

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD****COMMON ORDER IN O.A. NO. 296/2012 & O.A. NO.
321/2012****1. ORIGINAL APPLICATION NO. 296 OF 2012****DIST. BEED**

1. Dr. Vaishali Bhagwantrao Bhagwat,
Age-37 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – 'Sahyadri', Class I quarters,
SRTGR Medical College Campus, Ambajogai,
Dist. Beed.
2. Dr. Satish Babruvan Mane,
Age-47 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – Housing Society, Ambajogai,
Dist. Beed.
3. Dr. Sunita Subhash Dhule,
Age-37 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – Chausalkar Colony, Ambajogai
Dist. Beed.
4. Dr. Rajesh Sahebrao Ovhal,
Age-37 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,

R/o – “Pratapgad”, E-II/6, Medical Quarters,
S.R.T.R.M. Medical College Campus,
Ambajogai, Dist. Beed.

5. Dr. Deepali Madhukar Kulkarni,
Age-36 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – “Gurukrupa”, Hanuman Mala,
Near Anand Gas, Ambajogai,
Dist. Beed.
6. Dr. Bagate Arvind Namdeorao,
Age-43 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – ‘Sahyadri’, MDP, 1-5-2,
Medical College campus, Ambajogai
Dist. Beed.
7. Dr. Sheela Lakshmanrao Gaikwad,
Age-37 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – c/o Pramod Adnak, “Neha service centre”,
Parli Road, Ambajogai
Dist. Beed.
8. Dr. Sheshrao Sakharam Chavan,
Age-46 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – ‘Sahyadri-4’ Medical Campus, SRTRMC,
Ambajogai, Dist. Beed.

9. Dr. Manoj Bhagoji Dongre,
Age-41 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – “Vindyachal”, P2/4, SRTR Medical College
Campus, Ambajogai
Dist. Beed.
10. Dr. Vijay Gangarappa Burande,
Age-37 years,
Occupation- Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – Prasant Nagar, Near DCC Bank,
Ambajogai, Dist. Beed.
11. Dr. Maroti Piraji Pote,
Age-38 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – ‘Satpuda Building’,
S.R.T.R. Medical College Campus,
Ambajogai, Dist. Beed.
12. Dr. Deepali Sharadkumar Deo,
Age-36 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – P-3, Sahyadri,
SRTR Medical College Campus,
Ambajogai, Dist. Beed.
13. Dr. Vinayak Srirang Sirsat,
Age-45 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,

Mandakinin Hospital, Opp. Bus depot,
Ambajogai, Dist. Beed.

14. Dr. Sunita Manikrao Handergulle,
Age-45 years,
Occupation- Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – 'Hinalaya' Class I quarters,
Medical Campus, Ambajogai,
Dist. Beed.
15. Dr. Mukund Ramchandra Mogarekar,
Age-42 years,
Occupation- Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – 'Satpuda' P-6/4, SRTR Medical College Campus,
Ambajogai, Dist. Beed.
16. Dr. Sidheshwar Virbhadrappa Birajdar,
Age-48 years,
Occupation- Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – 'Himalaya' Class I Qtr,
Medical Campus SRTRMC, Ambajogai,
Dist. Beed.
17. Dr. Shailesh Prabhakarrrao Vaidya,
Age-41 years,
Occupation- Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – Near Datta Mandir, Housing Society,
Ambajogai 431 517.
18. Dr. Sudhir Bhaskarrao Deshmukh,
Age-46 years,
Occupation- Professor,

Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – P-5/1, Sahyadari, S.R.T.R. Medical
College Campus, Ambajogai,
Dist. Beed. Pin Code :- 431 517.

19. Dr. Niketan Uddhav Jambhulkar,
Age-44 years,
Occupation- Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o – Himalaya – 3 S.R.T.R. Medical
College Campus, Ambajogai,
Dist. Beed.

20. Abhimanyu Sadashivrao Tarkase,
Age-45 years,
Occupation-Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o Himalaya-3, S.R.T.R. Medical College Campus,
Ambajogai, District-Beed.

21. Dr. Hippargekar Prashant Murlidharrao,
Age: 42 Years,
Occupation: Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. P-3, 'Sahyadri' SRTR Medical College Campus,
Ambajogai, District: Beed.

22. Dr. Vinod Shivajirao Deshmukh,
Age: 42 Years,
Occupation: Assistant Professor,
Swami ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Omkar Residency, B Wing,

Ganeshnagar, Ambajogai Road,
Latur.- 413531.

23. Dr. Ganesh Ramkishan Tondge,
Age: 34 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, mbajogai,
R/o. At post Narwadi, Tq. Sonpeth,
District. Parbhani.
24. Dr. Sudhir Vinayakrao Bhise,
Age: 38 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Rajmata Jijau Nagar,
Ambajogai, District. Beed.
25. Dr. Pramod Govindrao Salve,
Age: 37 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Rukmini Niwas", Saptagiri Colony,
Taroda (BK), Nanded.
26. Dr. Ganesh Kishanrao Nikam,
Age: 37 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o: 'Raigad-6', S.R.T.R. Medical College Campus,
Ambajogai, District. Beed.

27. Dr. Sachin Nandkishor Solanke,
Age: 32 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o.- 'Ratnadurga' -B6,
Medical Cmpus SRTRIMC,
Ambajogai, District. Beed.
28. Dr. Sunil Yogiraj Swami,
Age: 40 Years,
Occupation: Asistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o- 'Shivkala Niwas', Bhagawanbaba Chawk,
Gitta Road, Ambajogai, District. Beed.
PIN- 431517.
29. Dr. Rakesh Ramaratan Jadhav,
Age: 34 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o- 'Sindhudurg Building', B 5,
SRTR Medical College Campus,
Ambajoai, District. Beed.
30. Dr. Bhaurao Bhimrao Yadav,
Age: 36 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. At Post Takwiki,
Tq. And District. Osmanabad.
PIN -413506.

31. Dr. Dnyaneshwar Shivajirao Jadhav,
Age: 39 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Changdev Nalpe, Ambica Society,
Prashant Nagar,
Ambajogai, District. Beed.

32. Dr. Vinod Limbnath Vedpathak,
Age: 36 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Sindudurg", Qu. No. 3,
SRTR Medical College Campus,
Ambajogai, District. Beed.
PIN-431517 36.

33. Dr. Porwal Satishkumar Sukhanand,
Age: 31 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. 'Sinhagad 1', Doctors Quarters,
SRTR Medical Campus, Ambajogai,
District. Beed.

34. Dr. Anant Karbhari Shingare,
Age: 34 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. 'Gowardhan-I',
SRTR Medical College Campus, Ambajogai,
District. Beed.

35. Dr. Dinkar Ravan Kekan,
Age: 35 Years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Block No. 1, Sindhudurg,
SRTR Medical College Campus,
Ambajogai, District. Beed.
36. Dr. Savita Satyanarayan Somani
Age: 31 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Kavita Steel Centre, Mangalwar Peth,
Ambajogai, District. Beed.
37. Dr. Mahendrakumar Gajanan Dhabe
Age: 38 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Sreedhar-Sant Dnyaneshwar Nagar,
Behind Government ITI,
Gar Road, Beed.
38. Dr. Charusheela Sheshrao Halgarkar
Age: 33 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Ratnadurg" B-II/5 Medical Quarters,
S.R.T.R. Med. Col, Ambajogai,
District. Beed.
39. Vishwajeet Govindrao Pawar,
Age: 30 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical

College and Hospital, Ambajogai,
R/o. Anurag Colony, Parli Road,
Ambajogai, District. Beed.

40. Dr. Sanjay Bhagwanrao Bansode,
Age: 35 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Near Airport, Shivneri Nagar, Sangvi,
Nanded-431605.
41. Dr. Nandkishor Vitthalrao More,
Age: 31 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. C/o. A.E.PAVAL, SAMTH niwas,
Behind Police Petrol Pump, Sambhaji Nagar,
Balepir, Nagar Road, Beed-431122.
42. Dr. Annasaheb Gulabrao Birajdar,
Age: 28 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Kadambari Niwas, Old Adarsha Colony,
Latur.
43. Dr. Deepak Ramrao Lamture,
Age: 39 Years,
Occupation: Assistant Professors, Orthopedics,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Pratapgad E-II/7 SRTRMCH, Ambajogai,
District. Beed.

44. Dr. Nitin Narayanrao Chate,
Age: 32 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Saubhagya", Vakilwadi, Kaij,
District. Beed.
45. Dr. Satish Gangaramji Gireboinwad,
Age: 35 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. - 28, Chandranagar Society,
N-9, CIDCO, Aurangabad 431003.
46. Dr. Avadhut Narayanrao Dange,
Age: 29 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. -42, Model Colony, June Solapur,
District. Solapur-413004.
47. Dr. Prashant Laxmanrao Dahire,
Age: 33 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Near Dr. Ambedkar Colony,
Beed Road, Morewadi, Ambajogai,
District. Beed. - 431517.
48. Dr. Manish Mahadeo Tiwari,
Age:
Occupation: Assistant Professor
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,

R/o. 'Sindhudurg' -6, Medical Campus,
Ambejogai, District. Beed.
PIN. 413517.

49. Dr. Amol Ramrao Suryawanshi
Age: 29 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. C/o. R.B. Suryawanshi, Dharur Road,
Ani Nagar, Kaij, 431123.
50. Dr. Avinash Laxmanrao Kashid,
Age: 31 Years,
Occupation: Assistant Professor,
R/o. Mahatma Phule Nagar,
Y.B. Chavan Chowk,
Ambajogai, District. Beed.
51. Dr. Shaiendra Dattusingh Chauhan,
Age: 38 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. C/o. Profesor D.C. Chauhan,
Dattakrupa Batteries, Udaynagar,
Nanded Road Udgir,
District. Latur.
52. Dr. Ramakant Govindrao Alapure,
Age: 37 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. At Belgaon, Post Satala,
Tq. Chakur, District. Latur.

53. Dr. Aparna Gundeshwar Kulkarni,
Age: 32 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. 'Godavari, Flat No. 6,
Near Kapil Ganesh Mandir,
Aadarsh Colony, Ambajogai,
District. Beed.
54. Dr. Prashant Jangonda Pachore
Age: 33 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. 'Panhalgad-7', S.R.T.R. Medical College Campus,
Ambajogai, District. Beed.
55. Dr. Sonal Anil Chaudhari,
Age: 29 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
'Panhalgad-7', S.R.T.R. Medical College Campus,
Ambajogai, District. Beed.
56. Dr. Ajay Baliram Warade,
Age: 33 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Plot No. 3,
Shree Ganesh Nagar, CIDCO N-8,
Aurangabad.
57. Dr. Pawde Apurva Motiramji
Age: 49 Years,
Occupation: Professor,

Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. 149, Sathe Marg, Dhantoli,
Nagpur.

58. Dr. Sudhir Laxmanrao Padwal
Age: 44 Years,
Occupation: Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Zade Galli, Osmanabad.
59. Dr. Sandeep Laxmikantrao Nilekar,
Age: 46 Years,
Occupation: Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Kul-Sandeep", Jaywanti Nagar,
Ambajogai, District. Beed.
60. Dr. Anil Arjunrao Gaikwad,
Age: 41 Years,
Occupation: Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Satpuda", MD-P-6-3, Medical Quarters,
S.R.T.R. Medical College Campus,
Ambajogai, District. Beed.
61. Dr. Vijaykumar Virshetty Chincholkar,
Age: 34 Years,
Occupation: Asistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Hatte Nagar, Road No. 2,
Behind Kamgar Bhavan, Latur.
62. Dr. Rasika Udaya Gadkari,
Age: 50 Years,
Occupation: Associate Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. T-11, "Prasanna", MD-P-6-3, Medical Quarters,

S.R.T.R. Medical College Campus,
Ambajogai, District. Beed.

63. Dr. Kachru Tukaram Dalvi,
Age: 41 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Pratapgad", Qr. No. E/22/5/4,
S.R.T.R. Medical College Campus,
Ambajogai, District. Beed.
64. Dr. Jayashree Eknathrao Baingar,
Age: 34 Years,
Occupation: Assistant Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. C/o. Dr. Arun Ghuge,
Balaghat Teachers Colony, Dhanora Road,
Beed.
65. Dr. Raju Rustumrao Surwase,
Age – 34 years,
Occupation- Assistant Professor,
Swami Ramanand Teerth Government Medical College
And Hospital, Ambajogai,
R/o – Surwase Hospital, Jintu Road, Parbhani.
66. Dr. Vijay Motiram Motghare,
Age- 55 years,
Occupation –Professor,
Swami Ramanad Teerth Government Medical
College and Hospital, Ambajogai,
R/o -295, A, 4B Estate,
Phase III Annex,
Sonegaon, Nagpur,
PIN, 440025.
67. Dr. Nareshkumar Satyanarayan Dhaniwala,
Age: 41 Years, Occupation: Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. Prashant Nagar, DCC Bank, Ambajogai,
District. Beed.

68. Dr. Pallavi Prabhakar Saple,
Age: 39 Years, Occupation: Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. 3-a, Wellington House,
Dr. B.A. Road,
Parel, Mumbai, 12.
69. Dr. Vivek Krushnadas Pakhmode,
Age: 48 Years,
Occupation: Professor,
Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai,
R/o. "Yogesh", C/o. Shinde,
Siddhivinayak Colony, Channai,
Ambajogai, District. Beed.
70. Dr. Bijwe Sanjay Ramkrishna,
Himalaya 2/4,
SRTR Medical College Campus,
Ambajogai.

... APPLICANTS**V E R S U S**

1. The State of Maharashtra,
Through the Secretary,
Department of Medical Education & Drugs
Department,
Mantralaya, Mumbai.
2. The Director of Medical Education,
Government Dental College and Hospital Building,
St. George's Hospital Compound,
Mumbai – 400 001.
Through
The Director.
3. Swami Ramanand Teerth Government Medical
College and Hospital, Ambajogai.
Through
The Dean.

RESPONDENTS

W I T H**2. ORIGINAL APPLICATION NO. 321 OF 2012****DIST. DHULE**

1. Dr. Pravin S. Lohar,
Age: 40 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 25, ASN, 73, Mukalnagar,
Deopur, Dhule.
2. Dr. Ananta Namdeo Borde,
Age: 54 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire Government Medical College,
Dhule.
R/o. Suruchi, Vaibhav Nagar,
Dhule.
3. Dr. Chandrashekar Diliprao Dange,
Age: 37 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Flat No. 3, Madhurani,
Apartment, Samarthnagar, Dhule.
4. Dr. Subhangi Devidas Kulkarni,
Age: 37 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Flat No. 3, Madhurani Apartment,
Samarthnagar, Dhule.
5. Dr. Ajit Gajanan Pathak,
Age: 39 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule.
R/o. Department of F.M.T.,

Shri. Bhausahab Hire,
Government Medical College, Dhule.

6. Dr. Ravindra Kashinath Khadse,
Age: 43 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o.- 78, Bhausahab Survenagar,
Nagpur.
7. Dr. Mukram Gulam Gaus Khan,
Age: 40 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Government Housing Society,
Near Hire Bhavan, Dhule.
8. Dr. Eknath Biroba Shelake,
Age: 36 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 26, LIC Colony, Dhule.
9. Dr. Hitesh Ramesh Adchitre,
Age: 40 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 53, Vaibhavnagar, Dhule.
10. Dr. Mrudula Nandkakar Dravid,
Age: 56 Years,
Occupation: Associate Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule,
R/o. 8, Anish, Snehnagar, Dhule.
11. Dr. Anand Arun Jamkar,
Age: 40 Years,
Occupation: Associate Professor,

Shri. Bhausahab Hire,
Government Medical Collee, Dhule,
R/o. Chaitanya 23, Ashoknagar,
Dhule.

12. Dr. Smita Ashokumar Bora,
Age: 30 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. C/o. T.N. Wagh,
Jagdishnagar, Near Ganapati
Mandir, Dhule.
13. Dr. Sunil Santaram Chavan
Age: 36 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 113, Vidyanagar Colony,
Deopur, Dhule.
14. Dr. Lingayat Maruti Bhujangrao
Age: 38 Years,
Occupation: Associate Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule,
R/o. Staff Quarters,
SBH Govt. Medical College, Dhule.
15. Dr. Murlidhar Parshram Tambe,
Age: 48 Years,
Occupation: Associate Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule
R/o. C/o. Department of P.S.M.
Govt. Medical College, Dhule.
16. Dr. Suwarna Uday Phute,
Age: 36 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,

Government Medical College, Dhule,
R/o. 26, LIC Colony, Dhule.

17. Dr. Vinaram Pandurang Rukhmode,
Age: 48 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. C/o. Dr. Dilip Patil
Plot 12, Suyog Colony,
Sakri Road, Dhule.
18. Dr. S.P. Jadhav,
Age: 58 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Pleasant Apartment, Pune.
19. Dr. Parvez Mujawar,
Age: 41 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Jai Colony, Chalisgaon Road,
Dhule.
20. Dr. Hemant G. Choudhari,
Age: 33 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 42, Mourya Housing Society,
Near Gokarna Colony,
Deopur, Dhule.
21. Dr. Nitnaware A.Z.
Age: 52 Years,
Occupation: Professor
Shri Bhausahab Hire,
Government Medical College, Dhule,
R/o. S.B.H.G.M.C. Dhule.

22. Dr. Bhushan B. Rao,
Age: 37 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 2108/1, Lane No. 6, Dhule.
23. Dr. Shailendra S. Inamdar,
Age: 33 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. S.B.H.G.M.C. Dhule.
24. Dr. Shuchita Annasaheb Joshi,
Age: 37 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 110, Pratik Apartment,
P. No. 77, Vaibhav Nagar, Dhule.
25. Dr. Sandipbhai J. Patel,
Age: 30 Years,
Occupation: Assistant Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule
R/o. 52, Dwarkadhish Apartment,
P. No. 77, Vaibhav Nagar, Dhule.
26. Dr. Krupali M. Deshmukh,
Age: 37 Years,
Occupation: Assistant Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule,
R/o. Kesar Nagar, Sharda Netralaya,
Deopur, Dhule.
27. Dr. Rajesh Dnyanoba Subhedar,
Age: 40 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 84, B. Vaibhav Nagar, Dhule.

28. Dr. Arun P Moray,
Age: 45 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. Behind Modern Nursery,
Deopur, Dhule.
29. Dr. Chetan A. Pawar,
Age: 34 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 116, Yashodeep Jai Hind Coloney,
Deopur, Dhule.
30. Dr. Sachin R. Bagale,
Age: 34 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 57, Londhepark, Sakri Road,
Dhule.
31. Dr. Neelam R. Shan,
Age: 39 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. J.J. Hospital,
Malegaon Road, Dhule.
32. Dr. Shakuntala Shelke,
Age: 37 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 78, Vaibhav Nagar,
Dhule.
33. Dr. Saniya S. Patil,
Age: 29 Years,
Occupation: Assistant Professor,

Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. Unnati Nagar,
Near Unnati High School,
Nakane Road, Deopur, Dhule.

34. Dr. Sandip Arun Thorat,
Age: 37 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 21 Sapta Shringi Colony,
Behind U.W.S. College,
Sakri Road, Dhule.
35. Dr. Prashan R. Deore,
Age: 35 Years,
Occupation: Assistant Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule,
R/o. Vaibhav Nagar,
P. No. 23-B, Crolifar Takadi,
Dhule.
36. Dr. Jitendra P. Ghumare,
Age: 38 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 99, Shanti Sadan,
Shivparvati Coloney,
Dhule.
37. Dr. Jaya Prabhakar Dighe,
Age: 47 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Govt. Quarters Jain Oswal,
Boarding Ganpati Road, Dhule.

38. Dr. Sangita M. Gavit,
Age: 33 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 77, Sakrul Xerox,
Sakri Road, Dhule.
39. Dr. Neeta K. Hatkar,
Age: 43 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Sunil Anandnagar,
Deopur, Dhule.
40. Dr. Ravindra R. Mistry,
Age: 52 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 3, Shrirang Coloney Agra Road,
Deopur, Dhule.
41. Dr. Anil Pandharinath Patil
Age: 40 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 15, Mayur Coloney,
Deopur, Dhule.
42. Dr. Yogesh Motilal Borase,
Age: 32 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 4, Madhuban Samrat Nagar,
Dhule.
43. Dr. Ajay D. Subhedar,
Age: 38 Years,
Occupation: Assistant Professor,

Shri. Bhausahaeb Hire,
Government Medical College, Dhule,
R/o. 78, Vaibhav Nagar,
Dhule.

44. Dr. Joti P. Bagul,
Age: 35 Years,
Occupation: Assistant Professor,
Shri. Bhausahaeb Hire,
Government Medical College, Dhule,
R/o. 63, Mitrakunj Hsg Scty.,
Sakri Road, Dhule.
45. Dr. Aparna A. Paranjape,
Age: 27 Years,
Occupation: Assistant Professor,
Shri. Bhausahaeb Hire,
Government Medical College, Dhule,
R/o. 38, Gopalnagar, Dhule.
46. Dr. Parag A. Patil,
Age: 29 Years,
Occupation: Assistant Professor,
Shri. Bhausahaeb Hire,
Government Medical College, Dhule,
R/o. 8, Anubhami Apartment,
Bhavsar Coloney, Dhule.
47. Dr. Tushar M. Raghuwanshi,
Age: 36 Years,
Occupation: Assistant Professor,
Shri. Bhausahaeb Hire,
Government Medical College, Dhule
R/o. Tushar Hospital, Jamwriegiri
Road, Dhule.
48. Dr. Harshal C. Pilodekar,
Age: 29 Years,
Occupation: Assistant Professor,
Shri. Bhausahaeb Hire,
Government Medical College, Dhule,
R/o. 46, Wankhedekar Nagar,
Deopur, Dhule.

49. Dr. Ashish S. Kakaria,
Age: 34 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 78, Vaibhav Nagar,
Dhule.
50. Dr. N.A. Ravandale,
Age: 33 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Sunish, 21, Anandnagar,
Deopur, Dhule.
51. Dr. Supriya Patil
Age: 33 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 14, Sambhajinagar,
Deopur, Dhule.
52. Dr. Sarang Anantrao Deshmukh,
Age: 31 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Flat No. 4, Heramb Apartment,
Vaibhav Nagar, Dhule.
53. Dr. Teli Shaikh Emaran,
Shaikh Ismail,
Age: 31 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Plot No. 6, Ayesha Nagar,
Caligate, Dhule.

54. Dr. Venkatesh Vishvambhar Khadke,
Age: 40 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Pratik Apartment,
Ashok Nagar, Dhule.
55. Dr. Bashir Karim Chan,
Age: 31 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Shri. Izazoddin G. Shaikh,
Plot No. 56, Ashiyana Society,
Dhule.
56. Dr. Gajanan Bhanudas Padmawar,
Age: 29 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Sidharth Agarwal Plot No. 23,
Bhaiji Niwas, Dairy Road,
Dhule.
57. Dr. Vishal Ramesh Jaswja,
Age: 30 Years,
Occupation: Assistant Processor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. C/o. Sidharth Agarwal,
Plot No. 23, Bhaijinagar Dairy
Road, Dhule.
58. Dr. Arun Wamanrao Patil,
Age: 58 Years,
Occupation: Professor
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Madhurani Flat No. 1,
Samart Nagar, Dhule.

59. Dr. Rajiv Chudamanrao Parate,
Age: 60 Years,
Occupation: Associate Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. C/o. Shri. Rajesh Bagul,
Samart Nagar, Dhule.
60. Dr. Girish Vithal Thakare,
Age: 49 Years,
Occupation: Associate Professor
Shri Bhausahab Hire,
Government Medical College, Dhule
R/o. 19, Bhagirathi Balappa Coloney,
Near LIC Coloney, Dhule.
61. Dr. Amol Rangrao Patil,
Age: 32 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College Dhule,
R/o. 95, Vinod Nagar, Dhule.
62. Dr. Rajput Chetansingh Dhansing
Age: 31 Years,
Occupation: Assistant Professor,
Shri Bhausahab Hire,
Government Medical College, Dhule
R/o. 4, Kanad Appartment,
Near Tulsiram Nagar Stop,
Deopur, Dhule.
63. Dr. Prashant Jijabrao Patil,
Age: 35 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Plot No. 2, Samata Nagar,
Near Bhaji Chowk, Govt. Diary
Road, Dhule.

64. Dr. Amita Rajesh Ranade,
Age: 38 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. 87, Arpan Vaibhav Nagar,
Dhule.
65. Dr. Ashivini Vijaykumar Takalkar,
Age: 34 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. C/o. Dr. P.S. Bhandari
Plot No. 7, Aashish Gopal Nagar,
Dhule.
66. Dr. Sagar Madhukar Nerpagar
Age: 35 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. Plot No. 10, Gopal Nagar,
Behind Sales Tax Office,
Dhule.
67. Dr. Deepak Kishor Shejwal,
Age: 33 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. Suraj Coloney, Sakari Road,
Dhule.
68. Dr. Kavindra Kishanrao Bargaonkar
Age: 34 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. Kranti Kunj Sitaram Nagar,
Latur. - 413431.

69. Dr. Jadhav Benazeer Shobha Shriram
Age: 34 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule,
R/o. 73, Vithal Smruti Parimal Coloney,
Wadibhokar Road, Dhule.
70. Dr. Shivraj Nagnath Kanshikar
Age: 32 Years,
Occupation: Assistant Professor,
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. Staff Quarter No. 7, ACPM Medical
College, Sakri Road, Dhule.
71. Dr. Manjusha Punjaji Tambse,
Age: 30 Years,
Occupation: Assistant Professor
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. Plot No. 37, New Akshay Coloney
Walwadi Deopur, Dhule.
72. Dr. Maya Suresh Vasaikar,
Age: 47 Years,
Occupation: Assistant Professor
Shri. Bhausahab Hire,
Government Medical College, Dhule
R/o. 02, Jaihind Coloney,
Deopur, Dhule.
73. Dr. Sudhir Vithal Medhkar,
Age: 44 Years,
Occupation: Associate Professor,
Department of Skin V.D.,
S.B.H. Government Medical College and
Hospital, Dhule.
74. Dr. Sarika Prashant Patil,
Age: 34 Years,
Occupation: Assistant Professor,
Preventive and Docial Medicine,

R/o. 2, Samata Nagar, Bhaiji Nagar Chowk,
Govt. Milk Dairy Road, Dhule.

75. Dr. Jeevan Athmaram Pawar,
Age: 34 Years,
Occupation: Assistant Professor, Psychiatry
R/o. – 01, Chandrawal, Nakane Road, Dhule.
76. Dr. Madhuri Bafna,
Age: 36 Years,
Occupation: Assistant Profesor Surgery,
R/o. Shri. Bhausahab Hire Government Medical College,
Dhule.
77. Dr. Ghonsikar Shubha C.
Age: 46,
Occupation: Assistant Profesor Ophthalmology,
R/o. Shri. Bhausahab Hire Government
Medical College, Dhule.
78. Dr. Kapileshwar Chaudhari,
Age: 29,
Occupation: Assistant Professor,
Forensic Medicine,
R/o. Shri Bhausahab Hire Government
Medical College, Dhule.
79. Dr. Sayaji Bhamare,
Age: 37 Years,
Occupation: Assistant Professor Orthopedics
R/o. Shri. Bhausahab Hire Government
Medical College, Dhule.
80. Dr. Ramkrushna L. Kamble,
Age: 50 Years,
Occupation: Associate Professor,
R/o. Shri. Bhausahab Hire Government,
Medical College, Dhule.

... **APPLICANTS**

V E R S U S

1. The State of Maharashtra,
Through the Secretary,
Department of Medical Education & Drugs
Department,
Mantralaya, Mumbai.

2. The Director of Medical Education,
Government Dental College and Hospital Building,
St. George's Hospital Compound,
Mumbai – 400 001.
Through
The Director.

3. Shri. Bhausahab Hire Government Medical College,
Dhule,
Through
The Dean.

RESPONDENTS

APPEARANCE : Shri Milind Patil, learned Advocate
for the Applicants in both these O.As.

: Shri S.K. Shirse –learned Presenting
Officer for the respondents in both
these O.As.

**CORAM : HON'BLE SHRI RAJIV AGARWAL,
VICE CHAIRMAN (A).**

AND

**: HON'BLE SHRI B.P. PATIL,
MEMBER (J)**

DATE : 17TH FEBRUARY, 2017.

COMMON ORDER**[Per : Hon'ble Shri Rajiv Agarwal, Vice Chairman (A)]**

1. Heard learned Advocate Shri Milind Patil for the Applicants in both these cases and Shri S.K. Shirase, learned Presenting Officer (P.O.) for the respondents in both these cases.
2. These Original Applications were heard together and are being disposed of by a common order, as the issues to be decided are identical.
3. The Applicants in these Original Applications are teachers (Assistant, Associate or full Professors) in Government Medical Colleges. They are challenging the ceiling of the Non-Practicing Allowance (N.P.A.), which was kept at Rs. 44250/- till they were paid salary in the Fifth Commission and the ceiling on pay + NPA in the 6th Pay Commission.
4. Learned Advocate for the Applicants argued that the Applicants are doctors in Government Medical Aurvedic

Colleges in Maharashtra. They are by compulsion, required to accept non-practicing allowance forgoing option to engage on private medical practice. This Non-Practicing Allowance (N.P.A.) is part of pay and service conditions and the State Government is precluded from taking away or decreasing its proportion to the basic pay to the disadvantage of the Medical Teachers. Learned Advocate for the Applicants argued that the Rule 15 of the Maharashtra Civil Services (Pay) Rules, states that holder of a post, the pay of which is changed, shall be treated as if he were transferred to a new post. Therefore, restricting the N.P.A. is not permissible.

5. Learned Advocate for the Applicants argued that the payment of N.P.A. is a long standing policy and has become part of service conditions of the Medical Teachers. After 4th Pay Commission, Government of Maharashtra applied revised pay scales to Medical Teachers by G.R. dated 27.3.1989. By G.R. dated 19.10.1989, it was decided to count N.P.A. for the purpose of 'pensionable pay'. The quantum of N.P.A. has been revised from time to time and for teachers in rural areas by G.R. dated 22.2.2007, it is at

the rate of 50% of basic pay in Nanded, Dhule, Yevatmal and Ambajogai, Medical Colleges. By G.R. dated 18.3.2000, N.P.A. was revised for teachers in Ayurvedic Colleges, and it was fixed at 25% of the basic pay. The Medical teachers were given facility to do private practice by G.R. dated 27.3.2008, which was withdrawn by G.R. dated 18.8.2010. Learned Advocate for the Applicant contended that Central Government counts N.P.A. for calculating T.A. / D.A. etc. as can be seen in Office Memorandum of Ministry of Health, Government of India dated 29.9.2008. Government of Maharashtra, by Government Resolution dated 10.11.2009, implemented Pay Scales recommended by the University Grants Commission (U.G.C.) in Maharashtra Medical Dental and Ayurvedic Colleges. The State Government issued Government Resolution dated 24.7.2012, by which maximum limit for the pay plus grade pay plus N.P.A. has been fixed at Rs. 85,000/-. This is not permissible. Learned Advocate for the Applicants argued that if there is any contract between employee and employer, it is superior to service conditions. He claimed that N.P.A. is a contract

between State Government and Doctors. He cited various judgments in support of his claim that the Government has no authority to limit payment of N.P.A.

6. We find that the issues raised in these Original Applications are identical with those raised in O.A. Nos. 753/2012, 754/2012 and 808/2012, which were dismissed by judgment of this Tribunal dated 15.2.2017. This Tribunal has summarized the recommendations of the 5th Central Pay Commission as follows :

“ From this it is clear that 5th Pay Commission recommended that Pay plus N.P.A. should not exceed Rs. 29,500/- i.e. it should remain below the pay of the Cabinet Secretary in Government of India, who is the highest ranking Civil servant in Government of India. It is also recommended that N.P.A. be continued to be counted towards all service and pensionary benefits as at present. ”

7. This Tribunal has further held as follows:-

“Hon’ble Supreme Court has upheld Office Memorandum dated 7.4.1998, which was issued

by the Government of India for implementing recommendations of 5th Pay Commission, and which restricted pay + N.P.A. to Rs. 29,500/- (less than the Basic Pay of the Cabinet Secretary) in the case of K.C. Bajaj (Supra). In fact, other Office Memorandum dated 7.6.1999 was held to be invalid as that was not in consonance with Office Memorandum dated 7.4.1998. State Government is not bound to accept the recommendation of the Central Pay Commission in *toto*. After 6th Pay Commission, Government of India decided by Office Memorandum dated 30.08.2008 (referred to in G.R. dated 24.07.2012) to grant N.P.A. @ 35% of Pay plus Grade Pay subject to limit of Rs. 8500/- p.m. The Government of Maharashtra was well within its power to apply it from 1.7.2012. Before that date, the old rate as per G.R. dated 18.8.2010 would be applicable. We reject the contention of the Applicants that G.R. dated 29.7.2012 is in conflict with G.R. dated 10.11.2009. We are unable to accept the demand of the Applicants to apply N.P.A. @ 35% from 1.1.2006. In short, we do not find any merit in those O.As.”

8. Having regard to the aforesaid facts and circumstances of the case, both the O.As. are dismissed with no order as to costs.

MEMBER (J)

VICE CHAIRMAN (A)

O.A.NO.296-2012 & 312-2012 RA 2017