

O.A.No.859/2022 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri A.P.Sadavarte, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. three weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.828/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri A.Joshi holding for Shri S.N.Gaikwad,
ld. counsel for the applicant and Shri
A.M.Khadatkar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. four weeks
for filing reply.**

Vice Chairman

rsm.

O.A.No.1007/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.Pande, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of
respondent no.2. It is taken on record. As per his
submission, it is sufficient to decide the O.A.. The
O.A. is **admitted** and kept for final hearing.

3. The learned P.O. waives notice for the
respondents.

4. **S.O.09.07.2024.**

Vice Chairman

rsm.

**O.A.No.1058/2023 with O.A.No.1117/2023
(S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri P.S.Kshirsagar, ld. counsel for the applicants and Smt.A.Warjekar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 20.06.2024 for filing reply.**

Vice Chairman

rsm.

O.A.No.1060/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri P.V.Ghare, ld. counsel for the applicant
and Smt.A.Warjekar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. three weeks
for filing reply.**

Vice Chairman

rsm.

O.A.No.1244/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri A.Motlag, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the respondents 1
and 2. None for the respondent no.3.

2. At the request of ld. P.O., **S.O. three weeks
for filing reply.**

Vice Chairman

rsm.

O.A.No.20/2024 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.P.Palshikar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of respondents. It is taken on record. The O.A. is **admitted** and kept for final hearing.

3. The learned P.O. waives notice for the respondents.

4. **S.O.03.07.2024.**

Put up this O.A. with connected O.A.No.1000/2018.

Vice Chairman

rsm.

O.A.No.44/2024 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.Pande, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. four weeks
for filing reply.**

Vice Chairman

rsm.

O.A.No.152/2024 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri P.V.Thakre, ld. counsel for the applicant, Smt.A.Warjekar, ld. P.O. for the respondents 1, 3 and 4 and Shri A.S.Deshpande, ld. counsel for the respondent no.2.

2. At the request of ld. P.O., **S.O. three weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.163/2024 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.Borkute, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 26.06.2024 for filing reply.**

Vice Chairman

rsm.

O.A.No.170/2024 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri G.Sangrame holding for Shri M.P.Kariya, ld. counsel for the applicant, Smt.A.warjekar, ld. P.O. for the respondent no.1. None for the respondent no.4. Await service of R-2 & 3.

2. The learned P.O. seeks time to file reply.

3. **S.O. two weeks.**

Vice Chairman

rsm.

Rev.A.No.06/2021 in O.A.No.837/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri K.R.Giripunje, ld. counsel holding for Mrs.R.S.Sirpurkar, ld. counsel for the respondent(Original Applicant) and Shri A.M.Khadatkar, ld. P.O. for the applicants (Original Respondents).

2. At the request of ld. counsel for the Original Applicant, **S.O. two weeks.**

Vice Chairman

rsm.

O.A.No.1000/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.P.Palshikar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 03.07.2024.**

Put up this O.A. with connected O.A.No.20/2024.

Vice Chairman

rsm.

O.A.No.754/2019 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

None for the applicant. Shri
A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. 19.06.2024.**

Vice Chairman

rsm.

O.A.No.244/2020 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.R.Dambhare, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. two weeks.**

Vice Chairman

rsm.

O.A.No.186/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri A.Motlag holding for Shri R.V.Shiralkar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. next week.**

Vice Chairman

rsm.

O.A.No.626/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri M.R.Khan, ld. counsel for the applicant
and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. **S.O. 20.06.2024.**

Vice Chairman

rsm.

O.A.No.954/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.D.Chande, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. next week.**

Vice Chairman

rsm.

O.A.No.36/2022 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Mrs.R.Gosavi holding for Shri
G.N.Khazode, ld. counsel for the applicant and
Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the
applicant, **S.O. 27.06.2024.**

Vice Chairman

rsm.

O.A.No.1007/2022 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri Nagdeve holding for Shri N.D.Thombre, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. two weeks.**

Vice Chairman

rsm.

O.A.No.168/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

None present for the applicant.
Smt.S.Khobragade, ld. P.O. for the respondents.

2. **S.O. 04.07.2024.**

Vice Chairman

rsm.

O.A.No.608/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Heard Shri P.S.Kshirsagar, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. The applicant has challenged transfer order dated 19.06.2023 by which he was transferred from Shegaon to Taluka Jalgaon Jamod, District Buldhana. The applicant was transferred within 20 days. He was not due for transfer. Therefore, the stay was granted by this Tribunal.

3. The respondent nos.2 and 3 filed reply. In para 3 and 4 of the reply, they have stated that after the order of this Tribunal, they have passed Corrigendum and the applicant is returned back Shegaon and the person who is transferred in place of the applicant he is posted at Taluka Jalgaon Jamod, District Buldhana. Para 3 and 4 of the reply are reproduced below-

3. It is specifically submitted that the respondent No.2 has issued the corrigendum dated 12.07.2023, whereby the Applicant has been posted at T.S.F. (Taluka Bij Gunan Prashetra ani Chikitsalaya) office, Shegaon. The copy of the corrigendum dated 12.07.2023 is annexed herewith as Annexure-R-1.

4. It is specifically submitted that the error occurred in order dated 26.05.2023 & 19.06.2023 has been removed by the corrigendum dated 12.07.2023.

4. In view of the submission of respondents, nothing survives in this O.A.. Hence, the following order.

ORDER

The O.A. is disposed of. No order as to costs.

Vice Chairman

rsm.

O.A.No.693/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

None present for the applicant.
Smt.S.Khobragade, ld. P.O. for the respondents.

2. **S.O. 25.06.2024.**

Vice Chairman

rsm.

O.A.No.1230/2023 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Heard Shri R.L.Kadu, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents 1 to 4. None for the respondent no.5.

2. There is confusion in respect of villages Chichghat Navegaon and Chichghat Chafegadi. Hence, P.O. is directed to get instructions/ call to concern Officer to clarify.

3. **S.O. 27.06.2024.**

4. **P.H.**

Vice Chairman

rsm.

O.A.No.908/2019 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Ms.T.Ahmed holding for Shri N.R.Saboo, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondents 1 and 2 and Shri N.C.Majethiya, ld. counsel for the respondent no.3.

2. The learned counsel for the respondent no.3 submits that he has not received copy of amended O.A.. The applicant is directed to supply the copy.

3. **S.O.04.07.2024.**

Vice Chairman

rsm.

O.A.No.1286/2023 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri P.A.Kadu, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned counsel for the applicant
seeks time to file reply.

3. **S.O.25.06.2024 for filing reply.** Time is
granted as last chance.

Vice Chairman

rsm.

O.A.No.1297/2023 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri S.P.Palshikar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of all respondents. It is taken on record. The O.A. is **admitted** and kept for final hearing. It is a covered matter.

3. The learned P.O. waives notice for the respondents.

4. **S.O.27.06.2024 for final hearing.**

Vice Chairman

rsm.

O.A.No.375/2024 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Heard Shri N.S.Warulkar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. seeks time to file reply.
3. The learned counsel for the applicant has pointed out the order dated 18.04.2024. Para 3 of the order is reproduced below-

3. The applicants are similarly situated employees. The applicants have made representation 1/4/2024. Hence, the respondents are directed to consider the representation of the applicants dated 1/4/2024.

4. Respondents are directed to comply the order dated 18.04.2024 before next date.
5. **S.O.05.07.2024.**

Vice Chairman

rsm.

O.A.No.483/2024 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri M.Agrawal holding for
Mrs.R.S.Sirpurkar, ld. counsel for the applicant and
Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 20.06.2024**
for filing reply.

Vice Chairman

rsm.

C.P.No.39/2024 in O.A.No.305/2023 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Mrs.K.N.Saboo, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. seeks time to file reply.
3. **S.O. four weeks for filing reply.**

Vice Chairman

rsm.

C.P.No.41/2024 in O.A.No.483/2023 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri G.K.Bhusari, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. three weeks for filing reply.**

Vice Chairman

rsm.

C.P.No.86/2023 in O.A.No.916/2021 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Heard Shri R.M.Fating, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. The learned P.O. submits that proposal as per the order of this Tribunal in respect of revised pension, regularisation / time bound promotion are submitted to the concerned department / Officer.

3. Respondents are directed to comply the order dated 10.04.2024 and order in respect of revised pension etc. before the next date failing which the concerned Officer shall remain present before this Tribunal.

4. **S.O.15.07.2024.**

5. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.No.805/2023 (D.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Vice Chairman.**

Dated : 11/06/2024.

Shri P.A.Kadu, Id. counsel for the applicant
and Shri M.I.Khan, Id. P.O. for the respondents.

2. **Put up this matter before regular D.B.
as and when available.**

Vice Chairman

rsm.

O.A.No.538/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

C.A.No.53/2024:-

Heard Shri K.R.Jain holding for Shri S.U.Kothekar, ld. counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the Respondents 1 & 2 and Shri R.D.Tajne, ld. counsel for the R-3.

2. On oral request of ld. counsel for the applicant, **S.O. to 19.06.2024.**

Member (J)

Date:- 11/06/2024.
aps.

O.A.No.963/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

None for the applicant. Shri A.P.Potnis, ld.
P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to three weeks for filing reply as a last chance.**

Member (J)

Date:- 11/06/2024.
aps.

O.A.No.303/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

None for the applicant. Smt.S.R.Khobragade,
ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 1 & 2. It is taken on record. She submits that she will serve it to the other side. She further submits that it is sufficient to decide the matter.

3. Hence, O.A. is **admitted** and kept for final hearing.

4. The ld. P.O. waives notice for the respondents.

5. **S.O. in due course.**

6. *Meanwhile, the ld. counsel for the applicant is at liberty to file Rejoinder, if any.*

Member (J)

Date:- 11/06/2024.
aps.

O.A.No.681/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

C.A.No.203/2021:-

Heard Shri K.Jain holding for Shri S.S.Dhengale, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

2. Though this application for amendment is strongly opposed, considering nature of proposed amendment the application deserves to be allowed. C.A. No. 203/2021 is allowed. Amendment shall be carried out within two weeks from today. Liberty to the respondents to file additional reply to the amended portion, if they so desire.

3. **S.O. two weeks.**

Member (J)

Date:- 11/06/2024.
aps.

O.A.No.392/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Smt. S.R.Khobragade, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. Ld. counsel for the applicant submits that respondent no. 2 is served and service affidavit will be filed within one week.

3. At the request of ld. counsel for the applicant, issue fresh notice to Respondent no. 3, returnable on three weeks. Learned P.O. waives notice for the State. Hamdast allowed.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

5. 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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be

obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. **S.O. three weeks.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.443/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.**

None for the applicant. Smt. S.R.Khobragade,
ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to three weeks for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.1155/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri P.T.Nagdeve holding for Shri N.D.Thombre, ld. counsel for the applicant and Smt. S.R.Khobragade, ld. P.O. for the Respondents.

2. It is submitted by ld. P.O. that on the next date reply shall be positively filed.

3. On oral request of ld. P.O., **S.O. to three weeks for filing reply strictly as a last chance.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.1279/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri A.P.Sadavarte, ld. counsel for the applicant and Smt. S.R.Khobragade, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to three weeks for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.1313/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to 27.06.2024 for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.125/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri K.H.Gawande, the applicant in person and Smt. A.D.Warjekar, Id. P.O. for the Respondents.

2. Ld. P.O. submits that reply is ready but it is to be sworn, **S.O. to 24.06.2024 for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.143/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Smt. S.R.Khobragade, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to 12.06.2024 for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.219/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Dr. N.G.Raut, the applicant in person and Shri S.A.Sainis, Id. P.O. for the Respondents 1 & 2.

2. Heard Advocate Shri Manish Shukla who intends to appear for respondent no. 3, if necessary.

3. It is the submission of Adv. Shri Shukla that though *prima facie* respondent no. 3 is shown to have been impleaded in his personal capacity, in the original application there is no pleading justifying such impleadment. In reply, it is submitted by the applicant that in all the orders respondent no. 3 has specifically mentioned not only his designation but also his name. This cannot be the basis for impleading any authority in his/her individual capacity. The applicant has pointed out that in the original application he has prayed for saddling costs on respondent no. 3 in his personal capacity. It may be mentioned that the applicant could not today specifically point out any particular pleading to justify impleadment of respondent no. 3 in his personal capacity. In case the applicant does not *prima facie* establish grounds for impleadment of respondent no. 3 in his personal capacity then the Id. P.O. may represent respondent no. 3. The applicant seeks time till day after tomorrow to take legal opinion in support of his contention that he is fully

justified in impleading respondent no. 3 in his personal capacity.

4. **S.O. 13.06.2024.**

5. **Steno copy is granted.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.238/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri A.A.Potnis, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. On oral request of ld. C.P.O., **S.O. to three weeks for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.299/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri V.R.Borkar, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. Reply of respondent no. 3 filed by ld. P.O.. It is taken on record. Copy is served to the other side.

3. On oral request of ld. P.O., **S.O. to three weeks for filing reply of respondent no. 5.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.308/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Smt. Saboo, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to three weeks for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.322/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri G.K.Bhusari, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents. Await service of R-2.

2. At the request of ld. counsel for the applicant, issue fresh notice to Respondent no. 2, returnable on three weeks. Learned C.P.O. waives notice for the State. Hamdast allowed.

3. Tribunal may take the case for final disposal at this stage and 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 O.A. Respondent is 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 within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. **S.O. three weeks.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.349/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Smt.Saboo, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to three weeks for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.373/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri A.Joshi holding for Shri A.P.Kalmegh, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. Ld. C.P.O. shall take instructions and make a statement as to whether representation of the applicant is decided as per order dated 16.04.2024 passed by this Tribunal.

3. On oral request of ld. C.P.O., **S.O. to three weeks for taking instructions.**

Member (J)

Date:- 11/06/2024.
aps.

O.A.No.388/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri A.Motlag, ld. counsel for the applicant and Smt. A.D.Warjekar, ld. P.O. for the Respondents. Await service of R-2 to 5.

2. On oral request of ld. P.O., **S.O. to three weeks for filing reply.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.Nos.718&719/2016 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

None for the applicant. Shri S.A.Sainis, Id.
P.O. for the Respondents.

2. On oral request of Id. P.O., **S.O. to next week
for final hearing.**

Member (J)

Date:- 11/06/2024.
aps.

O.A.No.1009/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Ms. K.Roy, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. to two weeks for final hearing.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.59/2022 with O.A.No.801/2021 with

C.A.No.321/2021 with O.A.No.802/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)

Dated : 11/06/2024.

Heard Shri S.P.Palshikar, ld. counsel for the applicants and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. to one week for final hearing.**

Member (J)

Date:- 11/06/2024.

aps.

O.A.No.994/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri V.R.Borkar, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. to four weeks for final hearing.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.257/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

None for the applicant. Shri S.A.Sainis, ld.
P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to four weeks for final hearing.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.197/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

None for the applicant. Shri A.P.Potnis, ld.
P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to three weeks for final hearing.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.441/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri S.Phadnis, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. to two weeks for final hearing.**

Date:- 11/06/2024.
aps.

Member (J)

O.A.No.1131/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.

Heard Shri V.R.Borkar holding for Shri I.N.Choudhari, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the Respondents 1 & 2. None for the R-3.

2. On oral request of ld. counsel for the applicant, **S.O. to two weeks for final hearing.**

Member (J)

Date:- 11/06/2024.
aps.

R.A.No.02/2024inO.A.No.927/2019 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/06/2024.**

Heard Smt.Saboo, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. to two weeks for final hearing.**

Member (J)

Date:- 11/06/2024.
aps.

O.A.Nos.567,568,626,627,677,678,679,680,681

**,1028,1029,1030,1031,1032,1033,1034,1035&
1036/2019 (S.B.)**

Coram:Shri M.A.Lovekar, Member (J)

Dated : 11/06/2024.

Heard Smt. Saboo, ld. counsel for the applicants and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. to 14.06.2024 for final hearing.**

Member (J)

Date:- 11/06/2024.

aps.

O.A.No.499/2024 (S.B.)

Smt. J.P.Sanap & 22 Ors. Vs. State of Mah. & 21 Ors.

Coram:Shri M.A.Lovekar, Member (J)

Dated : 11/06/2024.

C.A.No.241/2024:-

Heard Shri G.Bhusari, ld. counsel for the applicants and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. C.A.No.241/2024 for Jt. O.A. is allowed.

3. The applicants are working on the posts as detailed in para 4.1 since June, 2023. They had joined on these posts pursuant to grant of applications filed by them for transfer on request. On 05.09.2023 respondent no. 2 passed an order cancelling the order of transfer of the applicants. This order of cancellation of transfers dated 05.09.2023 is challenged in O.A. No. 1276/2023. In the said O.A. this Tribunal passed the interim order dated 05.12.2023 that the applicant, if he was not already relieved pursuant to the impugned order dated 05.09.2023, was not to be relieved till the returnable date. It is submitted that interim order dated 05.12.2023 is subsisting till today.

4. The order additionally impugned in this O.A. is dated 05.06.2024 (A-2). By this order, order dated 05.09.2023 in respect of cancellation of transfer orders pursuant to which the applicants are posted at various places, is sought to be implemented.

5. It is the contention of the applicants that they are yet to be relieved pursuant to order dated 05.06.2024 and in the facts and circumstances of the case interim order identical to the one passed in O.A. No. 1276/2023 on 05.12.2023 deserves to be passed.

6. Grant of interim order as above is resisted by ld. C.P.O. on the ground that order of cancelation of transfers of the applicant was passed on 05.09.2023 and the applicants have approached this Tribunal only when said order is sought to be implemented by relieving them.

7. It is a matter of record that though order of cancellation of transfers was passed on 05.09.2023 effect is sought to be given to the same after lapse of nine months i.e. on 05.06.2024. Considering all these aspects, I have come to the conclusion that interim order deserves to be passed identical to the one passed in O.A. No. 1276/2023 on 05.12.2023. It may be reiterated that

specific contention of the applicants is that they are not yet relieved pursuant to the impugned orders dated 05.09.2023 (A-1) & 05.06.2024 (A-2). **If the applicants are not relieved pursuant to the impugned orders dated 05.09.2023 (A-1) & 05.06.2024 (A-2), they shall not be relieved till the returnable date.**

8. Issue notice to Respondents, returnable on after four weeks. Learned C.P.O. waives notice for the State. Hamdast allowed.

9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

10. 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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

11. 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.

12. 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 within one week. Applicant is directed to file Affidavit of compliance and notice.

13. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

14. **S.O. after four weeks.**

15. **Steno copy is granted.**

Member (J)

Date:- 11/06/2024.

aps.

O.A.No.500/2024 (S.B.)

Shri B.L.Pawar & 9 Ors. Vs. State of Mah. & 15 Ors.

Coram:Shri M.A.Lovekar, Member (J)

Dated : 11/06/2024.

C.A.No.242/2024:-

Heard Shri G.Bhusari, ld. counsel for the applicants and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. C.A.No.242/2024 for Jt. O.A. is allowed.

3. The applicants are working on the posts as detailed in para 4.1 since June, 2023. They had joined on these posts pursuant to grant of applications filed by them for transfer on request. On 05.09.2023 respondent no. 2 passed an order cancelling the order of transfer of the applicants. This order of cancellation of transfers dated 05.09.2023 is challenged in O.A. No. 1276/2023. In the said O.A. this Tribunal passed the interim order dated 05.12.2023 that the applicant, if he was not already relieved pursuant to the impugned order dated 05.09.2023, was not to be relieved till the returnable date. It is submitted that interim order dated 05.12.2023 is subsisting till today.

4. The order additionally impugned in this O.A. is dated 05.06.2024 (A-2). By this order, order dated 05.09.2023 in respect of cancellation of transfer orders pursuant to which the applicants are posted at various places, is sought to be implemented.

5. It is the contention of the applicants that they are yet to be relieved pursuant to order dated 05.06.2024 and in the facts and circumstances of the case interim order identical to the one passed in O.A. No. 1276/2023 on 05.12.2023 deserves to be passed.

6. Grant of interim order as above is resisted by ld. C.P.O. on the ground that order of cancelation of transfers of the applicant was passed on 05.09.2023 and the applicants have approached this Tribunal only when said order is sought to be implemented by relieving them.

7. It is a matter of record that though order of cancellation of transfers was passed on 05.09.2023 effect is sought to be given to the same after lapse of nine months i.e. on 05.06.2024. Considering all these aspects, I have come to the conclusion that interim order deserves to be passed identical to the one passed in O.A. No. 1276/2023 on 05.12.2023. It may be reiterated that

specific contention of the applicants is that they are not yet relieved pursuant to the impugned orders dated 05.09.2023 (A-1) & 05.06.2024 (A-2). **If the applicants are not relieved pursuant to the impugned orders dated 05.09.2023 (A-1) & 05.06.2024 (A-2), they shall not be relieved till the returnable date.**

8. Issue notice to Respondents, returnable on after four weeks. Learned C.P.O. waives notice for the State. Hamdast allowed.

9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

10. 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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

11. 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.

12. 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 within one week. Applicant is directed to file Affidavit of compliance and notice.

13. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

14. **S.O. after four weeks.**

15. **Steno copy is granted.**

Member (J)

Date:- 11/06/2024.

aps.