

O.A.Nos.1186&1191/2023 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri A.P.Sadavarte, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

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.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.1315/2023 (D.B.)

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

Dated : 20/12/2023.

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

2. The applicant has filed O.A. No. 1321/2023 (S.B.) in which the applicant is claiming following relief:-

“Direct the respondent to decide the appeal which is preferred against order of punishment dated 17.08.2023 within stipulated period.”

3. It is pointed out that in this O.A. the following reliefs are claimed:-

“A. Hold and declare that action of respondents in not considering the case of the applicant for promotion on the post of Jailor Group-I is illegal and arbitrary, it be held that there is no punishment which the applicant is undergoing and consequently;

B. Direct the respondents to consider the case of the applicant for promotion on the post of Jailor Group- I and promote him to the post of Jailor Group-I.”

4. In this factual background the applicant submits that today D.P.C. is going to be held and limited relief deserves to be granted to the applicant that in case in today's D.P.C. order recommending a person who is junior to the applicant is passed, the said be made subject to outcome of this O.A. No..

5. In this O.A. contention of the applicant is that presently there is no punishment which the applicant is undergoing and consequently he cannot be considered to be not eligible for promotion.

6. Having regard to the aforestated facts following interim order is passed:-

A. In case in the forthcoming D.P.C a person junior to the applicant is considered fit and suitable to be promoted, order of his promotion shall be subject to outcome of this O.A..

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

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

9. 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.

10. 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.

11. 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.

12. 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.

13. **S.O. four weeks.**

14. **Put up this matter along with O.A. No. 1321/2023 (S.B.).**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1320/2023 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

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

2. At the request of Id. P.O., put up this matter before D.B., **S.O. 22.12.2023.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.603/2023 (D.B.)

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

Dated : 20/12/2023.

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

2. Ld. counsel for the applicant has placed on record communication dated 06.12.2023. Last para of this communication reads as under:-

करीता आपणा विरुद्ध म.ना.से. (शिस्त व अपील) नियम, 1979 मधील नियमान्वये बडतर्फी बाबत कार्यवाही करण्याकरीता प्रस्ताव मा. जिल्हाधिकारी अमरावती यांना का सादर करण्यात येऊ नये? याबाबत 2 दिवसाचा आत स्पष्टीकरण माझ्या समक्ष न चुकता सादर करावे सदर स्पष्टीकरण न केल्यास याबाबत आपले काहीही म्हणणे नाही असे गृहीत धरून आपणाविरुद्ध म. ना. से. (शिस्त व अपील) नियम, 1979 मधील नियमान्वये बडतर्फ करण्याबाबतचा प्रस्ताव मा. जिल्हाधिकारी अमरावती यांना सादर करण्यात येईल.

3. Today ld. P.O. has placed on record reply of respondents 3 & 4.

4. Matter is admitted and kept for final hearing.

5. Ld. P.O. waives notice for the respondents.

6. It is pointed out that by order dated 20.06.2023 interim order of stay was to continue till filing of the reply. As mentioned above, today reply is filed. In these facts interim order shall continue till final decision of the O.A..

7. Put up this matter before D.B., **S.O. 02nd week of Feb., 2024.**

Member (J)

Date:- 20/12/2023.

aps.

O.A.No.767/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

C.A.Nos.550/2022 & 263/2021:-

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

2. Reply of respondents 1 to 4 filed by ld. P.O. is
taken on record. Copy is served to the other side.

3. **S.O. 05.01.2024.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.447/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. Ld. counsel for the applicant states that the respondents are served.

3. On oral request of ld. P.O., **S.O. Last Week of January, 2024 to file reply.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.Nos.937,938,939,940,941&942/2022(S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.**

None for the applicant. Shri M.I.Khan, ld. P.O. for the Respondents 1 to 4, Shri A.P.Thakare, ld. counsel for the R-5 & 6 in O.A. Nos. 937, 938, 941, 942/2022 and Shri M.Shaikh, ld. counsel for the R-3 & 6 in O.A. Nos. 939 & 940/2022.

2. On oral request of ld. P.O., **S.O. last week of January, 2024 to file reply.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.1243/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri A.Motlag, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 2, 4 & 5. It is taken on record. Copy is served to the other side. He 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. last week of Jan., 2024.**

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

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.326/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Ld. counsel for the applicant points out order dated 11.12.2023. Hence, O.A. is **admitted** and kept for final hearing.

3. Ld. P.O. waives notice for the respondents.

4. Ld. P.O. states that on next date he will positively file reply.

5. **S.O. last week of Jan., 2024.**

Member (J)

Date:- 20/12/2023.
aps.

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

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

2. The applicant has received amount of G.P.F.. She has also received, though recently, amount of Group Insurance.

3. Record shows that she has not received Provisional Pension from 01.07.2019. There is communication dated 24.11.2023 on record by which approval has been accorded to pay Provisional Pension to the applicant from 01.07.2019 till finalization of Departmental Enquiry/ Judicial Enquiry. It is the submission of the applicant that in the first place there was absolutely no reason to not release the amount of Provisional Pension for the period from 01.07.2019 and atleast after approval to pay the same was accorded by the Authority, the same should have been paid in toto without further loss of time.

4. It is the submission of ld. P.O. that bill for payment of Provisional Pension from 01.07.2019 till 30.06.2020 is already submitted and bill for subsequent period shall be submitted without delay. It is the grievance of the applicant that there was no impediment in submitting one bill covering the entire period as approval to pay the total amount covering the entire period is already accorded. On

next date ld. P.O. shall take instructions and give his reply to this particular grievance raised by the applicant.

5. On behalf of the applicant further grievance is raised that the respondents cannot withhold amount of Pension, D.C.R.G., and Leave Encashment to which a reference is made in the chart which is on internal P. 4 of compilation placed on record by the ld. P.O. on 18.12.2023. Ld. P.O. shall also make his submission as to why these amounts have been withheld and whether these amounts can be withheld.

6. **S.O. 03.01.2024.**

7. **Steno copy is granted.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.St.No.2325/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

C.A.No.476/2023:-

Heard Shri S.M.Khan, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. Ld. P.O. seeks time to file reply to application for condonation of delay, **S.O. last week of Jan., 2024.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.Nos.571&572/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri A.P.Sadavarte, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. The ld. P.O. has filed separate reply on behalf of the respondent nos. 3 & 5. It is taken on record. Copy is served to the other side. He 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. last week of Jan., 2024.**

6. **Interim relief to continue till final disposal.**

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

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1079/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

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

2. By order dated 12.10.2023 further recovery pursuant to order dated 31.08.2023 (A-6) was stayed. It is the grievance of the applicant that inspite of this interim order, the department has proceeded to continue recovery. It is submitted by the ld. P.O. that this grievance of the applicant which is recorded by the Tribunal has been communicated to the department and care will be taken to ensure proper compliance of interim order.

3. **S.O. last week of January, 2024.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1138/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri S.Pande, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. Last week of January, 2024 to file reply.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.1181/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri , ld. P.O. for the Respondents.

2. Attention is invited to representation dated 11.09.2023 made by the applicant to respondent no. 2. It is submitted that respondent no. 2 be directed to decide this representation before the returnable date. Respondent no. 2 shall decide representation of the applicant dated 11.09.2023 before 09.02.2024.

3. S.O. 12.02.2024.

4. Steno copy is granted.

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.1231/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. Ld. counsel for the applicant states that respondents are served.

3. On oral request of ld. P.O., **S.O. last week of January, 2024 to file reply.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1249/23 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Smt. Saboo, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the Respondents 1 to 3, Smt. S.W.Deshpande, ld. counsel for the R-4 and Shri R.S.Khobragade, ld. counsel for the R-5. None for the R-6.

2. Reply of respondent no. 4 filed by ld. counsel. It is taken on record. Copy is served to the other side.

3. Ld. counsel for the applicant prays that since the applicant is kept in a hanging position, the O.A. be heard early, **S.O. 02.01.2024.**

4. Put up this mater along with **O.A.678/23withC.A.542/23.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1300/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

C.A.No.662/2023:-

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

2. Respondents 2 & 4 shall decide representation dated 07.12.2023 made by the applicant before 25.01.2024 and communicate the decision to the applicant.
3. Ld. P.O. seeks time to file reply, **S.O. last week of Jan., 2024 to file reply.**
4. **Steno copy is granted.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1002/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri A.Motlag, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

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

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.927/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Smt. K.N.Saboo, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Ld. counsel for the applicant states that the impugned order of transfer of the applicant is cancelled. Pursis to this effect dated 19.12.2023 is filed on record.

3. Hence nothing survives in the O.A., **O.A. stands disposed of with no order as to costs.**

Date:- 20/12/2023.
aps.

Member (J)

R.A.No.06/2021inO.A.No.837/2018 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.**

Heard Shri S.A.Sainis, ld. counsel for the applicant (Org. Respondents). None for the Respondents (Org. Applicant).

2. On oral request of ld. counsel for the applicant (Org. Respondents), **S.O. After Winter Vacation to file reply.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.1298/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Ms. A.D.Kolhe, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 10.01.2024. 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. 10.01.2024.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.1316/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri V.Anand, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 02nd week of Jan., 2024. 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. 02nd week of Jan., 2024.

Member (J)

Date:- 20/12/2023.

aps.

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri R.V.Shiralkar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

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 along with O.A. No. 1315/2023 (D.B.).**

Date:- 20/12/2023.
aps.

Member (J)

O.A.Nos.682,683,684,685,687,688,689,690,691

**,692,694,695,696,697,698,699,700,701,702,
703,716,717,790,974&1083/2023 (S.B.)**

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

Dated : 20/12/2023.

Heard Smt. K.N.Saboo & Shri S.N.Gaikwad, ld. counsel for the applicants and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Ld. P.O. submits that this group of matters be kept in 03rd week of Jan., 2024. Ld. counsel for the applicant submits that she has no objection to adjourn the group but interim order be directed to continue.

3. **Interim relief to continue till next date, S.O. 03rd week of Jan., 2024.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.Nos.1326&1327/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri R.M.Fating, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

2. In this O.A. the impugned order dated 10.10.2023 is at A-12. In the impugned order name of the applicant is at Sr. No. 2. By the impugned order benefits of time bound promotion extended to the applicant are sought to be revised. Grievance of the applicant is that before passing this order no opportunity of hearing was given to him. Case is made out to pass interim order staying effect and implementation of the impugned order to the extent of the applicant till the returnable date.

3. Effect and implementation of the impugned order stand stayed till the returnable date to the extent of applicant.

4. Issue notice to Respondents, returnable on first week of Feb., 2024. 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. first week of Feb., 2024.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.Nos.445,446&447/2015 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri N.B.Bargat, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents 1 to 3 & 5. None for the R-4.

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

3. On oral request of ld. P.O., **S.O. 10.01.2024 for final hearing.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.892/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

None for the applicant. Shri M.I.Khan, ld. P.O.
for the Respondents.

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.304/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

None for the applicant. Shri M.I.Khan, ld. P.O.
for the Respondents.

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.539/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri Deopujari holding for Shri Kulkarni, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents. None for the R-4 & 5.

2. Ld. P.O. seeks time to place some documents on record. At his request, **S.O. 12.01.2024 as a last chance.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.466/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri J.S.Wankhede holding for Shri S.N.Gaikwad, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. Ld. counsel for the applicant states that he has filed power for the applicant in the office.

3. **S.O. after winter vacation.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.835/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

None for the applicant. Shri M.I.Khan, ld. P.O.
for the Respondents.

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.1138/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri A.Chaware, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. after winter vacation for final hearing.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.678/2023withC.A.No.542/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the Respondents 1 & 2 and Smt. K.P.Wathore, ld. Counsel for the R-4. None for the R-3.

2. On oral request of ld. P.O., **S.O. 02.01.2024 for final hearing.**

3. **Put up this matter along with O.A. No. 1249/2023.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.No.853/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri D.S.Sawarkar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. after winter vacation for final hearing.**

Date:- 20/12/2023.
aps.

Member (J)

O.A.No.916/2023withC.A.No.496/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.**

Heard Shri S.Khandekar, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the Respondents 1 to 3 and Shri R.V.Shiralkar, ld. counsel for the R-4.

2. He submits that salary of respondent no. 4 for two months had remained unpaid but now the same has been paid and this grievance is redressed.

3. Ld. counsel for the applicant states that the applicant has superannuated on 30.11.2023 and subsequently i.e. on 04.12.2023 transfer of the applicant is cancelled. In these facts nothing survives in the O.A..

4. Hence, **O.A. along with C.A. stand disposed of with no order as to costs.**

Member (J)

Date:- 20/12/2023.
aps.

Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. The applicant is a Group-A Officer. He is relying on Rule 8 of notification dated 14.07.2021. Said rule reads as under:-

Period of service to be spent in allotted Revenue Division:-

The officers in Group A and Group B appointed either by direct recruitment or by promotion shall complete the following length of service in the concerned allotted Revenue Division.

<i>Group (1)</i>	<i>Tenure of Service (2)</i>
<i>Group A</i>	<i>3 Years</i>
<i>Group B (Gazetted/Non-Gazetted)</i>	<i>3 Years</i>

Note. Before the publication of these rules in the Official Gazette, the officers who have been allotted Revenue Division as per the provisions of the Revenue Division Allotment for appointment by nomination and promotion to the posts of Group "A" and Group "B" (Gazetted and Non-Gazetted) of the Government of Maharashtra Rules, 2015, such officers shall be eligible for transfer as per the Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (Mah. XXI of 2006), provided they have completed the length of service in the concerned Revenue Division as specified in these rules.

3. The applicant is also relying on the following portion of G.R. dated 06.08.2002 (P. 53):-

आदिवासी क्षेत्रात किमान २ वर्षे चांगले काम केलेल्या गट 'अ' व 'ब' च्या अधिकाऱ्यांना देखिल त्यांच्या पसंतीच्या जिल्ह्यात सोईनुसार नेमणूका देण्यात याव्यात.

4. At A-4 there is representation made by the applicant dated 14.04.2023 to respondent no. 1. It is submitted that said representation has not been considered as yet. The applicant makes a limited prayer that respondent no. 1 be directed to consider this representation at the time of forthcoming Annual General Transfer. Respondent no. 1 shall consider representation (A-4) made by the applicant on its own merits during forthcoming Annual General Transfer (of the year 2024).

5. With these directions, **O.A. is disposed of with no order as to costs.**

Member (J)

Date:- 20/12/2023.
aps.

O.A.Nos.1042,1043,1044,1045&1046/23(S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 20/12/2023.**

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

2. Ld. counsel for the applicant has points out order dated 12.12.2023. The record mentioned in the said order be called and kept with this O.A..

3. On oral request of ld. P.O., **S.O. 10.01.2024 for final hearing.**

Member (J)

Date:- 20/12/2023.
aps.