

O.A. No. 661/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri P.V. Thakre, learned counsel for the applicant and Shri S.A. Sanis, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, **S.O. 22.10.2019** for filing rejoinder affidavit.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 591/2016(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri D.M. Kulkarni, learned counsel for the applicant and Shri P.N. Warjurkar, learned Presenting Officer for the respondents.

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

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 381/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri D.M. Kulkarni, learned counsel for the applicant and Shri A.P. Potnis, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant submitted that the grievance of the applicant is redressed and the applicant is not intending to prosecute the present Original Application and hence, he submitted that the same may be disposed of. He has filed a copy of letter received to him from the applicant in that regard and the same is taken on record and marked as document 'X' for the purposes of identification.

3. Learned Presenting Officer submitted that the necessary orders may be passed.

4. In view of the aforesaid submissions made on behalf of both the parties, the present Original Application stands disposed of for want of prosecution without any order as to costs.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 781/2018(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri V.K. Gulhane, learned counsel for the applicant and Shri H.K. Pande, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, **S.O. 22.10.2019**.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 240/2016(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri B. Dafle, learned counsel for the applicant and Shri M.I. Khan, learned Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, **S.O. after DIWALI VACATION.**

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 701/2017(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri A.N. Ansari, learned counsel for the applicant and Shri S.A. Sanis, learned Presenting Officer for the respondents.

2. Learned counsel for the applicant has filed service affidavit of respondent Nos. 2 & 3 and the same is taken on record.

3. Learned Presenting Officer requested three weeks' time for filing affidavit in reply of all the respondents. Time granted as prayed for.

4. S.O. after **three weeks**.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 824/2018(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri G.G. Bade, learned counsel for the applicant and Shri A.M. Ghogre, learned Presenting Officer for the respondents.

2. Issue notice to respondent No. 2, returnable after **four weeks**.
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. after four weeks.**

9. Steno copy and hamdust granted.

**MEMBER (J)**



O.A. No. 834/2018(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri G.G. Bade, learned counsel for the applicant and Shri A.M. Ghogre, learned Presenting Officer for the respondents.

2. It is submitted that the liberty be given to the applicant to make representation for convenient posting and respondents be directed to consider it at the time of general transfers of the year 2020.

3. In view of the above, liberty is granted to the applicant to make representation to the respondents and respondents are directed to consider the same at the time of general transfers of the year 2020.

4 With the above observations and directions, the present Original Application stands disposed of without any order as to costs.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 977/2018(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri G.G. Bade, learned counsel for the applicant and Shri A.M. Khadkar, learned Presenting Officer for the respondents.

2. Learned Presenting Officer appearing on behalf of all the respondents requested time to file affidavit in reply. Time granted.

3. S.O. after DIWALI VACATION.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 405/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri N.D. Thombre, learned counsel for the applicant and Shri H.K. Pande, learned Presenting Officer for the respondents.

2. Learned Presenting Officer for the respondents has filed a copy of order dated 11.10.2019 passed by the Deputy Director, Health Services Nagpur Circle, Nagpur, and it is submitted that the request of the applicant for voluntary retirement is considered and it is declared that the applicant stood retired from the service w.e.f. 30.08.2019. The copy of the aforesaid order dated 11.10.2019 is taken on record and marked as document 'X' for the purposes of identification.

3. In this background the respondents are directed to relieve the applicant from the service and start the process for paying retiral benefits to the applicant.

4. In view of the above, the present Original Application stands disposed of without any order as to costs.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 472/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri S.A. Marathe, learned counsel for the applicant and Shri A.M. Khadatkar, learned Presenting Officer for the respondents.

2. Learned counsel for the applicant has submitted that respondent No. 4 is served.

3. Learned Presenting Officer has submitted that he has filed affidavit in reply of respondent Nos. 2 & 3.

4. In view of the above, the present O.A. is admitted. It be kept for final hearing on 23.10.2019.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 570/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri B.R. Deshmukh, learned counsel for the applicant and Shri A.M. Khadatkar, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, **S.O. after DIWALI VACATION** for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 613/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri S.N. Gaikwad, learned counsel for the applicant and Shri S.A. Sanis, learned Presenting Officer for the respondents.

2. It is submitted that the applicant has forwarded fresh representation to the respondents for her transfer on 5<sup>th</sup> October, 2019. It is further submitted that by giving directions to the respondents to decide the representation within a stipulated period, the present Original Application may be disposed of.

3. Learned Presenting Officer for the respondents submitted that the necessary orders may be passed.

4. In view of the aforesaid submissions made on behalf of both the parties, the present Original Application stands disposed of with a direction to the respondents to take decision on the representation dated 5<sup>th</sup> October, 2019 filed by the applicant within a period of three weeks from the date of this order.

There shall be no order as to costs.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 629/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri S.N. Gaikwad, learned counsel for the applicant and Shri A.M. Ghogre, learned Presenting Officer for the respondents.

2. Learned counsel for the applicant has submitted that the applicant is retired from the Government service and, therefore, the present Original Application has become infructuous and may be disposed of as such.

3. Learned Presenting Officer for the respondents concedes the position.

4. In view of the aforesaid submissions made on behalf of the applicant, the present Original Application stands disposed of as has become infructuous without any order as to costs.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 630/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri A.M. Sudame, learned counsel for the applicant and Shri V.A. Kulkarni, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer, S.O. after two weeks for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD



O.A. No. 636/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

None appears for the applicant. Shri P.N. Warujkar, learned Presenting Officer for the respondents, present.

2. At the request of learned Presenting Officer, S.O. after three weeks for filing affidavit in reply.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 695/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri S.N. Gaikwad, learned counsel for the applicant and Shri M.I. Khan, learned Presenting Officer for the respondents.

2. Learned Presenting Officer has filed affidavit in reply of respondent No. 4. He has also filed additional affidavit of respondent No. 4. The copies of the same are taken on record.

3. The present O.A. is admitted. It be kept for final hearing on 04.11.2019.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 735/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

None appears for the applicant. Shri M.I. Khan, learned Presenting Officer for the respondents, present.

2. Since nobody appeared for the applicant, S.O. after DIWALI VACATION.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 412/2017(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri R.V. Shiralkar, learned counsel for the applicant, Shri A.M. Khadatkar, learned Presenting Officer for the respondent Nos. 1 to 3 and Shri L.B. Patel, learned Advocate for respondent No. 4.

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

3. Learned Presenting Officer is directed to produce on record original service book of deceased Shri Suryabhan Laxmanrao Niradkar, on the next date.

4. S.O. after DIWALI VACATION. Steno copy is allowed for the use of learned Presenting Officer.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 178/2018(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri R.V. Shralkar, learned counsel for the applicant and Shri A.M. Ghogre, learned Presenting Officer for the respondents.

2. It is submitted that the present Original Application has wrongly been placed before this bench. Hence, it be removed from the board of this bench and same be kept before other bench.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A.614/19 WITH O.A.597/19  
WITH C.A.307/19 & C.A.325/19 WITH  
O.A.617/19 WITH C.A.326/19(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard S/Shri A.M. Sudame & V.S. Kukday, learned counsel for the respective applicants in respective cases, Shri M.I. Khan, learned Presenting Officer for the respondents in all these cases Shri Bharat Kulkarni, learned counsel for intervenor in O.A. No. 597/2019 and Shri P.S. Wathore, learned Advocate for intervenor in O.A. No. 617/2019.

2. Reserved for orders.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 36/2017(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Mrs. K.N. Saboo, learned counsel for the applicant, Shri M.I. Khan, learned Presenting Officer for the respondent No. 1 and Shri A.M. Kukday, learned Advocate for respondent Nos. 2 & 3.

2. At the request of learned counsel for respondent Nos. 2 & 3, S.O. after DIWALI VACATION.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD

O.A. No. 421/2016(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri R.V. Shiralkar, learned counsel for the applicant and Shri P.N. Warjurkar, learned Presenting Officer for the respondents.

2. Learned counsel for the applicant has filed rejoinder affidavit and the same is taken on record and copy thereof has been served on the learned Presenting Officer.

3. S.O. after DIWALI VACATION.

**MEMBER (J)**

ORAL ORDERS 14.10.2019-SB-HDD



O.A. No. 480/2019(SB)

**Coram : Hon'ble Shri A.D. Karanjkar,  
MEMBER (J)**

**Dated : 14.10.2019**

Heard Shri Bharat Kulkarni, learned counsel for the applicant and Shri A.M. Khadatkar, learned Presenting Officer for the respondents.

2. The applicant is challenging the order dated 31.05.2019 issued by respondent No. 3 viz. the Regional Dairy Development Officer, Telang Khedi Road, Civil Lines, Nagpur, by which the applicant is transferred on vacant post at Wardha for the reasons that the applicant is posted at Wardha, but he is directed to work at Regional Office, Nagpur. The copy of impugned transfer order dated 31.05.2019 is placed on record at Annexure 'A-1', page No. 11 of paper book of O.A.

3. It is submission of the applicant that his son is blind (physically handicap) and under this circumstance if the applicant is directed to work at two places then it will cause him inconvenience. Learned counsel for the applicant also submitted that as the applicant is directed to work at Nagpur, but his salary is drawn at Wardha, therefore, it is causing him prejudice and, therefore, the

impugned order is required to be quashed and set aside.

4. Respondent No. 3 has filed affidavit in reply and justified the impugned order of transfer on the ground that the post of Stenographer at Regional Office is vacant and, therefore, the respondents have no alternative but to take services of the applicant at Regional Office, Nagpur. It is submission of the respondents that the applicant is entitled for HRA and other allowances at Wardha and, therefore, no prejudice is caused to the applicant.

5. Learned Presenting Officer for the respondents has placed reliance on the letter dated 5<sup>th</sup> September, 2019 written by the Regional Dairy Development Officer, Nagpur Division, Nagpur. In this letter it is mentioned that the post of Stenographer at Nagpur is vacant and, therefore, it is necessary to have services of the applicant for discharging official work. According to the respondents, there is no substance in the present Original Application and, therefore, it is required to be dismissed.

6. It appears from the facts and circumstances that the applicant was due for transfer and considering his option he was

transferred and posted at Wardha. Thus, it seems that the grievance of the applicant is regarding directions by which he has to work at Nagpur. In my opinion, as per service rules, the applicant is entitled for the TA and DA for the period for which he is directed to work at Nagpur. It is the duty of every Government servant to work for the convenience of the department and render his best services to the office. I do not find any merit in the contention of the applicant that he should not be directed to work at Nagpur.

7. During course of the arguments when query was made to the learned counsel for the applicant that the applicant is ready to accept posting at Nagpur, it was denied. Under these circumstances, I do not see any merit in the present Original Application. Hence, the following order: -

**ORDER**

The present Original Application stands dismissed without any order as to costs.

(ii) The respondents are directed to pay salary of the applicant immediately.

**MEMBER (J)**



O.A. 429/2014 (D.B.)

**Coram:**Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)

**Dated :** 14/10/2019.

**C.A. 386/2019 -**

None for the applicant. Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for other respondents.

2. For the reasons stated in the application, the C.A. No. 386/2019 is allowed.

**O.A. No. 429/2014 –**

**S.O. After Vacation.**

Put up the matter along with other connected matters.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 431/2014 (D.B.)

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

**C.A. 387/2019 -**

None for the applicant. Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for other respondents.

2. For the reasons stated in the application, the C.A. No. 387/2019 is allowed.

**O.A. No. 431/2014 –**

**S.O. After Vacation.**

Put up the matter along with other connected matters.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 430/2014 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

None for the applicant. Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for other respondents.

**S.O. After Vacation** along with other connected matters.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 806/2015 (D.B.)**

**Coram:Shri Shree Bhagwan,**  
**Vice-Chairman and**  
**Shri A.D. Karanjkar,**  
**Member(J)**

**Dated : 14/10/2019.**

**C.A. 390/2019 -**

Heard Shri S.P. Palshikar, Id. counsel  
for the applicant and Shri P.N. Warjurkar, Id.  
P.O. for the respondents.

For the reasons stated in the  
application, the C.A.No.390/2019 is allowed.

**O.A. 806/2015 –**

**S.O. 13/11/2019.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 571/2016 (D.B.)**



**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Shri A.B. Mirza, Id. counsel for the applicants and Shri P.N. Warjurkar, Id. P.O. for R-1 to 6. None for R-7 to 14. Await service of R-15&16.

2. The learned counsel for the applicant submitted that he will collect the notices of R-15&16 during the course of day.

**S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 312/2017 (D.B.)**

**Coram:Shri Shree Bhagwan,**

**Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

**C.A.243/2017 -**

Heard Shri G.G. Bade, Id .counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the State. Await service of R-2 to 4.

2. At the request of learned counsel for the applicant, fresh notice on C.A. to respondent nos. 2 to 4 be issued returnable **After Vacation.** Hamdast granted.

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 the O.A.

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 an affidavit of compliance in the

Registry as far as possible once week before the date fixed by this Tribunal. 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.

**S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 996/2017 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,**

**Member(J)**

**Dated : 14/10/2019.**

Shri I.N. Choudhari, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. one week.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 174/2018 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,**

**Member(J)**

**Dated : 14/10/2019.**

None for the applicant. Heard Shri P.N. Warjurkar, Id. P.O. for the respondents.

The Id. P.O. files reply on behalf of R-2. It is taken on record. He submitted that reply is R-2 is sufficient to decide the matter.

**Heard. Admit.**

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

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

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 187/2018 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Shri Sunil Pande, Id. counsel holding for Shri R.M. Mardikar, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 &2 and none for R-3. Await service of R-4 to 6.

At the request of Id. counsel for the applicant, **S.O. After Vacation** for filing service affidavit of R-4 to 6.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 769/18 with C.A. 375/19 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Shri Iyer, Id. counsel holding for Shri S.S. Ghatge, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. 15/10/2019.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 125/2019 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

None for the applicants. Shri A.M. Khadatkar, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. After Vacation** for filing reply.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 193/2019 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**



Shri S.P. Palshikar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The learned P.O. files reply on behalf of R-4. It is taken on record. Copy is served on the applicant.

At the request of Id. P.O., **S.O. After Vacation** for filing reply of R-2&3.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 583/2019 (D.B.)**

**Coram:Shri Shree Bhagwan,**  
**Vice-Chairman and**  
**Shri A.D. Karanjkar,**  
**Member(J)**

**Dated : 14/10/2019.**

**C.A. 364/2019 -**

Heard Shri Bharat Kulkarni, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. The learned counsel for the applicant submitted that the applicant has received amount of GPF, Provisional Pension and GIS. He has filed C.A. No. 364/2019 for direction to release the Regular pension and Gratuity as these two amounts are pending.

3. The learned P.O. is directed to file reply on C.A. and clarify on these points.

**S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 767/2014 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

**C.A. 395/2019 -**

Heard Ms. Nidhi Pandey, Id. counsel holding for Shri S.S. Dhengale, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

For the reasons stated in the application, the C.A.No.395/2019 is allowed.

**O.A. 767/2014 –**

The matter be kept for final hearing **on 15/11/2019.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 41/2019 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

**C.A.285/2019 -**

Heard Shri M.R. Khan, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1 to 3 and none for R-4&5.

2. The respondents have no right to withheld the amounts of GPF, GIS and Provisional Pension, therefore, the respondents are directed to pay these amounts to the applicant within three weeks from the date of this order.

3. In view of above, the C.A. stands disposed of.

**O.A.41/2019 -**

**S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 569/2019 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri M.R. Khan, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

2. The learned counsel for the applicant submitted that on 16/02/2019, 14/03/2019 and 15/03/2019 three representations are made by the applicant to the respondents and which are pending. In this situation, the respondents are directed to decide the representations within a period of two months from the date of this order.

3. In view thereof, the O.A. stands disposed of. No order as to costs.

Steno copy is granted.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 790/2019 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Preeti Rane, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondent.

At the request of Id. P.O., **S.O. two weeks** for filing reply.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 741/2019 (D.B.)

**Coram:**Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)

**Dated : 14/10/2019.**

None for the applicant. Shri S.A. Deo,  
Id. CPO for R-1. Await service of R-2.

**S.O. two weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 430/2017 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Ms. Joshi, Id. counsel holding for Mrs. R.S. Sirpurkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

As submitted by the learned counsel for the applicant as criminal case against the applicant is pending before the Hon'ble High Court, the matter may be taken after decision of the Hon'ble High Court. Therefore, the matter be kept after decision of the Hon'ble High Court.

**Heard. Admit.**

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

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

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 920/2017 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**



Heard Shri A.M. Haque, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1 to 3 and Shri G.G. Bade, Id. counsel for R-4.

**Heard. Admit.**

The learned P.O. waives notice for R-1 to 3.

In the meantime, the applicant is at liberty to file amendment application, if any.

**S.O. four weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 102/2018 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri R.S. Khobragade, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

**Heard. Admit.**

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

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

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 126/2019 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri M.R. Khan, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

**Heard. Admit.**

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

**S.O. 22/10/2019.**

Put up the matter along with other similar matters.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 821/2019 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard the applicant in person and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to the respondents, returnable **after four weeks**. Learned C.P.O. waives notice for R-1. 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.

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

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 829/2019 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri D.M. Kakani, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to R-2, returnable **after three weeks**. Learned C.P.O. waives notice for R-1. 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.

**S.O. after three weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 150/2018 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. 11/11/2019.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 270/2018 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**



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

**Closed for orders.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 660/2014 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri R.V. Shiralkar, Id. counsel  
for the applicant and Shri A.M. Ghogre, Id.  
P.O. for R-1. None for R-3.

**S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 345/2017 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 846/2012 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri S. Borkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. The learned P.O. today files copy of letter dated 20/09/2019. It is taken on record and marked Exh. 'X' for the purposes of identification.

3. The respondents are directed to pay provisional pension along with arrears, the amount of GPF and amount of GIS to the applicant within a period of four weeks from the date of this order.

**S.O. After Vacation.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 07/2013 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri M.V. Mohokar, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The specific direction was given in this matter and the respondents were directed to produce the record of the fact finding inquiry, if any conducted for fixing responsibility on the applicant, but till today no steps are taken to produce this material before the Bench.

3. The learned counsel for the applicant submitted that without conducting any inquiry merely on the basis of Audit report the impugned order dated 20/12/2012 was passed directing to recover the amount from the applicant. It is contention of the applicant that while handing over the charge the entire amount was paid by him to his successor and therefore it was necessary for the respondents to hold the fact finding inquiry and give opportunity of hearing to the applicant for passing order of recovery.

4. The legal position is very settled that no person can be condemned without giving him opportunity of hearing. In the present matter, it seems that without giving opportunity of hearing to the applicant straight way order of recovery is passed and therefore it is not possible to justify the order.

5. In view of this, the O.A. stands allowed. The impugned order dated

20/12/2012 is set aside and if any amount is recovered from the applicant, it be refunded to him within a period of three months from the date of this order. The respondents shall be liable to pay interest @ 6% p.a. if the order is not complied within a period of three months. No order as to costs.

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 524/2019 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri W.G. Paunikar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. In response to the order dated 13/8/2019 information is forwarded by the Deputy Commissioner (Revenue), Nagpur Division, Nagpur that the request of the applicant for deemed date promotion is under process and reports are called and the said report would be considered in the Meeting which is scheduled on 5/11/2019. The respondents are directed to take proper decision and forward it to the GAD for necessary orders.

**S.O. three weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 1025/2018 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

**C.A. 396/2019 -**

Heard Shri N.B. Rathod, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The learned counsel for the applicant has placed on record affidavit of Dr. Ashalata R. Gutte and submits that she is a Ph.d. in the same subject and her option is submitted regarding answer of question no.5. It is taken on record and marked as Exh-X for the purposes of identification. Copy of the same is supplied to the Id. P.O.

3. For the reasons stated in the application, the C.A.No.396/2019 is allowed.

**O.A.1025/2018** –

Heard Shri N.B. Rathod, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. Today Shri Joshi Chetan Mukund, Project Manager expert for R-3&4 was present personally along with the Id. P.O. He explained that as per the procedure a larger group of expert is formed in which some are Ph.d. holders and some are Master degree holders. They prepared a question bank along with answers of respective questions. Later on a smaller group of experts again with similar qualifications are given responsibilities to pick required number of question papers



along with their respective answers as per requirement of the concerned exam.

3. Only these number of questions are asked in the question paper and their respective answers are matched while checking candidates' answer sheet.

4. However, since he submitted orally this procedure, he was asked to file this procedure on affidavit on record. The Id. P.O. is also directed to supply these papers to the learned counsel for the applicant before next date of hearing.

**S.O. 06/11/2019.**

**Member (J)**

**Vice-Chairman**

dnk.  
\*\*\*\*

**O.A. 50/2015 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 14/10/2019.**

Heard Shri M.R. Johrapurkar, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

2. The applicant is not held eligible under the Sport quota for the reason that he did not represent the State of Maharashtra in the Tournament. We have perused the G.R. dated 30/4/2005, it is Marathi version of the G.R. The learned P.O. is directed to file English version of this G.R. and also give information whether TUG-OF-WAR Federation of India who sponsored the Sport was affiliated with the Maharashtra Olympic Association or recognised by the Government of Maharashtra.

**S.O. 22/10/2019 (PH).**

Steno copy is granted.

**Member (J)**

**Vice-Chairman**

dnk.

O.A.No.869/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri B.Kulkarni, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents.

2. At the request of Id. P.O., **S.O. two weeks for reply.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

**O.A.No.939/2018 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

None for the applicant. Shri S.A.Deo, the  
Id. C.P.O. for the State. Await service of  
respondent no. 2.

**2. S.O. in due course.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

O.A.No.191/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri S.P.Palshikar, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondents.

2. The Id. P.O. filed the affidavit-in-reply of behalf of the respondent no. 2. It is taken on record. Copy is served to the other side.

3. Hence, the matter is **admitted** and kept for final hearing.

4. The Id. P.O. waives notices for the respondents.

5. **S.O. After Diwali Vacation.**

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

**Vice**

**Chairman**

**Date:-14/10/2019.**

aps.

O.A.No.203/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri S.Pande, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

2. Since reply has been filed. Matter will be heard on **S.O. 18/10/2019.**

3. *Till that time I.R. granted in para no. 3 order dated 23.04.2019 will be continued.*

**Vice**

**Chairman**  
**Date:-14/10/2019.**  
aps.

O.A.Nos.205, 206 & 207/2019  
(S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Smt. N.R.Saboo, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. The Id. P.O. seeks three weeks time to file reply. **S.O. After Diwali Vacation.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

O.A.No.631/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri R.M.Fating, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. The Id. P.O. desires three weeks time to file reply. **S.O. 05/11/2019.**

3. *If reply is not file till next date, matter be heard on merit.*

**Vice**

**Chairman**  
**Date:-14/10/2019.**  
aps.



**O.A.Nos.958 & 959/2018 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri S.S.Patil, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. 18/11/2019 for reply.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

O.A.No.742/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri A.P.Sadavarte, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State. Await service of respondent nos. 2 & 3.

2. The Id. P.O. desires time to file reply. **S.O. three weeks.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

**O.A.No.771/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri A.S.Ghawde, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State. Await services of respondent nos. 2 & 3.

2. The Id. counsel for the applicant submits that as per the information post facto sanctioned from the competent authority from impugned order dated 19/08/2019 (Annexure-A-12, P.B., Pg. No. 66).

3. The Id. C.P.O. desires time to file reply.

**S.O. After Diwali Vacation.**

**Vice**

**Chairman**

**Date:-14/10/2019.**

aps.

O.A.No.866/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri K.J.Khanorkar, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. The Id. P.O. submitted letter from Joint Director, Public Health Services, Mumbai; It is written on 26/08/2019 to Principal Secretary, Public Health Services. The respondent no. 1 is directed to take decision on letter dated 26/08/2019 by the Joint Director, Public Health Services **within four weeks** from the date of this order.

3. **S.O. After Diwali Vacation.**

4. **Steno copy is granted.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

**O.A.No.835/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri R.M.Fating, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. Issue notice to R-2 & 3, returnable on four weeks. Learned C.P.O. waives notice for R-1. 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. four weeks.**

**Vice**

**Chairman**

**Date:-14/10/2019.**

aps.

O.A.No.837/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri A.R.Rishi, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The Id. counsel for the applicant submits that applicant is completed 45 years of age today's itself. However, all the formalities have been completed and his documents have been verified by the documents.

3. In view of this, respondents are directed to take immediate action as per the G.A.D. G.R. dated 07/07/2019 on priority basis.

4. Issue notice to R-2 & 3, returnable on two weeks. Learned C.P.O. waives notice for R-1. Hamdast allowed.

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

6. 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.

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 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.

9. 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.

10. **S.O. two weeks.**

11. **Steno copy is granted.**

**Vice**

**Chairman**

**Date:-14/10/2019.**

aps.



**O.A.No.786/2015 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

None for the applicant. Shri S.A.Deo, the Id. C.P.O. for the respondent nos. 1 & 2 and Shri G.S.Umale holding for Shri A.M.Tirukh, the Id. counsel for the respondent no. 3.

2. At the request of Id. counsel for the respondent no. 3, **S.O. 17/10/2019.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

**O.A.No.540/2016 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/2019.**

Heard Shri C.A.Joshi, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

2. It appears that in last round of litigation in O.A. No. 224/2014 with C.A. No. 98/2015 in MAT Nagpur Order was delivered on 27/04/2015, which covers all the issues. Respondents are directed to comply the order fully and file it on record the action taken report.

**3. S.O. 18/11/2019.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

O.A.No.20/2016 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

None for the applicant. Shri H.K.Pande, the Id. P.O. for the respondent nos. 1 to 3 and Shri M.P.Kariya, the Id. counsel for the respondent no. 4.

2. The Id. P.O. filed Hon'ble High Court Judgment in case of **Shri Rajesh Krishna Kale Vs. State of Maharashtra & Ors. reported in 2015 (4) Mh.L.J. 799** in which they have explained in para (a):-

*"Maharashtra Village Police Patils (Recruitment, Pay, Allowances and Other conditions of service) Order, 1968 Reg. 3 (c), Cl. 5(2) and Government Resolution dt. 07/09/1999 – Police Patil – Appointment of – Eligibility – Possession of landed property is not criteria under order of 1968 – Holding of land in own name is not mandatory for a persons aspiring for appointment as Police Patil – Government Resolution dated 07/09/1999 has no overriding effect on statutory provisions of order of 1968. (Para 7)."*

3. In view of the Hon'ble High Court Judgment cited by Id. P.O. nothing survives in the O.A.. However, **S.O. After Diwali Vacation to hear the applicant's side.**

**Chairman**  
**Date:-14/10/2019.**

**Vice**

aps.

O.A.No.21/2016 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri G.G.Bade, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. After Diwali Vacation.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**

**O.A.No.793/2016 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. The Id. counsel for the applicant has mainly relied on the Judgment of Hon'ble High Court at P.B., Pg. No. 51 in W.P. No. 2046/2010 in Sachin Ambadas Dawale & 90 Ors. Vs. State of Maharashtra & Ors. The main contention of Id. counsel for the applicant is that though he was working since 27/11/1995 in G.R. dated 13/03/2015 at P.B., Pg. No. 78 (Annexure-A-9) applicant's name appeared at Sr. No. 25 and applicant has been given dated as 27/10/2003. The Id. counsel for the applicant submits that as per Hon'ble High Court Judgment date should have been 27/11/1995.

**3. S.O. 11/11/2019.**

**4. Matter is treated as P.H.**

**Vice**

**Chairman**  
**Date:-14/10/2019.**  
aps.

O.A.No.271/2017 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :14/10/ 2019.**

Heard Shri G.D.Vaidya, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

**2. S.O. After Diwali vacation.**

**Chairman**  
**Date:-14/10/2019.**  
aps.

**Vice**