

**ORIGINAL APPLICATION NO. 63 OF 2020**  
(Shri Ganesh V. Polas V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

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

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted as a last chance.

3. S.O. to 01.10.2020.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**ORIGINAL APPLICATION NO. 434 OF 2019**  
(Shri Namdeo S. Ghone V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, S.O. to 01.10.2020.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**ORIGINAL APPLICATION NO. 322 OF 2020**  
(Shri Lilachand H. Patel V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 12.10.2020.

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.

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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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.
8. S.O. to 12.10.2020.
9. Steno copy and Hamdast is allowed to both parties.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**ORIGINAL APPLICATION ST. NO. 798 OF 2020**  
(Shri Natwarsing V. Tadavi V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri A.S. Reddy, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has submitted that the applicant is not pressing the reliefs claimed in prayer clause 13 (A) to (E) and only pressing prayer clause 13 (H). He has submitted that the applicant is claiming limited relief to issue direction to decide the representation dated 28.07.2020 within stipulated time and therefore, he has prayed to dispose of the present O.A. with direction to the respondent No. 3 in that regard.

3. Learned Presenting Officer has submitted that the necessary direction may be given to the respondent No. 3 by giving reasonable time and accordingly the O.A. may be disposed of.

4. In view of the submissions advanced by the learned Advocate for the applicant and learned P.O., the O.A. is disposed of with a direction to the respondent No. 3 to decide the representation dated

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28.07.2020 on merit as per the rules within a period of three months from the date of this order and communicate the decision therein to the applicant in writing. There shall be no order as to costs.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**M.A. St. No. 763/2020 in O.A. St. No. 764/2020**  
(Shri Vilas M. Yadav & Ors. V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri S.B. Solanke, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant has submitted that the applicants intend to withdraw the present M.A. and O.A. wants to file separate O.A. Therefore, he seeks leave of this Tribunal to withdraw the present M.A. and O.A.

3. Learned Chief Presenting Officer has prayed to pass necessary order.

4. In view of the submissions advanced by the learned Advocate for the applicants, leave as prayed for is granted. The M.A. and O.A. are disposed of as withdrawn with liberty to the applicants to file fresh O.A. on fresh cause of action. There shall be no order as to costs.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 319 OF 2020**  
(Shri Ganesh Nandram Bahure V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri R.R. Imale, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks leave of this Tribunal to amend the prayer clause 9(C) of the O.A.

3. Leave as prayed for by the applicant is granted. The applicant shall amend the O.A. forthwith.

4. The applicant has filed the present O.A. claiming limited relief which is as follows:-

*“C. The respondent No. 2 may please be directed to consider request of the applicant for his transfer to nearest place of his residence in view of Government Notification dated 15.04.2004 and Handicap Certificate by issuing appropriate order or directions.”*

5. Learned Advocate for the applicant has submitted that the necessary direction may be given to the respondent No. 2 to decide the representation of the applicant dated 12.06.2020 as per the rules within



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a stipulated time and with that direction the present O.A. may be disposed of.

6. Learned Chief Presenting Officer has submitted that necessary direction may be given to the respondent No. 2 in that regard as prayed for by the applicant granting reasonable time and with that direction the present O.A. may be disposed of.

7. In view of the submissions advanced by the learned Advocate for the applicant and learned Chief Presenting Officer, the O.A. is disposed of with a direction to the respondent No. 2 to decide the representation of the applicant dated 12.06.2020 strictly on merit as per the rules within a period of two months from the date of this order. There shall be no order as to costs.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**ORIGINAL APPLICATION NO. 223 OF 2020**  
**(Shri Divya S. Nandi & Ors. V/s. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri P.G. Tambade, learned Advocate holding for Shri S.S. Jadhavar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 05.10.2020.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**O.A. Nos. 238, 239, 240, 241, 242, 243, 244, 245,  
246, 247, 248 & 249 All of 2020**  
(Shri Divya S. Nandi & Ors. V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri S.R. Sapkal, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, Smt. Deepali S. Deshpande & Smt. Priya R. Bharaswadkar, learned Chief Presenting Officer Presenting Officers for the respondents in respective O.As.

2. Learned Advocate for the applicants seeks time to amend the O.A. in view of the order passed by this Tribunal on 17.08.2020. Time granted.

3. S.O. to 28.09.2020.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**M.A. No. 57/2019 in O.A. No. 667/2018**

**(Smt. Sanchita S. Deshpande & Ors. V/s. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate holding for Smt. Punam Mahajan, learned Advocate for the applicants in M.A., Shri M.S. Mahajan, learned Presenting Officer for the respondent Nos. 15 & 16 and Shri K.G. Salunke, learned Advocate holding for Shri S.D. Joshi, learned Advocate for respondent Nos. 1 to 14 (original applicants).

2. At the request of learned Chief Presenting Officer, S.O. to 14.09.2020.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**C.P. No. 17/2017 in O.A. 63/2015 with  
Review St. 1217/2019  
(Shri Saylu P. Nawod V/s. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[This matter is placed before the Single  
Bench due to non-availability of Division  
Bench.]

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 & 3 and Shri S.B. Mene, learned Advocate for respondent No. 2.

2. At the request of learned Advocate for the applicant, S.O. to 01.10.2020.

**VICE CHAIRMAN**

KPB/ORAL ORDERS 07.09.2020

**ORIGINAL APPLICATION NO. 106 OF 2020**  
**(Dr. Prakash Ramrao Kanade V/s. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri M.B. Bharaswadkar, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Learned P.O. has filed affidavit in reply on behalf of respondent No. 4. Same is taken on record and copy thereof has been served on the other side.

3. Learned Advocate for the applicant on instruction states that the applicant does not want to proceed with the present O.A. and wants to withdraw the same. Therefore, he seeks leave of this Tribunal to withdraw the present O.A.

4. Learned Presenting Officer has prayed to pass necessary order.

5. In view of the submissions advanced by the learned Advocate for the applicant, leave as prayed for is granted. The O.A. is disposed of as withdrawn with no order as to costs.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 73 OF 2019**  
(Shri Prasad Satwarao Bhise V/s. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020.**

**ORAL ORDER :**

Heard Shri M.B. Bharaswadkar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. On perusal of the record, it reveals that on 23.01.2020 this Tribunal imposed costs of Rs. 5,000/- on the respondents, but the respondents had not deposited the said costs. Therefore, the respondents are directed to deposit the said amount of costs forthwith. The amount of costs shall be recovered from the concerned respondents from their own pocket and be deposited the same in the registry of this Tribunal.

3. Learned Advocate for the applicant has submitted that the respondent No. 2 has forwarded the proposal regarding regularization of the applicant to the respondent No. 1 on 12.12.2018, but it has not yet been decided by the respondent No. 1. Therefore, he has prayed to direct the respondent No. 1 to take appropriate decision on the proposal dated 12.12.2018 within stipulated time as per rules and with that direction the O.A. may be disposed of.

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O.A. No. 73/2019

4. Learned Presenting Officer has submitted that the reasonable time may be given to the respondent No. 1 to take appropriate decision on the proposal dated 12.12.2018 forwarded by the respondent No. 2 and with that direction the present O.A. may be disposed of.

5. In view of the submissions advanced by the learned Advocate for the applicant and learned Presenting Officer, the O.A. is disposed of with a direction to the respondent No. 1 to take appropriate decision on the proposal dated 12.12.2018 forwarded by the respondent No. 2 as per the rules within a period of three months from the date of this order and communicate the decision therein to the applicant in writing. The applicant is at liberty to produce documents in support of his claim before the respondent No. 1 within a period of one month and the respondent No. 1 may be considered it while considering his claim. There shall be no order as to costs.

**VICE CHAIRMAN**



**M.A. 214/2020 IN O.A. 286/2020**  
**(Ravi B. Harne Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 7.9.2020**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant in the present M.A., Shri M.P. Gude, learned Presenting Officer for the respondent nos. 2 & 3 in the present M.A. and Shri K.G. Salunke, learned Advocate for respondent no. 1 in the present M.A. / applicant in O.A.

2. Shri K.G. Salunke, learned Advocate for the respondent no. 1 has filed affidavit in reply in the present M.A. It is taken on record and copy thereof has been supplied to other side.

3. Learned P.O. seeks time to file affidavit in reply of the respondents in the present M.A. as well as in the O.A. Time granted.

4. In the circumstances, S.O. to 21.9.2020.

**VICE CHAIRMAN**

**O.A. 261/2020 WITH CAVEAT 15 & 12/2020**  
**(Parag M. Nawalkar Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay S. Deshpande, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent nos. 1 & 2 and Shri B.S. Doifode, learned Advocate holding for Shri S.R. Randive, learned Advocate for respondent no. 3.

2. Learned Advocate for the applicant seeks time for filing rejoinder affidavit of the applicant. Time granted.

3. In the circumstances, S.O. to 14.9.2020.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 7.9.2020

**ORIGINAL APPLICATION NO. 386/2019**  
**(Gautam R. Fasale Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to produce the original record regarding revised pay fixation of the applicant and the due, drawn and difference statement prepared by the respondents as per the said revised pay fixation. Time granted.

3. In the circumstances, S.O. to 1.10.2020.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 1089/2019**  
**(Dadasaheb T. Yadmal (Joshi) Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri M.B. Bharaswadkar, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent nos. 1 to 5 and Shri S.R. Sapkal, learned Advocate for respondent no. 6.

2. Respondent nos. 1 to 5 have already filed their affidavit in reply. Hence, the present case is admitted.

3. In the circumstances, S.O. to 12.10.2020 for final hearing. The interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 6/2020**  
**(Chandu V. Gavit Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has filed on record service acknowledgement of respondent no. 2. Therefore, Registry to accept the same.

3. Learned P.O. seeks time for taking corrective steps on the line of the order dated 31.8.2020. Time granted.

4. In the circumstances, S.O. to 10.9.2020.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 52/2020**  
**(Pramod P. Lokhande Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri Harish S. Bali, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed on record service affidavit of the respondents. Therefore, Registry to accept the same.

3. Learned P.O. has filed affidavit in reply of the respondent no. 2. It is taken on record and copy thereof has been supplied to other side. She further submits that affidavit in reply of respondent no. 1 is not necessary.

4. In the circumstances, S.O. to 20.10.2020.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 53/2020**  
**(Kailas K. Sasane Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has filed on record service affidavit of the respondents. Therefore, Registry to accept the same.

3. Learned P.O. seeks time to file affidavit in reply of the respondents. Time granted.

4. In the circumstances, S.O. to 20.10.2020.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 155/2020**  
**(Vishal N. Kamble Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has filed on record service affidavit of the respondents. Therefore, Registry to accept the same.

3. Learned P.O. has filed affidavit in reply of the respondent no. 2. It is taken on record and copy thereof has been supplied to other side. He further submits that affidavit in reply of respondent no. 1 is not necessary.

4. In the circumstances, S.O. to 20.10.2020.

**VICE CHAIRMAN**



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

**CORAM : B. P. PATIL, VICE CHAIRMAN**

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

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Ms. P.R. Wankhade, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned C.P.O., on instructions from Shri Uttam Narayan Sonkamble, Joint Director of Accounts & Treasury, Aurangabad, who is present in the court hall, states that the respondents wants some time to produce on record the original record i.e. the merit list of the candidates from Open (Ex-serviceman) category on the next date. Time granted.

3. In the circumstances, S.O. to 21.9.2020.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 231/2020**  
(Umesh T. Hule Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

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

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri R.C. Bramhankar, learned Advocate holding for Shri N.L. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time for taking instructions for the applicant and also wants to file on record the relevant documents on the line of order dtd. 20.8.2020. Time granted.

3. In the circumstances, S.O. to 1.10.2020.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 7.9.2020

**ORIGINAL APPLICATION ST. NO. 817/2020**  
(Dilip M. Tribhuwan & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

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

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri A.S. Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 12.10.2020.

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

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

5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal

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(Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

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

7. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 12.10.2020.

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

**VICE CHAIRMAN**

ARJ ORAL ORDERS 7.9.2020

**M.A. 220/2020 IN O.A. ST. NO. 817/2020**  
(Dilip M. Tribhuwan & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

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

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri A.S. Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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 and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly 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.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 318/2020**  
(Dnyaneshwar D. Gorade Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, VICE CHAIRMAN**

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

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri J.M. Murkute, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. Issue notice to respondents, returnable on 12.10.2020.

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

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(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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 12.10.2020.

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

**VICE CHAIRMAN**

ARJ ORAL ORDERS 7.9.2020

**ORIGINAL APPLICATION NO. 871/2019**  
**(Suresh S. Shetkar Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**  
**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has submitted that the applicant has been suspended in the year 2017. He has submitted representation to the respondents for revocation of his suspension as the charge sheet in the D.E. has not been submitted within 90 days. But his representation has not been considered by the suspension review committee properly. The said Committee has not considered the judgment of Hon'ble the Supreme Court in the case of ***Ajaykumar Chaudhari Vs. Union of India (reported in 2015 (7) Supreme Court 291), State of Tamilnadu Vs. Promod Kumar IPS and Anr. in Civil Appeal no. 8427-8428 of 2018, as well as the judgment of principal seat of this Tribunal in O.A. no. 35/2011 in case of Shri Dilip Jagannath Ambilwade Vs. State of Maharashtra & Anr.) decided on 11.9.2018.***



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3. Learned Advocate for the applicant has submitted that the applicant is claiming limited relief that the necessary direction may be issued to the respondent to place the matter of the applicant before the review committee for reconsideration in respect of continuation or revocation of his suspension of the applicant in view of the above said decisions of Hon'ble Supreme Court and this Tribunal. Therefore he has prayed to dispose of the O.A. with the above said direction to the respondents.

4. Learned Presenting Officer has submitted that considering the limited prayer sought by the applicant, reasonable time may be given to the respondents to place the matter before the review committee for reconsidering his suspension case. Therefore, he has prayed for time to place the matter of the applicant before the review committee for taking fresh decision on suspension of the applicant and with that direction he has prayed to dispose of the O.A.

5. In view of the submissions made by the learned Advocate for the applicant and learned Presenting Officer, the O.A. is disposed of with a direction to the respondents to place the matter of the applicant before

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the suspension review committee within a period of one month from the date of this order for reconsideration of the suspension case of the applicant afresh in view of the above cited decisions of the Hon'ble Supreme Court & this Tribunal on merit as per the rules. The suspension review committee shall decide the case of the applicant afresh within one month from the receipt of the proposal from the respondents and communicate the decision thereon to the applicant in writing. There shall be no order as to costs.

**VICE CHAIRMAN**

ARJ ORAL ORDERS 7.9.2020

**ORIGINAL APPLICATION NO. 324 OF 2020**  
**(Ashutosh O. Rathor Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[The present case has been placed before the  
Single Bench due to non-availability of Division  
Bench]

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 12.10.2020.

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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 12.10.2020.

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 325 OF 2020**  
**(Sandip B. Thakur Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

[The present case has been placed before the  
Single Bench due to non-availability of Division  
Bench]

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 12.10.2020.

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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 12.10.2020.

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

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 256 OF 2020  
(Shri Balraje D. Mulilk Vs. State of Maharashtra &  
Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri Kiran G. Salunke, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 & 2. Shri Yogesh V. Dhoble, learned Advocate for respondent No. 3 **(absent)**.

2. On instructions, learned Advocate for the applicant submits that the applicant does not want to proceed with the present Original Application and wants to withdraw the same. He has filed a copy of communication dated 06.09.2020 received to him by the applicant to that effect and the same is taken on record and marked as document 'X' for the purpose of identification. Therefore, the learned Advocate for the applicant sought leave of this Tribunal to withdraw the same.

3. Learned Presenting Officer for the respondents submitted that the necessary orders may be passed.

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4. In view of the aforesaid submissions made on behalf of both the sides, leave to withdraw the present Original Application is granted. Accordingly, the present Original Application stands disposed of as withdrawn without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDERS 07.09.2020-hdd



**ORIGINAL APPLICATION NO. 948 OF 2018  
(Shri Chandrashekhar M. Soman Vs. State of  
Maharashtra & Ors.)**

**CORAM : B. P. PATIL, VICE CHAIRMAN**

**DATE : 07.09.2020**

**ORAL ORDER :**

Heard Shri S.G. Kulkarni, learned Advocate holding for Shri Suresh D. Dhongde, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. On instructions, learned Advocate for the applicant submits that the applicant does not want to proceed with the present Original Application and wants to withdraw the same. Therefore, he sought leave of this Tribunal to withdraw the same.

3. Learned Presenting Officer for the respondents submitted that the necessary orders may be passed.

4. In view of the aforesaid submissions made on behalf of both the sides, leave to withdraw the present Original Application is granted. Accordingly, the present Original Application stands disposed of as withdrawn without any order as to costs.

**VICE CHAIRMAN**