

**O.A.No.307/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri G.N.Khanzode, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the Respondents.

2. The Id. counsel for the applicant has shown Judgment in W.P. No. 2114/2022 by Hon'ble Chief Justice of Hon'ble High Court, Mumbai Bench, Judgment dated 20.04.2022 in W.P. No. 2114/2022 in para no. 3, it is mentioned that in such a view of the matter, the Tribunal is justified and declining to grant the Interim Relief. The impugned order does not merit any interference and accordingly, the writ petition stands dismissed. However, we direct the respondents to file the reply-affidavits within seven days. Rejoinder thereto, if any, may be filed within three days thereafter. The Tribunal is encouraged to decide the O.A., in accordance with the law, as early as possible.

3. According to the Hon'ble High Court directions, both the parties are directed to be ready with the documents so that matter may be disposed of as earliest.

4. In view of the directions of the Hon'ble High Court, the matter is fixed in the week of June, 2022.  
**S.O. 07.06.2022.**

5. **Steno copy is granted.**

**Date:-13/05/2022.**  
aps.

**Vice Chairman**

O.A.No.552/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri G.C.Khond, the ld. Counsel for the applicant and Shri S.A.Sainis, the ld. P.O. for the State.

2. As submitted by ld. counsel for the applicant, applicant has applied for the post of Home Guard in response to the advertisement dated 30.11.2019 by Nagpur C.P. (A-1, Pg. No. 19). Applicant's grievance is that though he has secured 111 marks and cut off marks for Open Category is 110, but his name is not listed in the provisional list.

3. The applicant has filed representation dated 12.05.2022 (A-8, Pg. No. 45) and he has mentioned details about his claim. He has also mentioned marks obtained by him and he claims that his name should be in temporary or waiting list. **Respondents are directed to decide the representation dated 12.05.2022 (A-8, Pg. No. 45) before proceedings to the next stage of recruitment.**

4. Issue notice to Respondents, returnable on four weeks. Learned 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. four weeks.**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

**O.A.No.548/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

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

2. Issue notice to Respondents, returnable on four weeks. Learned 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.**

9. **Put up this matter before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**  
aps.

**O.A.No.546/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri S.N.Gaikwad, the ld. Counsel for the applicant and Shri A.M.Khadatkar, the ld. P.O. for the State.

2. The applicant is a Talathi in Tahsil Office. The enquiry was started by the serving chargesheet dated 17.02.2020 (A-2, Pg. No. 18) and after enquiry was completed final order was passed on 26.03.2021 (A-7, Pg. No. 49), as per final order operative part of the order is at page no. 51. Hence, applicant has been dismissed, aggrieved by this order, applicant has been approached to this Tribunal. As submitted by the ld. counsel for the applicant, applicant filed appeal which has been rejected also.

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

10. **Put up before regular D.B..**

11. **Interim Relief is kept open at this stage.**

**Vice Chairman**

**Date:-13/05/2022.**  
aps.



O.A.No.547/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri R.V.Shiralkar, the ld. Counsel for the applicant and Shri A.M.Khadatkar, the ld. P.O. for the State.

2. The applicant is working as Assistant Professor on Ad-hoc Basis on 05.01.1996 after being selected by Divisional Selection Board. The appointment of the applicant was made for 4 months or till regularly appointed candidate from M.P.S.C. is made available. The appointment of the applicant came to be continued after giving her technical breaks till 21.01.2009. The grievances of the applicant is that from 2009 to till date applicant has completed 12 years but her name is not in the list. Aggrieved with the order dated 28.09.2021 (A-2, Pg. No. 19) by which her juniors have been promoted and she has not been promoted, she approached to the Tribunal.

3. As submitted by ld. counsel for the applicant, **Respondent no. 1 should consider the case of the applicant as juniors have been promoted by order dated 11.04.2022 and decide the applicant's representation dated 29.04.2022 (A-5, Pg. No. 36) till filing of the reply. Till that time status-quo be maintained.**

4. Issue notice to Respondents, returnable on four weeks. Learned 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. four weeks.**

11. **Put up before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

O.A.No.549/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri G.G.Bade, the ld. Counsel for the applicant and Shri S.A.Sainis, the ld. P.O. for the State.

2. As aggrieved with the promotion order dated 09.05.2022 (A-1, Pg. No. 12) & 10.05.2022 (Pg. No. 16) applicant approached to this Tribunal. The ld. counsel for the applicant is directed that he should ask the applicant to file representation before the respondents, after receipt of the representation; respondents are directed to consider it and decide it at earliest. It is further directed that **if any promotion orders are issued that will be subject to outcome of the O.A..**

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

10. **Put up before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

O.A.No.550/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

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

2. As submitted by ld. counsel for the applicant, department has started D.E. by issuing order dated 14.02.2022 (A-23, Pg. No. 151). It is further submitted that the chargesheet was served on 29.07.2013 and report has been submitted by order dated 25.08.2021 as per correspondence of the department by Desk Officer than District Special Auditor in which it is mentioned that enquiry report by Amravati Division, Amravati has been submitted by letter dated 25.08.2021 and report has been asked to be submitted within 15 days. The ld. counsel for the applicant is challenging this enquiry report.

3. The ld. counsel for the applicant is pleading for the interim relief for granting not to take any coercive action against him. However, in such situation, no such relief can be granted.

4. Respondents **are directed to finalize the enquiry report within limited period.**

5. Issue notice to Respondents, returnable on 14.06.2022. Learned P.O. waives notice for R-1. Hamdast allowed.

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

7. 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.

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 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.

10. 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.

11. **S.O. 14.06.2022.**

12. **Put up before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

**O.A.No.551/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri A.Shriwas, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the State.

2. Applicant has applied for the post of Police Constable post from 'GondGowari' category as an Tribal Category. Meanwhile, Hon'ble Supreme Court as reversed the order of Hon'ble High Court and de-listed the 'GondGowari' from 'Gowari' community. The Id. counsel for the applicant is relying on the Judgment of Hon'ble High Court Bombay, Bench at Nagpur in common W.P. No. 4032/2009 & 4 Ors. and basically on its para no. 101 of page no. 226.

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

10. **Put up before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**

aps.



O.A.No.554/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri A.B.Moon, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the State.

2. The Id. counsel for the applicant is directed to make a representation and respondents are directed to decide the representation since his claim is that his service rendered in the Home Guard has not been counted at the time of preparing the merit list. **Respondents are directed to decide the representation before proceeding at next stage of the recruitment.**

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

10. **Put up before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

O.A.No.545/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman**  
**Dated : 13/05/2022.**

Heard Shri A.B.Moon, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the State.

2. The grievance of the applicant is that in the physical test the candidates who have secured lesser marks than him, they have been selected. Candidate has applied for Police Constable (Driver) post in the physical test he has secured more marks than any other candidates.

3. Applicant has filed representation dated 04.05.2022 (A-14, Pg. No. 189). **Respondents are directed to decide the representation dated 04.05.2022 (A-14, Pg. No. 189) before proceeding at the next stage of recruitment.**

4. Issue notice to Respondents, returnable on four weeks. Learned 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. four weeks.**

11. **Put up before regular D.B..**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

O.A.No.537/2022 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman**

**Dated :13/05/2022.**

Heard Shri S.N.Gaikwad, the ld. counsel for the applicant and Shri S.A.Sainis, the ld. P.O. for the State.

2. The ld. counsel for the applicant submits that applicant is a retired person (Class-III employee) as per submission on page no. 3 of the O.A., para no. 1 applicant was initially appointed on the post of Junior Clerk in the year 1996 which is a Class-III post, she was posted at Tahsil Officer, Yavatmal afterwards she got promotion to the post of Senior Clerk. After D.E., punishment order was passed on 03.03.2022 (A-9, Pg. No. 46). The operative part of the punishment is on page no. 47 which is reproduced below:-

“१. महाराष्ट्र नागरीसेवा (शिस्त व अपिल) नियम १९७९ चे नियम ५ (१) चे नियम (तीन) अन्वये श्रीमती एस.टी.वाठोरे, तत्का.अ.का., जि.पु.का.यवतमाळ, तहसिलकार्यालय बाभूळगांव (सेवानिवृत्त) यांचेकडून रुपये २,१४,९५० अक्षरी (रु. दोनलाख, चौदाहजार, नउशेपन्नास फक्त) एकमुस्तवसूल करावे.”

3. The ld. counsel for the applicant has relied on judgment of **Hon'ble Apex Court in case of State Of Punjab &Ors vs. RafiqMasih (White Washer) decided on 18 December, 2014** in Civil Appeal No. 11527 OF 2014 (Arising out of SLP(C) No. 11684 of 2012). The applicant's case is squarely covers by para no. 12 (i) of the said Judgment which is reproduced below:-

*“12. It is not possible to postulate all situations of hardship, which would govern employees on the issue of recovery, where payments have mistakenly been made by the employer, in excess of their entitlement. Be that as it may, based on the decisions referred to herein above, we may, as a ready reference, summarise the following few situations, wherein recoveries by the employers, would be impermissible in law:-*

*(i) Recovery from employees belonging to Class-III and Class-IV service (or Group ‘C’ and Group ‘D’ service).*

4. In view of this, **applicant’s recovery order dated 03.03.2022 (A-9, Pg. No. 46) is stayed till outcome of the O.A..**

5. Issue notice to Respondents, returnable on four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

7. 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.

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 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.

10. 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.

11. **S.O. four weeks.**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

**O.A.No.555/2022 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**

**Dated :13/05/2022.**

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

2. The applicant has been working in Gadchiroli District since 04.12.2015 and till 31.05.2022 i.e. his total tenure becomes 06 years, 05 months and 28 days. As pointed out by ld. counsel for the applicant on page no. 13, applicant's case falls in the category of Clause 7.

3. The ld. counsel for the applicant is relying on G.R. dated 09.04.2018 (A-2, Pg. No. 19). The ld. counsel for the applicant has also relied on G.R. dated 06.08.2002 (A-3, Pg. No. 40). Though applicant is a Class-III employee, applicant's case is covered by page no. 44 of the G.R. dated 06.08.2002, column no. 1 (at page No. 44). As mentioned in this clause, 03 years period is prescribed. However, applicant has served more than 06 years.

4. The ld. counsel for the applicant pointed out that without considering the representation of the applicant, he has been transferred from Gadchiroli to Nagpur vide order dated 05.05.2022 (A-4, Pg. No. 48) whereas his name appears at Sr. No. 1. As submitted by the ld. counsel for the applicant, applicant has been sent on training to Bhopal, before proceeding to Bhopal, he has submitted representation dated 06.05.2022 (A-5, Pg. No. 53). In



the said representation in last para, applicant has given his choices. Hence, **Respondent no. 2 is directed to decide the representation according to the G.Rs. dated 06.08.2002 (A-3, Pg. No. 40) and its provision on page no. 44 (ख) (9) and 09.04.2018 within three weeks from the date of receipt of this order.**

5. The ld. counsel for the applicant further submits that applicant is still not relieved. In view of this, **Status-quo be maintained till decision of the representation.**

6. Issue notice to Respondents, returnable on four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

8. 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.

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

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

11. 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.

12. **S.O. four weeks.**

**Vice Chairman**

**Date:-13/05/2022.**

aps.

**O.A.No.556/2022 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**

**Dated :13/05/2022.**

Heard Shri G.G.Bade, the ld. counsel for the applicant and Shri S.A.Sainis, the ld. P.O. for the State.

2. The applicant was appointed as Muster Assistant and he was absorbed in Tahsil office, Gondia under O.B.C. Category vide letter dated 07.08.2020 in Class-IV post. The grievance of the applicant is that as per his qualification he should have been absorbed in Class-III post, his case has been recommended by Deputy Commissioner, E.G.S., Nagpur Division, Nagpur vide letter dated 10.11.2021 (A-7, Pg. No. 31).

3. **Hence, Respondent no. 3 is directed to decide the representation of the applicant dated 15.06.2021 (A-6, Pg. No. 30) within four weeks from the date of receipt of this order** which has been already recommended by Deputy Commissioner, E.G.S., Nagpur Division, Nagpur vide letter dated 10.11.2021 (A-7, Pg. No. 31).

4. Issue notice to Respondents, returnable on six weeks. Learned 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. six weeks.**

**Vice Chairman**

**Date:-13/05/2022.**

aps.