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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

DATE - 06 09 0000

DATE: 26.08.2022

ORIGINAL APPLICATION NO. 764 OF 2022 (Muzaffar Abdul Sayeed Shaikh V/s. State of Maharashtra & Ors.)

## <u>Per :- Standing directions of Hon'ble Chairperson,</u> M.A.T., Mumbai-

- 1. Shri M.R. Kulkarni, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents, are present.
- 2. Circulation is granted. Issue notices to the respondents, returnable on **21.09.2022**. The case be listed for admission hearing on **21.09.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

O.A. ST. NO. 1247/2021 WITH M.A. NO. 418/2021 (Smt. Geeta Prakash Vaikwr V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

### TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.08.2022

**ORAL ORDER:** 

Shri S.R. Wakale, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. The learned counsel has tendered across the bar the communication received to him from the applicant. The learned counsel for the applicant on instructions seeks leave to withdraw the present O.A. as the purpose of filing the same being fulfilled. Hence the following order:-

## ORDER

The present Original Application stands disposed of since withdrawn. The Misc. Application also stands disposed of. There shall be no order as to costs.

MEMBER (A)

**VICE CHAIRMAN** 

M.A. 319/2022 IN O.A. 721/2019 (Shri Bhagwan W. Landge V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

### TRIBUNAL'S ORDERS

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.08.2022

### **ORAL ORDER:**

Shri S.D. Dhongde, learned Counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

2. The present application is filed seeking amendment in Original Application No. 721/2019 so as to bring on record the subsequent events happened during the pendency of the O.A. The learned CPO has submitted for passing appropriate orders. In the circumstances, we pass the following order:-

#### ORDER

- (i) The present application is allowed.
- (ii) The necessary amendment be carried out within a week from this order. It is open for the respondents to file affidavit in reply to the amended O.A., if they so desire.

MEMBER (A)

**VICE CHAIRMAN** 

M.A. 366/2022 IN O.A. 761/2022 (Shri Balu N. Bhosale & Anr. V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

## TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.08.2022

**ORAL ORDER:** 

Shri S.S Dambe, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. This is an application preferred by the applicants seeking leave to sue jointly.
- 3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.
- 4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

MEMBER (A)

**VICE CHAIRMAN** 

### O.A. 761/2022

(Shri Balu N. Bhosale & Anr. V/s. State of Maharashtra & Ors.)

OFFICE OPPED WRITINAL'S OPPEDS

## **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.08.2022

### **ORAL ORDER:**

Shri S.S Dambe, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.

- 2. The learned counsel for the applicants is insisting for interim relief for restraining the respondents at this stage itself from accepting the applications of the candidates not having CITS qualification. We do not find it just and proper to grant interim relief at this stage. No prejudice is likely to be caused to the applicants if the process is continued further. In the circumstances, we are not inclined to grant any interim relief.
- 3. Issue notices to the respondents, returnable on 30.9.2022.
- 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 30.9.2022.
- 9. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

**VICE CHAIRMAN** 

O.A. 747/2022

(Dr. Sanjyot G. Giri V/s. State of Maharashtra & Ors.)
AND

O.A. 748/2022

(Dr. Abhijeet M. Yadav V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.08.2022

### **ORAL ORDER:**

Shri J.S. Deshmukh, learned Counsel for the applicants in both the matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in both the matters, are present.

2. The applicants are having qualification of MD in Respiratory Medicine and they have worked for 4 years out of which first one year was bond period. The respondent no. 3 has issued the common advertisement inviting applications for various posts to be filled in of Assistant Professors. The applicants have applied for the post of Assistant Professor in Tuberculosis & Chest Disease. The candidature of the applicants is kept out of consideration by the MPSC on the ground that the applicants are not having prescribed experience of working on the post of Senior Resident for one year. The learned counsel submits that the applicants have in fact worked on the higher post of Assistant Professor for four years. The learned counsel further contended that no opportunity is given at the relevant time to the applicants and similarly situated others to work as Senior Resident and that is the reason

they do not get such experience. The learned counsel pointed out that in the similar cases Bombay Municipal Corporation has asked for some relaxation with the authorities. The learned counsel submits that the interviews are scheduled on 30.8.2022. In the circumstances, the learned Counsel has prayed for interim relief thereby directing MPSC to allow the applicants to appear for the interview.

- 3. The learned P.O. sought time for filing affidavit in reply of the respondents. It is further contended that apparently the applicants do not fulfill the criteria prescribed in the advertisement and clauses in the advertisement cannot be said to be arbitrary, no interim relief can be granted in favour of the applicants.
- 4. We have considered the submissions advanced by the learned counsel appearing for the applicants and the learned CPO appearing for the respondents. We have perused the documents. Prima-facie it appears to us that when the applicants are having experience of 4 years of working on the post of Assistant Professor i.e. on higher post than the post of Sr. Resident, it does not matter that the applicants do not possess one years' experience on the post of Sr. Resident. On such ground prima-facie it appears to us that the candidature of the applicants cannot be kept out of consideration. Hence the following order:-

#### ORDER

- 1. The MPSC shall provisionally permit the applicants for appearing for the interview subject to outcome of the present applications.
- 2. In the meantime issue notices to the respondents, returnable on 28.9.2022.

- 3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.
- 7. S.O. to 28.9.2022.
- 8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

VICE CHAIRMAN

MA 1/2022 with MA 309/2021 IN T. A. NO. 02/2021 (W.P. NO. 2612/2021)

(Smt. Samiksha D/o Ramakant Chandrakar & Anr. Vs. State of Maha. & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.08.2022

### **ORAL ORDER:**

Heard Shri Ajay S. Deshpande, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The present MAs stand disposed of in view of the fact that T. A. NO. 02/2021 (W.P. NO. 2612/2021 itself has been finally decided today. There shall be no order as to costs.

MEMBER (A)

**VICE CHAIRMAN** 

<u>CP 1/2022 with with MA 337/2021 in T. A. NO. 02/2021 (W.P. NO. 2612/2021)</u>

(Smt. Samiksha D/o Ramakant Chandrakar Vs. State of Maha. & Ors,)

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### OFFICE ORDER

### TRIBUNAL'S ORDERS

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.08.2022

### **ORAL ORDER:**

Heard Shri Ajay S. Deshpande, learned Counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

- 2. Today final decision is rendered in T. A. NO. 02/2021 (W.P. NO. 2612/2021.
- 3. List the present contempt petition & M.A. No. 337/2021 for further consideration on 13.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

### O.A. 755/2022

(Shri Sopan R. Suryawanshi V/s. State of Maharashtra & Ors.)

### **OFFICE ORDER**

### TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.08.2022

### **ORAL ORDER:**

Heard Shri V.B. Wagh, learned Counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. The applicant has preferred the present OA seeking quashment of the DE initiated against him. contention of the learned counsel for the applicant that the applicant retired from the post of Chief Engineer on attaining the age of superannuation in the year 2009. The learned counsel further submitted that after his retirement the State has alleged to have served the charge sheet on the applicant in the year 2012. However, according to applicant the charge sheet is received to him in the year 2017 and not before that. Even thereafter no action was taken and suddenly the applicant has been served with a notice intimating that DE is commenced against him. The learned counsel submits that the DE alleged to be initiated against the applicant is illegal and untenable for many reasons. The learned counsel submitted that the misconduct as alleged in the charge-sheet served upon the applicant pertains to years 2005-2009. The charge-sheet is served on the applicant in the year 2017 and as such no enquiry in the said charges can be conducted having regards to the provisions under rule 27(1)(b) of MCS

(Pension) Rules, 1982. The learned counsel therefore has prayed for staying further enquiry proceedings till decision of the present OA.

- 3. The learned PO submitted that the memorandum of charge was duly served on the applicant in the year 2012 and the misconduct alleged is of the period of less than 4 years prior to institution of the charge sheet and primafacie there is no substance in the contention of the applicant. The learned PO submitted that he will take instructions and will submit reply however for want of complete facts on record no adverse order be passed in the present matter.
- 4. We have considered the submissions advanced by the parties. We have perused the documents. There is no dispute that the applicant retired from the post of Chief Engineer in the year 2009 after attaining the age of superannuation. Contrary submissions are made in regard to the service of charge sheet. According to respondents the charge sheet is served upon the applicant in the year 2012, whereas it is the contention of the applicant that it was served on him in the year 2017. Unless authentic document comes on record it may not be possible to reach to any conclusion in regard to service of charge sheet on the applicant. However it is transpired that though the charge sheet was issued in the year 2012 no further action was initiated by the respondents for long 10 years. makes us to primarily believe the contention of the applicant that the charge-sheet was not served upon him till year 2017. In the circumstances, we pass the following order:-

## ORDER

- 1. Issue notices to the respondents, returnable on 10.10.2022, till then respondents shall not proceed with the DE initiated against the applicant.
- 2. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
- 3. 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.
- 7. 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.
- 5. 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.
- 6. S.O. to 10.10.2022.
- 7. Steno copy and Hamdast is allowed to both parties.

### MEMBER (A)

**VICE CHAIRMAN** 

O.A. 757/2022 (Shri Sunil K. Rodge V/s. State of Maharashtra & Ors.)

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## OFFICE ORDER

### TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.08.2022

**ORAL ORDER**:

Shri S.S. Kulkarni, learned Counsel for the applicants and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. The present matter is removed from the board.

MEMBER (A)

**VICE CHAIRMAN** 

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

DATE: 26.08.2022

M.A. No. 363/2022 in O.A. St. No. 766/2022 (Sarjerao L. Tupsamindar V/s. State of Maharashtra & Ors.)

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

- 1. Shri A.R. Gaikwad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
- 2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **19.9.2022**. The case be listed for admission hearing on **19.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

DATE: 26.08.2022

M.A. No. 361/2022 in O.A. St. No. 713/2022 (Dnyanoba S. Kokate V/s. State of Maharashtra & Ors.)

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

- 1. Shri A.R. Gaikwad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
- 2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **19.9.2022**. The case be listed for admission hearing on **19.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

DATE: 26.08.2022

M.A. No. 362/2022 in O.A. St. No. 714/2022 (Janardhan N. Keadri V/s. State of Maharashtra & Ors.)

## <u>Per :- Standing directions of Hon'ble Chairperson,</u> M.A.T., Mumbai-

- 1. Shri A.R. Gaikwad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
- 2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **19.9.2022**. The case be listed for admission hearing on **19.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

DATE: 26.08.2022

M.A. No. 360/2022 in O.A. St. No. 712/2022 (Murlidhar G. Rathod V/s. State of Maharashtra & Ors.)

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

- 1. Shri A.R. Gaikwad, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, are present.
- 2. Circulation is granted. Issue notices to the respondents in M.A., returnable on **19.9.2022**. The case be listed for admission hearing on **19.9.2022**.
- 3. Tribunal may take the case for final disposal at this stage and a separate notice for final disposal shall not be issued.
- 4. Applicant is authorized and directed to serve on Respondent intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
- 5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988 and the questions such as limitation and alternate remedy are kept open.
- 6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with Affidavit of compliance in the Registry as far as possible before the returnable date fixed as above. Applicant is directed to file Affidavit of compliance and notice.

# ORIGINAL APPLICATION NO. 993 OF 2019 (Dileep R. Joshi V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

## **ORAL ORDER:**

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 22.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 994 OF 2019 (Dileep K. Thorat V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

## **ORAL ORDER:**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 22.09.2022.

MEMBER (J)

## ORIGINAL APPLICATION NO. 77 OF 2020 (Mahesh S. Khedkar V/s. State of Maharashtra & Ors.)

#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

## **ORAL ORDER:**

Heard Shri C.T. Jadhav, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents to the amended O.A.
- 3. S.O. to 26.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 154 OF 2020 (Venkatesh V. Joshi & Anr. V/s. State of Maharashtra & Ors.)

#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

## **ORAL ORDER:**

Heard Shri Mujahed Hussain, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent Nos. 1 to 3. Shri Shamsunder B. Patil, learned Advocate for respondent No. 4, Leave Note.

- 2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed by the respondent No. 4. Hence, the present matter will proceed further without affidavit in reply of respondent No. 4 in accordance with law.
- S.O. to 21.09.2022 for admission. 3.

MEMBER (J)

# ORIGINAL APPLICATION NO. 587 OF 2020 (Kumudini R. Sable V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

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## **ORAL ORDER:**

DATE : 26.08.2022.

Shri V.C. Suradkar, learned Advocate for the applicant (**Absent**). Heard Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. As none present for the applicant, S.O. to 26.09.2022 as a last chance for filing rejoinder affidavit, if any.

MEMBER (J)

## ORIGINAL APPLICATION NO. 43 OF 2021

(Chandramuni T. Kamble V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

**ORAL ORDER:** 

Heard Shri S.G. Kulkarni, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 & 4. Shri Shamsunder B. Patil, learned Advocate for respondent Nos. 2 & 3, **Leave Note**.

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 27.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 269 OF 2021 (Kishor G. Narwade V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

## **ORAL ORDER:**

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

- 2. At the request of learned Advocate for the applicant, time is granted as one more last chance for filing rejoinder affidavit, if any.
- 3. S.O. to 29.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 340 OF 2021 (Popat B. Ahire V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

**DATE** : 26.08.2022.

## **ORAL ORDER:**

Heard Shri S.P. Chate, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

- 2. Await service of notice of respondent No. 3.
- 3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 and 2.
- 4. At the request of learned Advocate for the applicant, S.O. to 16.09.2022 for taking necessary steps.

MEMBER (J)

# ORIGINAL APPLICATION NO. 341 OF 2021 (Prasahant S. Pardhi V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

## **ORAL ORDER:**

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

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 16.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 343 OF 2021 (Raosaheb B. Neharkar V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

## **ORAL ORDER:**

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 27.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 344 OF 2021 (Mohan N. Komatwar V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

## **ORAL ORDER:**

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 27.09.2022.

MEMBER (J)

ORIGINAL APPLICATION NO. 409 OF 2021 (Govind R. More V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

### **ORAL ORDER:**

Heard Shri R.N. Bharaswadkar, learned Advocate holding for Smt. Priya Bharaswadkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 19.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 495 OF 2021 (Vaibhav D. Shinde V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

## **ORAL ORDER:**

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

- 2. Record shows that in spite of grant of opportunities, the rejoinder affidavit is not filed by the applicant. Hence, the present matter will proceed further without rejoinder affidavit in accordance with law.
- 3. S.O. to 19.09.2022 for admission.

**MEMBER (J)** 

# ORIGINAL APPLICATION NO. 274 OF 2022 (Vaijinath P. Patil V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

## **ORAL ORDER:**

Heard Shri Saket Joshi, learned Advocate holding for Shri Avinash Deshmukh, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 19.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 326 OF 2022 (Ulhas S. Pawar and Ors. V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

## **ORAL ORDER:**

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

- 2. Await service of notice of respondent No. 4.
- 3. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 to 3.
- 4. At the request of learned Advocate for the applicants, S.O. to 27.09.2022 for taking necessary steps.

MEMBER (J)

# ORIGINAL APPLICATION NO. 355 OF 2022 (Basveshwar J. Warad V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

## **ORAL ORDER:**

Heard Shri P.P. Dama, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent Nos. 1 to 3. Shri Shamsunder B. Patil, learned Advocate for respondent No. 4, **Leave Note**.

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondent Nos. 1 to 3.
- 3. S.O. to 23.09.2022.

MEMBER (J)

# ORIGINAL APPLICATION NO. 425 OF 2022 (Ramdas H. Lohakare V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

## **ORAL ORDER:**

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

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any.
- 3. S.O. to 30.08.2022.

MEMBER (J)

#### ORIGINAL APPLICATION NO. 593 OF 2021

(Shaikh Zubair Shaikh Mahemood V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 26.09.2022.

MEMBER (J)

### ORIGINAL APPLICATION NO. 608 OF 2022 (Mahendra S. Surwade V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

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

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.
- 3. S.O. to 21.09.2022.

MEMBER (J)

M.A. No. 15/2021 in O.A. St. No. 1139/2020 (Chunnilal R. Pawar V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Saket Joshi, learned Advocate holding for Shri S.N. Suryawanshi, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent No. 5 and Shri S.P. Pandit, learned Advocate for respondent Nos. 1 to 4.

- 2. Learned Advocate for the applicant filed rejoinder affidavit in M.A. Same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 20.09.2022 for hearing.

**MEMBER (J)** 

M.A. No. 102/2021 in O.A. St. No. 458/2021 (Ashok N. Jire V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Shri N.P. Dube, learned Advocate for the applicant (**Absent**). Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

- 2. At the request of learned Advocate for the applicant, time is granted for filing rejoinder affidavit, if any in M.A..
- 3. S.O. to 23.09.2022.

MEMBER (J)

M.A. No. 421/2021 in O.A. St. No. 1707/2021 (Saurabh J. Tribhuvan V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. Record shows that in spite of grant of opportunities, the affidavit in reply is not filed by the respondents in M.A. Hence, the present matter will proceed further without affidavit in reply of respondents in accordance with law.
- 3. S.O. to 19.09.2022 for hearing.

**MEMBER (J)** 

M.A. No. 291/2022 in O.A. St. No. 1070/2022 (Karima Begum Shaikh Daud V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

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**DATE** : 26.08.2022.

#### **ORAL ORDER:**

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

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents in M.A.
- 3. S.O. to 26.09.2022.

MEMBER (J)

M.A. No. 292/2022 in O.A. St. No. 1116/2022 (Shaikh Imran Shaikh Ahmed /s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri S.B. Solanke, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents in M.A.
- 3. S.O. to 26.09.2022.

MEMBER (J)

### ORIGINAL APPLICATION NO. 762 OF 2022 (Pralhad N. Khade V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. Issue notices to the respondents, returnable on 14.09.2022.
- 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. Considering the nature of litigation of transfer, hearing of the present O.A. is expedited.

- 8. S.O. to 14.09.2022.
- 9. Steno copy and Hamdast is allowed to both parties.

#### **MEMBER (J)**

M.A. No. 244/2022 in O.A. No. 215/2022 (Santosh R. Bhosale & Ors. V/s. Salim Mohd. Hanif Shaikh & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.08.2022

#### ORDER

- 1. Heard Shri U.L Momale along with Shri M.S. Deshmukh, learned counsels for the applicants in M.A. (respondent Nos. 4 to 20 & 22 to 24 in O.A.), Shri Avinash Deshmukh, learned counsel for the applicants in O.A. and Shri M.S. Mahajan, learned C.P.O. for the respondent authorities.
- 2. This Original Application (St.) No. 342 of 2022 had been filed jointly by Shri Salim Mohd. Hanif Shaikh and Shri Dhananjay Maruti Godase on 17.02.2022, invoking provisions of S. 15 and 19 of the Administrative Tribunals Act, 1985. The applicants had also filed a Miscellaneous Application No. 90 of 2022 in O.A. (St.) No. 342 of 2022 for grant of leave to sue jointly which was granted vide Tribunal's order

dated 01/03.2022. Thereafter, the Original Application was registered and assigned No. 215 of 2022.

- 3. On the date of issue notices in the O.A. No. 215 of 2022, i.e. on 09.03.2022 an interim relief in terms of prayer clause "E" had been granted till filing of the affidavit in reply by the respondents. However, as per practice followed by this Tribunal, interim relief is treated as continuing one unless and until the same is vacated by an express order passed by the Tribunal. For ready reference, the said prayer clause "E" is reproduced below:
  - "E) Pending admission, hearing and final disposal of this Original Application Resp. No.1 may kindly be restrained from effecting any promotion to the cadre of Superintending Engineers from the cadre of Executive Engineers (Civil)."
- 4. Miscellaneous Application No. 244 of 2022 in O.A. No. 215 of 2022 has been filed on behalf of private Respondents No. 4 to 20 and 22 to 24 in O.A. No. 215 of 2022 on 06.06.2022 praying for vacating the Interim Relief granted in O.A. No. 215 of 2022. However, it was decided to hear the O.A. expeditiously so that both the Original and Miscellaneous Applications get decided together.

- 5. In the meantime, the applicant No. 2 has withdrawn leaving only the applicant No. 1 to prosecute the matter.
- 6. As the O.A. No. 215 of 2022 has been heard and the matter has been reserved for orders. However, it may take some time to pass the orders in O.A. No. 215/2022. Holding entire process of promotion of officers in the cadre of Executive Engineers to the post of Superintending Engineer for the reason of grievance of only one applicant may not be in the interest of public service being rendered by the Department of Water Resources. Therefore, it is considered expedient to pass orders in the M.A. No. 244 of 2022 in O.A. No. 215 of 2022. Hence, the following order:-

#### ORDER

(A) Interim relief granted by this Tribunal in O.A. No. 215 of 2022 on 09.03.2022 is hereby modified as under:-

"Pending passing of final order in Original Application No. 215 of 2022, the process of promotion from the cadre of Executive Engineers to the post of Superintending Engineer may be undertaken keeping one post of Superintending Engineer vacant."

- (B)All decisions taken by the Respondent Nos. 1 to 3 in O.A. No. 215 of 2022 regarding promotion from the post of Executive Engineers to Superintending Engineers shall be subject to outcome of the O.A. No. 215 of 2022.
- (C)Accordingly, M.A. No. 244/2022 stands disposed of with no orders as to costs.

MEMBER (A)

**VICE CHAIRMAN** 

O.A. No. 215/2022 (Salim Mohd. Hanif Shaikh & Ors. Vs. State of Maharashtra and Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.08.2022

#### **ORAL ORDER:**

Shri Avinash Deshmukh, learned counsel for the applicants, Shri M.S. Mahajan, learned C.P.O. for the respondent authorities and Shri M.S. Deshmukh, learned counsel for respondent Nos. 4 to 24, are present.

2. S.O. to 19.09.2022.

MEMBER (A)

**VICE CHAIRMAN** 

#### ORIGINAL APPLICATION.NO.732 OF 2022

(Avinash H. Samudre V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Suresh P. Salgar, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

- 2. Issue notice to respondents, returnable on 21.09.2022.
- 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 21.09.2022.
- 8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

#### ORIGINAL APPLICATION.NO.732 OF 2021

(Dashrath D. Jadhav V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. Record shows that the pleadings are complete.
- 3. The matter is pertaining to refund of recovered amount. It is admitted and fixed for final hearing.
- 4. S.O. to 28.09.2022 for final hearing.

MEMBER (J)

#### ORIGINAL APPLICATION.NO.105 OF 2022

(Amar J. Raut V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri Swaraj Tandale, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

- 2. Record shows that the matter was fixed for passing order of admission without affidavit-in-reply of the respondents who have failed to file the same in spite of grant of several opportunities. Today also the affidavit-in-reply is not filed on behalf of the respondents.
- 3. The matter is pertaining to suspension. In view of the same, the present matter is admitted and fixed for hearing at the stage of admission.
- 4. S.O.to 03.10.2020 for hearing.

MEMBER (J)

#### ORIGINAL APPLICATION.NO.159 OF 2022

(Sanjay D. Rathod V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

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**DATE** : 26.08.2022.

#### **ORAL ORDER:**

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

- 2. Record shows that the matter was fixed for passing order of admission without affidavit-in-reply of the respondents who have failed to file the same in spite of grant of several opportunities.
- 3. Today learned P.O. submits that affidavit-in-reply on behalf of the respondent Nos.1 & 2 is ready and he seeks liberty to file on record. Liberty as prayed for is granted.
- 4. In the interest of justice, the affidavit-in-reply filed on behalf of the respondent Nos.1 & 2 is taken on record and copy thereof has been served on the other side.
- 5. S.O.to 15.09.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

#### ORIGINAL APPLICATION.NO.160 OF 2022

(Anant A. Kendrekar V/s. State of Maharashtra & Ors.)

OFFICE ORDER TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

**ORAL ORDER:** 

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

- 2. Record shows that the matter was fixed for passing order of admission without affidavit-in-reply of the respondents who have failed to file the same in spite of grant of several opportunities.
- 3. Today learned P.O. submits that affidavit-in-reply on behalf of the respondent Nos.1 & 2 is ready and he seeks liberty to file on record. Liberty as prayed for is granted.
- 4. In the interest of justice, the affidavit-in-reply filed on behalf of the respondent Nos.1 & 2 is taken on record and copy thereof has been served on the other side.
- 5. S.O.to 15.09.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

#### ORIGINAL APPLICATION.NO.223 OF 2022

(Rahul V. Padvi V/s. State of Maharashtra & Ors.)

#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. Issue fresh notice to respondents, returnable on 27.09.2022.
- 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 27.09.2022.
- 8. Steno copy and Hamdast is allowed to both parties.

MEMBER (J)

#### M.A.NO.266 OF 2021 IN O.A.ST.NO.942 OF 2021

(Mangilal N. Shirsath V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. The present matter is already been treated as part heard.
- 3. At the request of the learned Advocate for the applicant, S.O. to 16.09.2022 for filing additional affidavit.

MEMBER (J)

M.A.NO.286 OF 2020 IN O.A.ST.NO.1059 OF 2020 (Prabhakar M. Kawathekar V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Heard Shri G.J. Kore, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

MEMBER (J)

M.A.NO.289 OF 2020 IN O.A.ST.NO.1065 OF 2020 (Pandharenath B. Dhorge V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

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**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Ganesh J. Kore, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. The present matter is closed for order.

MEMBER (J)

M.A.NO.291 OF 2020 IN O.A.ST.NO.1070 OF 2020 (Jilani Azimoddin Shaikh V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Ganesh J. Kore, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent No.1 and Shri Suresh D. Dhongde, learned Advocate for the respondent No.2.

2. The present matter is closed for order.

MEMBER (J)

#### M.A.NO.349 OF 2022 IN O.A.NO.715 OF 2022

(Navnath A. Patwadkar V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. This Misc. Application is filed seeking amendment in the Original Application. The Original Application is filed challenging the impugned transfer order of the applicant dated 15.07.2022 (page No.12 of P.B. in O.A.), whereby he is transferred from Police Chikalthana Station. to Police Control Room. Aurangabad (Rural), Aurangabad.
- 3. After the said transfer order, the applicant is relieved from Police Station, Chikalthana on 22.07.2022 as reflected in relieving order produced at page no.13 of P.B. in O.A.).
- 4. By the proposed amendment the applicant is seeking to bring on record the facts regarding his initial appointment in Nagpur Range and subsequently transferred to Aurangabad Range on 14.08.2021 and was posted at Police Station, Chikalthana as per order dated 06.01.2022. He also seeks to produce on record the certain documents which would be relevant to decide the Original Application. The applicant also by

way of amendment, wants to place on record his explanation regarding default report.

5. In view of the above, in my opinion, the proposed amendment is not going to change the nature of Original Application. In fact, the proposed amendment would be just and necessary to determine the real question of controversy between the parties. Hence I proceed to pass the following order:-

#### ORDER

- (A) The Misc. Application No.349/2022 in O.A.No.715/2022 is allowed.
- (B) Amendment as prayed for is granted.
- (C) The applicant to carry out the amendment within the period of two weeks from the date of this order and to serve the copy of amended O.A. on the other side.
- (D) No order as to costs.

MEMBER (J)

#### ORIGINAL APPLICATIONI NO.715 OF 2022

(Navnath A. Patwadkar V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

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

- 2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of respondents.
- 3. S.O. to 21.09.2022.

MEMBER (J)

#### ORIGINAL APPLICATION NO.965 OF 2019

(Ashok S. Birajdar V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

: 26.08.2022. DATE

#### **ORAL ORDER:**

Shri Shamsundar B. Patil, learned Advocate for the applicant has filed a leave note. Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

- 2. The present matter has already been treated as part heard.
- 3. In view of leave note of learned Advocate for the applicant, S.O. to 21.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.169 OF 2020**

(Megha P. Kapure V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Shri S.V. Deshmukh, learned Advocate for the applicant has filed a **leave note**. Heard Shri B.S. Deokar, learned Presenting Officer for the respondents.

- 2. The present matter has already been treated as part heard.
- 3. In view of leave note of learned Advocate for the applicant, S.O. to 22.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.189 OF 2021**

(Sakharam C. Kashid V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri Avinash S. Khedkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent No.1. Shri Shamsundar B. Patil, learned Advocate for the respondent Nos.2 to 4 has filed a **leave note**.

- 2. The present matter has already been treated as part heard.
- 3. In view of leave note of learned Advocate for the respondent Nos.2 to 4, S.O. to 21.09.2022 for final hearing.
- 4. Interim relief granted earlier to continue till then.

**MEMBER (J)** 

#### **ORIGINAL APPLICATION NO.214 OF 2021**

(Ramnath N. Raut V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri Avinash S. Khedkar, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent No.1. Shri Shamsundar B. Patil, learned Advocate for the respondent Nos.2 to 3 has filed a **leave note**.

- 2. The present matter has already been treated as part heard.
- 3. In view of leave note of learned Advocate for the respondent Nos.2 to 3, S.O. to 21.09.2022 for final hearing.
- 4. Interim relief granted earlier to continue till then.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.336 OF 2021**

(Raosaheb S. Bhosale V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri Avinash S. Khedkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent No.1. Shri Shamsundar B. Patil, learned Advocate for the respondent Nos.2 to 3 has filed a **leave note**.

- 2. The present matter has already been treated as part heard.
- 3. In view of leave note of learned Advocate for the respondent Nos.2 to 3, S.O. to 21.09.2022 for final hearing.
- 4. Interim relief granted earlier to continue till then.

MEMBER (J)

#### ORIGINAL APPLICATION NO.365 OF 2021

(Prabhakar B. Jondhale V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri Avinash S. Khedkar, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondent No.1. Shri Shamsundar B. Patil, learned Advocate for the respondent Nos.2 to 3 has filed a **leave note**.

- 2. The present matter has already been treated as part heard.
- 3. In view of leave note of learned Advocate for the respondent Nos.2 to 3, S.O. to 21.09.2022 for final hearing.
- 4. Interim relief granted earlier to continue till then.

MEMBER (J)

#### ORIGINAL APPLICATION NO.265 OF 2019

(Taher Ali Sayed V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Heard Smt. Suchita Dhongde, learned Advocate holding for Smt. Vidya Taksal, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 27.09.2022 for final hearing.

MEMBER (J)

#### ORIGINAL APPLICATION NO.613 OF 2019

(Dilip B. Bodre V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Shri Santosh C. Bhosale, learned Advocate for the applicant, is **absent**. Heard Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that since long i.e. from 09.12.2021, nobody is appearing on behalf of the applicant. It seems that the applicant is not interested in prosecuting the matter. Hence, the present matter is dismissed in default.

MEMBER (J)

#### ORIGINAL APPLICATION NO.70 OF 2020

(Shaikh Hamed Shaikh Dadamiyan V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri Suresh D. Dhongde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

- 2. Today, Dr. Krishna Nagnathrao Kangule, Tehsildar- Aundha Nagnath (Collector office, Hingoli) is present before this Tribunal with the original record as called for.
- 3. At the request of the learned Advocate for the applicant, S.O. to 27.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.333 OF 2020**

(Arjun M. Pawar V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent Nos.1 & 3. Shri Shamsundar B. Patil, learned Advocate for the respondent No.2 has filed a **leave note**.

2. In view of leave note of learned Advocate for the respondent No.2, S.O. to 16.09.2022 for final hearing.

MEMBER (J)

#### ORIGINAL APPLICATION NO.368 OF 2021

(Nanda M. Paul & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri K.G. Salunke, learned Advocate for the applicants and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicants submits that the affidavit-in-rejoinder is necessary and seeks time for filing affidavit-in-rejoinder. Time is granted.
- 3. S.O. to 21.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.470 OF 2021**

(Nanda K. Kshirsagar V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Shri M.B. Kolpe, learned Advocate for the applicant, is **absent**. Heard Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. In view of absence of learned Advocate for the applicant, S.O. to 26.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.514 OF 2021**

(Gautam G. Dhule V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

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

- 2. The present matter be treated as part heard.
- 3. By consent of the sides, S.O. to 19.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.558 OF 2021**

(Prakash S. Aghav Patil V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

**ORAL ORDER:** 

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

- 2. By consent of both the sides, S.O. to 30.09.2022 for final hearing.
- 3. Interim relief granted earlier to continue till then.

MEMBER (J)

#### ORIGINAL APPLICATION NO.649 OF 2021

(Janak B. Puri V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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<u>CORAM</u>: Hon'ble Shri V.D. Dongre, Member (J)

DATE: 26.08.2022.

#### **ORAL ORDER:**

Heard Shri K.B. Jadhav, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. Affidavit-in-sur-rejoinder filed on behalf of the respondent Nos.1 to 3 is taken on record and copy thereof has been served on the other side.
- 3. By consent of both the sides, S.O. to 27.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.739 OF 2021**

(Vilas M. Yadav & Ors. V/s. State of Maharashtra & Ors.)
WITH

#### **ORIGINAL APPLICATION NO.740 OF 2021**

(Indrakumar S. Auti V/s. State of Maharashtra & Ors.)
WITH

#### **ORIGINAL APPLICATION NO.741 OF 2021**

(Rahul V. Manjare & Ors. V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri S.B. Solanke, learned Advocate for the applicants in all these O.As. and Shri N.U. Yadav, learned Presenting Officer for the respondents in all these O.As.

- 2. The present matters be treated as part heard.
- 3. By consent of the sides, S.O. to 26.09.2022 for final hearing.

MEMBER (J)

#### ORIGINAL APPLICATION NO.41 OF 2022

(Nagesh D. Harne & Ors. V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

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

2. By consent of the sides, S.O. to 29.09.2022 for final hearing.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.133 OF 2021**

(Balasaheb A. Chivate V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

**ORAL ORDER:** 

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

- 2. Record shows that in spite of grant of several opportunities, the affidavit-in-reply is not filed on behalf of the respondents. Hence, the present matter will proceed further without affidavit-in-reply of the respondents in accordance with law.
- 3. The burden is upon the applicant to produce on record necessary documents, if required for deciding the O.A.
- 4. S.O. to 16.09.2022 for admission.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.383 OF 2021**

(Siddharth Y. Bhalerao V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Heard Shri A.M. Hajare, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

- 2. Learned P.O. for the respondents submits that the affidavit-in-sur-rejoinder is not necessary.
- 3. S.O. to 28.09.2022 for admission.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.89 OF 2022**

(Bhaskar V. Shinde V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Heard Shri A.M. Hajare, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit-in-rejoinder.
- 3. S.O. to 28.09.2022.

MEMBER (J)

#### ORIGINAL APPLICATION NO.220 OF 2022

(Prakash M. Kothule V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

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

- 2. Affidavit-in-reply filed on behalf of the respondent is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 27.09.2022 for filing affidavit-in-rejoinder, if any.

MEMBER (J)

#### **ORIGINAL APPLICATION NO.486 OF 2022**

(Mukesh H. Mahajan V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

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

- 2. At the request of the learned P.O., time is granted for filing affidavit-in-reply on behalf of the respondents.
- 3. S.O. to 28.09.2022.

MEMBER (J)

M.A.NO.287 OF 2020 IN O.A.ST.NO.1061 OF 2020

(Bhalchandra P. Dharurkar V/s. State of Maharashtra & Ors.)

#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

DATE : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Ganesh J. Kore, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-inrejoinder.
- 3. The present matter is closed for order.

MEMBER (J)

M.A.NO.290 OF 2020 IN O.A.ST.NO.1067 OF 2020 (Vilas V. Sathe V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Ganesh J. Kore, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-inrejoinder.
- 3. The present matter is closed for order.

MEMBER (J)

M.A.NO.292 OF 2020 IN O.A.ST.NO.1072 OF 2020 (Shaikh Rahim Shaikh Chand V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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

DATE: 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Ganesh J. Kore, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-inrejoinder.
- 3. The present matter is closed for order.

MEMBER (J)

M.A.NO.312 OF 2020 IN O.A.ST.NO.1351 OF 2020 (Ajgar Ali Mohiddin Shaikh V/s. State of Maharashtra & Ors.)

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#### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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

**DATE** : 26.08.2022.

#### **ORAL ORDER:**

Heard Shri Ganesh J. Kore, learned Advocate for the applicant and Smt. M.S. Patni, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits that the applicant does not wish to file affidavit-inrejoinder.
- 3. The present matter is closed for order.

MEMBER (J)

## ORIGINAL APPLICATION NO. 614 OF 2018 (Dr. Minakshi B. Pathak Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri V.B. Wagh, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri Rahul Pawar, learned counsel for respondent Nos. 4 & 5, are present.

2. S.O. to 6.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 891 OF 2018 (Dr. Uddhav S. Khaire Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **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 7.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 696 OF 2019 (Supadu K. Surwade Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri R.P. Bhumkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

2. S.O. to 6.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 734 OF 2019 (Shamsunder R Pande Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 6.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 788 OF 2019 (Santoshkumar A Kaul Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri Santosh B. Bhosale, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri S.D. Dhongde, learned counsel for respondent No. 2, are present.

2. S.O. to 7.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 1013 OF 2019 (Sandeep J. More & Ors Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 28.9.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 1065 OF 2019 (Dr. Jahagirdar D. Nizam Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 7.10.2022 for filing affidavit in reply to the amended O.A.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 84 OF 2020 (Chunilal M Yawalkar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri A.D. Sugdare, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 23.9.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 100 OF 2020 (Ashok R. Jagdhane Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

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

2. S.O. to 3.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 500 OF 2020 (Yeshwant K. Bhandare Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 10.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 09 OF 2021 (Ulhas Y Kawade Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri Hemant U. Dhage, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 11.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 185 OF 2021 (Subhash J. Khote Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 11.10.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

M.A.NO. 35/2019 IN O.A.ST.NO. 47/2019 (Balraj S. Lanjile Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 21.9.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## M.A.NO. 73/2021 IN O.A.ST.NO. 1245/2020 (Balkrishna M. Joshi Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 12.9.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 303 OF 2014 (Prakash N. Shrivastav Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 6.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 555 OF 2014 (Sudhir A. Sathe Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

Shri J.B. Choudhary, learned counsel for the applicant has filed leave note. Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 6.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 556 OF 2014 (Sanjay R. Patange Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri S.G. Kulkarni, learned counsel holding for Shri Ajay S. Deshpande, learned counsel for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 7.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 223 OF 2016 (Krishnakumar G. Kachawar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri SanjaykumarChavan, learned counsel for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent authorities and Shri D.Y. Nandedkar, learned counsel for respondent No. 4, are present.

2. S.O. to 7.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

## ORIGINAL APPLICATION NO. 578 OF 2016 (C.H. Dongaonkar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri S.D. Dhongde, learned counsel holding for Smt. Suchita A. Dhongde, learned counsel for the applicant, Smt. M.S. Patni, learned Presenting Officer for the respondent authorities and Shri D.T. Devane, learned counsel for respondent Nos. 2 to 5, are present.

2. S.O. to 10.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 851 OF 2016 (Jagdish B Pardeshi Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri Avinash S. Deshmukh, learned counsel for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 869 OF 2016 (Dhanraj T. Lazade Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri A.K. Tiwari, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 10.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 657 OF 2018 (Ayesha Feroz Khan Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 11.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 710 OF 2018 (Rajendra S. More Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

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

2. S.O. to 11.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 141 OF 2019 (Dr. Pandharinath S. Gawali & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.8.2022

### **ORAL ORDER**:

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

2. S.O. to 11.10.2022 for final hearing.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 759 OF 2022 (Manisha Arun Rashinkar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.8.2022

**ORAL ORDER**:

Heard Shri O.D. Mane, learned counsel for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities.

- 2. After hearing arguments for some time it is noticed that the orders passed by the applicant pertaining to reducing amount of fine, which is subject matter in the departmental enquiry are not filed on record. Learned counsel for the applicant submits that within a week he will place some orders on record. Time granted therefor.
- 3. S.O. to 12.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

O.A.NO. 558/18 WITH O.A.376/19 WITH M.A.364/19 IN C.P.43/18 IN O.A.838/15 WITH O.A. NO. 122/18 (Ganesh D. Deshpande & Ors. Vs. State of Maha. & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri R.P. Bhumkar, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Issue of tagging O.A. No. 558/2018, O.A. No. 376/2019 & O.A. No. 122/2018 with M.A. No. 364/2019 In C.P. No. 43/2018 In O.A. No. 838/2015 was examined in details. It was thereafter decided to hear the pending OAs one by one independently and M.A. No. 364/2019 in C.P. No. 43/2018 in O.A. No. 838/2015 separately.
- 3. S.O. to 16.9.2022. Part heard.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 355 OF 2020 (Chandana R. Kokani Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

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

2. S.O. to 6.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 556 OF 2019 (Umakant L. Bedse Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

2. S.O. to 14.9.2022 for hearing.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 625 OF 2019 (Dattatraya N. Shastri Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

Shri M.D. Narwadkar, learned counsel for the applicant (**absent**). Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, is present.

- 2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 20.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 811 OF 2019 (Bhushan D Kagane Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri Deepak D. Choudhari, 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 has sought time for filing rejoinder affidavit. Time granted.
- 3. S.O. to 29.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 41 OF 2020 (Nagesh C Kumbre Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 29.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 156 OF 2020 (Raju A Ghodke & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri A.C. Deshpande, learned counsel for the applicants and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

- 2. Learned counsel for the applicant has sought time for filing rejoinder affidavit. Time granted.
- 3. S.O. to 29.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 227 OF 2021 (Surekha B. Andhale & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri P.G. Tambade, learned counsel holding for Shri S.S. Jadhavar, learned counsel for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 30.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 554 OF 2021 (Harshal N. Yevle Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

Shri R.B. Ade, learned counsel for the applicant (**absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. Since nobody appears for the applicant, S.O. to 30.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 633 OF 2021 (Sunil H Nirmal Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.8.2022

**ORAL ORDER**:

Shri S.B. Solanke, learned counsel for the applicant and Shri D.R. Patil, 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. 2 & 3 and the same is taken on record and copy thereof has been served on the other side.
- 3. List the matter on 30.9.2022 for filing rejoinder affidavit, if any.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 774 OF 2021 (Ganesh L. Chavan Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

**ORAL ORDER**:

Shri S.A. Kulkarni, learned counsel for the applicant and Mrs. Deepali S. Deshpande, 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 No. 4 and the same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 30.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

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

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

DATE : 26.8.2022

**ORAL ORDER**:

Shri Harshal P Randhir, learned counsel for the applicant (**absent**). Shri D.R. Patil, 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 3 and the same is taken on record. Learned P.O. shall serve the copy of the affidavit in reply on the learned counsel for the applicant.
- 3. List the matter on 30.9.2022 for filing rejoinder affidavit, if any.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 19 OF 2022 (Bharat B Gujar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER:**

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

2. S.O. to 31.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 22 OF 2022 (Abaji B Amrute Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri K.B. Jadhav, 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 has sought time for filing rejoinder affidavit. Time granted.
- 3. S.O. to 27.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

### ORIGINAL APPLICATION NO. 302 OF 2022 (Rupali P. Rangari Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

DATE: 26.8.2022

**ORAL ORDER:** 

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

- 2. Learned counsel for the applicant submits that fresh notice be issued in the present O.A. Hence, issue fresh notice to the respondents, returnable on 3.10.2022.
- 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 3.10.2022.
- 8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

**VICE CHAIRMAN** 

ORAL ORDERS 26.8,2022-HDD

ORIGINAL APPLICATION NO. 335 OF 2022 (Vilas P Dhonde Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

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

DATE : 26.8.2022

### **ORAL ORDER**:

Shri Sameer Kurundkar, learned counsel holding for Shri P.D. Suryawanshi, learned counsel for the applicant and Shri D.R. Patil, 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 6 and the same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 3.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 380 OF 2022 (Bhaskar D. Patil Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

**ORAL ORDER**:

Shri Chetan Choudhary, learned counsel holding for J.P. Legal Associates, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 3.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 423 OF 2022 (Appasaheb B. Shinde Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 6.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 430 OF 2022 (Swananad B. Thorve & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri R.O. Awasarmol, learned counsel for the applicants and Shri D.R. Patil, 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 No. 1 and the same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 6.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

ORIGINAL APPLICATION NO. 505 OF 2022 (Shaikh Nasir Shaikh Miya Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

**ORAL ORDER**:

Shri V.B. Wagh, learned counsel for the applicant and Shri D.R. Patil, 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 3 and the same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 6.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 545 OF 2022 (Vitthal T. Chaudhari Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri A.S. Khedkar, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Learned Chief Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 29.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 601 OF 2022 (Deepak U Kulkarni Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri S.D. Munde, learned counsel for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 7.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# ORIGINAL APPLICATION NO. 664 OF 2022 (Vinod J Sonune & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

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

- 2. Learned Presenting Officer has tendered affidavit in reply on behalf of respondent No. 1 and the same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 7.10.2022.

MEMBER (A)

**VICE CHAIRMAN** 

M.A.NO. 249/2020 IN O.A.NO. 1009/2019 (Bharat S. Maher Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri A.V. Thombre, learned counsel holding for Shri S.S. Thombre, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 21.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# M.A.NO. 249/2021 IN O.A.NO. 463/2019 (Ravikant /r Hadoltikar Vs. State of Maharashtra & Ors.)

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

Vice Chairman

**AND** 

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri V.G. Pingle, learned counsel for the applicant, Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities and Shri G.N. Patil, learned counsel for respondent Nos. 2, 3 & 6, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 21.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

M.A.NO. 295/2021 IN O.A.ST.NO. 1154/2021 (Mrunalini P Jadhav Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

**ORAL ORDER**:

Smt. Suchita A. Dhongde, learned counsel for the applicant and Shri N.U. Yadav, 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 No. 2 and he same is taken on record and copy thereof has been served on the other side.
- 3. S.O. to 22.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

# M.A.NO. 93/2022 IN O.A.NO. 297/2013 (Prakash B Joshi Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri M.R. Kullkarni, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 22.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

### M.A.NO. 125/2022 IN O.A.ST.NO. 120/2022 (Gunaji D Rathod Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

### **ORAL ORDER:**

Shri V.S. Bhale, learned counsel for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 23.9.2022.

MEMBER (A)

**VICE CHAIRMAN** 

M.A.NO. 312/2022 IN O.A.ST.NO. 1121/2022 (Dr. Balasaheb M. Kalegore & Ors. Vs. State of Maharashtra & Ors.)

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

Vice Chairman

AND

Hon'ble Shri Bijay Kumar, Member (A)

**DATE** : 26.8.2022

#### **ORAL ORDER**:

Shri P.R. Tandale, learned counsel for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities, are present.

- 2. Learned Presenting Officer has sought time for filing affidavit in reply. Time granted.
- 3. S.O. to 23.9.2022.

MEMBER (A)

**VICE CHAIRMAN**