

ORIGINAL APPLICATION NO. 25 OF 2019
(Dnyaneswar D. Kale Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Smt. Priya Bharaswadkar, learned Advocate holding for Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities.

2. The present matter has already been treated as part heard.
3. S.O. to 06.12.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 950 OF 2019
(Jayshri T. Thakur Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri H.A. Joshi, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities.

2. S.O. to 20.12.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 906 OF 2016
(Dr. Atul R. Ladwanjari & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri A.G. Talhar, learned Advocate for the applicant (**Absent**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present. Shri H.P. Kshirsagar, learned Advocate for respondent No. 4, **absent**.

2. S.O. to 10.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 218 OF 2019
(Sharnappa V. Mannylikar Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri M.D. Godhamgaonkar, learned Advocate for the applicant (**Absent**). Shri D.R. Patil, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 11.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 431 OF 2020
(Purushottam G. Khule Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri Ajay Deshpande, learned Advocate for the applicant, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent authorities and Shri S.D. Joshi, learned Advocate for respondent No. 6, are present. Shri S.P. Salgar, learned Advocate for respondent Nos. 3 to 5, **absent**.

2. S.O. to 12.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

O.A. Nos. 716, 717, 718 & 719 all of 2021
(Navin J. Sharma & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Smt. Suchita Dhongde, learned Advocate for the applicants in all these O.As. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in all these O.As., are present.

2. S.O. to 20.12.2022 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

**O.A. No. 758/2019 with O.A. No. 759/2019
(Suhas A. Pathak & Anr. Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Shri R.O. Awasarmal, learned Advocate for the applicants in both the O.As. and Shri D.R. Patil, learned Presenting Officer for the respondent authorities in both the O.As., are present.

2. S.O. to 13.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION NO. 780 OF 2021
(Dr. Gajanan A. Surwade Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 13.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A. No. 358/2015 in O.A. No. 238/2015
(Dinesh S. Joshi Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

R.J. Godbole, learned Advocate for the applicant (**Absent**). Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 03.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A. No. 14/2021 in O.A. St. No. 1471/2020
(Varsha M. Kalyankar Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. S.O. to 10.01.2023 as a one more last chance for filing affidavit in reply.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A. No. 504/2022 in O.A. No. 104/2022
(Bhagwan N. Ugalmugale Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Smt. Priya Bharaswadkar, learned Advocate holding for Shri R.N. Bharaswadkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 15.12.2022 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

**M.A. No. 511/2022 in O.A. No. 539/2021
(Jagnath S. Patil Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Shri S.B. Bhosale, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 02.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A. No. 535/2022 with O.A. No. 761/2022
(Rajesh D. Rathod & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Sayyed Tauseef Yaseen, learned Advocate for the applicants in the present M.A. / intervenors, Shri S.S. Dambe, learned Advocate for the applicants in O.A. / respondent Nos. 4 & 5 in present M.A. and Shri M.S. Mahajan, learned C.P.O. for respondent Nos. 1 & 3 and Shri D.B. Gaikwad, learned Advocate for respondent No. 2.

2. The present Misc. Application is made by the applicants / intervenors seeking to direct the applicants in O.A. to add them as party respondents.

3. The applicants in O.A. opposed the present Misc. Application.

4. The Original Application is filed challenging the advertisement dated 17.08.2022 (Annexure A-4) for the post of ITIs Instructor / Craft Instructor and seeking direction to re-issue the advertisement as

//2//

M.A. 535/2022 in
O.A. 761/2022

per the norms of DGT by including the CTI / CITS as mandatory qualification and qualification excluding the others for the post of ITIs Instructor / Craft Instructor.

5. It is the case of the present applicants / intervenors that they have applied for the post of ITI Instructor/Craft Instructor to the said advertisement. In view of the same, it is contended that if the O.A. is allowed, they are likely to be affected, which position is undisputed. Hence, in our considered opinion, it would be just and proper to allow the present applicants herein to intervene in the O.A. and to direct the applicants in the O.A. to add the present applicants / intervenors as party respondents in O.A. It is ordered accordingly.

6. The applicants in O.A. shall carry out the necessary amendment in the O.A. on or before 07.12.2022 and to serve the amended copy of the O.A. on the other sides.

7. In view of the same, the M.A. No. 535/2022 is allowed without any order as to costs.

MEMBER (A)

KPB ORAL ORDERS 02.12.2022

MEMBER (J)

ORIGINAL APPLICATION NO. 761 OF 2022
(Balu N. Bhosale & Anr. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri S.S. Dambe, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondent Nos. 1 & 3, Shri D.B. Gaikwad, learned Advocate for respondent No. 2 and Shri Sayyed Tauseef Yaseen, learned Advocate for the intervenors / newly added respondents.

2. Learned Chief Presenting Officer filed short affidavit in reply on behalf of respondent No. 3. Same is taken on record and copy thereof has been served on the other side.

3. The intereვენors / newly added respondents waive the service of notices.

4. At the request of learned Advocate for intervenors, short time is granted for filing affidavit in reply.

5. S.O. to 07.12.2022. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 633 OF 2012
(Sachin S. Unawane & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri H.A. Joshi, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 06.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 728 OF 2013
(Prashant N. Jadhav & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri Avinash Deshmukh, learned Advocate for the applicants and Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri K.B. Jadhav, learned Advocate for respondent Nos. 20 to 22, are present. Shri R.P. Dhase, learned Advocate for respondent No. 19 and Shri G.K. Kshirsagar, learned Advocate for respondent No. 16, are **absent**.

2. S.O. to 12.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 165 OF 2017
(Dr. Sunil P. Bhamre Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri V.B. Wagh, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 23.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 168 OF 2017
(Annarao V. Hivrale Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. S.O. to 16.12.2022 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 800 OF 2019
(Maheshkumar P. Sathe Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri S.R. Andhale, learned Advocate for the applicant (**Absent**). Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 06.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 107 OF 2021
(Sukhdeo T. Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri J.B. Choudhary, learned Advocate for the applicant (**Leave Note**). Smt. Deepali S. Deshpande, learned Presenting Officer for the respondent authorities, is present.

2. S.O. to 06.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

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

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

DATE : 02.12.2022

ORAL ORDER :

Shri O.D. Mane, learned Advocate for the applicant and Shri B.S. Deokar, learned Presenting Officer for the respondent authorities, are present.

2. S.O. to 05.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

**M.A. 530/2022 with M.A. 531/2022 with 532/2022
with 480/22 with M.A. 481/22 in O.A. 826/2022
(Sanjay Y. Pagare & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Mahesh Deshmukh, learned Advocate for the applicants in M.A. Nos. 531/2022, 532/2022 & 480/2022, Shri U.L. Momale, learned Advocate for the applicants in M.A. No. 481/22, Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in O.A., Shri Ajay Deshpande, learned Advocate for respondent No. 5 in O.A. and Shri D.R. Shelke, learned Advocate for respondent No. 6 in O.A. and Shri V.R. Bhumkar, learned Presenting Officer for the respondent authorities in O.A. and applicants in M.A. 530/2022.

2. By consent of all the parties, S.O. to 06.12.2022 for hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 424 OF 2021
(Dr. Vaibhav G. Wakade Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri J.S. Deshmukh, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondent authorities. Shri V.D. Patnoorkar, learned Advocate for the respondent No.4, is **absent**. None present on behalf of respondent No. 5, though duly served.

2. Record shows that affidavit in reply is filed on behalf of respondent Nos. 1 & 3 and 4.

3. S.O. to 16.01.2023 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 776 OF 2021
(Lingoji K. Pokale Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, time is granted for affidavit in rejoinder.

3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 210 OF 2022
(Mangesh M. Wagholikar & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. Await service of notice upon the respondents.
3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 225 OF 2022
(Sanjaykumar N. Deshatwar Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

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

3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 444 OF 2022
(Bibhishan N. Hawale Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.V. Thombre, learned Advocate holding for Shri S.S. Thombre, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. S.O. to 16.01.2023 for filing rejoinder affidavit and for filing affidavit in reply of respondent Nos. 1 & 3.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 861 OF 2022
(Shobha R. Tak Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. At the request of learned Presenting Officer, time is granted for filing affidavit in reply on behalf of respondents.

3. S.O. to 17.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 941 OF 2022
(Ramesh D. Narwade Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

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

3. S.O. to 17.01.2023 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 942 OF 2022
(Abdul Razzaq Abdul Rahim Shaikh Vs. State of
Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

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

3. S.O. to 18.01.2023 for filing rejoinder affidavit, if any.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 945 OF 2022
(Dr. Smita J. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri S.S. Londhe, learned Advocate for the applicant (**absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. Notices not collected by the applicant.
3. S.O. to 17.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.959 OF 2022
(Amol N. Waghmare Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri D.P. Munde, 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.

3. S.O. to 09.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 962 OF 2022
(Raju U. Hanuvate & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri P.P. Uttarwar, learned Advocate for the applicants (**Absent**). Heard 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 17.01.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A.NO.93 OF 2017 IN O.A.NO. 801 OF 2022
(Manjushree B. Deshpande Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. Await service of notice upon the respondents.
3. S.O. to 16.12.2022.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A.NO.52/2022 IN O.A.ST.NO. 1561 OF 2021
(Syed Imran Ahmed S. Kalimullah Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Shri C.R. Thorat, learned Advocate for the applicant (**Absent**). Heard Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents in M.A.
3. S.O. to 02.01.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

M.A.NO.69 OF 2022 IN O.A.ST.NO. 43 OF 2022
(Bhausahab P. Tidke & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, time is granted as a last chance for filing affidavit in reply on behalf of respondents in M.A.

3. S.O. to 05.01.2023.

MEMBER (A)

MEMBER (J)

KPB ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION NO. 1062 OF 2022
(Pawan M. Pawar Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. Issue notice to the respondents, returnable on 09.01.2023.

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

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

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

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

7. The selection if any made to the post of Scientific Officer (S.T. General Category) would be subject to outcome of the present O.A.

8. S.O. to 09.01.2023.

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

MEMBER (A)

MEMBER (J)

C.P.NO. 14 OF 2022 IN O.A.NO. 367 OF 2019
(Arvind D. Sulakhe Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. This Contempt Petition is arising out of order dated 16.12.2021 passed in O.A.No.367/2019. It is pertaining to deemed date of promotion.

3. Learned C.P.O. for the respondents submitted that the respondents have filed Writ Petition No.8828/2022 before the Bombay High Court Bench at Aurangabad challenging the said order dated 16.12.2021 passed in O.A.No.367/2019.

4. In view of the above, S.O. to 30.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.553 OF 2020
(Bhujang M. Khedkar Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. Record shows that the affidavit in reply is already filed on behalf of the respondent Nos. 1 to 3.
3. S.O. to 13.01.2023 for filing affidavit in rejoinder, if any.

MEMBER (A)

MEMBER (J)

**ORIGINAL APPLICATION NO. 200 OF 2021
(Sudhir L. Borhade Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Amol Chalak, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent authorities and Shri Shamsunder B. Patil, learned Advocate for the respondent Nos.4 & 5.

2. Record shows that the affidavit in reply is filed on behalf of the respondent Nos.1 & 3 to 6. However, the affidavit in reply is not filed on behalf of the respondent No.2 in spite of grant of opportunities.

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

4. The matter is pertaining to A.C.P.S. It is admitted and fixed for final hearing.

5. S.O. to 13.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 221 OF 2021
(Subhash S. Jawadekar Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. At the request of the learned Advocate for the applicant, time is granted for filing affidavit in rejoinder.

3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

**ORIGINAL APPLICATION NO. 776 OF 2021
(Lingoji K. Pokale Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, last chance is granted for affidavit in rejoinder.

3. S.O. to 16.01.2023.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 547 OF 2022
(Ganesh S. Chavan Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Amol B. Chalak, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Await service of notice on the respondent Nos.4,9, 10 & 11.

3. At the request of the learned P.O., time is granted for filing affidavit in reply on behalf of other respondents.

4. S.O. to 17.01.2023. Interim relief granted earlier to continue till then.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO.774 OF 2022
(Angad R. Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. Record shows that the affidavit in reply is already filed on behalf of the respondent Nos.1 to 3. The applicant is at liberty to file affidavit in rejoinder, if any.
3. S.O. to 06.12.2022 for urgent admission.

MEMBER (A)

MEMBER (J)

M.A.NO.471 OF 2022 IN O.A.NO. 579 OF 2022
(Dr. Satyavijay N. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. At the request of the learned P.O., last chance is granted for filing affidavit in reply on behalf of the respondents in M.A.

3. S.O. to 02.01.2023.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

M.A.NO.521/2022 IN O.A.ST.NO. 2036/2022
(Santosh R. Shirsath & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Ms. Pradnya Talekar, learned Advocae holding for Shri S.B. Talekar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. This Misc. Application is made seeking permission to sue the respondents jointly.
3. All the applicants are working in Ashram Schools in District Nandurbar on contractual basis. Their contractual period is likely to come to an end within next two to five months.
4. They are agitating the same cause of action and similar relief. Hence, in order to avoid the multiplicity, leave to sue jointly is granted, subject to payment of court fee stamps, if not paid.
5. 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)

MEMBER (J)

**ORIGINAL APPLICATION ST.NO. 2036 OF 2022
(Santosh R. Shirsath & Ors. Vs. State of Maharashtra &
Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Ms. Pradnya Talekar, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The Original Application is made namely seeking the reliefs as stated in clause No.47 'A' to 'E' which are as follows:-

- "A. To quash impugned clause 1.2.1 (d) of the Ashram School Code to the extent it provides for appointment of full time sports teacher on "honorarium basis" instead of "pay-scales" as prescribed by the Government.
- B. To quash impugned clauses 4 and 5 of the Government Resolution dated 06.03.2018 issued by the Tribal Development Department.

- C. To quash the Government Resolution dated 16.11.2022 issued by the Tribal Development Department.
- D. To direct the respondent No.1 to create a permanent cadre for and sanction the posts of sports teachers/coaches in ashram schools and prescribed pay-scales as admissible to other full-time teachers working in Ashram schools including Adarsh Ashram Schools under the Eklavya Scheme.
- E. To direct the respondents to regularize the services of the applicants and grant them all the benefits of permanency including permanent pay-scale, allowances, continuity in service.

3. There is reference to G.R. dated 06.03.2018 (Annex. 'A-3'), G.R. dated 16.11.2022 (Annex. 'A-8') and G.R. dated 08.03.2019 (Annex. 'A-1') revising the Ashram School Code in the Original Application.

4. Learned Advocate for the applicant strenuously urged before us that in view of issuance of G.R. dated 16.11.2022 (Annex. 'A-8'), the applicants are

apprehending that their contractual services are likely to be terminated as the posts are outsourced. The applicants are challenging the relevant G.R. dated 16.11.2022 as well as Clause No. 4 & 5 of G.R. dated 06.03.2018 and Clause No. 1.2.1.(d) of Ashram Schools Code of 2019. The said clause No.1.2.1.(d) of Ashram Schools Code provides for appointment of full time teachers as per honorarium and appointment criteria as prescribed by the Government. According to the applicants their entry into service is not back door entry. They have been selected as per selection process pursuant to advertisement issued for the post of Sports Teacher and Arts Teacher amongst others.

5. Considering the facts and documents on record, it appears that we have to take into consideration the various issues raised by the applicants. In the circumstances, in our considered opinion, it would be just and proper to protect the continued employment of the applicants till their respective contractual periods. It is ordered accordingly.

6. During the course of hearing we noticed that we have to deal with the issue of outsourcing of employment and therefore, it would be just and proper to direct the applicants to join G.A.D as party respondent.
7. Issue notices to the respondents, returnable on 06.01.2023.
8. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
9. 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.
10. 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.
11. The service may be done by hand delivery, speed post, courier and acknowledgment be

//5/ O.A.St.2036/2022

obtained and produced along with affidavit of compliance in the Registry before due date. Applicants are directed to file affidavit of compliance and notice.

12. S.O. to 06.01.2023.

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

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

M.A.NO.527/2022 IN O.A.ST.NO. 2044/2022
(Satish S. Gadve & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Mohit Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

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 of action is identical and the applicants have prayed for same relief, in order to avoid the multiplicity, leave to sue jointly is 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)

MEMBER (J)

**ORIGINAL APPLICATION ST.NO. 2044 OF 2022
(Satish S. Gadve & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Mohit Deshmukh, learned Advocate for the applicants and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. The applicants have filed this Original Application challenging legality, validity and correctness of notification dated 18.11.2022 (Annex. 'A-11') issued by the respondent No.2, whereby the pay scale of the applicant is sought to be fixed in pay band of S-7 category i.e. Rs.21,700-Rs.69,100/- with grade pay of Rs.2,000/- instead of S-8 category for which applicants are entitled. According to the applicants, the impugned notification directs revision in grade pay and seeks to reduce the grade pay from 2400 to 2000 which was granted as per 6th Pay Commissioner.

3. The applicants joined the respondents at respective places on the post of Laboratory Assistants as per appointment orders in 2015-2016.

//2// O.A.St.2044/2022

In terms of G.R. dated 13.04.2011 and the appointment orders, the applicants completed three years of service on fix pay of Rs.2500/- per month. The said service of three years was completed in 2018-2019. After completion of three years service as per G.R. dated 13.04.20211, salaries of applicants were fixed in the pay band of Rs.5200-20200 with grade pay of Rs.2400/- i.e. in PB-1 category. The said salary was fixed in 2018-2019. Since then, the applicants are receiving the salary as per the said pay scale. However, by impugned notification dated 18.11.2022 (Annex. 'A-11'), the applicants' pay scale in respect of grade pay is reduced from 2400 to 2000. Consequently, respondents are proposing to fix their pay scale as per 7th Pay Commission in S-7 instead of S-8 for which the applicants are claiming to be entitled.

4. Learned Advocate for the applicants submitted that in such similar situations of the primary and secondary teachers, the Hon'ble Bombay High Court in ***W.P.No. 6040/2021*** in the matter of ***Santosh H. Bhosle & Ors. Vs. The State of Maharashtra & Ors.*** by order dated 28.09.2021 (Annex. 'A-13') and ***Writ Petition No.10972/2021*** in the matter of

Shivaji Laxman Mali & Ors. Vs. The State of Maharashtra & Ors. dated 01.10.2021 was pleased to stay the relevant G.R. dated 28.09.2021 (Annex. 'A-12').

5. Learned C.P.O. for the respondents opposed the submissions and sought time for filing affidavit in reply.

6. After having considered the facts and documents on record, prima-facie we are of the opinion that the issues raised by the applicants in the present Original Application are of similar nature which are involved in the Writ Petition No.6040/2021 and Writ Petition No.10972/2021. The entitlement of the pay scale of the applicant is required to be considered. By the impugned notification, the applicants are likely to adversely suffer in their pay scale as their fixation of pay scale is proposed to S-7 instead of S-8 as per the 7th Pay Commission. In the circumstances, in our opinion, this is a fit case to grant interim relief in terms of payer clause 'D' which is as follows:-

“(D) Pending hearing and final disposal of present Original Application, the operation, implementation and effect

//4// O.A.St.2044/2022

of the impugned notification dated 18/11/2022 bearing No. वेपुर-११२२/प्र.क्र. १८/सुधारणा क्र.२७/सेवा-९ issued by Ministry of Finance, Government of Maharashtra (Respondent No.2) qua post of Laboratory Assistant may kindly be stayed.”

Accordingly prayer clause ‘D’ is granted till filing of reply by the respondents.

7. Issue notices to the respondents, returnable on 09.01.2023.

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

9. 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.

10. 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/ O.A.St.2044/2022

11. 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.

12. S.O. to 09.01.2023.

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

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 147 OF 2018
(Dashrath G. Shinde Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri D.M. Pingle, learned Advocate holding for Shri Nagesh G. Talekar, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 18.01.2023. **High On Board.**

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION NO. 148 OF 2018
(Uttam E. Mudhiraj Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri D.M. Pingle, learned Advocate holding for Shri Nagesh G. Talekar, learned Advocate for the applicant and Shri D. R. Patil, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 18.01.2023. **High On Board.**

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION NO. 762 OF 2018
(Sahebrao D. Deshmukh & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The present matter has already been treated as part heard.
3. At the request of the learned Advocate for the applicants, S.O. to 15.12.2022. **High On Board.**

MEMBER (A)

MEMBER (J)

R.A.NO.4 OF 2017 IN O.A.NO. 223 OF 2014
(Kakasaheb B. Zalte Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri A.S. Mirajgaonkar, learned Advocate holding for Shri S.D. Joshi, learned Advocate for the applicant and Smt. Deepali S. Deshpande, learned Presenting Officer for the respondents.

2. At the request of the learned Advocate for the applicant, S.O. to 10.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

O.A.NO.596/2018 WITH O.A.NO. 597/ 2018
(Dr. Sunil P. Bhandare & Ors. Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri Gajanan S. Shembole, learned Advocate for the applicants in both the O.As. and Shri B.S. Deokar, learned Presenting Officer for the respondents in both the O.As.

2. At the request of the learned Advocate for the applicants, S.O. to 11.01.2023 for hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION NO. 117 OF 2017
(Changdev N. Dhawale Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Smt. Suchita Dhongde, learned Advocate holding for Shri Suresh D. Dhongde, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. S.O. to 09.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION NO. 152 OF 2017
(Hitendra J. Chatre Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. S.O. to 09.01.2023 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 174 OF 2017
(Dr. Adhav F. Jadhav Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

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

2. Learned Advocate for the applicant submitted that even the provisional pension is not paid to the applicant though he retired before 8 years on 31.01.2015.

3. Considering that, the hearing of this O.A. is **expedited**. Hence S.O. to 20.12.2022 for final hearing.

MEMBER (A)

MEMBER (J)

**O.A.NO. 376/2019 WITH O.A.NO. 122/2018 WITH
O.A.NO.558 /2018
(Manik T. Takalkar & Ors. Vs. State of Maharashtra & Ors.)**

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri R.P. Bhumkar, learned Advocate for the applicants in all these O.As. and Shri I.S. Thorat, Shri D.R. Patil and Smt. Deepali S. Deshpande, respective learned Presenting Officers for the respondents in respective O.As.

2. At the request of the learned Advocate for the applicants, S.O. to 21.12.2022 for final hearing.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 423 OF 2018
(Rameshwar S. Gopal Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri N.L. Choudhari, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondent authorities. Shri N.R. Suryawanshi, learned Advocate for the respondent No.4, is **absent**.

2. S.O. to 19.12.2022 for final hearing.

MEMBER (A)

MEMBER (J)

SAS ORAL ORDERS 02.12.2022

ORIGINAL APPLICATION ST.NO. 2019 OF 2022
(Mb. Noor Md. Rangaries Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri R.P. Bhumkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Record shows that there is office objection about limitation in view of warding in prayer clause 'B' which refers to the selection of the applicant of dated 29.04.2015. In limitation clause, no facts constituting the limitation are pleaded.

3. The applicant is allowed to amend the O.A. as regards explaining the limitation.

4. S.O. to 08.12.2022.

MEMBER (A)

MEMBER (J)

ORIGINAL APPLICATION NO. 1067 OF 2022
(Shivaji D. Shirsat Vs. State of Maharashtra & Ors.)

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

DATE : 02.12.2022

ORAL ORDER :

Heard Shri P.M. Shinde, learned Advocate with Shri P.B. Jadhav, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 09.01.2023.
3. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of the case. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation/notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
7. S.O. to 09.01.2023.
8. Steno copy and Hamdast is allowed to both parties.

MEMBER (A)

MEMBER (J)