

**ORIGINAL APPLICATION NO.531/2021**  
**(Maruti Kakad Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri Ajay Deshpande, learned Advocate for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents.

2. The applicant in the original application has challenged the impugned transfer order of the applicant dated 30-08-2021 (Annexure A-7) thereby it is shown that the applicant has been transferred from the post of Assistant Chief Engineer (Mechanical) Public Works Region, Mumbai to the post of Executive Engineer, Tembhu Lift Irrigation Mechanical and Electrical Unit, Oglewadi, Tq. Karad, Dist. Satara on the vacant post.

3. It is the contention of the applicant that by earlier transfer order dated 31-05-2018 (Annexure A-1), the applicant was transferred from the post of Executive Engineer, Mechanical Division No.2, Aurangabad to the office of Assistant Chief Engineer, Mechanical PWD Region, Mumbai. He worked on the said post in Mumbai till he was transferred from there by order dated 06-08-2021 (Annexure A-4) to the post of Assistant Chief Engineer (Mechanical) in the office of Respondent no.3 at Aurangabad at the place of one Shri Jawed Vahed Kazi,

=2=

O.A.NO.531/2021

who was transferred by another transfer order dated 06-08-2021 (page 18). By the said order he was transferred in place of the applicant at Mumbai.

4. Before the said transfer order the applicant had made representation dated 28-01-2021 (Annexure A-2) seeking his transfer at Aurangabad on the serious medical ground as he had undergone kidney transplantation surgery, which was done in the year 2015. As per the said transfer order dated 06-08-2021, the applicant joined on the said post on the very day i.e. on 06-08-2021. Office of respondent no.3 submitted the joining report to the respondent no.2 by communication dated 11-08-2021 (Annexure A-6). Thereafter, this impugned order dated 30-08-2021 (Annexure A-7) came to be passed.

5. Learned Advocate for the applicant submitted that earlier transfer order dated 06-08-2021 is issued on completion of requisite period of 3 years and as such it is the transfer order on administration ground. The impugned transfer order is issued under section 4(4) and 4(5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 ("Transfer Act" for short), which has caused inconvenience and prejudice to the applicant. It is learnt by the applicant that the said impugned transfer

order dated 31-08-2021 is issued without seeking requisite approval of the Hon'ble Chief Minister.

6. Learned Advocate for the applicant further submitted that the applicant has pleaded in the O.A. that the applicant is working in Aurangabad Office since 06-08-2021 and as on today he has not handed over the charge of the said post to the respondent no.4 who has been posted there as per order dated 30-08-2021 (page 26). Learned Advocate for the applicant further submitted on instructions that as on today, the applicant has not been relieved from the post held by him at Aurangabad.

7. On the other hand, learned P.O. submitted that he has not received any instructions as to whether the applicant has been relieved from his said post as on today or not and he seeks time to file affidavit in reply.

8. Considering the facts as above and the requisite Annexures, surprisingly, it is evident that there is no mention or reference of transfer order dated 06-08-2021 (Annexure A-4) in the impugned order dated 30-08-2021. In fact, the communication dated 11-08-2021 (Annexure A-6) discussed hereinabove shows that the applicant joined on the post at Aurangabad on 06-08-2021 and he is working there. However, the impugned transfer order

dated 30-08-2021 (Annexure A-7) is passed showing transfer of the applicant from his post held at Mumbai.

9. In view of this, at this stage reasonable doubt arises as to whether or not due procedure as contemplated under section 4(4) and 4(5) of the Transfer Act is adopted while passing the impugned transfer order dated 30-08-2021. This is so because it is a *prima facie* established position that the applicant has completed his full tenure of 3 years at Mumbai. In view of this in my considered opinion, this is a fit case to grant interim stay to the execution and implementation of the said transfer order till filing of affidavit in reply by the respondents as the contravention of provisions of Transfer Act are explicit.

10. In view of the same, ad-interim relief in terms of paragraph 16(C) is granted till filing of affidavit in reply by the respondents.

11. Issue notices to the respondents, returnable on 08-10-2021.

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

13. 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

=5=

O.A.NO.531/2021

would be taken up for final disposal at the stage of admission hearing.

14. 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.

15. 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.

16. S.O. to 08-10-2021.

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

**MEMBER (J)**

**ORIGINAL APPLICATION NO.367 OF 2019**  
**(Arvind D. Sulakhe Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Shri Ravindra B. Ade, learned Advocate for the applicant is **absent**. Heard I.S. Thorat, learned Presenting Officer for the respondents.

2. The present matter is already part heard.

3. As none present on behalf of the applicant, S.O. to 28.09.2021.

**MEMBER (J)**

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

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

**DATE : 07.09.2021**

**ORAL ORDER :**

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

2. Pleadings are complete. The matter is pertaining to recovery. It is admitted and fixed for final hearing on 13.10.2021.

3. Interim relief granted earlier to continue till then.

**MEMBER (J)**

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

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri S.S. Tandale, learned Advocate holding for Shri Kiran M. Nagarkar, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. At the request of learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondent No.3.

3. S.O. to 28.09.2021

**MEMBER (J)**



**ORIGINAL APPLICATION NO.459 OF 2020**  
**(Priti J. Patale Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant submits that the applicant has not been paid salary since February, 2020.
3. Learned P.O. for the respondents submits that the said aspect is covered in affidavit-in-reply.
4. By consent of both the parties, the matter is adjourned to 22.09.2021 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.522 OF 2021**  
**(Ravindra D. Raut Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

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

2. Learned P.O. for the respondents submits that the applicant has been relieved from his post on 27.08.2021.

3. Issue notice to the respondents, returnable on 06.10.2021.

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.

**//2//**

**O.A.522/21**

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 06.10.2021.
9. Steno copy and Hamdast is allowed to both parties.
10. The present matter is placed on separate board.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.521 OF 2021**  
**(Vijay S. Ghodke Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

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

2. Learned P.O. for the respondents submits that the applicant has been relieved from his post on 27.08.2021.

3. Issue notice to the respondents, returnable on 06.10.2021.

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.

**//2//**

**O.A.521/21**

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 06.10.2021.
9. Steno copy and Hamdast is allowed to both parties.
10. The present matter is placed on separate board.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.202 OF 2021**  
**(Balaji M. Kshirsagar Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

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

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

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

4. S.O. to 7.10.2021

**MEMBER (J)**

**ORIGINAL APPLICATION NO.186 OF 2021**  
**(Namdeo A. Fad Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

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

2. Record shows that the affidavit-in-reply on behalf of respondent nos.1 to 3 is already filed on record.

3. Learned P.O. for the respondents submits that the affidavit-in-reply on behalf of respondent no.4 and 5 is not necessary.

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

5. S.O. to 28.09.2021. Interim relief granted earlier to continue till then.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.173 OF 2021**  
**(Waman B. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate holding for Shri G.N. Patil, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Affidavit-in-reply filed on behalf of the respondent nos.1 to 4 is taken on record and copy thereof has been served on the other side.
3. At the request of learned Advocate for the applicant, time is granted for filing affidavit-in-rejoinder, if any.
4. S.O. to 07.10.2021.

**MEMBER (J)**



**ORIGINAL APPLICATION NO.115 OF 2021**  
**(Kadubai S. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri R.K. Khandelwal, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned P.O. for the respondents submits that the para-wise remarks are pending before the Government for approval.
3. In view of same, he seeks time for filing affidavit-in-reply on behalf of respondents. Time is granted.
4. S.O. to 06.10.2021 for filing affidavit-in-reply.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.109 OF 2021**  
**(Ashok D. Shiradkar & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents.
3. S.O. to 06.10.2021 for filing affidavit-in-reply.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 805 OF 2018**  
**(Nagorao V. Karbhari Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri N.R. Thorat, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 to 3 and Smt. Priya R. Bharaswadkar, learned Advocate holding for Shri R.N. Bharaswadkar, learned Advocate for respondent Nos. 4, 5 & 7. None present for respondent No. 6.

2. Record shows that common affidavit in reply on behalf of respondent Nos. 1 to 3 and common affidavit in reply on behalf of respondent Nos. 4, 5 & 7 are already filed on record.

3. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.

4. Pleadings are complete. The present matter is pertaining to promotion. Hence, the present O.A. is admitted and it be kept for final hearing on 21.10.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 806 OF 2018**  
**(Zamber K. Sonawne Vs. State of Maharashtra & Ors.)**

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

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri N.R. Thorat, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshpande, learned Advocate for respondent No. 4.

2. Record shows that common affidavit in reply on behalf of respondent Nos. 1 to 3 is already filed on record.

3. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.

4. Pleadings are complete. The present matter is pertaining to promotion. Hence, the present O.A. is admitted and it be kept for final hearing on 21.10.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 445 OF 2019**  
**(Mangal P. Musande & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Shri Vishnu Dhoble, learned Advocate for the applicants and Shri Sachin Deshmukh, learned Advocate for respondent Nos. 3 & 4, are **absent**.

Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 & 2.

2. As none present for the applicants, S.O. to 18.10.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 446 OF 2019**  
**(Shridevi G. Dama & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Shri Vishnu Dhoble, learned Advocate for the applicants and Shri Sachin Deshmukh, learned Advocate for respondent Nos. 4 & 5, are **absent**.

Heard Shri S.K. Shirse, learned Presenting Officer for the respondent Nos. 1 to 3.

2. As none present for the applicants, S.O. to 18.10.2021.

**MEMBER (J)**

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

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri K.D. Khade, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Record shows that affidavit in reply on behalf of respondent Nos. 1 to 4 is filed on record.

3. Learned Advocate for the applicant submits that the applicant does not wish to file rejoinder affidavit.

4. The present Original Application is filed challenging the order dated 26.12.2019, whereby the appointment of the applicant to the post of Police Constable was canceled. Pleadings are complete. Hence, the present O.A. is admitted and it be fixed for final hearing on 13.10.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 55 OF 2020**  
**(Bhagwan D. Sonwane Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Smt. A.M. Bhange, learned Advocate holding for Shri A.S. Bayas, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Pleadings up to rejoinder are complete. The present matter is pertaining to condonation of technical breaks in service. Hence, the present O.A. is admitted and it be kept for final hearing on 20.10.2021.

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 259 OF 2021**  
**(Megharani P. Tarkase & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri C.V. Dharurkar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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

3. Learned Advocate for the applicant submits that the present matter is pertaining for recruitment to the post of Specialized Nurse. He opposed to grant time for filing affidavit in reply.

4. In the interest of justice, short time is granted for filing affidavit in reply to the respondents.

5. S.O. to 06.10.2021.

**MEMBER (J)**

**M.A. No. 174/2017 in O.A. St. No. 588/2017**  
**(Asaram S. Chormare Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request and by consent of both the sides, S.O. to 29.09.2021.

**MEMBER (J)**

**M.A. No. 154/2021 in O.A. St. No. 297/2021**  
**(Baliram S. Sapkale & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri B.R. Kedar, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request and by consent of both the sides, S.O. to 29.09.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 130 OF 2017**  
**(Priyanka A. Dongre Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri S.K. Chavan, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent Nos. 1 to 4 and Shri Abhijit Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for respondent No. 5. None present for respondent No. 6, though duly served.

2. At the request and by consent of both the sides, S.O. to 27.09.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 30 OF 2018**  
(Rohini S. Dokar Vs. State of Maharashtra & Ors.)  
**WITH**  
**ORIGINAL APPLICATION NO. 107 OF 2019**  
(Manjusha E. Kute (Khade) Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

**O.A. No. 30/2018**

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

**O.A. No. 107/2019**

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 to 3 and Shri V.B. Wagh, learned Advocate for respondent No. 4.

2. At the request and by consent of both the sides, S.O. to 01.10.2021.

**MEMBER (J)**

**O.A. Nos. 372/2018, 517/2018 & 47/2019**  
**(Shankar J. Khekdar & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri S.D. Munde, learned Advocate for the applicants in all these O.As., Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these O.As. and Shri Avinash S. Deshmukh, learned Advocate for respondent Nos. 4 to 7 in O.A. No. 517/2018. Shri S.E. Arora, learned Advocate for respondent No. 4 in O.A. No. 47/2019, **absent**.

2. At the request and by consent of both the sides, S.O. to 29.09.2021.

**MEMBER (J)**

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

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

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

2. At the request and by consent of both the sides, S.O. to 06.10.2021.

**MEMBER (J)**

**O.A. No. 368/2017 with O.A. No. 369/2017**  
(Bapu R. Lad & Rajeshwar G. Jukte Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri S.A. Deshmukh, learned Advocate for the applicants in both the O.As, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in both the O.As.

2. At the request and by consent of both the sides, S.O. to 01.10.2021.

**MEMBER (J)**



**O.A. Nos. 358/2020, 359/2020 & 362/2020**  
(Vidya R. Bornare & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
(This matter is placed before the Single Bench  
due to non-availability of Division Bench.)

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Shri Avinash Deshmukh, learned Advocate holding for Shri S.A. Deshmukh, learned Advocate for the applicants in all these O.As. and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these O.As.

2. At the request and by consent of both the sides, S.O. to 14.09.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 832/2018**  
**(Shaikh Nasir Shaikh Miya Vs. State of Maharashtra & Ors.)**

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Shri V.G. Pingle, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Chief Officer for the respondents.

2. I have heard the arguments advanced by the learned Advocate for the applicant substantially. Learned Advocate for the applicant submits that in view of the contentions raised by the applicant, he has to verify which are 14 categories mentioned in G.R. dated 31.1.1989 produced by the learned P.O. along with the affidavit in reply of respondent no. 1 (Exhibit R-1 page 26 of paper book) as well as he has to produce on record copy of G.R. dated 8.8.2001. He, therefore, seeks time. Time granted.

3. S.O. to 28.9.2021.

4. The present matter be treated as part heard.

**MEMBER (J)**

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

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

**DATE : 07.09.2021**

**ORAL ORDER :**

Heard Smt. Priya R. Bharaswadkar, learned Advocate holding for Shri Raghavendra N. Bharaswadkar, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Chief Officer for the respondents.

2. In order to comply the directions given by this Tribunal vide order dated 23.8.2021, learned P.O. has filed amended affidavit in reply of respondent nos. 1, 2 & 5 and separate affidavit in reply of respondent no. 4. Both the replies are taken on record and copies thereof are supplied to the learned Advocate for the applicant.

3. Learned Advocate submits that she will go through both the affidavit in replies and thereafter will file rejoinder affidavit, if any, of the applicant. She, therefore, seeks time. Time granted.

4. S.O. to 27.9.2021 for filing affidavit in rejoinder, if any, by the applicant.

**MEMBER (J)**