

(D.B.)

Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.

C.A. 172/2023 in O.A. 750/2020, C.A.207/2023 in O.A. 58/2020, C.A. 208/2023 in O.A. 59/2020, C.A.210/2023 in O.A.60/2020, C.A. 211/2023 in O.A. 61/2020, C.A.206/2023 in O.A. 213/2020, C.A. 205/2023 in O.A.288/2020, O.As.62/2020, 63/2020 and 117/2020

Heard Smt. P.Rane, ld. Counsel for the applicants and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. In the pursis conditions are mentioned, she is insisted to pass conditional order in the withdrawal, such conditional order cannot be passed.

3. **S.O. 14.07.2023.**

Vice Chairman

Date:- 26/06/2023.
aps.

C.A.No.209/2023 in O.A.No.212/2020 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Smt. P.Rane, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. The applicant has filed C.A. to withdraw the O.A.. In the prayer clause the applicant has prayed:-

A. Allow the present application and permit the applicant to withdraw the present original application, in the interest of justice.

B. Grant any other relief which this Hon'ble Court deems fit and proper in the facts and circumstances of the case.

3. The applicant don't want to proceed the matter. However, he wants to withdraw the present O.A..

4. Hence, C.A. along with O.A. stands disposed of as withdrawn.

Vice Chairman

Date:- 26/06/2023.

aps.

O.A.No.1019/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, ld. counsel for the applicant & Shri S.A.Sainis, ld. P.O. for the Respondents.

2. Ld. Counsel for the applicant submits that applicant is removed from service.
3. **S.O. two weeks.**
4. **Put up this matter along with O.A. No. 570/2019 (S.B.).**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.1100/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

C.A.No.158/2023:-

None for the applicant. Shri M.I.Khan, Id. P.O.
for the State. Await service of R-2.

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.339/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri P.S.Patil holding for Shri P.A.Kadu, 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. 03.07.2023 to file service affidavit.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.358/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri G.K.Bhusari, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the State. Await service of R-2 to 6.

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.466/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri G.K.Bhusari, 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. two weeks to file reply.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.460/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri P.S.Patil, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents. C.F. applicant has not collected hamdast for R-2.

2. At the request of ld. Counsel for the applicant, **S.O. 10.07.2023 to collect hamdast.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.581/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri R.D.Karode, 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 submits that respondents are served and he will file service affidavit during the course of the day.

3. **S.O. one week to file reply.**

Vice Chairman

Date:- 26/06/2023.

aps.

O.A.No.565/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Shri A.Motlog, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. Ld. C.P.O. submits that process of scrutiny is going on. At the request of ld. Counsel for the applicant, **S.O. 10.07.2023.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.475/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :26/06/2023.**

Heard Smt. N.Pathan holding for Smt. R.S.Sirpurkar, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. At the request of ld. C.P.O., **S.O. 03.07.2023 for final hearing.**

3. **Interim order is continued.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.96/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the Respondents & Shri A.Motlog holding for Shri J.Y.Ghurde, ld. Counsel for the R-5. None for the R-6.

2. At the request of ld. Counsel for the respondent no. 5, **S.O. two weeks to file reply.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.108/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

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

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.Nos.836,1023,1024,1025,1049/2022 &

74,78,125&193/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri A.Joshi holding for Shri S.S.Ghate & R.Joshi, ld. counsel for the applicants & Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. As per order dated 26.06.2023, reply is yet to file.

3. All the O.As. are **admitted**.

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

5. As per the submission of ld. Counsel Shri Joshi, the cases of all the applicants are depend upon the interpretation of G.R. dated 10.11.2009 (A-8). In the meantime, the respondents may file reply.

6. Interim orders passed in all the O.As. are continued.

7. **S.O. 19.07.2023.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.908/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

None for the applicant. Shri A.M.Khadatkar,
ld. P.O. for the Respondents. None for the R-4 & R-5.

2. At the request of ld. P.O., **S.O. 10.07.2023 to
file reply.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.1127/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

C.A.No.97/2023:-

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

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.1152/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

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

2. The ld. P.O. has filed reply on behalf of the respondents 1 to 3. 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. 03.07.2023.**

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.384/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri S.N.Gaikwad, ld. counsel for the applicant & Shri A.M.Khadatkar, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. As per the submission of ld. Counsel for the applicant, respondents are served. He will file service affidavit within one week, **S.O. after one week.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.504/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri T.U.Tathod, ld. counsel for the applicant & Shri M.I.Khan, ld. P.O. for the Respondents. Await service of R-2.

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.536/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri Bharat Kulkarni, ld. counsel for the applicant & Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On 19.06.2023, direction was given to respondents to consider the representation of applicant dated 05.06.2023 for posting at Delanwadi & Purada (Wadasa Division).

3. Ld. P.O. seeks time to get instructions about the compliance of order dated 09.06.2023, **S.O. two weeks.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.537/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri Bharat Kulkarni, ld. counsel for the applicant & Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On 19.06.2023, direction was given to respondents to consider the representation of applicant dated 05.06.2023 for posting at Kurkheda, Belgaon & Purada (Wadasa Division).

3. Ld. P.O. seeks time to get instructions about the compliance of order dated 09.06.2023, **S.O. two weeks.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.538/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri Bharat Kulkarni, ld. counsel for the applicant & Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On 19.06.2023, direction was given to respondents to consider the representation of applicant dated 05.06.2023 for posting at Kurandi, Armori Range (Wadasa Division) or Sawalkheda, Armori Range (Wadasa Division).

3. Ld. P.O. seeks time to get instructions about the compliance of order dated 09.06.2023, **S.O. two weeks.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.552/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Smt. S.Dashputre, ld. counsel for the applicant & Shri V.A.Kulkarni, ld. P.O. for the State. Await service of R-2 to 5.

2. At the request of ld. Counsel for the applicant, **S.O. 30.06.2023 to file service affidavit.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.303/2018 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri M.R.Khan, ld. counsel for the applicant & Shri M.I.Khan, ld. P.O. for the Respondents. None for the R-2 & 3.

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

Vice Chairman

Date:- 26/06/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri B.Kulkarni, ld. counsel for the applicant & Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. S.O. 27.06.2023.

3. Matter be treated as P.H..

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.70/2019 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri P.S.Patil, ld. counsel for the applicant & Shri A.M.Ghogre, ld. P.O. for the Respondents. None for the R-3.

2. At the request of ld. Counsel for the applicant, **S.O. 03.07.2023 for final hearing.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.570/2019 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, ld. counsel for the applicant & Shri S.A.Sainis, ld. P.O. for the Respondents.

2. Ld. Counsel for the applicant submits that applicant is removed from service. He has challenged the said order which is before D.B. in O.A. No. 1019/2022.

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

4. **Put up this matter along with O.A. No. 1019/2022 (D.B.).**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.505/2021 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri K.J.Khanorkar, ld. counsel for the applicant & Shri S.A.Sainis, ld. P.O. for the Respondents.

2. **Closed for orders.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.897/2021 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri R.M.Fating, ld. counsel for the applicant & Shri M.I.Khan, ld. P.O. for the Respondents.

2. At the request of ld. P.O., **S.O. 05.07.2023 for final hearing.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.1161/2021 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri S.P.Palshikar, ld. counsel for the applicant & Shri M.I.Khan, ld. P.O. for the Respondents.

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.635/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

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

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.746/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri N.S.Warulkar, ld. counsel for the applicant & Shri S.A.Sainis, ld. P.O. for the Respondents.

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.990/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Ms. Y.Mashram holding for Shri A.B.Moon, ld. counsel for the applicant & Shri V.A.Kulkarni, ld. P.O. for the Respondents.

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

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.Nos.1238&1246/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri S.Y.Deopujari & P.S.Patil, ld. counsel for the applicants & Shri S.A.Sainis, ld. P.O. for the Respondents.

2. At the request of ld. P.O., **S.O. 10.07.2023 for final hearing.**

3. **Interim order to be continued till next date.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.02/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 26/06/2023.**

Heard Shri P.S.Patil holding for Shri P.A.Kadu, ld. counsel for the applicant & Shri S.A.Sainis, ld. P.O. for the Respondents.

2. At the request of ld. P.O., **S.O. 03.07.2023 for final hearing.**

Vice Chairman

Date:- 26/06/2023.
aps.

O.A.No.178/2020 (S.B.)

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

Dated : 26/06/2023.

M.C.A.No.02/2023 & 03/2023

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

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

Member (J).

rsm.

O.A.No.657/2021 (S.B.)

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

Dated : 26/06/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondents 1 & 2 and Shri S.M.Bhangde, ld. counsel for the respondent no.3.

2. Learned counsel for the applicant submits that today he is filing an application for direction and the matter be kept in next week.

3. **S.O. next week.**

Member (J).

rsm.

O.A.No.658/2021 (S.B.)

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

Dated : 26/06/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondents 1 & 2 and Shri S.M.Bhangde, ld. counsel for the respondent no.3.

2. The applicant has filed pursis stating therein that on account of completion of 58 years, he has retired on 31.05.2023. It is further stated in the pursis that the applicant has filed W.P.No.3380/2023 in the Hon'ble High Court for extension of service tenure till completion of 60 years of age. It is submitted that without prejudice to his claim in W.P.No.3380/2023 this O.A. be disposed of. **The O.A. stands disposed of without prejudice to claim of the applicant in pending W.P.No.3380/2023.**

Member (J).

rsm.

O.A.No.319/2022 (S.B.)

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

Dated : 26/06/2023.

None for the applicant. Heard Shri
A.M.Khadartkar, 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.657/2022 (S.B.)

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

Dated : 26/06/2023.

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

2. Reply of respondents 3 to 6 filed by learned
P.O. is taken on record.
3. **S.O. four weeks** for steps against respondent
no.2.

Member (J).

rsm.

O.A.No.672/2022 (S.B.)

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

Dated : 26/06/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents 1 to 3. None for respondent no.4.

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

Member (J).

rsm.

O.A.No.262/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. Await service of respondents 2 and 3.

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

Member (J).

rsm.

O.A.No.268/2023 (S.B.)

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

Dated : 26/06/2023.

None for the applicant. Heard Shri A.M.Khadatkar, 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.484/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned counsel for the applicant submits that representation is filed by the applicant on 18.05.2023 (at P.34). Respondent no.1 shall decide said representation within one week from today.

3. Learned P.O. states that on 03.07.2023 he will file reply.

3. **S.O. 03.07.2023.**

4. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.491/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned counsel for the applicant states that respondent no.2 is served and he has also file service affidavit.

3. On oral request of learned P.O., **S.O. one week for filing reply.**

Member (J).

rsm.

O.A.No.492/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned counsel for the applicant states that respondent no.2 is served and he has also file service affidavit.

3. On oral request of learned P.O., **S.O. one week for filing reply.**

Member (J).

rsm.

O.A.No.493/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned counsel for the applicant states that respondent no.2 is served and he has also file service affidavit.

3. On oral request of learned P.O., **S.O. one week for filing reply.**

Member (J).

rsm.

O.A.No.503/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned counsel for the applicant states that respondents 2 and 3 are served and he has also file service affidavit.

3. On oral request of learned P.O., **S.O. one week for filing reply.**

Member (J).

rsm.

O.A.No.506/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned P.O. states that in spite of efforts made by him instructions are still awaited. He shall take instructions before returnable date i.e. 04.07.2023.

3. **S.O. 04.07.2023.**

4. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.254/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri N.D.Thombre, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the respondents.

2. Communication dated 08.06.2023 is placed on record by learned P.O. (marked-X). It is submitted that at present no post is vacant at Nagpur on which the applicant can be accommodated.

3. Learned counsel for the applicant has a grievance that respondent no.4 is serving in Nagpur for last 16 years. It is further submitted that respondent no.4 is going to retire in the month of October, 2023 and if the authorities are prepared to favourably consider claim of the applicant for being accommodated on the post of respondent no.4, his grievance may stand redressed.

4. Learned P.O. shall take instructions on this point as well.

5. **S.O. 05.07.2023.**

6. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.620/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri S.R.Dambhare, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. Learned counsel for the applicant states that respondents 2 and 3 are served and he will file service affidavit within four days.

3. Learned P.O. shall file reply on 30.06.2023.

4. **S.O. 30.06.2023.**

Member (J).

rsm.

O.A.No.429/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri A.D.Mohgaonkar, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

2. Issue notice to the respondents, returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. after four weeks.

Member (I).

rsm.

O.A.No.545/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. **S.O. 27.06.2023.**

Member (J).

rsm.

O.A.No.564/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri B.Shende, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. Issue notice to the respondents, returnable **after two weeks.** Learned P.O. waives notice for State. Hamdast allowed.

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

4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. after two weeks.

Member (I).

rsm.

O.A.No.612/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. The impugned order is dated 06.04.2023 (Annexure A-1). It is submitted that though this order is dated 06.04.2023 the respondents started recovery from the month of November, 2022 itself. The recovery has been initiated on the ground that excess payment was made to the applicant on account of wrong pay fixation. It is submitted that the applicant retired in the year 2014 and he was holding a Group-C post of Assistant Sub-Inspector. It is contended that in view of these facts recovery is apparently bad-in-law. In support of this submission reliance is placed on Tarachand s/o Urkudaji Gajbhiye Vs. State of Maharashtra and Others 2021(2) Mh.L.J. 319 (Bombay High Court). In this case the Hon'ble Bombay High Court has relied on the case of the Hon'ble Supreme Court i.e. State of Punjab and Others Vs. Rafiq Masih 2014 Mh.L.J. Online (SC) 47.

3. The applicant prays that in view of factual and legal position as stated above further recovery be stayed.

4. In reply learned P.O. submits that the issue involved in the O.A. is referred to a Division Bench of this Tribunal at Aurangabad. After hearing both sides I have come to the conclusion that further recovery is required to be stayed till the returnable date.

5. Respondent no.4 shall not effect further recovery till the returnable date.

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

13. **Steno copy is granted.**

Member (I).

rsm.

O.A.No.619/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Issue notice to the respondents, returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. after four weeks.

Member (I).

rsm.

O.A.No.624/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri A.Deshmukh, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. The impugned order of transfer is dated 25.05.2023 (Annexure A-5).
3. Learned P.O. shall take instructions whether the applicant is relieved.
4. **S.O. 27.06.2023.**

Member (I).

rsm.

O.A.No.630/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Issue notice to the respondents, returnable **after two weeks.** Learned P.O. waives notice for State. Hamdast allowed.

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

4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

8. S.O. after two weeks.

Member (I).

rsm.

O.A.No.632/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Learned P.O. has placed on record a communication dated 23.06.2023 which shows that the applicant was relieved on 23.06.2023 in the afternoon.

3. Issue notice to the respondents, returnable **on 03.07.2023.** Learned P.O. waives notice for State. Hamdast allowed.

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

5. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within **three days** and if service report on affidavit is not filed **three**

days before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. **S.O. 03.07.2023.**

10. On the returnable date learned P.O. shall positively file reply so that the matter can be decided finally.

Member (I).

rsm.

O.A.No.633/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Today learned P.O. has placed on record a communication (marked-X) that so far the applicant has not been relieved.

3. Main grievance of the applicant is that twice lists of employees due for transfer was prepared but in either of these lists name of the applicant was not included. The applicant shall not be relieved till the returnable date on 05.07.2023. Learned P.O. shall positively file his reply on the returnable day so that the O.A. can be heard and decided finally.

4. Issue notice to the respondents, returnable **on 05.07.2023**. Learned P.O. waives notice for State. 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.05.07.2023.**

11. **Steno copy is granted.**

Member (J).

rsm.

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

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

Dated : 26/06/2023.

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

2. Parties to file written notes of arguments.
3. **S.O. one week.**

Member (J).

rsm.

O.A.No.206/2018 (S.B.)

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

Dated : 26/06/2023.

Heard Shri J.S.Wankhede, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 & 3. None for the respondent no.2.

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

Member (J).

rsm.

O.A.No.466/2018 (S.B.)

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

Dated : 26/06/2023.

Heard Shri J.S.Wankhede, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

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

Member (J).

rsm.

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

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

Dated : 26/06/2023.

Heard Shri J.R.Kidilay, ld. counsel for the applicants, Shri M.I.Khan, ld. P.O. for the respondents 1 & 2. None for the respondent no.3. Respondents 1 to 3 have not so far filed any reply through P.O..

2. It is submitted that the applicants are seeking limited relief directing the respondents to consider their representation and this relief can be granted in the light of order dated 14.08.2012 passed by the Hon'ble Bombay High Court in W.P.No.9881/2010. There appears to be merit in this submission.

3. Learned P.O. shall take instructions and make a statement whether this O.A. may be disposed of without reply of respondents 1 to 3 on the basis of order passed in W.P.No.9881/2010.

4. **S.O. 04.07.2023.**

5. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.418/2021 (S.B.)

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

Dated : 26/06/2023.

Heard Shri R.M.Fating, holding for Shri S.P.Palshikar, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant,

S.O. 04.07.2023.

Member (J).

rsm.

O.A.No.441/2021 (S.B.)

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

Dated : 26/06/2023.

Heard Shri M.R.Khan, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.796/2021 (S.B.)

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

Dated : 26/06/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant,
S.O. next week.

Member (J).

rsm.

Rev.A.No.09/2022 in O.A.No.799/2021
(S.B.)

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

Dated : 26/06/2023.

Heard Shri G.R.Sadar, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the respondents and Shri P.S.Raut, ld. counsel for the respondent no.5.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.386/2022 (S.B.)

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

Dated : 26/06/2023.

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

2. **S.O. 03.07.2023.**

Member (J).

rsm.

O.A.No.589/2022 (S.B.)

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

Dated : 26/06/2023.

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

2. On oral request of ld. counsel for the applicant,
S.O. 06.07.2023.

Member (J).

rsm.

O.A.No.196/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.255/2023 (S.B.)

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

Dated : 26/06/2023.

Heard Shri P.S.Patil, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents 1 & 2 and Shri A.P.Sadavarte, ld. counsel for the respondent no.4. None for the respondent no.3.

2. The applicant and respondent no.4 have filed the written notes of arguments.

3. The learned P.O. submits that contents of reply of concerned respondent has to be treated as written notes of arguments.

4. **S.O. 27.06.2023.**

Member (J).

rsm.

O.A.No.640/2023 (S.B.)

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

Dated : 26/06/2023.

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

2. Issue notice to the respondents, returnable **after three weeks**. Learned P.O. waives notice for State. Hamdast allowed.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.
6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
8. **S.O. after three weeks.**
9. Respondent no.2 shall decide representation dated 30.05.2023 (Annexure A-1) filed by the applicant within three weeks from today.
10. **Steno copy is granted.**

Member (J).

rsm.

