

O.A.No.524/2020 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

C.A.No.12/2023:-

Heard Shri S.G.Karmarkar, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. **C.A. No. 12/2023 for early hearing is allowed and disposed of.**

3. At the request of ld. P.O., **S.O. 17.02.2023.**

**(Justice M.G.Giratkar)
Vice Chairman**

**(Shree Bhagwan)
Vice Chairman**

Date:- 23/01/2023.

aps.

O.A.No.715/2020 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Ms. Uikey holding for Shri N.B.Rathod,
ld. Counsel for the applicant and Shri A.M.Ghogre, ld.
P.O. for the respondents 1 to 3 & 5. None for the R-4.

2. The ld. P.O. has filed reply on behalf of the
respondent no. 5. It is taken on record. Copy is
served to the other side.

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

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

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.893/2020 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

C.A.No.397/2021:-

Heard Shri S.A.Marathe, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. As agreed by both the counsels, matter is **admitted** and kept for final hearing.
3. Ld. P.O. waives notice for the respondents.
4. **S.O. 03rd Week of Feb., 2023.**
5. **Interim order will be continued.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.416/2021 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

C.A.No.160/2021:-

Heard Smt. Saboo, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents 1 & 2. None for the R-3 to 9.

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

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.150/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Ms. Uikey holding for Shri N.B.Rathod,
ld. Counsel for the applicant and Shri M.I.Khan, ld.
P.O. for the respondents.

2. At the request of ld. P.O., **S.O. four weeks to
file reply.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.448/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. Ld. P.O. submits that he has received parawise reply. At his request, **S.O. 06.02.2023 as a last chance.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.793/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri Dhore holding for Shri A.D.Ambetkar, 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 respondent nos. 1 to 6. 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. in due course.**

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

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.1002/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. At the request of Id. P.O., **S.O. three weeks to file reply.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.1051/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri N.B.Mohature, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 to 3. None for the R-4.

2. At the request of ld. P.O., **S.O. two weeks to file reply. If till next date ld. P.O. has not file reply, matter be heard on merit.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.1147/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri Waghmare holding for Shri P.B.Patil, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. four weeks to file reply.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.1244/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. two weeks to file service affidavit.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

C.P.No.03/2022inO.A.No.255/2018 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

None for the applicant. Shri M.I.Khan, ld. P.O.
for the respondents 1, 3 & 5. None for the R-2 & 4.

2. At the request of ld. P.O., **S.O. three weeks
to file documents as mentioned in order dated
12.12.2022.**

3. Ld. Counsel for the applicant is directed to
remove office objections.

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.73/2023 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

C.A.No.29/2023:-

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

2. C.A.No.29/2023 for Jt. O.A. is allowed and disposed of.

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

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.880/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

C.A.Nos.514&409/2022:-

Heard Shri G.G.Bade, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. None for the R-5 & 6.

2. At the request of ld. Counsel for the applicant, **S.O. 01.02.2023.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

C.P.No.46/2022inO.A.No.284/2010 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri R.D.Hajare, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. Ld. P.O. submits that state has preferred appeal against the order of the Tribunal dated 31.03.2021. Ld. P.O. will take instructions and submit it on next date, **S.O. two weeks.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.278/2012 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri G.G.Bade, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

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

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.Nos.318/2015&777/2016 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri D.S.Sawarkar, Id. Counsel for the applicant in O.A. No. 318/2015. None for the applicant in O.A. No. 777/2016. Shri M.I.Khan, Id. P.O. for the respondents. None for the R-4 in O.A. No. 318/2015. Shri D.S.Sawarkar, Id. Counsel for the R-4 in O.A. No. 777/2016.

2. Advocate Shri Motwani who is appearing in O.A. No. 777/2016 is continuously absent. Advocate Shri Sawarkar in O.A. No. 318/2015 is pressing to hear the matter. Hence, issue notice to the applicant in O.A. No. 777/2016 and he is further directed to remain present before Tribunal on 16.02.2023.

Later on:-

Advocate Shri Motwani (O.A. No. 777/2016) present and submits that he will argue the matter on next date.

2. Advocate Shri Motwani (O.A. No. 777/2016) is directed to inform Advocate Shri Sawarkar (O.A. No. 318/2015) regarding change of date.

3. At the request of Shri Motwani (O.A. No. 777/2016), **S.O. 17.02.2023.**

**(Justice M.G.Giratkar)
Vice Chairman**

**(Shree Bhagwan)
Vice Chairman**

Date:- 23/01/2023.

aps.

O.A.No.810/2015 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri Hajare holding for Shri A.C.Dharmadhikari, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. None for R-5 to 22.

2. At the request of ld. Counsel for the applicant, **S.O. 03.02.2023.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.638/2017 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri R.Joshi, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents. None for the R-2.

2. As submitted by ld. Counsel for the applicant the interview took place on 08.04.2013 and chargesheet has been served to the applicant on 16.05.2017. Ld. Counsel for the applicant relying on Maharashtra Civil Services (Pension) Rules, 1982, Rule 27 (2) (b) (ii) and he seeks protection under the same.

3. Ld. P.O. submits that he requires time to take instructions, **S.O. 30.01.2023.**

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

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.419/2019 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. At the request of Id. P.O., **S.O. four weeks.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.140/2020 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri A.Y.Sharma, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 07.02.2023 for final hearing.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.324/2021 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. next week for final hearing.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.1028/2021 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. At the request of ld. P.O., **S.O. 01st week of
February, 2023 for final hearing.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.332/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

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

2. At the request of ld. P.O., **S.O. 01st week of
February, 2023 for final hearing.**

(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.

(Shree Bhagwan)
Vice Chairman

O.A.No.706/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri Justice M.G.Giratkar,Vice Chairman
Dated : 23/01/2023.**

Heard Shri V.B.Gawali, Id. Counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

2. At the request of Id. Counsel for the applicant, **put up this matter along with O.A. No. 642/2022.**

3. **Interim relief is to be continued.**

4. **S.O. two weeks.**

**(Justice M.G.Giratkar)
Vice Chairman
Date:- 23/01/2023.
aps.**

**(Shree Bhagwan)
Vice Chairman**

C.A.No.292/2022 in

Rev.St.No.1723/2022 in O.A.No.126/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated : 23/01/2023.

Heard Shri Akshay Daronde holding for Shri B.N.Jaipurkar, Id. Counsel for the applicant (original respondents) and Shri R.M.Halde, applicant in person for the respondents (original applicant).

2. In view of these facts written notes filed by Z.P., Respondents 2 & 3 in O.A. on 06.11.2017 in para no. 8 which is reproduced below:-

“The applicant has filed application U/s 19 of the Administration Tribunal Act against the Respondent Nos. 2 & 3. The Respondent Nos. 2 & 3 is Zilla Parishad, Yavatmal and there is special statue of Maharashtra Zilla Parishad and Panchayat Samiti Act. The Hon’ble Tribunal have no jurisdiction to decided the dispute of applicant against the respondents 2 & 3. Therefore, on this count, the application filed by the applicant is liable to be dismissed.”

3. However, in Review Application at page no. 3 on top respondents 2 & 3 have mentioned that applicant was promoted to Block Education Officer (Class-2) on 11.01.2008. Hence, submission in para no. 8 became irrelevant.

4. The facts of this para no. 8 is not relevant as far as grievance of the applicant is concerned. **In view of this controversy, Education Officer, Z.P., Yavatmal is directed to remain present during next date of hearing to elaborate this matter and confirm before this Bench that in view of this Bench as on today reply submitted by Zilla Parishad on 04.11.2017 cannot be accepted.**

5. Ld. Counsel for the applicant submits that copy of review application is not supplied by the respondents 2 & 3. Respondents 2 & 3 are directed to supply the same. While filing the review application C.A. No. 292/2022 for condonation of delay which is of 475 days is also filed. Considering the controversy and in the interest of justice delay is condoned and review application will be first decided.

6. **S.O. 09.02.2023.**

Vice Chairman

Date:- 23/01/2023.

aps.

O.A.No.102/2017 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

C.A.No.499/2017

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

2. Learned counsel for the applicant seeks to unconditionally withdraw the O.A. The O.A. is disposed of as withdrawn along with C.A.

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

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

Member (J).

rsm.

O.A.No.879/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Mrs.K.N.Saboo, 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. two weeks for filing reply.**

Member (J).

rsm.

O.A.No.1056/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

None for the applicant. Heard Shri V.A.Kulkarni, Id. P.O. for the respondents.

2. Learned P.O. submits that the impugned order of suspension is revoked and on next date he will place order of revocation on record.

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

Member (J).

rsm.

O.A.No.240/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri C.F.Bhagwani, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondent no.1. None for respondents 2 to 5.

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

Member (J).

rsm.

O.A.No.75/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri A.R.Kalele, 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 for filing reply.**

Member (J).

rsm.

O.A.No.1074/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri Mrs.K.N.Saboo, holding for Shri N.R.Saboo, 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 for filing reply.**

Member (J).

rsm.

O.A.No.482/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri N.D.Thombre, 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 for filing reply as last chance.**

Member (J).

rsm.

O.A.No.843/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondents 1 and 2 and Shri S.Pande, ld. counsel for the respondent no.3.

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

Member (J).

rsm.

O.A.No.856/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri A.Motlog, holding for Shri V.B.Bhise, 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. two weeks for filing reply.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri N.D.Thombre, 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 for filing reply as last chance.**

Member (J).

rsm.

O.A.No.1059/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri A.Motlog, 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. two weeks for filing reply.**

Member (J).

rsm.

O.A.No.1065/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri N.S.Khandewale, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. By order dated 16.01.2023 P.O. was asked to take instructions as to why salary of the applicant for the months of August 2021 onwards has not been paid.

3. Today P.O. has placed on record communication dated 21.01.2023. By this communication only time of 15 days is sought. Contents of the communication are quite vague.

4. The applicant has placed on record pursis in which details of unpaid salary have been given. These details are as follows-

(1) From 01.08.2022 to 25.08.2022

(2) From 27.01.2022 to 18.04.2022

(3) From 19.04.2022 onwards.

5. There is no reply from the respondents to the contention of the applicant that for the aforestated period he has not been paid salary. No ground is shown to withheld the salary. The respondents are directed to release the salary for the period mentioned above within three weeks from today.

6. **S.O. three weeks.**

Member (I).

rsm.

O.A.No.1167/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

None for the applicant. Heard Shri H.K.Pande, ld. P.O. for the respondent no.1. None for the respondents 2 and 3.

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

Member (J).

rsm.

O.A.No.1170/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Mrs. K.N.Saboo, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

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

Member (J).

rsm.

O.A.No.1176/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

None for the applicant. Heard Shri H.K.Pande, ld. P.O. for the respondents.

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

Member (J).

rsm.

O.A.No.1198/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Adv. R.R.Evnate, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents 1 to 4. Await service to respondent no.5.

2. On oral request of ld. P.O., **S.O. three weeks for filing reply of respondents 1 to 4.**

Member (J).

rsm.

O.A.No.1214/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri V.G.Bhamburkar, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State. Await service to respondents 2 to 4.

2. Learned counsel makes a statement that all the respondents are served and he will file service affidavit within one week.

3. **S.O. one week.**

Member (J).

rsm.

O.A.No.1224/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Adv.P.Joshi, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State. Await service to respondents 2 to 5.

2. On oral request of ld. P.O., **S.O. four weeks.**

Member (J).

rsm.

O.A.No.1225/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Adv. A.M.Telange, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. two weeks for filing reply.**

Member (J).

rsm.

O.A.No.1250/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

C.A.No.530/2022

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State. Await service to respondents 2 and 3.

2. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.59/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

C.A.No.30 & 31/2023

Heard Adv.S.Thakur, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondent. Await service to respondents 2 to 4.

2. Learned P.O. seeks time to file reply on C.A.Nos.30 & 31/2023.

3. **S.O. one week.**

Member (J).

rsm.

O.A.No.38/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. Learned P.O. seeks time to file reply for respondents 1 and 2.

3. **S.O. two weeks as last chance.**

Member (J).

rsm.

O.A.No.74/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. The impugned order of recovery is at Annexure A-46. The other impugned order of re-fixation is at Annexure A-39 (at pp.106 to 109).

3. It is submitted by Advocate S.S.Khadse that effect and implementation of both the impugned orders be stayed.

4. So far as the impugned order of Annexure A-46 is concerned the applicant has relied on order dated 13.12.2022 passed by this Tribunal in O.A.No.836/2022. It reads as under-

2. The learned counsel for the applicant has pointed out the order passed in O.A.No.1025/2022 with other connected O.As. The applicant was granted advance increment and after the pay fixation of 6th Pay Commission, those advance increment is not taken into account and reduced the pay of the applicant. This Tribunal has decided other O.As. holding that the advance increment granted, cannot be withdrawn. Hence, the impugned order dated 12/07/2022 is stayed until further orders.

S.O.09/01/2023.

**Put up this matter along with O.ANos.1025/2022,
1023/2022, 1024/2022 and 1049/2022.**

5. In view of the aforequoted order the impugned order of recovery at Annexure A-46 is stayed till filing of reply.

6. So far as the impugned order of re-fixation is concerned, it is submitted that by this order salary receivable by the applicant has been reduced by Rs.30,000/- per month and therefore the effect and implementation of this order is also required to be stayed. At present no case is made to stay effect

and implementation of Annexure A-39. It would be open to the applicant to make submissions on the returnable date that this order is required to be stayed.

7. Issue notice to the respondents, returnable **after four weeks**. Learned C.P.O. waives notice for State. 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. after four weeks.**

Steno copy is granted

Member (I).

rsm.

O.A.No.966/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.19/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.87/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Adv.R.P.Jog, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. 14.02.2023.**

Member (J).

rsm.

O.A.No.941/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri R.G.Kavimandan, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. Learned counsel for the applicant has filed pursis. It is taken on record.

3. **S.O. 20.02.2023.**

Member (J).

rsm.

**O.A.No.483/2018 with O.A.No.256/2019 with
O.A.No.257/2019 with O.A.No.258/2019
(S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri Y.P.Kaslikar, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. These matters be placed before D.B. Learned counsel for the applicant undertakes to supply one more copy.

Member (J).

rsm.

O.A.No.718/2018 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.760/2018 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri S.N.Gaikwad, appeared on behalf of the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. **S.O. 25.01.2023.**

Member (J).

rsm.

O.A.No.557/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri K.V.Kothale, holding for Shri V.A.Kothale, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.787/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri J.R.Kidilay, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 and 2 and Shri V.N.Dasariya, ld. counsel for the respondent no.3.

2. **S.O. 09.02.2023.**

Member (J).

rsm.

O.A.No.947/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri G.D.Mankar, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. **S.O. 10.02.2023.**

Member (J).

rsm.

O.A.No.446/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

None for the applicant. Heard Shri
V.A.Kulkarni, Id. P.O. for the respondents.

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.580/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. three weeks.**

Member (J).

rsm.

O.A.No.710/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. three weeks.**

Member (J).

rsm.

O.A.No.871/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. **S.O. 13.02.2023.**

Member (J).

rsm.

O.A.No.985/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri K.V.Kothale, holding for Shri V.A.Kothale, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.1003/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri M.G.Burde, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. **S.O. 10.02.2023.**

Member (J).

rsm.

O.A.No.65/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.148/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

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

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.183/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri S.K.Bhattacharya, holding for Shri N.S.Warulkar, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. **S.O. 13.02.2023.**

Member (J).

rsm.

O.A.No.368/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri M.G.Sarda, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. Reply of respondents 2 and 4 filed by learned P.O. are taken on record.

3. Learned counsel seeks time to go through the same and file rejoinder.

4. **S.O.13.02.2023.**

Member (J).

rsm.

O.A.No.481/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri K.V.Kothale, holding for Shri V.A.Kothale, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O.two weeks.**

Member (J).

rsm.

O.A.No.598/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri K.V.Kothale, holding for Shri D.P.Dapurkar, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.707/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri K.V.Kothale, holding for Shri D.P.Dapurkar, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.862/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated :23/01/2023.

Heard Shri P.B.Patil, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1, 3 and 4. None for the respondent no.2.

2. **S.O. two weeks.**

Member (J).

rsm.