil Suresh Ubale & Ors. Vs. State of Maharashtra & Ors)

T.A.NO.07/2023 (W.P.NO.5233/2020)
(Pralhad K. Ugale Vs. State of Maharashtra & Ors.)

T.A.NO.08/2023 (W.P.NO.5591/2020)
(Pravin Hadade & Ors. Vs. State of Maharashtra & Ors.)

T.A.NO.09/2023 (W.P.NO.5588/2020)
(Sonalı Bhosale Vs. State of Maharashtra & Ors.)

T.A.NO.10/2023 (W.P.NO.5592/2020)
(Surekha Wani Vs. State of Maharashtra & Ors.)

T.A.NO.11/2023 (W.P.NO.7243/2020)
(Maharashtra State Contractual Employees Federation, Through its working President Sachin S. Jadhav Vs. State of Maha.& Ors.)

T.A.NO.16/2023 (W.P.NO. 5776/2021)
(Gajanan N. Tehare & Ors. Vs. State of Maharashtra & Ors.)

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

Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Shri Abhijit S. More (T.A. 03/2023), Shri Rahul M. Jade, learned counsel holding for Dr. Suresh Mane (T.A. 04/2023), Shri Sachin S. Deshmukh (T.A. 05/23), Shri S.S. Deogude, learned counsel holding for Shri S.A. Nagargoje (T.A. No. 7/2023), Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre (T.A. 8/23 &

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10/23), Shri S.S. Jadhavar (T.A. 09/23), respective learned counsel for respective applicants, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, Shri Umesh Mote, learned Advocate for respondent Zilla Parishad and Shri R.R. Bangar, learned counsel for respondent No. 1 in T.A. 03/23, 07/2023 & 16/23, are present.

Shri Sayyed Tauseef Yaseen, learned counsel for the applicants in T.A. 06/23 & 16/23, Shri Krishna Rodge, (T.A. 11/23), are **absent**.

2. Learned C.P.O. submits that during the course of the day written notes of arguments will be filed and copy thereof will be served upon the other side. Learned counsel for the applicants if desire to file any reply, they are at liberty to place it in writing in the form of written notes of arguments.

3. S.O. to 8.11.2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

**M.A. ST. NO. 2069/2023 IN T.A. NO.03/2023
(W.P.NO.13847/2021)
(Kapil Gujar & Ors. Vs. State of Maharashtra & Ors.)**

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

Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

The present Misc. Application is filed by the applicants therein for their impleadment as applicants in T.A. No. 03/2023. The office has raised objection as about the territorial jurisdiction. It is true that the applicants are not residing within the territorial jurisdiction of this Bench. However, it has to be stated that several applicants in other matters along with present matters are resident at the places out of jurisdiction of this Bench. Moreover, in the present matter the challenge is to the policy decision taken by the Government. As such, the objection of territorial jurisdiction would not lie.

2. Heard Shri Abhijit S. More, learned counsel for the applicants. It is contended that the applicants have the same grievance as is raised by the applicants in T.A. No.03/2023. Learned counsel submitted that in the circumstances instead of filing separate Original Applications, the applicants intend to get impleaded as applicants in the aforesaid T.A., In the circumstances, following order is passed :-

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M.A. ST. NO. 2069/2023 IN
T.A. NO.03/2023

ORDER

- (i) Misc. Application stands allowed without any order as to costs..
- (ii) Learned counsel for the applicants in T.A. to implead the applicants in M.A. as the applicants in T.A. no. 3/2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

M.A. NO. 525/2023 IN O.A. NO. 952/2022
(Mangesh B. Zore Vs. State of Maharashtra & Ors.)

M.A. NO. 526/2023 IN O.A. NO. 960/2022
(Siddheshwar Darade Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

Heard Shri A.P. Shejul, learned Advocate for the applicants in both the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for respondent authorities in both the matters. Shri P.S. Brahmane, learned counsel for respondent no. 5 in M.A. No. 525/23 in O.A. No. 952/2022 and respondent nos. 4 & 5 in M.A. No. 526/2023 in O.A. No. 960/2022 (**absent**).

2. By filing the present Misc. Applications subsequent events are intended to be brought on record with contextual prayers. For the reasons stated in the M.As., the same deserve to be allowed. Hence, we pass the following order :-

ORDER

(i) Misc. Applications stand allowed.

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M.A. NO. 525/2023 IN
O.A. NO. 952/2022

(ii) Necessary amendment be carried out in O.As. forthwith and copy of amended O.As. be supplied to other side.

(iii) If required, the respondents may file reply to the amended O.As.

(iv) O.As. to come up on board on 30.11.2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN

ORIGINAL APPLICATION NO. 969/2023
(Jyoti R. Pansare Vs. State of Maharashtra & Ors.)

CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)

DATE : 07.11.2023

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 12.12.2023.

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 12.12.2023.

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

MEMBER (A)

VICE CHAIRMAN

**M.A. No. 333/2023 IN O.A. NO. 567/2021
(Aarifa Gulab Maniyar Vs. State of Maharashtra & Ors.)**

**CORAM : Justice Shri P.R. Bora, Vice Chairman
AND
Shri Vinay Kargaonkar, Member (A)**

DATE : 07.11.2023

ORAL ORDER :

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

2. Prayer made by the applicant in the present Misc. Application is accepted.
3. Misc. Application stands allowed without any order as to costs.
4. Original Application No. 567/2021 be placed for hearing on 23.11.2023.

MEMBER (A)

ARJ ORAL ORDERS 07.11.2023

VICE CHAIRMAN