

BEFORE THE HON'BLE MAHARASHTRA

ADMINISTRATIVE TRIBUNAL

MUMBAI BENCH, AT MUMBAI

ORIGINAL APPLICATION NO.

OF 2025

DISTRICT: KOLHAPUR

1. Dr.Asiam Ismail Naikwadi)
Age.: 57 yrs., Occ.: Service,)
Date of Birth : 01.06.1967)
At.: At Post.: Tudiye, Tal.:)
Chandgarh, Dist.: Kolhapur.)
Pin – 416 507.)
M. No.: 9880056732 / 9767007864)
dr.aslam.naikwadi@gmail.com) ...Applicant
No.1
2. Dr.Milind Dhondiram Pore)
Age.: 57 yrs., Occ.: Service,)
Date of Birth : 30.05.1967)
At.: Flat No.2, Om Sai Residency,)
Near New English School, K.B.P.)
Chowk, Behind Divekar Ceramics,)
Miraj. Sangli – 416 410.) ...Applicant
No.2



M. No.: 9420491017 / 8668761190)

milindpore67@gmail.com

3. Dr.Ashok Randive)

Age.: 57 yrs., Occ.: Service,)

Date of Birth : 30.05.1967)

At.: Assistant Director TB)

Joint Director, State Leprosy and TB)

Office Aarogya Bhavan ,)

Vishrantwadi, Pune 411006)

M. No.: 8550942400)

milindpore67@gmail.com) ...Applicant
No.3

4. Dr.Chandrakant Yashwant Mahanwar)

Age.: 57 yrs., Occ.: Service,)

Date of Birth : 01.06.1967, At.: M.O.)

Quarter, PHC. At/PO Akola, Tal.:) ...Applicant
Sangola, Dist.: Solapur – 413 307.) No.4

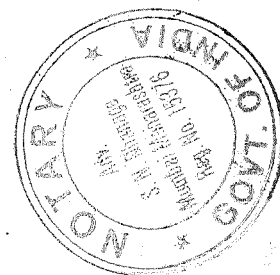
M.No.9922915749

E-mail id – cymahanwar@gmail.com



VERSUS

1. The State of Maharashtra,)
Through the Principal Secretary,)
Public Health Department, 10th)
floor, G.T.Hospital Compound,) ...Respondent
Mantralaya. Mumbai – 400 032.) no.1
2. The State of Maharashtra,)
Through its Secretary, Public)
Health Department, 10th Floor,) ...Respondent
G.T.Hospital Compound,) no.2
Mantralaya .Mumbai – 400 032.
3. The Commissioner of Health &)
Mission, Maharashtra State)
Arogya Bhawan, St. George) ...Respondent
Hospital Compound, Near C.S.T.) no.3
Mumbai – 400 001.
4. The Director of Health Services,)
Arogya Bhawan, St. George)
Hospital Compound, Near C.S.T.



4

Mumbai – 400 001.) ...Respondent

) no.4

5. The Under Secretary, Public)

Health Department, 10th floor, G.T.) ...Respondent

Hospital Compound, Mantralaya.) no.5

Mumbai – 400 001.

6. The Secretary The Finance)

Department, 5th floor, Mantralaya,) ...Respondent

Mumbai – 400 001.) no.6

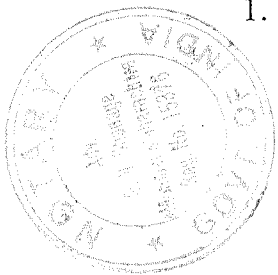
To,

**THE HON'BLE CHAIRMAN AND MEMBERS OF THE
HON'BLE MAHARASHTRA ADMINISTRATIVE
TRIBUNAL, MUMBAI**

**HUMBLE APPLICATION ON
BEHALF OF THE
APPLICANTS ABOVENAMED**

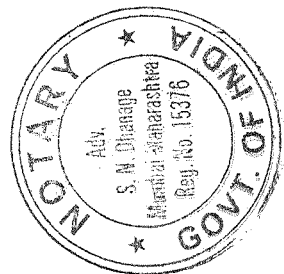
MOST RESPECTFULLY SHEWETH AS UNDER;

1. The Applicants are challenging the validity of the Rule 10(1) Maharashtra Civil Service (Pension) Rules, 1982, as amended in the year 2022 dated 24.02.2022, to the extent of



the time limitation of its operation till 31.05.2023, thereby retiring the Applicants on 31.05.2023 and also due to the misinterpretation of the Government Resolution dated 29.08.2018. The copy of the Government Resolution dated 29.08.2018 is annexed to the Original Application. The Applicants are challenging the said action of the Respondents.

2. The present Original Application is filed seeking directions to Quash and set aside the amendment to the Maharashtra Civil Service (Pension) Rules, Rule 10 -dated 24.02.2022, to the extent of the time limitation of its operation till 31.05.2023.
3. The cause of action for the Applicants arises by the same Rule and the Government Resolution. Therefore the reliefs sought by all the Applicants are also similar. Hence, they have chosen to file a common O.A. to redress their grievances. Hence, the present Civil Application is filed to allow the Applicants to Sue Jointly.
4. Hence, the present Miscellaneous Application is filed to seek leave from the Hon'ble Tribunal to sue Jointly
5. The Applicants hereby declared that causes espoused in joint petition are essentially common and concurrent.



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6. There is no slightest dissimilarity in claim of each of the Applicants.

The Applicants therefore pray that:

- a) This Hon'ble Tribunal be pleased to allow the present Misc. Application and thereby grant leave to the Applicants herein to sue jointly the proceedings of O.A. No. of 2024.
- b) Such other orders as this Hon'ble Tribunal may deem fit be kindly passed in favour of the Applicants.

Place: Mumbai

Date: 19 /03/2025



Advocate for Applicants

Desai Legal

Adv. Vijay Singh



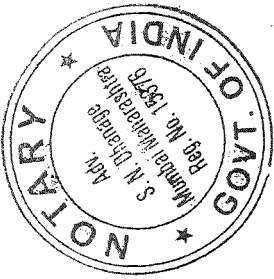
VERIFICATION

I, Dr.Aslam Ismail Naikwadi, Age.: 57 yrs., Occ.:Service , At.:
 At Post.: Tudiye, Tal.: Chandgarh, Dist.: Kolhapur. Pin Code -
 416507., the Applicant, do hereby state and declare on solemn
 affirmation that whatever is stated in the paragraph no. 1 to
6 is true and correct to the best of my knowledge and
 whatever stated in rest of the paragraphs are the legal submission
 and I believe the same to be true.

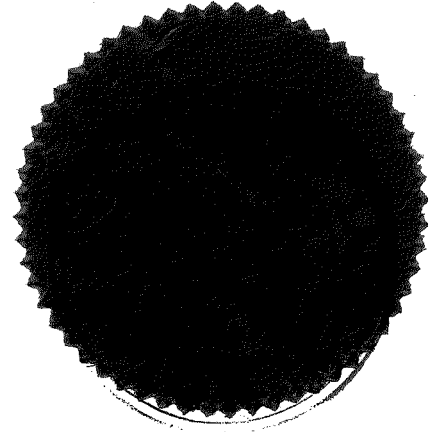
Solemnly affirmed at

This day of 2025
19 MAR 2025

Before me,



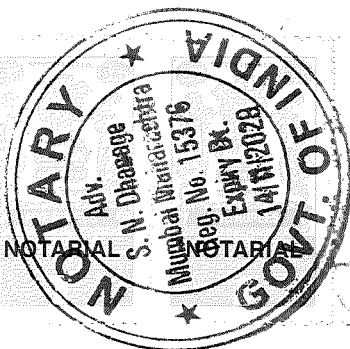
Advocate for Applicants



Dr. Aslam Ismail Naikwadi
BEFORE ME
 Applicant

Adv. S. N. Dhanage

Notary Govt. of India
 Regd. No. 15376, MUMBAI (MS)
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 197/199, Near Central Camera Bldg.,
 D. N. Road, Fort, Mumbai - 400001.
 Mob.: 8591897834



NOTED & REGISTERED
 Page No. 20 Sr. No. 112
 Date 19 MAR 2025

**BEFORE THE HON'BLE MAHARASHTRA
ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH, AT MUMBAI
ORIGINAL APPLICATION No. OF 2024**

In the matter between :

Dr. Aslam Ismail Naikwadi and ors. ... Applicants

Versus

State of Maharashtra and Ors ... Respondents

Original Application

Dated this day of March, 2025



Adv. Abhijeet A. Desai

MAH/2110/2004

Solicitor England and Wales

Advocate High Court

411, 4th floor, M.G. Road

Yusuf Building,

Near Flora Fountain,

Fort, Mumbai 4000 01

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