

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

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

**Before: - THE HON'BLE SHRI. V.D. DONGRE, MEMBER (J)**

**And**

**THE HON'BLE SHRI. BIJAY KUMAR, MEMBER (A)**

**Date: -28/04/2023**

Sr. No	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Due Admission Matters</b>						
22	CP53/19 In OA207/18 With	J'gaon	Adv.J.S. Deshmukh (Dr.Vinay P Sonavne)	Contempt Petition	For Hearing Reply Filed by R-3	4.7.2023
23	CP54/19 In OA338/17 With	Latur	Adv.J.S. Deshmukh (Dr.Govind K Reddy) <b><u>Adv.P.R. Tandale for R.No.5</u></b>	Contempt Petition	For Hearing Reply Filed by R-3 & R-5	
24	CP56/19 In OA421/17 With	Nanded	Adv.J.S. Deshmukh (Dr.Shyamrao L Sawant)	Contempt Petition	For Hearing	
25	CP57/19 In OA335/17 With	Nanded	Adv.J.S. Deshmukh (Dr.Ganpati N Wadekar)	Contempt Petition	For Hearing	
26	CP58/19 In OA23/18 With	Nanded	Adv.J.S. Deshmukh (Dr.Archana C Pergulwar)	Contempt Petition	For Hearing	
27	CP59/19 In OA423/17 with	Nanded	Adv.J.S. Deshmukh (Dr.Pandurang G Pawde)	Contempt Petition	For Hearing	
28	CP60/19 In OA422/17	Hingoli	Adv.J.S. Deshmukh (Dr.Sheshrao M Narwade)	Contempt Petition	For Hearing	

29	CP01/20 In OA824/16	Latur	Adv.Shamsunder B Patil (Dr. Asha A Kadam)	Contempt Petition	For Hearing	4.7.2023
31	OA392/18	N'bar	Adv.Sachin G Joshi (Chandrakant R Kapse) <b><u>Adv.Uttam S Dambale</u></b> <b><u>for R.Nos.5 to 7 &amp; 9</u></b>	Promotion/ Seniority	For Hearing Reply Filed by R-1 & R-2	3.7.2023
32	OA115/19	A'bad	Adv.Satish P Dhobale (Santosh B Jadhav & Ors.)	Seniority	For Hearing	4.7.2023
33	OA336/19	Beed	Adv.Ashok R Tapse (Anil S Navale)	Termination	For Hearing Reply Filed by R-4	4.7.2023
34	OA409/19	A'nagar	Adv.Sandeep B Gorde (Hanumantrao B Bhongale)	Departmental Enquiry	For Admission Reply Filed by R-2	5.7.2023
35	OA956/19	J'gaon	Adv.C.V. Dharurkar/ Adv.A.S. Mirajgaonkar (Rajendra M Chaduhari)	Removal From Service	For Hearing Reply Filed by R-2 & R-3	5.7.2023
36	OA62/20	Beed	Adv.S.K. Naikwade/ Adv.K.G. Salunke (Dr.Maheshkumar L Mane)	Selection/ Appointment	For Hearing Reply Filed by R-2	5.7.2023
37	OA354/20	Latur	Adv.Avinash S Deshmukh (Suresh L Kamthane) <b><u>Adv.V.B. Wagh for</u></b> <b><u>R.Nos.4, 6 &amp; 7</u></b>	Challenging G.R./ Seniority	For Hearing Reply Filed by R-1 to R-3 & Reply Filed by R-4, R-6 to R-7	3.7.2023
38	OA373/20	O'bad	Adv.V.B. Wagh (Rohan S Jadhav)	Appointment	For Hearing	3.7.2023

39	OA275/21 with	Jalna	Adv.D.B. Bhange (Parmeshwar P Pawar)	Selection/ Appointment	For Hearing Reply Filed by R-2	30.6.2023
40	OA276/21	A'nagar	Adv.D.B. Bhange (Akshay V Thorat)	Selection/ Appointment	For Hearing Reply Filed by R-2	30.6.2023
41	OA497/21	A'nagar	Adv.V.B. Wagh (Nitin S Shelar)	Preliminary Enquiry	Reply Filed by R-1	30.6.2023
42	OA587/21	A'nagar	Adv.A.B. Rajkar (Prمود G Narsude)	Seniority	For Admission Reply Filed by R-1 & R-2	3.7.2023
43	OA566/21	A'nagar	Adv.S.S. Tandale (Manisha H Sonar)	Departmental Enquiry	For Hearing Reply Filed by R-1 to R-3	3.7.2023
44	OA760/21	O'bad	Adv.Shamsundar B Patil (Malikarjun D Deshmane)	Major Punishment	For Hearing Reply Filed by R-2 & R-3	13.6.2023
45	OA28/22	A'nagar	Adv.S.S. Jadhvar (Girish A Bibave & Ors.)	Seniority/ Promotion	For Hearing Reply Filed by R-1 to R-3	14.6.2023
46	OA62/22	Beed	Adv.Avinash S Khedkar (Sanjay N Hange)	Show Cause Notices/ Departmental Enquiry	For Hearing Reply Filed by R-1 to R-4	4.7.2023
47	OA80/22	A'bad	Adv.C.V. Dharurkar (Nilesh S Arke) <b><u>Adv.A.S. Kakade for R.No.4</u></b>	Appointment	For Admission	19.7.2023
48	OA90/22	Nanded	Adv.Sudhir K Chavan (Dr. Pravin K Munde)	Qualification/ Eligibility	For Hearing Reply Filed by R-2	6.7.2023
49	OA204/22	Nanded	Adv.S.B. Kakde (Ganesh S Bangale)	Termination/ Direction	For Admission Reply Filed by R-1 to R-3	6.7.2023

50	OAS376/22	P'bhani	Adv.O.Y. Kashid (Abhilash V Gore)	Departmental Enquiry	<b>With Office Objection</b> For Admission Reply Filed by R-3	12.6.2023
51	OA464/22 with	Nanded	Adv.S.A. Deshmukh (Sanjay V Birkhade) <b><u>Adv.Sudhir K Chavan</u></b> <b><u>for R.No.4</u></b>	Reversion	For Hearing	30.6.2023
52	OA465/22 with	Nanded	Adv.S.A. Deshmukh (Shaikh Moin Shaikh Suleman)	Reversion	For Hearing	
53	OA466/22	Nanded	Adv.S.A. Deshmukh (Sudarshan N Burkule)	Reversion	For Hearing	
54	OA467/22	Nanded	Adv.S.A. Deshmukh (Pralhad V Burkule)	Reversion	For Hearing	
55	OA456/22	Latur	Adv.Talekar & Associates (Narsappa S Birajdar)	Dismissal	For Hearing Reply Filed by R-1 to R-4	
56	OA581/22	Beed	Adv.Avinash V Choudhari (Vijay B Deshmukh)	Promotion	For Hearing Reply Filed by R-1 to R-3	6.7.2023
57	OA820/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V.T. Patil (Navnath U Jadhav)	Major Punishment	For Admission Reply Filed by R-4	23.6.2023
58	OA1015/22	Jalna	Adv.O.Y. Kashid (Vilas D Jagtap)	Preliminary Enquiry/ Departmental Enquiry	For Admission Reply Filed by R-1 to R-6	23.6.2023

<b>Final Hearing Matters</b>						
<b>59</b>	OA117/17	Jalna	Adv.S.D. Dhongde (Changdev N Dhawale)	Promotion	Reply Filed by R-2	5.7.2023
<b>60</b>	OA141/18	A'bad	Adv.V.B. Wagh (Nanda P Bankar) <b><u>Adv.Avinash S Deshmukh for R.No.2</u></b>	Promotion/ Seniority List	Reply Filed by R-1 & R-2	3.7.2023
<b>61</b>	OA666/18	Jalna	Adv.Vivek Pingle (Laxmi S Gadge)	Promotion	Reply Filed by R-1 & R-2	5.7.2023
<b>62</b>	OA792/18	A'bad	Adv.J.M. Wagh Patil (Keshav R Bankar)	Seniority/ Direction	Reply Filed by R-4	4.7.2023
<b>63</b>	OA847/18	Nanded	Adv.Talekar & Associates (Ananda N Kolewad) <b><u>Adv.M.R. Wagh for R.No.4</u></b>	Selection/ Appointment	Reply Filed by R-2	5.7.2023
<b>64</b>	OAA385/19	Dhule	Adv.P.B. Rakhunde (Suresh U Nande)	Removal From Service	Reply Filed by R-2 & R-3	10.7.2023
<b>65</b>	MA498/19 In OAST1959/19	P'bhani	Adv.Vivek G Pingle/ Adv.R.L. Chintalwar (Ramrao D Rathod)	M.A. For Condonation of Delay	Reply Filed by R-1 to R-4	4.7.2023
<b>66</b>	OA272/20 With	Nashik	Adv.Vivek G Pingle (Umesh L Dargode)	Appointment	Reply Filed by R-1 & R-2	
<b>67</b>	OA273/20 With	Nashik	Adv.Vivek G Pingle (Kunal D Vadnere)	Appointment	Reply Filed by R-1 & R-2	

<b>68</b>	OA274/20 With	Wardha	Adv.Vivek G Pingle (Rushabh D Gadkari)	Appointment	Reply Filed by R-1 & R-2	
<b>69</b>	OA275/20 With	O'bad	Adv.Vivek G. Pingle (Ganesh R Panchal)	Appointment	Reply Filed by R-1 & R-2	
<b>70</b>	OA276/20 With	Nashik	Adv.Vivek G Pingle (Monika B Khode)	Appointment	Reply Filed by R-1 & R-2	
<b>71</b>	OA277/20 With	Jalgaon	Adv.Vivek G Pingle (Dimpal I Patil)	Appointment	Reply Filed by R-1 & R-2	
<b>72</b>	OA278/20 With	Solapur	Adv.Vivek G Pingle (Sambhaji H Shinde)	Appointment	Reply Filed by R-1 & R-2	
<b>73</b>	OA279/20 With	Sangali	Adv.Vivek G Pingle (Vinayak V Satale)	Appointment	Reply Filed by R-1 & R-2	
<b>74</b>	OA280/20 With	Satara	Adv.Vivek G Pingle (Ravina A Patil)	Appointment	Reply Filed by R-1 & R-2	
<b>75</b>	OA281/21 With	Satar	Adv.Vivek G Pingle (Sumesh B Madane)	Appointment	Reply Filed by R-1 & R-2	
<b>76</b>	OA282/20 With	Jalgaon	Adv.Vivek G Pingle (Ankita P Nannaware)	Appointment	Reply Filed by R-1 & R-2	
<b>77</b>	OA283/20	Nagpur	Adv.Vivek G Pingle (Divya R Wankhede)	Appointment	Reply Filed by R-1 & R-2	
<b>78</b>	OA435/20	P'bhani	Adv.Vivek G Pingle (Ratikant R Sonwane)	Termination	Reply Filed by R-1 to R-3	3.7.2023

79	OA706/21 with	Dhule	Adv.Talekar & Associates (Devendra B Bacchav) <b><u>Adv.H.D. Gaikwad for R.No.4</u></b>	Appointment	For Hearing Reply Filed by R-1 to R-3	5.7.2023
80	OA707/21 with	Dhule	Adv.Talekar & Associates (Chetan P Kulkarni) <b><u>Adv.H.D. Gaikwad for R.No.3</u></b>	Appointment	For Hearing Reply Filed by R-1 to R-3	
81	OA708/21 with	Dhule	Adv.Talekar & Associates (Rahul D Patil) <b><u>Adv.H.D. Gaikwad for R.No.4</u></b>	Appointment	For Hearing Reply Filed by R-1 to R-3	
82	OA709/21	Dhule	Adv.Talekar & Associates (Manoj D Bagul) <b><u>Adv.H.D. Gaikwad for R.No.4</u></b>	Appointment	For Hearing Reply Filed by R-1 to R-3	
83	OA785/22	A'nagar	Adv.Ajay T Kanawade (Bhaurao M Ghane)	Termination	Reply Filed by R-3 to R-5	

**Date: -28/04/2023**

**DB. For Reply Board**

Sr. No	Case No.	Distri ct	Advocate's & Applicant's Name	Subject	Remarks	Next date
<b>Due Admission Matters</b>						
1	TA1/19 WP11496/19 Caveat No66/19 with Caveat Nos68 & 69/19	A'bad	Adv.S.S.Thombre (Sonali S.Varwade & Ors.) <b><u>Adv.AS.Deshmukh for Caveator None Present For Caveator Adv SB.Talekar R.No.19</u></b>	Direction	For Filing Affidavit in Rejoinder	3.7.2023

2	OA894/19	A'bad	Adv.Gaurav L Deshpande (Suman B Wavdhane)	Direction/ To Decide Representation/ Roaster Point	For Reply	3.7.2023
3	OA1036/19	N'bar	Adv.Talekar & Associates (Dr.Naresh S Shinde) <b><u>Adv.Rakesh Jain for R.No.4</u></b>	Reinstate in Service/ Regularisation	Final Chance For Filing Affidavit in Reply R-1 to R- 3	4.7.2023
4	OA1085/19	Nanded	Adv.A.S. Deshpande (Bhaskar M Taske)	Termination	For Filing Affidavit in Rejoinder to the Reply Filed By R-2	4.7.2023
5	OA540/20	A'bad	Adv.Preeti R Wankhade (Shaikh Akbar Shaikh Rasul)	Deemed date of Appointment	One More Last Chance For Filing Affidavit in Rejoinder	9.6.2023
6	OA161/21	Jalna A'bad	Adv.S.S. Jadhavar (Vikas B Rathod)	Departmental Enquiry	For Filing Affidavit in Rejoinder	14.6.2023
7	OA827/21	J'gaon	Adv.Harshal P Randhir (Sanjaykumar U More)	Promotion	As a One More Last Chance For Filing Affidavit in Rejoinder	9.6.2023
8	OA362/22	Beed	Adv.V.B. Wagh (Dr.Ashok S Gawali)	Departmental Enquiry	As a Last Chance For Filing Affidavit in Rejoinder	9.6.2023
9	OA768/22	Hingoli	Adv.Omprakash Y Kashid/ Adv.V.T. Patil (Satish D Narwade)	Removal From Service	For Filing Affidavit in Reply	5.7.2023
10	OA835/22	J'gaon	Adv.S.R. Patil (Suklal B Pawar)	Benefit of Permanancy	For Filing Affidavit in Rejoinder	5.7.2023
11	OA1085/22	A'bad	Adv.D.R. Jethliya (Santosh B Ugale) <b><u>Adv V B Wagh For R-3</u></b>	Promotion	For Filing Affidavit in Reply	26.6.2023



12	OA193/23	Jalna	Adv.S.S. Jadhavar (Vinayak U Banchod)	Direction/ Seniority List	For Reply	14.6.2023
13	OA229/23	Beed	Adv Omprakash Y Kashid/ Adv V T Patil (Rajendra P Sanap)	Denial of Departmental Enquiry Report	For Reply	3.7.2023
<b>Order Matters</b>						
14	MA518/22 In OA884/22	Latur	Adv. M.B. Kolpe In <b>MA518/22</b> (The Maharashtra Public Service Commission, through its Secretary) Adv.S.S. Panale/Adv.S.S. <b>Dambe in OA884/22</b> (Dr. Piyusha U Naragude & Ors.)	M.A. For Modifying the Order dtd.03.10.202 2 in OAS1691/22	For Filing Affidavit in Rejoinder	3.7.2023
15	MA56/23 In MA540/22 In OAS1691/22	A'bad	Adv.A.B. Girase (Sanjay A Gholave & Ors.)	M.A. For Condonation of Delay	For Reply	3.7.2023

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

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

**Before: - THE HON'BLE JUSTICE SHRI P.R. BORA, VICE CHAIRMAN**

**Date: -28/04/2023**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Regular Admission Matters</b>						
<b>Order Matters</b>						
1	MA362/19 In OAS1539/19	Dhule	Adv.Harish S Bali (Prakash W Bhambre)	M.A. For Condonation of Delay	For Hearing Reply Filed by R-1 to R- 3	27.06.2023

2	MA129/23 In OA534/21	Dhule	Adv.S.D. Dhongde (Shaikh Mohamed Shoeb Sarfaraz)	M.A. For I.R.		09.06.2023
3	MA202/23 In OA155/23	P'bhani	Adv.Kakasaheb B Jadhav (Avinash V Raut)	M.A. For I.R.		07.06.2023
<b>Due Admission Matters</b>						
4	OA1061/19	Nanded	Adv.Shamsunder B Partil (Kerba N Jetewad)	Direction/ Pension/ Retirement U/R 2G, 27(4), 130 of MCS(Pension) Rules 1982	Reply Filed by R-4 & R-5	12.07.2023
5	OA571/20	Jalna	Adv.Avinash S Deshmukh (Madhukar R Mapari)	Unauthorised Absence/ Pension	For Hearing Reply Filed by R-1 to R-4	05.06.2023
6	OA119/21	A'nagar	Adv.Ajit Manohar Gholap (Sudhakar B Aandhale)	Time Bound Promotion/ ACPS/ Benefits of G.R.	Reply filed by R-1 to R-5	14.07.2023
7	OA369/21	O'bad	Adv.Sushant B Choudhari (Naushadbee Ibrahim Shaikh)	Compassionate Appointment	Reply Filed by R-1 to R-5	09.06.2023
8	OA574/21	P'bhani	Adv.Vivek G Pingle (Latabai B Savant)	Revision of Pay Fixation/ Benefit of Time Bound Promotion & ACPS	Reply Filed by R-2 to R-5	26.06.2023
9	OA711/21	Beed	Adv.Rahul M Jade (Lalita Late Bhagwan Gaikwad)	Recovery	For Hearing Reply Filed by R-1 to R-4	14.07.2023
10	OA730/21	Beed	Adv.Kakasaheb B Jadhav (Imronoddin E Shaikh & Ors.)	Recovery/ Refund of Recovered Amount	For Hearing Reply Filed by R-1 to R- 3	28.06.2023

11	OA783/21	A'nagar	Adv.A.S. Khedkar (Gulab Sitaram Jondhale) <b><u>Adv.Shamsunder B Patil for R.Nos.3 &amp; 4</u></b>	Benefit of TBPS/ ACPS	For Hearing Reply Filed by R-1, R-3 & R-4	05.06.2023
12	OA36/22	P'bhani	Adv.V.G. Pingle (Balasaheb N Patharkar) <b><u>Adv.G.N. Patil for R.No.4</u></b>	Benefit of T.B.P.	For Hearing Reply Filed by R-1 to R-3	26.06.2023
13	OA54/22	Beed A'bad	Adv.V.G. Pingle (Bhagwat S Mane & Ors.)	Departmental Exam/ Benefits of T.B.P.S./ A.C.P.S.	For Hearing Reply Filed by R-1 & R-2	26.06.2023
14	OA307/22	Beed	Adv.Kakasaheb B Jadhav (Chandrabhan V Veer)	Medical Reimbursement	For Hearing Reply Filed by R-1, R-2 & R-5	04.07.2023
15	OA486/22	J'gaon	Adv.A.M. Hajare (Mukesh H Mahajan)	Reinstatement	For Hearing Reply Filed by R-1 to R-4	04.07.2023
16	OA624/22	A'nagar	Adv.V.B. Wagh (Dhananjay T Mahajan)	Transfer	For Hearing Reply Filed by R-1 & R-2	Dismissed
17	OA625/22	A'nagar	Adv.V.B. Wagh (Anil N Lokhande)	Transfer	For Hearing Reply Filed by R-1 & R-2	Dismissed
18	OA626/22	O'bad	Adv.M.B. Kolpe/ Adv.S.B. Choudhari (Darshan D Kale)	Compassionate Appointment	For Hearing Reply Filed by R-3	09.06.2023
19	OA797/22	A'nagar	Adv.V.B. Wagh (Amol S Ajabe)	Posting	For Hearing Reply Filed by R-1 to R-3	04.05.2023

20	OA1000/22	Dhule	Adv.Amol S Sawant (Dilip R Gavit & Ors.)	Repatriation	Reply Filed by R-3 & R-4	16.06.2023
21	OA41/23	Nanded	Adv.Kakasaheb B Jadhav (Babu B Tukadekar & Ors.)	Increment	For Hearing	Allowed
<b>Final Hearing Matters</b>						
22	OA532/07	Nanded	Adv.A.N. Ansari (Amir Khan Ibrahim Khan)	Recovery	Reply Filed by R-2 & R-3	24.07.2023
23	OA387/16	Latur	Adv.Vinaya Muley Dharurkar (Dr. Nomani Muhammed Mufti Tahair)	Time Bound Promotion/ ACPS/ Continue Service of Technical Break	Reply Filed by R-1 & R-2	24.07.2023
24	OA116/17	P'bhani	Adv.Vijay V Deshmukh (Dr.Dhanraj W Kendre)	Deemed date of Promotion	Reply filed by R-1 & R-4	24.07.2023
25	OA832/17	A'nagar	Adv.R.P. Bhumkar (Ramkrishna K Mhaske & Ors.)	Time Bound Promotion/ ACPS/ Benefit of G.R./	Reply Filed by R-1 to R-3	06.07.2023
26	OA652/18	A'bad	Adv.D.K. Dagadkhair (Indira A Maind & Ors.)	Arrears of Wages	Reply Filed by R-2 & R-3	20.07.2023
27	OA894/18	A'bad	Adv.R.P. Bhumkar (Shivaji B Satote) <b><u>Adv.S.B. Mene for R.Nos.3 &amp; 4</u></b>	Refund the Amount	Reply Filed by R-3 & R-4	06.07.2023

28	OA139/19 With	N'bar	Adv.A.D. Sugdare (Madhukar R Dusane) <b><u>Adv.Sunita D Shelke</u></b> <b><u>for R.Nos.2 &amp; 3</u></b>	Deemed Date of Promotion	Reply Filed by R-1 to R-3	26.06.2023
29	OA946/18	J'gaon	Adv.A.D. Sugdare (Kailas D Patil) <b><u>Adv.Sunita D Shelke</u></b> <b><u>for R.No.3</u></b>	Deemed Date of Promotion	Reply Filed by R-1 to R-3	26.06.2023
30	OA297/19	Nanded	Adv.Deepak S Manorkar (Balaji M Shinde & Ors.) <b><u>Adv.S.B. Mene for</u></b> <b><u>R.Nos.2 &amp; 3</u></b>	Time Bound Promotion/ ACPS/ Higher Pay Scale/ Benefit as per G.R.	Reply Filed by R-1 to R-3	14.07.2023
31	OA1049/19	Nanded	Adv.Anand D Kawre (Pralhad L Bhalerao) <b><u>Adv.S.D. Dhongde for</u></b> <b><u>R.Nos.4 &amp; 5</u></b>	Advance Increments	Reply Filed by R-2 to R-6	15.06.2023
32	OA87/20	P'bhani	Adv.Preeti R Wankhade (Rajendra B Kamble)	Minor Punishment/ Suspension Period	Reply Filed by R-1 to R-3	03.07.2023
33	OA160/20	A'nagar	Adv.Party In Person (Shrirang P Jarhad) <b><u>Adv.S.B. Mene for</u></b> <b><u>R.No.4</u></b>	Regixation of Pension	Reply Filed by R-1, R-3 & R-4	06.07.2023
34	OA509/20	Beed	Adv.C.V. Dharurkar/ Adv.A.S. Mirajgaonkar (Dr.Nomani Muhammed Mufti Tahir)	Study Leave		06.07.2023
35	OA172/21	A'nagar	Adv.V.B. Wagh (Baliram S Pandule)	Show cause Notice	Reply Filed by Respondent	20.07.2023
36	OA374/21	Nanded	Adv.Avinash S Deshmukh (Pradeep K Puri)	Posting	<b>For Further Consideration Reply Filed by R-1 &amp; R-2</b>	03.05.2023

37	OA732/21	Jalna	Adv.Kakasaheb B Jadhav (Dashrath D Jadhav)	Recovery/ Refund of Amount	Reply Filed by R-1 to R-3	28.06.2023
38	OA750/21	A'nagar	Adv.A.J. Patil/ Adv.Kakasaheb B Jadhav (Subhash B Choudhary)	Pension & Pensionary Benefits	Reply Filed by R-1 & R-2	28.06.2023

**Date: -28/04/2023**

**S.B. For Reply Board**

Sr. No.	Case No.	District	Advocate's & Applicant's Name	Subject	Remarks	
<b>Due Admission Matters</b>						
1	OA567/17	Jalgon	Adv Vinod P Patil (Bebabai P Koli (Sapkale)	Family Pension	One More Last Chance For Filing Affidavit in Reply <b>Ref Order</b> <b>Dtd. 9.11.22</b>	30.06.2023
2	OA346/20	Nanded	Adv P B Rakhunde (Babu R Adbalwar)	Pension & Pensionary Benefits	For Filing Affidavit in Rejoinder	06.07.2023
3	OA509/21	A'bad	Adv A B Girase (Dr. Ramling C Mahajan & Ors.)	Benefits of G.R	For Filing Affidavit in Reply <b>Ref Order</b> <b>Dtd.</b> <b>13.01.2023</b>	30.06.2023
4	OA595/21	A'bad	Adv Ajay S Deshpande (Indirakant N Bhalerao)	Continuation of Service/ Benefit of Time Bound Promotion	For Filing Affidavit in Rejoinder	05.06.2023

5	OA725/21	Pbn	Adv S B Ghatol Patil (Bhagwat R.Borchate)	Police Patil	Await Service For R- 5 to R-7	30.06.2023
6	OA89/22	A'nagar	Adv A M Hajare (Bhaskar V Shinde)	Pension & Pensionary Benefits	For Filing Affidavit in Rejoinder	04.07.2023
7	OA266/22	Nanded	Adv H I Pathan (Sharda D Upewad)	Benefits of Old Pension Scheme	Await Service	04.07.2023
8	OA595/22	N'bar	Adv S D Joshi <b><u>Leave Note Filed by Adv S D Joshi on 24.04.2023 to 03.05.2023</u></b> (Dr.Dinesh S Ravtale)	Joining/ Salary & Allowances	For Filing Affidavit in Reply	06.07.2023
9	OA615/22	Jalna	Adv S B Solanke (Kiran A Jadhav)	Study Leave	For Filing Affidavit in Reply	10.07.2023
10	OA717/22	A'bad	Adv Prashant Deshmukh (Vilas S Jadhav)	Pension & Gratuity	For Filing Affidavit in Rejoinder	10.07.2023
11	OA862/22	Beed	Adv.Nitin B Patil/ Adv.Avinash Khedkar (Shankar S Patange)	Suspension/ Subsistence Allowance/ Reinstatement	For Filing Affidavit in Reply	10.07.2023
12	OA871/22	P'bhani	Adv.N.R. Pawade (Santosh A Jadhav)	Leave	For Filing Affidavit in Reply	10.07.2023
13	OA973/22	Nanded	Adv K B Jadhav (Abhijeet G Kamble) <b><u>Adv S B Mene for R No-2 &amp; R- 3</u></b>	Compassionate Appointment	For Filing Affidavit in Reply	09.06.2023

14	OA1020/22	A'nagar	Adv Rahul O Awasarmol (Ramesh S Surung) <b><u>Adv Sudhir K Chavan</u></b> <b><u>For R-2</u></b>	Suspension/ Re-instatement	For Reply	23.06.2023
15	OA1032/22	Jalgaon	Adv A M Hajare (Bismilla D Tadvi)	Pensionary Benefits	For Reply	04.07.2023
16	OA1048/22	Dhule	Adv Talekar & Associates (Ajaykumar B Chavan)	Transfer	For Reply	10.07.2023
17	OA1134/22	Beed	Adv.A.B. Kharosekar/ Adv.V.B. Wagh (Ramesh L Naik)	Pension	Await Service R-3	19.07.2023
18	OA1140/22	O'bad	Adv A S Shelke (Rameshwar A Harbhare)	Subsistance Allowance/ Pay Fixation/ Salary	For Reply	04.07.2023
19	OA1148/22	A'bad	Adv Ravi R Bangar (Asef Aslam Shaikh) <b><u>Adv S D Dhongde for R.Nos.2 &amp; 3</u></b>	Compassionate Appointment	For Reply	04.07.2023
20	OA67/23	Dhule	Adv V B Wagh (Nilesh C Nemane)	Suspension	Await Service	19.07.2023
21	OA97/23	Latur	Adv Vivek G Pingle (kailash V Udate)	Benefits of T.B.P	For Filing Affidavit in Reply	28.06.2023
22	OA163/23	Nanded	Adv V B Wagh (Shantaram M Shinde)	Suspension/ Revocation of Suspension	For Reply	26.06.2023
23	OA262/23	Jalgaon	Adv P R Bharaswadkar (Bharat A Gaikwad)	Posting/ Repatriation	Await Service	30.06.2023



24	OA264/23	Jalgaon	Adv J S Deshmukh (Dr. Vaishali A Phegade)	Cononation of Technical Break/ Annual Increments	Await Service	11.07.2023
25	OA265/23	Beed	Adv J S Deshmukh (Dr. Dipak S Raut)	Cononation of Technical Break/ Annual Increments	Await Service	11.07.2023
26	OA266/23	Jalgaon	Adv J S Deshmukh (Dr. Sudha R Choudhary)	Cononation of Technical Break/ Annual Increments	Await Service	11.07.2023
27	OA297/23	P'rbn	Adv Kiran G Salunke (Prashant B Kachhawa)	Directions	Await Service	12.07.2023
28	OA316/23	Dhule	Adv S D Joshi <b><u>Leave Note Filed by Adv S D Joshi on 24.04.2023 to 03.05.2023</u></b> (Abhijit V Dehpande)	Suspension	For Reply	03.05.2023
<b>Order Matters</b>						
29	MA308/18 In OAS1257/1 8	Nanded	Adv R D Khadap (Bapurao D Pattewale)	M.A For Delay Condonation	Await Service	03.07.2023
30	MA534/19 In OAS1204/1 9	Beed	Adv R P Bhumkar (Subhash B Selukar & Ors.)	M.A For Delay Condonation	For Filing Affidavit in Rejoinder	06.07.2023
31	MA353/21 In MASt1144/2 1 In OAS1145/2 1	Beed	Adv RP Bhumkar (Ramkrushna D Gore & Ors.) <b><u>Adv D T Dewane For R- 4</u></b>	M.A. For Condonation of Delay	For Filing Affidavit in Reply R-4 & For Filing Affidavit in Rejoinder <b>Ref Order Dtd: 01.02.2023</b>	06.07.2023

<b>32</b>	MA12/21 In OASt34/21	A'bad	Adv D A Mane (Gorakh Dhakane)	M.A. For Condonation of Delay	As a Last Chance For Filing Affidavit in Rejoinder	30.06.2023
<b>33</b>	MA124/22 In OASt260/22	A'nagar	Adv V B Wagh/ Adv S S Wagh (Dr. Radhakisan N Pokharkar & Ors.) <b><u>Adv M S Mahajan</u></b> <b><u>For R-3 &amp; R-4</u></b>	M.A. For Condonation of Delay	For Filing Affidavit in Reply R- 3 & R-4	19.07.2023
<b>34</b>	MA534/22 In OA1035/22	Dhule	Adv Vaishali Suryawanshi- Birajdar (Sunil M Saindane)	M.A. For Stay/I.R.	For Filing Affidavit in Reply	15.06.2023
<b>35</b>	MA392/22 In OASt78/22	A'nagar	Adv.V.M. Humbe (Ashru M Kaldate)	M.A. For Condonation of Delay	Await Service	17.07.2023

**C.P. St. No. 504/2023 in O.A. No. 57/2020**  
(Sayema Suleman Pathan & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri M.S. Taur, learned Advocate holding for Shri Pranil Sonawane, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicants, S.O. to 09.06.2023.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**M.A. No. 1/2021 in O.A. St. No. 1443/2020**  
(Smt. Ratnabai G. Gaikwad Vs. State of Maharashtra & Ors.)

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 10.07.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**ORIGINAL APPLICATION NO. 350 OF 2022**  
(Pralhad C. Shelke Vs. State of Maharashtra & Ors.)

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri K.G. Salunke, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The present matter has already been treated as part heard.
3. At the request of learned Presenting Officer, S.O. to 02.05.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 28 OF 2022**  
**(Girish A. Bibave & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. Hearing of the present O.A. is expedited.
3. S.O. to 14.06.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 498/2019 in O.A. St. No. 1959/2019**  
**(Ramrao D. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, S.O. to 10.07.2023 for hearing in order matter category.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**ORIGINAL APPLICATION NO. 540 OF 2020**  
**(Shaikh Akbar Shaikh Rasul Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Ms. Preeti Wankhade, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. At the request of learned Advocate for the applicant, time is granted as a final chance for filing rejoinder affidavit.

3. S.O. to 09.06.2023.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 147 OF 2023**  
**(Ajit A. Giri Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Ms. R.V. Sundale, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. Issue notices to the respondents, returnable on 03.07.2023.

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

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

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

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

7. S.O. to 03.07.2023.

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

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 206/2023 in O.A. No. 211/2022**  
(Smita R. Achme Vs. State of Maharashtra & Ors.)

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri S.B. Patil, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities.

2. Hearing of the present matter is expedited.
3. The present M.A. be kept along with O.A.
3. S.O. to 12.06.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**C.P. No. 02/2021 in O.A. No. 984/2018**  
**(Jaiprakash Lalitdas Waghmare Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri A.D. Gadekar, learned Advocate holding for Smt. Anita Gadekar, learned Advocate for the applicant and Shri S.D. Dhongde, learned Advocate for the respondents.

2. The present Contempt Petition is filed alleging non-compliance of the order dated 12.02.2020 passed in O.A. 984/2018. The said order recorded in para No. 5 is as follows :-

*“5. In view of the submissions advanced by the learned Advocate for the applicant and leaved Advocate for respondent No. 6, the O.A. is disposed of with a direction to the respondent No. 6 to process the pension papers of the applicant in view of the orders dated 13.11.2018 and 28.03.2019 within a period of three months from the date of the order. The applicant shall cooperate the respondent No. 6 in processing pension papers.”*

3. Learned Advocate for the respondents submitted that during pendency of the present C.P., the respondents have processed the pension papers of the applicant in terms of order dated 12.02.2020 passed in O.A. No. 984/2018 and therefore, the order is complied with.

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C.P. 2/2021 in  
O.A. 984/2018

4. Learned Advocate for the applicant submitted that the proposal sent by the respondents in respect of the pension papers of the applicant, the A.G. office has sanctioned the pension proposal, but the objection is raised by the Treasury Office. It is required to be complied with by the respondents.

5. In view of above, when the pension papers are processed, the C.P. would not survive. Hence, the C.P. stands disposed of with no order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**MA 159/23 in MA St. 432/23 in OA St. 295/2023**  
**(Amol Z. Jadhav & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri S.V. Waghmare, learned Advocate for the applicants / intervenors in the present M.A. 159/23, Shri Mohammad Aseem, learned Advocate holding for Shri Sayyed Tauseef Yaseen, learned Advocate for the applicants in O.A. and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. By this M.A., the applicants / intervenors are seeking to intervene and seeking direction against the applicants in O.A. to join them as party respondents contending that their names appeared in the recommended list of MPSC and they are likely to be affected by outcome in O.A. in favour of the applicants.

3. Learned Advocate for the applicants in O.A. has no objection for allowing this intervention application.

4. In the facts and circumstances, intervenors are necessary parties. Hence, the following order :-

**ORDER**

(i) M.A. No. 159/2023 is allowed.

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- (ii) The applicants / intervenors in the present M.A. are allowed to intervene in the O.A.
- (iii) The applicant in O.A. to implead the present applicants as party respondents to the O.A. within a period of one week from the date of this order.
- (iv) Accordingly, the M.A. stands disposed of with no order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**M.A. St. No. 432/2023 in O.A. St. No. 295/2023**  
**(Shubham H. Waghmare & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri Mohammad Aseem, learned Advocate holding for Shri Sayyed Tauseef Yaseen, learned Advocate for the applicants, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri S.V. Waghmare, learned Advocate for intervenors.

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

3. For the reasons stated in the applications, 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. The accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. St. No. 432/2023 stands disposed of accordingly without any order as to costs.

**MEMBER (A)**

**MEMBER (J)**

**O.A. St. No. 295/2023**

**(Shubham H. Waghmare & Ors. Vs. State of Maharashtra & Ors.)**

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

**and**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri Mohammad Aseem, learned Advocate holding for Shri Sayyed Tauseef Yaseen, learned Advocate for the applicants, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri S.V. Waghmare, learned Advocate for intervenors.

2. After amendment, issue notices to the respondents, returnable on 19.06.2023.

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

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

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

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

7. S.O. to 19.06.2023.

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

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 341 OF 2023**  
**(Dr. Jayashree E. Achme Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. The present Original Application is filed challenging the Clause Nos. 5.4 and 5.9 of the advertisement No. 274/2021, dated 31.12.2021 (Annexure A-3) issued by the respondent No. 2 for the post of Pathologist in Specialist Cadre, Maharashtra Medical and Health Services, Group-A and seeking selection on the said post under Open Female category.

3. The applicant belongs to NT-D category. She applied pursuant to the above-said advertisement for unreserved / Open category for the said post. She secured 59 marks. The respondent No. 3 secured 57 marks. The respondent No. 3 applied for the said post mentioning that she belongs to NT-D category.

4. Apart from the contentions raised in the O.A., learned Advocate for the applicant made statement

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O.A. 341/2023

across the bar that the respondent No. 3 is working as Government Medical Officer for more than three years and she is getting salary more than the applicant. In view of the same, the salary of the applicant, as well as, respondent No. 3 and others, who are working as Medical Officers is more than 8,000,00/- p.a. In view of the same, Medical Officers could not have produced valid Non-Creamy Layer certificate. He further submitted that having come across similar situation, the Cabinet has passed Resolution in its meeting dated 19.04.2023 by relaxing condition of production of Non-Creamy Layer certificate for applying in horizontal reservation of Female category. He has placed on record a copy of resolution passed in the said meeting dated 19.04.2023. Same is taken on record.

5. It is admittedly contended that the applicant secured 59 marks, whereas the respondent No. 3 secured 57 marks. In such circumstances, prima-facie by not considering the claim of the applicant for recommendation to the post of Pathologist appears to have caused prejudice to the applicant. In the circumstances as above, till executive instructions by way of Notification or effecting modification in G.R. or issuing G.R. implementing the resolution in this regard passed in Cabinet meeting is issued, it would be just and proper to grant the interim relief of staying the

recommendation list to the extent of respondent No. 3 till further orders. It is ordered accordingly.

6. Issue notices to the respondents, returnable on 07.06.2023.

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

8. 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.

9. 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.

10. 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.

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O.A. 341/2023

11. S.O. to 07.06.2023.
12. Steno copy and Hamdast is allowed to both parties.

**MEMBER (A)**

KPB ORAL ORDERS 28.04.2023

**MEMBER (J)**

**M.A. 385/2021 in MA 314/2021 in OA 555/2021  
(Mahendra D. Suryawanshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri S.D. Dhongde, learned Advocate for the applicant, Shri S.K. Shirse, learned Presenting Officer for the respondent authorities and Shri S.P. Shirsat, learned Advocate holding for Shri N.L. Choudhary, learned Advocate for respondent Nos. 3 & 4.

2. At the request of learned Advocate for the applicant, S.O. to 05.07.2023 for hearing.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**O.A. No. 165/2021 with O.A. No. 680/2021**  
**(Anil Y. Rokade Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri R.A. Joshi, learned Advocate for the applicant in both the O.As., Shri B.S. Deokar, learned Presenting Officer for the respondent authorities in both the O.As. and Shri S.B. Patil, learned Advocate for respondent Nos. 2 and 3.

2. S.O. to 13.06.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**O.A. Nos. 716, 634, 635 & 636 all of 2018**  
**(Atul N. Shirke & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicants in all these O.As. (**Leave Note**). Shri M.P. Gude, learned Presenting Officer for the respondent authorities in all these O.As., is present.

2. In view of leave note filed by the learned Advocate for the applicants, S.O. to 14.06.2023 for re-hearing.

**High on board.**

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**O.A. No. 268/2022 with M.A. No. 145/2023**  
(Chandrashekhar K. Mundhe & Ors. Vs. State of Maharashtra & Ors.)

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri Kalyan Patil, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. S.O. to 21.06.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023



**ORIGINAL APPLICATION NO. 461 OF 2022  
(Sunil P. Vispute Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. S.O. to 08.06.2023 for hearing. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 579 OF 2021**  
**(Siddharth R. Pandurnikar Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri Ajay Deshpande, learned Advocate for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.S. Kulkarni, learned Advocate for respondent No. 4.

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

3. Learned Advocate for respondent No. 4 filed written notes of arguments. Same is taken on record.

4. S.O. to 02.05.2023. **High on board.** Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 811 OF 2022**  
**(The Association of the Ministerial Services of Department of**  
**Agriculture Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri G.R. Jadhav, learned Advocate holding for Shri A.S. Shelke, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

2. The present matter has already been treated as part heard.
3. Learned Advocate for the applicant filed documents. Same is taken on record.
4. S.O. to 05.06.2023. **High on board.**

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION St. NO. 376 OF 2022**  
**(Abhilash V. Gore Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri V.T. Patil, learned Advocate holding for Shri O.Y. Kashid, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. S.O. to 12.06.2023 for hearing. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 420 OF 2020**  
**(Anish S. Patel Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. The present matter is closed for orders.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 185/2021 in O.A. No. 257/2021**  
**(Nanasaheb L. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**M.A. No. 192/2021 in O.A. No. 258/2021**  
**(Laxman N. Sormare Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. The present matter is closed for orders.

**MEMBER (A)**

**MEMBER (J)**

KPB ORAL ORDERS 28.04.2023

**ORIGINAL APPLICATION NO. 1036 OF 2019**  
**(Dr. Suresh S. Shinde Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

Heard Ms. Prashasti Shrivastava, learned Advocate holding for Shri S.B. Talekar learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities. Shri Rakesh Jain, learned Advocate for respondent No. 4, **absent**.

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 04.07.2023 for filing rejoinder affidavit.

**MEMBER (A)**

**MEMBER (J)**



**M.A. 56/2023 in M.A. 540/2022 in O.A. St. 2016/22  
(Sanjay A. Gholave & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. Learned Presenting Officer filed affidavit in reply on behalf of respondent Nos. 1 to 4 in M.A. 56/2023. Same is taken on record and copy thereof has been served on the other side.

3. S.O. to 03.07.2023 for filing rejoinder affidavit, if any.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 362 OF 2022**  
**(Dr. Ashok S. Gawali Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. At the request of learned Advocate for the applicant, time granted as one more last chance for filing rejoinder affidavit, if any.

3. S.O. to 09.06.2023. Interim relief granted earlier to continue till then.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 827 OF 2021**  
**(Sanjaykumar U. More Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed on behalf of the applicant. Hence, the present matter will proceed further without rejoinder affidavit of the applicant in accordance with law.

3. S.O. to 09.06.2023 for admission.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 173/2023 in O.A. No. 773/2022**  
**(Mangala V. Pawar Vs. State of Maharashtra & Ors.)**

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

**DATE : 28.04.2023.**

**ORAL ORDER :**

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

2. Record shows that notices were issued in the present M.A. on 18.04.2023 making returnable it today i.e. on 28.04.2023. The present M.A. is filed for seeking interim relief. One of the reliefs claimed therein is in fact main relief of giving promotion to the applicant, which is in prayer clause 36(B) in O.A. In these circumstances response of respondents is necessary in the present M.A.

3. At the request of Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents, failing which the present M.A. will heard along with O.A. finally.

3. S.O. to 07.06.2023.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 233 OF 2016**  
(Pankaj W. Pangul Vs. State of Maharashtra & Ors.)

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

**DATE : 28.04.2023**

**ORAL ORDER :**

Heard Ms. Megha Mali, learned Advocate holding for Shri S.K. Mathpati, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

2. Learned P.O. for the respondents placed on record the copy of communication dated 24.04.2023 addressed by applicant to the office of learned C.P.O. seeking disposal of this Original Application contending that he has been transferred from Additional Tribal Commissioner, Amravati Division to Additional Tribal Commissioner, Nashik Division. It is taken on record and marked as document 'X' for the purpose of identification.

3. Learned Advocate for the applicant to seek necessary instructions, if any, in this regard.

4. S.O. to 08.06.2023 for final hearing peremptorily.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 28.04.2023**

**ORAL ORDER :**

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

2. Written notes of arguments filed on behalf of the applicants in all these matters are taken on record.

3. The present matters are closed for orders.

**MEMBER (A)**

**MEMBER (J)**

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

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

**DATE : 28-04-2023**

**ORAL ORDER :**

Heard Smt. Vaishali Suryawanshi - Birajdar, learned Counsel for the applicant and Shri M.P.Gude, learned Presenting Officer for the respondents.

2. Learned P.O. has sought time to file affidavit in reply on behalf of the respondents. Learned Counsel for the applicant has opposed the request so made stating that due opportunities are already availed by the respondents. However, in the interest of justice time is granted by way of last chance to file reply till 15-06-2023.

3. Learned Counsel for the applicant submitted that though the applicant has been suspended from September, 2022 subsistence allowance has not been paid to the applicant. If this be so, respondents are directed to ensure that subsistence allowance is paid as per rules to the applicant on or before the next date.

4. S.O. to 15-06-2023.

**VICE CHAIRMAN**

YUK ORAL ORDER 28.04.2023

**ORIGINAL APPLICATION NO. 160 OF 2020  
(Shrirang P. Jarhad Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri Shrirang P. Jarhad, Party in person, Shri N.U. Yadav, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent No. 4, are present.

2. The party in person has tendered a copy of the written application dated 20.4.2023 submitted by him with the District Treasury Officer, Ahmednagar. The said communication along with its documents is taken on record.

3. S.O. to 6.7.2023.

**VICE CHAIRMAN**



**M.A.NO. 202/2023 IN O.A.NO. 155/2023  
(Avinash Vishwanath Raut Vs. State of Mah. & Ors.)**

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

**DATE :** **28.4.2023**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 4 in O.A. No. 155/2023 and the same is taken on record and copy thereof has been served on the learned counsel for the applicant.

3. Issue notice to the respondents in M.A. No. 202/2023, returnable on 07.06.2023.

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

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

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

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

8. S.O. to 07.06.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 316 OF 2023  
(Abhijit Vijay Deshpande Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri H.A. Joshi, learned counsel holding for Shri S.D. Joshi, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

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

3. S.O. to 3.5.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 750 OF 2021  
(Subhash Babu Choudhary Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

2. Learned counsel for the applicant has tendered a copy of the judgment in Criminal Case No. 105/2019 decided by the J.M.F.C., Shahada. The same is taken on record. Copy of the same has been served on the other side.

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

4. List the matter for hearing on 28.6.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 973 OF 2022  
(Abhijeet G. Kamble Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri K.B. Jadhav, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri S.B. Mene, learned counsel for respondent Nos. 2 & 3, are present.

2. List the matter for hearing on 9.6.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

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

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

2. S.O. to 20.7.2023 for final hearing.
3. Interim relief granted earlier to continue till then.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 615 OF 2022  
(Smt. Kiran Arvind Jadhav Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri S.B. Solanke, learned counsel for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, are present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 5 and the same is taken on record and copy thereof has been served on the other side.

3. List the matter for hearing on 10.7.2023. It would be open for the applicant to file rejoinder affidavit, if he so desires.

4. S.O. to 10.7.2023.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 862 OF 2022  
(Shankar Shyamrao Patange Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri Nitin B. Patil, learned counsel for the applicant (**absent**). Smt. M.S. Patni, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent Nos. 1 to 5 and the same is taken on record She undertakes to serve the copy of the same on the learned counsel for the applicant.

3. List the matter for hearing on 10.7.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 89 OF 2022  
(Bhaskar Vithoba Shinde Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri A.M. Hajare, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the applicant is not intending to file any rejoinder affidavit. List the matter for hearing on 4.7.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD



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

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

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

3. S.O. to 19.7.2023 for filing rejoinder affidavit, if any.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 871 OF 2022  
(Santosh A. Jadhav Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri N.R. Pawade, learned counsel for the applicant (**absent**). Shri NU. Yadav, learned Presenting Officer for the respondent authorities, is present.

2. Learned Presenting Officer has tendered across the bar affidavit in reply on behalf of respondent No. 2 and the same is taken on record and copy thereof has been served on the other side.

3. S.O. to 10.7.2023 for filing rejoinder affidavit, if any.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**M.A.NO. 392/2022 IN O.A.ST.NO. 78/2022  
(Ashru Manikrao Kaldate Vs. State of Maharashtra & Ors.)**

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

**DATE :** 28.4.2023

**ORAL ORDER :**

Heard Shri V.M. Humbe, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities.

3. At the request of learned counsel for the applicant, reissue notice to the respondents in M.A. No. 392/2022, returnable on 17.07.2023.

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

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

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

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

8. S.O. to 17.07.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 346 OF 2020  
(Babu Rajaba Adbalwar Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Shri G.R. Jadhav, learned counsel holding for Shri P.B. Rkhunde, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. Learned counsel for the applicant submits that the applicant is not intending to file any rejoinder affidavit. List the matter for hearing on 6.7.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 1048 OF 2022  
(Ajaykumar B. Chavan Vs. State of Maharashtra & Ors.)**

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

**DATE :** 28.4.2023

**ORAL ORDER :**

Heard Ms. Angha Pandit, learned counsel holding for Shri S.B. Talekar, learned counsel for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities.

3. At the request of learned counsel for the applicant, reissue notice to respondent No. 1, returnable on 10.07.2023.

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

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

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

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

8. S.O. to 10.07.2023.

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

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**M.A.NO. 308/2018 IN O.A.ST.NO. 1257/2018  
(Bapurao Dashrath Pattewale Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

2. Learned Presenting Officer has tendered across the bar separate affidavits in reply on behalf of respondent Nos. 2 & 4 and the same are taken on record and copies thereof have been served on the other side.

3. S.O. to 3.7.2023 for filing rejoinder affidavit, if any.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD



**ORIGINAL APPLICATION NO. 1032 OF 2022  
(Bismilla Daut Tadvi Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

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

3. List the matter for hearing on 4.7.2023.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD



**M.A.NO. 114/2023 IN O.A.NO. 1099/2022  
(Dr. Sapna H. Tallarwar Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The present case is not on board. It is taken on board at the request of learned counsel for the applicant.

3. It is informed that the purpose of filing of present M.A. has been served. In view of submission so made, the M.A. stands disposed of without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**M.A.NO. 115/2023 IN O.A.NO. 1100/2022  
(Dr. Namita B. Korwate Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. The present case is not on board. It is taken on board at the request of learned counsel for the applicant.

3. It is informed that the purpose of filing of present M.A. has been served. In view of submission so made, the M.A. stands disposed of without any order as to costs.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 1099 OF 2022  
(Dr. Sapna H. Tallarwar Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. In view of the amendment, the applicant has raised the challenge to the advertisement. In the circumstances, the present matter would lie before the Division Bench. The office to place the matter before the Division Bench in consultation with the Division Bench.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 1100 OF 2022  
(Dr. Namita B. Korwate Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities.

2. In view of the amendment, the applicant has raised the challenge to the advertisement. In the circumstances, the present matter would lie before the Division Bench. The office to place the matter before the Division Bench in consultation with the Division Bench.

**VICE CHAIRMAN**

**ORIGINAL APPLICATION NO. 574 OF 2021  
(Smt. Latabai B. Savant Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 26.6.2023 for hearing.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 54 OF 2022  
(Bhagwat S. Mane Vs. State of Maharashtra &  
Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 26.6.2023 for hearing.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 36 OF 2022  
(Balasaheb N. Patharkar Vs. State of Maharashtra  
& Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

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

Shri G.N. Patil, learned counsel for respondent No. 4 (**absent**).

2. At the request of learned Presenting Officer, S.O. to 26.6.2023 for hearing.

**VICE CHAIRMAN**

ORAL ORDER 28.4.2023-HDD

**ORIGINAL APPLICATION NO. 41 OF 2023  
(Babu B. Tukadekar & Ors. Vs. State of  
Maharashtra & Ors.)**

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

**DATE : 28.4.2023**

**ORAL ORDER :**

Heard Shri K.B. Jadhav, learned counsel for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. All these applicants have retired on 30<sup>th</sup> June of their respective year of retirement. They are claiming the increment, which fell due on 1<sup>st</sup> July of their respective year of retirement. Since the request made by them in that regard has been rejected by the respondents, they have approached this Tribunal seeking directions against the respondents.

3. Affidavit in reply has not been filed by the respondents. However, in such matters the only fact which requires to be ascertained is the date of retirement. Applicants on oath have submitted that the date of their retirement is 30<sup>th</sup> June. In spite of this the respondents can ascertain this fact before making payment to the applicants.



4. The issue which is raised in the present Original Application is no more res integra. The Hon'ble Supreme Court in its recent judgment delivered in the case of ***the Director (Admn. and HR) KPTCL and Others Vs. C.P. Mundinamani & Ors., CIVIL APPEAL NO. 2471 OF 2023 arising out of SLP (C) No. 6185/2020 decided on 11.4.2023*** has settled the law in this regard. The Hon'ble Apex Court has held the employees retiring on 30<sup>th</sup> June of the year of their retirement entitled for one annual increment falling due on 1<sup>st</sup> July of the year of their retirement.

5. In view of the law laid down in the aforesaid judgment, the present application deserves to be allowed and is accordingly allowed with the following order: -

### **ORDER**

- (i) The Original Application stands allowed.
- (ii) The applicants are held entitled for increment due on 1<sup>st</sup> July of the concerned year of their retirement. It shall be reckoned with for the purpose of pension and gratuity and other retiral benefits subject to rider that the applicants would be entitled to arrears of monetary benefits for the period of 3 years only

preceding the date of filing Original Application.

- (iii) The respondents are directed to make payment of arrears accordingly within 3 months from today and also to ensure that revised pension is paid accordingly.
- (iv) No order as to costs.

**VICE CHAIRMAN**