

**C.P. No. 13/2021 in O.A. No. 797/2019**  
**(Maharashtra Rajya Rekhachitra Shakha Karmachari Sanghatana,**  
**Maharashtra Rajya Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri Avinash Khedkar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. It is not in dispute that the order in question is complied with by the respondent Nos. 1 to 5 by issuing necessary G.R. However, it is not known as to whether the respondent No. 6 has complied with the order in question.

3. Learned C.P.O. for the respondents however, seeks time to take instructions from the respondent No. 6. Time granted.

4. S.O. to 27.09.2021.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 372 OF 2021**  
**(Sanjay N. Deshpande Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. The present matter is listed on board first time after issuance of notices.

3. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents.

4. Learned Advocate for the applicant opposes for granting time to the respondents for filing affidavit in reply and stated that the present matter may be fixed for hearing at the stage of admission itself.

5. In view of above, in our opinion, opportunity should be given to the respondents for filing affidavit in reply.

6. S.O. to 05.10.2021 for filing affidavit in reply.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 395 OF 2021**  
**(Bhau N. Chaudhari Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri Ashish Rajkar, learned Advocate holding for Shri A.M. Gholap, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 05.10.2021.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 397 OF 2021**  
**(Abhijeet M. Bhise & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicants and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicants, S.O. to 05.10.2021 for filing service affidavit.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 415 OF 2021**  
**(Vivekanad V. Auti & Anr. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Shri S.S. Dambe, learned Advocate for the applicants (**Absent**).

Heard Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents. Time granted.

3. S.O. to 06.10.2021.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 601/2019 in O.A. St. 2211/2019**  
(Maharashtra Rajya Rekhachitra Shakha Karmachari Sanghatana,  
Maharashtra Rajya through its President Vs. State of Maharashtra & Ors.)

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri Avinash Khedkar, 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, S.O. to 14.09.2021.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 217/2020 in O.A. St. No. 519/2020  
(Dipak D. Joshi & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Smt. A.N. Ansari, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply on behalf of respondents in M.A. Time granted.

3. S.O. to 28.09.2021.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 223 OF 2020**  
**(Divya S. Nandi & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

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

3. S.O. to 20.09.2021.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 424 OF 2020**  
**(Anil D. Kondhare Vs. State of Maharashtra & Ors.)**  
**WITH**  
**ORIGINAL APPLICATION NO. 454 OF 2020**  
**(Ambadas P. Lagad Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

We have heard Shri S.R. Shirsath, learned Advocate for the applicants in both the O.As. and S/shri S.K. Shirse & I.S. Thorat, learned Presenting Officers for the respective respondents respective O.As., at length.

2. During course of arguments, it is noticed that in the list of eligible candidates, one candidate viz. Shri S.B. Thorat, who is stated to be having qualification of B.A. 1st is also made eligible, though Recruitment Rules of 2017 shows that the minimum educational qualification of graduation.

3. Learned Presenting Officer submits that he would seek instructions from the respondents in that regard and therefore, he seeks time. Time granted.

4. S.O. to 16.09.2021.

5. The present matters are to be treated as part heard.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 329 OF 2021**  
**(Somnath A. Gaikwad Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

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

3. At the request of learned Advocate for the applicant, S.O. to 06.10.2021 for filing rejoinder affidavit.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 297 OF 2018**  
**(Ajay R. Umale Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 16.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 804 OF 2017**  
**(Prakash D. Patil Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 21.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 119 OF 2018**  
**(Jyoti L. Rathod Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri Santosh N. Patne, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. With the consent of both the sides, S.O. to 21.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 569 OF 2018**  
**(Prashant A. Bonge Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 22.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 76 OF 2019**  
**(Nilesh S. Badgular Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri Nilesh S. Badgular, applicant in person and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. With the consent of both the sides, S.O. to 22.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**O.A. No. 339/2019 with O.A. No. 340/2019  
(Dr. Kishor S. Ubale Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri A.S. Deshmukh, learned Advocate for the applicant in both the O.As. and Shri I.S. Thorat, learned Presenting Officer for the respondents in both the O.As.

2. With the consent of both the sides, S.O. to 23.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**



**ORIGINAL APPLICATION NO. 384 OF 2019**  
**(Vinayak B. Kapse & Ors. Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. With the consent of both the sides, S.O. to 15.09.2021 for final hearing.

**MEMBER (A)**

**MEMBER (J)**

**M.A. No. 212/2021 with M.A. No. 285/2021 in O.A. No. 694/2018 with M.A. No. 262/2021 with M.A. No. 238/2021 (Somnath S. Reddy Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri Avinash Deshmukh, learned Advocate for the applicant in O.A., M.A. No. 212/2021 & M.A. No. 285/2021, Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents, Shri S.G. Kulkarni, learned Advocate holding for Shri Ajay Deshopande, learned Advocate for the applicant in M.A. No. 262/2021 (intervener) and Shri M.S. Sonawane, learned Advocate for the applicant in M.A. 238/2021 (intervener).

2. During course of arguments, it is noticed that the affidavit in reply of respondent No. 1 in M.A. No. 212/2020 is filed hurriedly without annexing requisite Exhibits- A to E, which are referred to in the said affidavit in reply.

3. Learned C.P.O. filed those Exhibits-A to E today. Same are taken on record and accordingly paging is ordered to be done. Copy of the said exhibits be

//2// M.A. 212/2021 with M.A.  
285/2021 in O.A. 694/2018  
with M.A. 262/2021 with  
M.A. 238/2021

furnished to the applicant during the course of the day. He submits that in those exhibits there is no provisional seniority lists as on 01.01.2018 and 01.01.2019.

4. Learned Advocate for the applicant in O.A. filed affidavit in rejoinder in M.A. No. 212/2021. Same is taken on record and copy thereof has been served on the other sides.

5. Learned Advocate Shri A.S. Deshmukh, for the applicant in O.A. submits that the applicant does not wish to file reply in M.A. Nos. 262/2021 & 238/2021.

6. At the request of learned Chief Presenting Officer for the respondents, time is granted for filing affidavit in reply in M.A. No. 285/2021.

7. S.O. to 06.09.2021. Interim relief granted earlier in M.A. No. 212/2021 to continue till next date.

**MEMBER (A)**

**MEMBER (J)**

**ORIGINAL APPLICATION NO.1082 OF 2019**  
**(Naresh W. Sakpal Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri L.V. Sangit, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. The preset matter is already part heard.
3. By consent of both the sides, S.O. to 09.09.2021 for hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.399 OF 2021**  
**(Dr. Shivaji J. Rathod Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**DATE : 01.09.2021**  
**ORAL ORDER :**

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

2. Learned Advocate for the Applicant submits that all the respondents are served and he would file service affidavit during the course of the day.

3. Learned P.O. appearing on behalf of respondents submits that the respondents have received the e-mail communication dated 12.08.2021 from the learned Advocate for the applicant alleging that the respondents have committed the contempt of the interim order.

4. Perusal of the interim order would show that the matter arises out of counseling done on 30.07.2021 and the interim order is confined to that only.

5. Therefore, at this stage, at the request of the learned P.O., time is granted for filing affidavit-in-reply.

6. S.O. to 24.09.2021. Interim relief granted earlier to continue till then.

**MEMBER (J)**

SAS ORAL ORDERS 01.09.2021

**ORIGINAL APPLICATION NO.356 OF 2020**  
**(Kiran B. Kolpe Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. Pleadings are complete. The matter is admitted and it is fixed for hearing at the stage of admission.

3. S.O. to 27.09.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.357 OF 2020**  
**(Vinod R. Borge Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

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

2. Pleadings are complete. The matter is admitted and it is fixed for hearing at the stage of admission.

3. S.O. to 27.09.2021.

**MEMBER (J)**



**ORIGINAL APPLICATION NO.47 OF 2021**  
**(Bhanudas F. Gavit Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**DATE : 01.09.2021**  
**ORAL ORDER :**

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

2. On the last occasion parties were directed to make statement regarding the present status of departmental enquiry pending against the applicant.
3. In that regard, short affidavit is filed by the applicant. It is taken on record.
4. Learned P.O. for the respondents on the other hand submits that he has received instructions that the charge sheet is served upon the applicant and the enquiry officer is appointed for conducting the enquiry.
5. Learned P.O. for the respondents placed on record the copy of communication dated 06.08.2021 received from the respondent no.2. In the said letter it is stated that the proposal for revocation of suspension order of the applicant is received from the respondent no.3 i.e. the Collector, Nandurbar. The same is send to the office of respondent no.1 as the applicant is group 'B' gazetted officer.

**//2//**

**O.A.47/2021**

6. In view of above, learned Advocate for the applicant submits that the Original Application can be disposed of by giving suitable directions to the respondents.

7. In view of same, the preset matter is closed for order.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.400 OF 2021**  
**(Shaikh Imroj Shaikh Riyaz Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)**  
**DATE : 01.09.2021**  
**ORAL ORDER :**

Heard Shri N.N. Bhagwat, learned Advocate holding for Shri C.K. Shinde, learned Advocate for the applicant and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time for filing affidavit-in-reply on behalf of the respondents. Time is granted.
3. S.O. to 29.09.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.236 OF 2021**  
**(Vikram B. Garje Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri V.G. Pingle, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. At the request of learned P.O., time is granted for filing affidavit-in-reply by the respondents.
3. S.O. to 29.09.2021.

**MEMBER (J)**

**M.A.NO.122 OF 2020 IN O.A.ST.NO.349 OF 2020**  
**(Narandra Krishna Rameshdev Joshi Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. The present matter is reserved for order.

**MEMBER (J)**

**M.A.NO.237 OF 2021 WITH M.A.NO.174 OF 2020  
IN O.A.ST.NO.574 OF 2020  
(Dnyanoba W. Jadhav Vs. State of Maharashtra & Ors.)**

**CORAM : Hon'ble Shri V.D. Dongre, Member (J)  
DATE : 01.09.2021  
ORAL ORDER :**

Heard Shri Mayur Subhedar, learned Advocate holding for Shri C.V. Dharurkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 20.09.2021.

**MEMBER (J)**

**ORIGINAL APPLICATION NO.490 OF 2018**  
**(Bhaudas D. Vaishnav Vs. State of Maharashtra & Ors.)**

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

**DATE : 01.09.2021**

**ORAL ORDER :**

Heard Ms. Anagha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Affidavit-in-sur-rejoinder filed on behalf of the Respondent Nos.1 to 4 is taken on record and copy thereof has been served on the other side.
3. S.O. to 20.09.2021 for final hearing.

**MEMBER (J)**

**ORIGINAL APPLICATION NO. 406 OF 2021  
(Sajed Mubasshiruddin Siddiqui Vs. the State of  
Maharashtra & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

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

2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 & 2 and the same is taken on record and copy thereof has been served on the learned Advocate for the applicant.

3. Learned Advocate for the applicant submits that he wants to go through the affidavit in reply filed by respondent Nos. 1 & 2 and he will file rejoinder affidavit, if necessary and seeks time. Time granted.

4. S.O. to 30.9.2021.

**MEMBER (A)**



**ORIGINAL APPLICATION NO. 394 OF 2021  
(Rekha R. Mohite & Anr. Vs. the State of Maha. &  
Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that the notices have been served on all the respondents and he will file service affidavit in the office of this Tribunal.

3. Learned Presenting Officer for the respondents seeks time for filing affidavit in reply. Time granted.

4. S.O. to 30.9.2021.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 393 OF 2021  
(Anjanabai M. Ingale & Anr. Vs. the State of  
Maharashtra & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri Avinash S. Deshmukh, learned Advocate for the applicants and Shri N.U. Yadav, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.
3. S.O. to 30.9.2021.

**MEMBER (A)**

ORAL ORDERS 1.9.2021-HDD

**ORIGINAL APPLICATION NO. 389 OF 2021  
(Baburao C. Mahire Vs. the State of Maha. & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

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

2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted.

3. S.O. to 4.10.2021.

**MEMBER (A)**

ORAL ORDERS 1.9.2021-HDD

**ORIGINAL APPLICATION NO. 303 OF 2020  
(Sanjay D. Dongaonkar Vs. the State of Maharashtra  
& Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri P.N. Sonpethkar, learned Advocate for the applicants and Shri B.S. Deokar, learned Presenting Officer for the respondents.

2. Perusal of amended pleadings and prayer clauses would show that the applicant wants to challenge the Departmental Enquiry initiated against him by the respondents. However, considering the amended pleadings and prayer clauses, it appears that the present case needs to be decided by the Division Bench. Hence, the Registrar of this Tribunal is directed to take appropriate steps to place the present case before the Division Bench.

**MEMBER (A)**

**M.A.NO. 241/2021 IN O.A.NO. 950/2019  
(Jayashri T. Thakur Vs. the State of Maha. & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

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

2. As per the noting of Registrar dated 24.8.2021 in M.A. No. 241/2021 after amendment the subject matter of present case pertains to Division Bench. Therefore, the Registrar of this Tribunal is directed to take appropriate steps to place the present case before the Division Bench.

**MEMBER (A)**

ORAL ORDERS 1.9.2021-HDD

**ORIGINAL APPLICATION NO. 939 OF 2016  
(Rajendra B. Salvi Vs. the State of Maha. & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri D.S. Mutalik, learned Advocate holding for Shri J.B. Choudhary, learned Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has referred to paragraph No. 6 of affidavit filed by respondent No. 1 dated 01.02.2020. It has been stated therein that a proposal shall be submitted by the Finance Department to the General Administration Department for its remarks. However, he is not able to get updated position despite the fact that he had telephonic communication with subordinate staff of Finance Department. He has assured that he will make written reference to Shri. Nitin Ramchandra Gadre, ACS Finance Department, Mantralaya, Mumbai, for getting updated position in the case and will submit the information obtained, if any, before the Tribunal. Two weeks' time is granted.

3. S.O. to 16.9.2021.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 498 OF 2021  
(Navnath R. Sanap Vs. the State of Maha. & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri Omprakash D. Mane, learned Advocate for the applicants and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submits that after about one year of joining of service by the applicant Patoda Taluka was bifurcated. The native place "TAGADGAON" which was originally in Patoda Taluka, got included in Shirur-Kasar taluka after bifurcation of Patoda taluka in the year 1999. However, while considering proposal for transfer on SWAGRAM basis Superintendent of Police issued transfer order on 23.8.2021 treating the native place of the applicant within Patoda Taluka instead of Shirur Kasar taluka, which is factually incorrect and the applicant has been posted at Ambhora, Tq. Ashti.

3. Learned Presenting Officer for the respondents has assured that he will get copy of minutes of meeting of Police Establishment Board whereby the Tribunal

will confirm the factual position vis-à-vis what has been stated in the O.A.

4. Learned Presenting Officer has filed a copy of wireless communication addressed to the Superintendent of Police, Beed by Police Station Amalner stating that the applicant has been relieved from Police Station Amalner in pursuance to the impugned transfer order dated 23.8.2021 to join at transferred place i.e. at Ambhora, Tq. Ashti.

5. In view of the above, the prayer 15 (D) of the applicant i.e. Interim relief of stay the transfer order of applicant be granted till the disposal of the Original Application is infructuous. However, the transfer order is subject to outcome of this Original Application.

6. Issue notices to the respondents, returnable on 3.9.2021.

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



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

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

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

11. S.O. to 3.9.2021.

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

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 364 OF 2021  
(Vinayak K. Kalambkar Vs. the State of  
Maharashtra & Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri Vishal Bakal, learned Advocate holding for Shri V.S. Kadam, learned Advocate for the applicant and Shri V.R. Bhumkar, learned Presenting Officer for the respondents.

2. Today, the learned Advocate for the applicant has filed a copy of written notes of arguments instead of by the end of day on 31.08.2021. Since arguments from both the sides have been completed the case is taken up for passing order, which earlier had been scheduled on 30.8.2021, but deferred on the request of learned Advocate for the applicant so as to enable him to submit say on the case laws relied upon by the respondents.

3. S.O. to 2.9.2021 for passing the order on the point of interim relief.

**MEMBER (A)**

**ORIGINAL APPLICATION NO. 215 OF 2021  
(Dr. Mangesh M. Ghodke Vs. the State of Maha. &  
Ors.)**

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

**DATE : 1.9.2021**

**ORAL ORDER**

Heard Shri Jayant S. Deshmukh, learned Advocate for the applicant and Mrs. Deepali S. Deshpande, learned Presenting Officer for the respondent Nos. 1 & 2. None appears for respondent Nos. 3 & 4.

2. Learned Presenting Officer has submitted that respondent Nos. 1 & 2 are formal parties and, therefore, affidavit in reply is not necessary. It has been brought to her notice that from plain reading of the “transfer order” issued by the Chief Executive Officer, Zilla Parishad, Aurangabad, dated 10.8.2020 does not speak of transfer but speaks of “stop gap arrangement” until further orders. It is essential to know the background facts on record of Zilla Parishad, Aurangabad which required the C.E.O. Zilla Parishad Aurangabad to issue such order. It is also pertinent to know the same from respondent No. 2 whether this action of stop gap arrangement had been stipulated in

the course of disaster management during this Corona Pandemic situation. Therefore, affidavits in reply of the respondents are necessary. Accordingly, the learned Presenting Officer is directed to seek instructions from the respondent Nos. 1 & 2 either to file affidavit in reply.

3. Fresh notices may be issued to the respondent Nos. 3 & 4, returnable on 22.9.2021.

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.

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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 22.9.2021.

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

**MEMBER (A)**

ORAL ORDERS 1.9.2021-HDD

**Date :01.09.2021**

**ORIGINAL APPLICATION NO.504 OF 2021**

**(Shri Dilip Bhojusingh Rathod V/s The State of Maharashtra & Ors.)**

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

1. Shri M.D. Gadhamgaonkar, Id. Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, Id. P.O. for the respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 05.10.2021. The case be listed for admission hearing on 05.10.2021.
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.

**REGISTRAR**

**Date : 01.09.2021**  
**ORIGINAL APPLICATION NO.491/2021**  
**(Bhagwan Naik V/s State of Maharashtra & Ors.)**

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

1. Shri Vijay V. Deshmukh Id. Advocate for the applicant and Shri M.P.Gude Id. PO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 04.10.2021. The case be listed for admission hearing on 04.10.2021.
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 Respondents 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.

**REGISTRAR**

**Date : 01.09.2021**  
**ORIGINAL APPLICATION NO.422/2021**  
**(Satish Trimukhe V/s State of Maharashtra & Ors.)**

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

1. Shri Vijay V. Deshmukh Id. Advocate for the applicant and Smt. Deepali Deshpande Id. PO for respondents, are present.
2. Circulation is granted. Issue notices to the respondents, returnable on 04.10.2021. The case be listed for admission hearing on 04.10.2021.
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 Respondents 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.

**REGISTRAR**