

**ORIGINAL APPLICATION NO. 1080/2019**  
(Shri Ravindra S. Patil Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Smt. Priya Bharaswadkar, learned Presenting Officer for the respondent Nos. 1, 2 & 4 and Shri S.D. Dhongde, learned Advocate for respondent No. 3.

2. At the request of learned Advocate for the applicant, issue fresh notices to the respondent Nos. 2 & 4, returnable on 13.04.2020.

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

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(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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 13.04.2020.

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

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 799/2016**  
(Shri Bhura R. Pawar Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri H.A. Joshi, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 15.04.2020 for production of relevant seniority list considered for promotion.

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 920/2018**  
(Shri Ravindra S. Patil Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri D.R. Patil, learned Presenting Officer for the respondent Nos. 1, 2 & 4 and Shri S.D. Dhongde, learned Advocate for respondent No. 3.

2. The applicant has challenged the communication dated 13.08.2018 sent by the Accountant General, Mumbai addressed to the Executive Engineer, Jalgaon Medium Project Division No. 1, Jalgaon raising objections in the pension case of the applicant and returned the pension papers of the applicant with a direction to comply the said objections. After receiving the said communication, the applicant approached this Tribunal and prayed to quash and set aside the same.

3. On perusal of the objection raised by the Accountant General, Mumbai on 13.08.2018, it reveals that the Accountant General, Mumbai directed the respondent No. 3 i.e. the Executive Engineer, Jalgaon Medium Project Division No. 1, Jalgaon to comply the said objections. On raising the said objections, it is

//2// O.A. 920/2018

duty of the respondent No. 3 to act upon the said objections or to disagree with the same and to justify the earlier pension proposal of the applicant. The respondent No. 3 has not taken any decision in that regard. Therefore, in these circumstances, in my view, it is just and proper to direct the respondent No. 3 to take appropriate action on the communication dated 13.08.2018 received from the Accountant General, Mumbai, in the pension case of the applicant and to send pension case of the applicant to the Accountant General, Mumbai immediately within stipulated time.

4. Learned Advocate for respondent No. 3 sought three months' time to take action on the communication received from the Accountant General, Mumbai dated 13.08.2018. Therefore, he has submitted that by giving the above said direction the O.A. may be disposed of.

5. Learned Advocate for the applicant has submitted that the respondent No. 3 has not taken any action on the communication dated 13.08.2018 since one and half year and therefore, he has prayed to issue direction to the respondent No. 3 in that regard.

//3// O.A. 920/2018

6. In view of the submissions advanced by the learned Advocate for the applicant and learned Advocate for respondent No. 3, it would be just and proper to direct the respondent No. 3 to act upon the communication dated 13.08.2018 or to justify the earlier pension papers sent by him for sanction of pension to the applicant within reasonable time and with that direction the present O.A. can be disposed of.

7. In view of this, the O.A. is disposed of with a direction to the respondent No. 3 to act upon the communication dated 13.08.2018 or to justify his earlier proposal and to process the pension papers of the applicant immediately within a period of two months from the date of this order and communicate the decision therein to the applicant in writing. There shall be no order as to costs.

**ACTING CHAIRMAN**

**ORIGINAL APPLICATION NO. 946/2018**  
(Shri Kailas D. Patil Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri A.D. Sugdare, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent Nos. 1 & 2 and Shri S.D. Dhongde, learned Advocate for respondent No. 3.

2. Learned Advocate for the respondent No. 3 and learned Presenting Officer have submitted that the Government has challenged the order passed by this Tribunal in O.A. Nos. 233, 234, 235 & 236 all of 2012 dated 07.10.2013 before the Hon'ble High Court, but the Hon'ble High Court dismissed the W.P. on 17.07.2018. It is their contention that the respondent No. 1 State Government is intending to challenge the said order before the Hon'ble Apex Court by filing S.L.P. They have submitted that the respondent Nos. 1 to 3 have contended the said fact in their affidavit in reply. Therefore, they have sought time to produce documents in that regard.

3. On perusal of the record, it reveals that the respondent Nos. 1 to 3 have filed their affidavit in reply in the month of August, 2019 contending that they

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O.A. No. 946/2018

were intending to file S.L.P. before the Hon'ble Apex Court challenging the order passed by the Hon'ble High Court dismissing the W.P. wherein the order passed by this Tribunal in O.A. Nos. 233, 234, 235 & 236 all of 2012 dated 07.10.2013 has been challenged. Since August, 2019 there is no progress in the matter. The respondents are not producing any documents to show that whether the Government approached the Hon'ble Apex Court challenging the order of Hon'ble High Court in W.P. decided on 17.07.2018.

4. In view of this, the respondent No. 1 i.e. the Secretary, Water Resources Department, Mumbai is directed to file his personal affidavit stating as to whether the Government has challenged the order passed by the Hon'ble High Court dismissing the W.P. wherein the order passed by this Tribunal in O.A. Nos. 233, 234, 235 & 236 all of 2012 dated 07.10.2013 has been challenged before the Hon'ble Apex Court and to produce documents in that regard.

5. S.O. to 08.04.2020

6. The present matter be tagged along with O.A. 139/2019.

**ACTING CHAIRMAN**



**ORIGINAL APPLICATION NO. 139/2019**  
(Shri Madhukar R. Dusane Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. At the request of learned Presenting Officer, S.O. to 08.04.2020.

3. The present matter be tagged along with O.A. No. 946/2018.

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 138/2020**  
(Shri Balasaheb R. Kundgir Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri V.B. Wagh, learned Advocate for the applicant and Smt. Priya Bharaswadkar, learned Presenting Officer for the respondents

2. Learned Advocate for the applicant has submitted that the applicant has been transferred by the impugned order dated 04.03.2020 before completion of normal tenure. He has submitted that the applicant is involved in the examination of 10<sup>th</sup> Std. and he is not yet been relieved. He has submitted that the applicant is going to retired on 31.01.2021. He has submitted that the impugned order is in violation of the provisions of the Transfer Act, 2005. Therefore, he has prayed to grant stay to the operation and execution of the impugned order of transfer.

3. Learned Presenting Officer has submitted that the transfer of the applicant has been made in view of the provisions of Section 4(4) and 4(5) of the Transfer Act, 2005 and there is no illegality in it. She has submitted that the impugned order has been issued by following the mandatory provisions of the Transfer Act,

2005. She has submitted that she wants to file detailed affidavit in reply and therefore, she sought time.

4. On perusal of the documents on record, prima facie, it reveals that the impugned order has been issued before completion of tenure of the applicant. There is no record to show that the applicant has been transferred on complaint or on account of administrative exigency. In my view, there is just ground to grant stay to the impugned order. Therefore, the impugned order of transfer is stayed till the next date.

5. Issue notices to the respondents, returnable on 20.04.2020.

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

7. 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

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O.A. No. 138/2020

the case would be taken up for final disposal at the stage of admission hearing.

8. 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.

9. 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.

10. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

11. S.O. to 20.04.2020.

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

**ACTING CHAIRMAN**

**O.A. Nos. 86/19, 118/19, 278/19 & 421/19**  
(Shri Bhimrao S. Pawar & Ors. Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri S.D. Dhongde, learned Advocate for the applicants in all these O.As. and S/shri M.S. Mahajan and D.R. Patil, learned Chief Presenting Officer and Presenting Officer for respective respondents in respective O.As..

2. Learned Chief Presenting Officer has placed on record a copy of communication dated 06.01.2020 along with accompanying documents. Same are taken on record and marked as document X collectively.

3. Learned Chief Presenting Officer has submitted that the S.L.P. challenging the order in case of similarly situated employees is pending before the Hon'ble Apex Court and therefore, he seeks time to take instructions from the respondents regarding the present status of the said S.L.P. pending before the Hon'ble Apex Court. Time granted.

4. S.O. to 13.04.2020.

**ACTING CHAIRMAN**

**T.A. No. 01/2020 (W.P. No. 2057/2020 )**  
**(Shri Viabhav U. Gawali Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri V.Y. Patil, learned Advocate holding  
for Shaikh Mazhar A. Jahagirdar, learned Advocate for  
the applicant and Shri M.S. Mahajan, learned Chief  
Presenting Officer for the respondents.

2. Learned C.P.O. has placed on record a copy of  
communication dated 17.02.2020. Same is taken on  
record and marked as document 'X' for the purposes of  
identification.

3. Learned Advocate for the applicant has  
submitted that since the M.P.S.C. has agreed to issue  
interview letter to the applicant, he is not pressing any  
interim relief.

4. Issue notices to the respondents, returnable on  
22.04.2020.

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

//3// T.A. 1/20 (W.P. 2057/2020)

6. 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.

8. 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.

9. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

10. S.O. to 22.04.2020.

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

**ACTING CHAIRMAN**

**ORIGINAL APPLICATION NO. 121 OF 2020**  
(Shri Viabhav U. Gawali Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri V.Y. Patil, 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 22.04.2020.

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



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O.A. No. 121/2020

(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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 22.04.2020.

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

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 136 OF 2020**  
(Shri Rameshwar G. Kadam Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri A.R. Tapse, learned Advocate holding  
for Shri P.D. Suryawanshi, learned Advocate for the  
applicant and Shri M.S. Mahajan, learned Chief  
Presenting Officer for the respondents.

2. Learned Advocate for the applicant has  
submitted that the applicant has challenged the  
impugned order of selection before the Hon'ble High  
Court by filing W.P. and it has been disposed of by the  
Hon'ble High Court, but no record has been produced  
in that regard.

3. In view thereof, the applicant is directed to  
produce on record copy of the order passed by the  
Hon'ble Apex Court in W.P.

4. S.O. to 11.03.2020.

**ACTING CHAIRMAN**

**ORIGINAL APPLICATION NO. 129 OF 2020**  
(Shri Siddarth Mahendra Kadam Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has submitted that if the directions are issued to the respondents to decide the representations dated 30.12.2019 & 03.01.2020, the purpose of filing of the present O.A. will be served and therefore, he has prayed to issue direction to the respondents to decide the representations filed by the applicant within stipulated time.

3. Learned Chief Presenting Officer has submitted that the reasonable time may be given to the respondents to decide the representations and with that direction the present O.A. may be disposed of.

4. In view of the submissions advanced by the learned Advocate for the applicant and learned C.P.O.,

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O.A. No. 129/2020

it is just and proper to direct the respondents to decide the representations of the applicant dated 30.12.2020 and 03.01.2020 within a stipulated time and to dispose of the O.A. accordingly.

5. In view of this, the O.A. is disposed of with a direction to the respondents to take appropriate decision on the representations of the applicant dated 30.12.2019 and 03.01.2020 within a period of one month from the date of this order, on merit as per the rules and communicate the decision therein to the applicant in writing. There shall be no order as to costs.

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**M.A. St. No. 341/2020 in O.A. No. 866/2019**  
(Shri Santoshsing K. Rajput Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant seeks leave of this Tribunal to amend the prayer Clause 13(B) of the M.A.

3. Leave as prayed for is granted. The applicant shall amend the M.A. forthwith.

4. After amendment, issue notices to the respondents in M.A., returnable on 21.04.2020.

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

6. Applicant is authorized and directed to serve on respondent/s intimation/notice of date of hearing duly

//2// M.A. St. 341/20 in O.A. 866/19

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.

8. 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.

9. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

10. S.O. to 21.04.2020.

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

**ACTING CHAIRMAN**

**M.A. No. 125/2020 in O.A. St. No. 389/2020**  
(Ms. Alka S. Mundhe Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Chief Presenting Officer has placed on record a copy of communication dated 02.03.2020 along with statement regarding vacant posts. Same is taken record on record and marked as document 'X' for the purpose of identification.

3. Learned Advocate for the applicant has submitted that the respondent No. 4 issued the advertisement dated 28.02.2020 inviting the applications from eligible candidates for 650 posts of Police Sub Inspector, Group-B (Non-Gazetted). He has submitted that as per the Roster Point Nos. 11 and 77, two posts has to be reserved for NT-D category for the appointment of P.S.I. and therefore, he has prayed to grant interim relief in favour of the applicant and to stay the advertisement dated 28.02.2020.

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M.A. 125/20 in  
O.A. St. 389/2020

4. Learned C.P.O. has submitted that total 496 posts were sanctioned for the appointment on the post of P.S.I. He has submitted that 2% out of it posts have been reserved for NT-D category and 99 posts have been reserved. He has submitted that 82 posts have been filled in and now process to fill up 26 posts has been undergone for the year 2016-19. He has submitted that at present there is no vacancy available for the NT-D category and the same has been mentioned in the advertisement. There is no illegality in the advertisement issued by the M.P.S.C. and therefore, he has prayed to reject the interim relief as claimed by the applicant.

5. On perusal of the statement produced by the C.P.O. regarding vacant posts of P.S.I., it reveals that the 99 posts have been reserved for NT-D category. Out of these, 82 posts have been filled in and process to appoint the candidates on 26 posts for the year 2016-19 is going on. At present, there is no vacancy to fill up the posts reserved for NT-D category and the MPSC has rightly published the advertisement, which is assailed in the O.A. and there is no illegality in the advertisement. Hence, the interim relief as claimed by



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M.A. 125/20 in  
O.A. St. 389/2020

the applicant deserves to be rejected. There is no merit in the M.A. Consequently, the M.A. deserves to be dismissed.

6. In view of this, the M.A. stands dismissed with no order as to costs.

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION ST. NO. 389 OF 2020**  
(Ms. Alka S. Mundhe Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**  
(This matter has been placed before the  
Single Bench due to non-availability of the  
Division Bench)

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri S.D. Munde, 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 21.04.2020.

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

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O.A. St. 389/2020

(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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 21.04.2020.

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

**ACTING CHAIRMAN**

KPB/ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.128/2020**  
(Pandit Sonawane Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri A.P.Sonpethkar learned Advocate holding for Shri M.M.Kadtu learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 07-04-2020

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.902/2019**  
(Shivaji Thorat Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant states that he will file affidavit in rejoinder during the course of the day. He also undertakes to serve copy of the same on the other side.

3. S.O. to 23-04-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.980/2019**  
(Suresh Jagtap Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicant and Shri I.S.Thorat learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant files affidavit in rejoinder. It is taken on record. Copy thereof has been served on the other side.

3. Learned P.O. states that he may file rejoinder, if necessary.

4. Pleadings are complete. Case is admitted. It may be placed for final hearing on the next date.

5. S.O. to 08-04-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.126/2020**  
(Dr. Sushilkumar Kendre Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant prays for leave to amend the O.A. Leave as prayed for is granted. Two weeks' time is granted to carry out amendment.

3. Case be removed from the board.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.552/2019**  
(Mukhtar Mubarak Ali Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Ashish Rajkar learned Advocate holding for Shri S.D.Karkare learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has produced copy of order dated 29-01-2020 alongwith joining report dated 28-01-2020 by which the applicant has been posted at Aurangabad. Same are taken on record.

3. Learned Advocate has submitted that the applicant has been transferred at Aurangabad during the pendency of the O.A. Therefore, on instructions received from the applicant he states that the applicant does not want to proceed with the O.A. and he prays for leave to withdraw the same.

4. In view of the submission of the learned Advocate for the applicant leave as prayed for is granted. O.A. stands disposed of as withdrawn with no order as to costs.

**ACTING CHAIRMAN**



**ORIGINAL APPLICATION NO.132/2020**  
**(Jayawant Patil Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Kakasaheb B. Jadhav learned Advocate for the applicant and Shri M.P.Gude learned Presenting Officer for the respondents.

2. Issue notices to the respondents, returnable on 22.04.2020.
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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 22.04.2020.

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

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.137/2020**  
(Lalit Pandule Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Issue notices to the respondents, returnable on 16.04.2020.
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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 16.04.2020.

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

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**M.A.NO.546/2019 WITH M.A.NO.111/2020 IN  
O.A.ST. NO.1964/2019  
(Madhav Narde Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. M.A.No.546/2019 is filed to sue jointly. Identical prayers are made and the applicants are agitating the similar cause and to avoid the multiplicity of litigation, the M.A. for sue jointly is allowed. M.A.No.546/2019 stands disposed of with no order as to costs.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**M.A.NO.111/2020 IN O.A.ST. NO.1964/2019**  
(Madhav Narde Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Issue notices to the respondents in M.A., returnable on 17.04.2020.

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.

M.A.NO.111/2020 IN O.A.ST. NO.1964/2019

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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 17.04.2020.

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

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**M.A.NO.130/2020 WITH M.A.NO.128/2020 IN  
O.A.NO.114/2020**

**(Dagdu Patil Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Ku. Priti Wankhade learned Advocate for the applicant and Shri M.S.Mahajan learned Chief Presenting Officer for the respondents.

2. Learned Advocate for the applicant has prayed to amend the O.A. stating that the complexion of the case would not change if amendment is allowed. Therefore, she has prayed to allow the amendment.

3. Learned CPO has submitted that he has no objection to allow the proposed amendment as it will not change the nature of litigation and he will have an opportunity to reply the amended pleadings.

4. In view of the submissions of learned Advocate for the applicant as well as the learned CPO, M.A.No.128/2020 for amendment is allowed. Applicant is permitted to allow the O.A. as prayed for. Applicant shall amend the O.A. within 2 weeks.

5. Applicant shall produce the amended O.A. and supply the copy of the same to the respondents. Case be removed from the board.

**ACTING CHAIRMAN**



**ORIGINAL APPLICATION ST. NO.195/2020**  
(Chhaya Sulakhe Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Smt. Ranjita Barhate learned Advocate for the applicant and Smt. Deepali Deshpande learned Presenting Officer for the respondents.

2. The applicant has sought following reliefs:

*“A) The Respondent No.2 and 3 be directed to issue no dues certificate and no objection certificate in favour of the applicant within one month.”*

3. It is contention of the applicant that she is going to retire in the month of December 2020 i.e. on 31-12-2020 and therefore she applied for receiving no dues certificate and no objection certificate. It is contention of the applicant that she is asking for said certificates from 2016. She is seeking direction to the respondent nos.2 and 3 to issue certificates in that regard.

4. On perusal of record it reveals that the respondents applied for no dues certificate and no objection certificate initially on 22-01-2016. Cause of

O.A.ST.NO.195/2020

action arose to the applicant thereafter. The applicant has not filed the O.A. within time from the said communication. Therefore, O.A. is barred by limitation.

5. Not only this but no dues certificate and no objection certificate have to be issued by the respondent nos.2 and 3 to Accountant General at the time of processing the pension case of the applicant at the appropriate stage. The stage of processing the pension papers has not come and therefore praying for no dues certificate and no objection certificate and seeking direction in that regard is premature on that ground. Therefore, the O.A. deserves to be rejected. Hence, O.A. stands rejected. There shall be no order as to costs.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**M.A.ST.NO.2092/2019 IN O.A.ST.NO.2093/2019**  
(Rameshwar Gupta Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri P.S.Magar learned Advocate holding for Shri Shakil Shaikh learned Advocate for the applicant and Shri S.K.Shirse learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant seeks time to remove office objections. Two weeks' time is granted as a last chance.

3. S.O. to 24-03-2020.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**M.A.NO.126/2020 IN O.A.ST.NO.381/2020**  
(Vishwambhar Tidke Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri S.R.Sapkal learned Advocate for the applicant and Smt. Priya Bharaswadkar learned Presenting Officer for the respondents.

2. Issue notices to the respondents in M.A., returnable on 17.04.2020.

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.

M.A.NO.126/2020 IN O.A.ST.NO.381/2020

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. If notice is not collected within 7 days or proof of service is not produced before 3 days of the next date, case shall automatically stand dismissed without further reference to the Tribunal.

8. S.O. to 17.04.2020.

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

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.185/2019**  
**(Dr. Sanjay Joshi Vs. State of Maharashtra & Ors.)**

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri J.S.Deshmukh learned Advocate for the applicant, Shri D.R.Patil learned Presenting Officer for the respondents and Shri M.S.Taur learned Advocate holding for Shri V.M.Vibhute learned Advocate for respondent nos.4 & 5.

2. Learned Advocate for the applicant has submitted that during the pendency of the O.A. respondents have disbursed the amount of DCRG and GIS and applicant has received the said amounts. He has submitted that since the applicant has received the said amounts he does not want to proceed with the O.A. Therefore, he prayed to dispose of the O.A. with liberty to the applicant to file fresh O.A. claiming interest on delayed payment of pensionary benefits as per rules, if permissible.

3. Learned P.O. and learned Advocate for respondent nos.4 & 5 prayed for passing appropriate order in the facts and circumstances of the case.

O.A.No.185/2019

4. Since the respondents have already disbursed the amounts of DCRG and GIS nothing survives in the O.A. Hence, the O.A. is disposed of with liberty to the applicant to file fresh O.A. claiming interest on delayed payment of pensionary benefits as per rules, if permissible. There shall be no order as to costs.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.186/2019**  
(Dr. Subhash Jadhav Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri J.S.Deshmukh learned Advocate for the applicant, Smt. Deepali Deshpande learned Presenting Officer for the respondents and Shri M.S.Taur learned Advocate for respondent nos.4 & 5.

2. Learned Advocate for the applicant has submitted that during the pendency of the O.A. respondents have disbursed the amount of DCRG and GIS and applicant has received the said amounts. He has submitted that since the applicant has received the said amounts he does not want to proceed with the O.A. Therefore, he prayed to dispose of the O.A. with liberty to the applicant to file fresh O.A. claiming interest on delayed payment of pensionary benefits as per rules, if permissible.

3. Learned P.O. and learned Advocate for respondent nos.4 & 5 prayed for passing appropriate order in the facts and circumstances of the case.

4. Since the respondents have already disbursed the amounts of DCRG and GIS nothing survives in the



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O.A.No.186/2019

O.A. Hence, the O.A. is disposed of with liberty to the applicant to file fresh O.A. claiming interest on delayed payment of pensionary benefits as per rules, if permissible. There shall be no order as to costs.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO.744/2019**  
(Sachin Shiradkar Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Smt. Supriya Bhilegaonkar learned Advocate holding for Shri M.B.Bharaswadkar learned Advocate for the applicant and Smt. Sanjivani Ghate learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has produced the communication dated 29-02-2020 received to her from the applicant and prayed to withdraw the O.A. Same is taken on record. It is marked as document "X" for identification.

3. Learned Advocate for the applicant on instructions submits that the applicant does not want to proceed with the O.A and wants to withdraw the same.

4. Learned P.O. has prayed to pass appropriate order.

5. Since the applicant does not want to proceed with the O.A. and prays for leave to withdraw the same, leave as prayed for is granted. O.A. stands disposed of as withdrawn with no order as to costs.

**ACTING CHAIRMAN**

**ORIGINAL APPLICATION NO.802/2019**  
(Tushar Shinde Vs. State of Maharashtra & Ors.)

**CORAM : B. P. PATIL, ACTING CHAIRMAN**

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has submitted that the applicant is working in the office of Medical Superintendent, Rural Hospital, Rahata, Tq. Rahata, Dist. Ahmednagar and he is clearing the pending works. Learned Advocate for the applicant on instructions received from the applicant submits that the applicant would complete the arrears of work within 15 days. Therefore, he prayed to dispose of the O.A. with direction to relieve the applicant on completion of arrears of work.

3. Learned P.O. has submitted that on completion of arrears of work applicant be relieved on completion of the pending work.

4. In view of the submission of learned Advocate P.O., O.A. stands disposed of with direction to the respondents to relieve the applicant after completion of

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O.A.NO.802/2019

arrears of work. The applicant is directed to clear the pending works within 15 days. O.A. stands disposed of with the above directions. There shall be no order as to costs.

**ACTING CHAIRMAN**

YUK ORAL ORDERS 06.03.2020

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

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri A.G. Jadhav, learned Advocate holding for Shri R.S. Sadaphule, 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, S.O. to 24.3.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 48/2018**  
**(Sanjay N. Nade Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Shri V.G. Pingle, learned Advocate for the applicant (**leave note**). Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. At the request and by consent of both the parties, S.O. to 13.4.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 383/2018**  
**(Meraj Begum Syeed Abdul Khalak Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request and by consent of both the parties, S.O. to 9.4.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 615/2018  
(Desai T. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Smt. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned Presenting Officer seeks time to file sur-rejoinder. Time granted.

3. In the circumstances, S.O. to 3.4.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020



**ORIGINAL APPLICATION NO. 737/2018**  
**(Dr. Rangnath B. Sangle Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Avinash S. Deshmukh, 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, S.O. to 27.3.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**O.A. NOS. 162, 163, 164, 173, 174, 175, 176 AND 221  
ALL OF 2019  
(Mahadev R. Pawar & Ors. Vs. State of Maharashtra &  
Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Smt. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicants in all the cases and Shri S.K. Shirse, learned Presenting Officer for the respondents in all these cases.

2. At the request of learned Presenting Officer, S.O. to 20.4.2020 for filing sur-rejoinder/s of the respondents, if any, in all these cases.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 230/2019**  
**(Dr. Rekha G. Gaikwad Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent nos. 1 & 2 and Shri S.K. Kadam, learned Advocate for respondent no. 3.

2. At the request of learned Advocate for the applicant, S.O. to 26.3.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 303/2019**  
**(Sukracharya B. Tekale Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Presenting Officer has filed affidavit in reply of respondent nos. 1 to 4. It is taken on record and copy thereof has been supplied to other side.

3. Both the sides submit that the present matter be admitted. In the circumstances, the present O.A. is hereby admitted.

4. As the Division Bench is not available, the present matter be placed for final hearing before the Division Bench as when it would be available.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 313/2019**  
**(Dr. Mahendra A. Patil Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Shri Chaintanya C. Deshpande, learned Advocate for the applicant (**absent**). Shri N.U. Yadav, learned Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 13.4.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 448/2019**  
**(Anil T. Patil & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Shri S.D. Kotkar, learned Advocate for the applicant (**absent**). Shri S.K. Shirse, learned Presenting Officer for the respondents, is present.

2. In view of absence of learned Advocate for the applicant, S.O. to 13.4.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 433/2019**  
**(Dr. Sunder V. Kulkarni Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant, Shri M.P. Gude, learned Presenting Officer for the respondent no. 1 and Shri M.R. Kulkarni, learned Advocate for respondent no. 2.

2. At the request of learned Presenting Officer, S.O. to 26.3.2020 for filing affidavit in reply of respondent no. 1.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 497/2019**  
**(Ravindra N. Turukmane Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Y.K. Kanade, learned Advocate holding for Shri Hemant Surve, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 3.4.2020 for filing affidavit in reply of the respondents and also for taking corrective steps on the line of order dtd. 22.1.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020



**ORIGINAL APPLICATION NO. 534/2019**  
**(Mahesh H. Badake Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Ms. Preeti R. Wankhade, 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, S.O. to 7.4.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 573/2019**  
**(Dr. Eknath D. Male Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant, Shri N.U. Yadav, learned Presenting Officer for the respondent nos. 1 & 2 and Shri Avinash S. Deshmukh, learned Advocate for respondent no. 3.

2. At the request of learned Advocate for the respondent no. 3, S.O. to 26.3.2020 for filing affidavit in reply.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**O.A. NO. 612/2019 WITH CAVEAT 53/2019  
(Harshal M. Nagare & Ors. Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Yogesh B. Bolkar, learned Advocate for the applicant and Smt. Priya R. Bharaswadkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 19.3.2020 for filing affidavit in reply of the respondents.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 941/2019**  
**(Dr. Shukracharya G. Dudhal Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Smt. Angha Pandit, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. Learned Chief Presenting Officer has filed affidavit in reply of respondent nos. 1 & 2. It is taken on record and copy thereof has been supplied to other side.

3. In the circumstances, S.O. to 20.3.2020 for filing rejoinder affidavit, if any.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**M.A. 35/2018 IN O.A. ST. 97/2018**  
**(Nilesh R. Tagad Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri S.S. Jadhavar, learned Advocate for the applicant, Shri B.S. Deokar, learned Presenting Officer for the respondent no. 1 and Shri M.B. Kolpe, learned Advocate for respondent no. 2.

2. At the request of learned Advocate for the applicant, S.O. to 31.3.2020 for filing application for amendment as per order dtd. 11.2.2020.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**M.A. 613/2019 IN O.A. st. 2401/2019**  
**(Mallikarjun D. Deshmane Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Shamsunder B. Patil, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. to 3.4.2020 for filing affidavit in reply of the respondents in the present M.A.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 641/2015**  
**(Bhagatsingh P. Patil (Pawar) Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Shri S.D. Joshi, learned Advocate for the applicant (**leave note**). Shri I.S. Thorat, learned Presenting Officer for the respondents, is present.

2. Since the learned Advocate for the applicant has filed leave note and also the Division Bench is not available, S.O. to 27.4.2020 for final hearing.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020

**ORIGINAL APPLICATION NO. 849/2018**  
**(Dr. Vinod A. Kakade Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Mohit Deshmukh, learned Advocate holding for Shri S.G. Chapalgaonkar, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

2. Since the Division Bench is not available, S.O. to 27.4.2020 for final hearing.

**ACTING CHAIRMAN**

ARJ ORAL ORDERS 06.03.2020



**ORIGINAL APPLICATION NO. 843/2018**  
**(Suresh D. Machal Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

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

2. Learned Advocate for the applicant has produced on record copy of the communication received from the applicant and states that the applicant does not want to proceed with the present O.A. and wants to withdraw the same. The said communication is taken on record and marked as document 'X' for the purpose of identification. Therefore, he seeks leave of this Tribunal to withdraw the O.A.

3. Learned Presenting Officer has prayed to pass necessary order.

4. In view of the submissions advanced by the learned Advocate for the applicant, leave as prayed for is granted. The O.A. is disposed of as withdrawn with no order as to costs.

**ACTING CHAIRMAN**

**ORIGINAL APPLICATION ST. NO. 42/2020  
(Abhishek R. Sutavane Vs. State of Maharashtra & Ors.)**

**CORAM : B.P. PATIL, ACTING CHAIRMAN**

[This matter is placed before the Single Bench due to non-availability of Division Bench.]

**DATE : 06.03.2020**

**ORAL ORDER :**

Heard Shri Ashok A. More, learned Advocate for the applicant and Shri I.S. Thorat, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant, on instructions, states that the applicant does not want to proceed with the present O.A. and wants to withdraw the same with liberty to approach the appropriate forum. Therefore, he seeks leave of this Tribunal to withdraw the O.A. with liberty to approach the appropriate forum.

3. Learned Presenting Officer has prayed to pass necessary order.

4. In view of the submissions advanced by the learned Advocate for the applicant, the present O.A. is disposed of as withdrawn with liberty to the applicant to approach the appropriate forum. There shall be no order as to costs.

**ACTING CHAIRMAN**