

O.A.No.780/2017 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

C.A.No.100/2018:-

None for the applicant. Heard Shri H.K.
Pande, Id. P.O. for R-1. None for R-2.

S.O. four weeks.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

(D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

O.A.No.537/2018 with C.A.No.72/2021:-

Heard Smt. N.R.Saboo, the Id. Counsel for the applicant and Shri, H.K. Pande the Id. P.O. for the respondents.

2. The matter is fixed in **1st week of April, 2022** for final hearing along with C.A.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.738/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Smt. K.N. Saboo, the Id. Counsel for the applicant and Shri, H.K. Pande, the Id. P.O. for R-1 to 3. None for the R-4.

2. The matter pertains to 2018.

3. At the request of Id. P.O., **S.O. three weeks to file reply as a last chance.**

**Member(J)
Date:-11/03/2022.**

Vice Chairman

dnk.

O.A.No.775/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

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

2. The Id. P.O. files reply of R-2&3. It is taken on record. Copy is given to the applicant. The Id. P.O. submits that reply of R-2&3 is sufficient to decide the matter.

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. in due course.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.973/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri H.V. Dhage, Id. counsel holding for Shri V.R.Deshpande, the Id. Counsel for the applicant and Shri, A.P. Potnis the Id. P.O. for R-1&2. Await service of R-3.

2. The applicant to serve R-3 and file service affidavit.

3. The Id. P.O. submits that he has received parawise reply of R-2 and he will file before the next date.

S.O. three weeks.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.744/2021 (D.B.)

Coram : Shri Shree Bhagwan, Vice Chairman & Shri Justice M.G.Giratkar, Member (J)
Dated : 11/03/2022.

C.A.No.248/2021:-

Heard Shri G.K.Bhusari, the Id. Counsel for the applicant and Shri, S.A. Deo, the Id. P.O. for the State.

2. The Id. counsel for the applicant has filed C.A. 248/2021 for filing Jt. O.A. He has submitted that all the applicants are appointed in the batch of the year 1983-1984 and their grievances are same.

3. **Hence, C.A. No. 248/2021 for Jt. O.A. is allowed and disposed of.**

O.A. No. 744/2021:-

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(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.761/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri B.Kulkarni, the Id. Counsel for the applicant and Shri, A.M. Ghogre, the Id. P.O. for the respondents.

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

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.90/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri G.K.Bhusari, the Id. Counsel for the applicant and Shri, A.M. Ghogre, the Id. P.O. for R-1 to 3. None for the R-4.

2. The Id. P.O. seeks four weeks time to file reply. However, as submitted by the Id. counsel for the applicant, **three weeks** time is granted to file reply.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.256/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri S.K.Thengri, the Id. Counsel for the applicant and Shri, H.K. Pande, the Id. P.O. for the respondents.

2. The Id. counsel for the applicant has filed pursis dated 10/3/2022 and submitted that the applicant has been promoted and therefore the grievance of the applicant is redressed. Hence, he wants to withdraw the O.A. The Pursis is taken on record and marked Exh-X for identification.

3. As per Pursis dated 10/3/2022, **O.A. is disposed of as withdrawn.**

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.St.No.431/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

C.A.No.66/2018:-

Heard Shri S.D.Zoting, the Id. Counsel for the applicant and Shri, H.K. Pande, the Id. P.O. for the respondents.

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

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

M.C.A.No.13/2019inO.A.No.708/2014 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri Abhay Guru, Id. counsel holding for Shri S.K.Tambde, the Id. Counsel for the applicant and Shri, H.K. Pande, the Id. P.O. for R-1 to 3. None for the R-4.

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

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

C.A.No.69/2019 & M.C.A.68/2019
inO.A.No.59/2015 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/ 2022.

Heard Shri G.G.Bade, the Id. Counsel for the applicant and Shri, V.A. Kulkarni, the Id. P.O. for the respondents. None for R-4.

2. The Id. counsel for the applicant submits that he wants to withdraw the O.A. and therefore seeks further time to file pursis for withdraw the O.A.

3. At the request of Id. counsel for the applicant, **S.O. 1/4/2022** for filing pursis for withdraw the O.A.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.513/2017 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri L.H.Kothari, the Id. Counsel for the applicant and Shri, A.M. Ghogre, the Id. P.O. for the respondents.

2. As submitted by the Id. P.O., he has received documents regarding D.E.

3. In view thereof, the matter be kept **in 3rd week of April, 2022** for final hearing.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.792/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant, Shri, A.M. Ghogre, the Id. P.O. for R-1 to 3 and Shri H.D.Marathe, the Id. counsel for the R-4.

2. The Id. P.O. submits that reply is already filed on record and copies are served to the other sides.

3. Hence, the matter is admitted and kept for final nearing. The Id. P.O. waives notice for R-1 to 3.

S.O. last week of April, 2022.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.773/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

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

2. The Id. counsel for the applicant has filed written note of arguments. It is taken on record and marked Exh-X for identification. Copy is supplied to the Id. P.O.

3. The Id. P.O. submitted that reply is already filed on record. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. 29/3/2022.

**Member(J)
Date:-11/03/2022.**

dnk.

Vice Chairman

O.A.No.1032/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

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

2. The Id. P.O. submitted that separate reply of R-2&3 are already filed on record and copies are given to the Id. counsel for the applicant.

3. The Id. counsel for the applicant submits that he has received reply of R-3 on 8/3/2022 and he wants to take instructions from client and therefore seeks further time. Time is granted.

4. In the meantime, the matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. after two weeks.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.791/2013 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 11/03/2022.**

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

2. As pointed out by the learned counsel for the applicant the matter pertains to applicant's appointment on the post of Director Archives by nomination in view of advertisement of 2012. The Id. P.O. to take instructions whether somebody is appointed as per subsequent advertisement or not by the respondents. As per order sheet dated 20/11/2019 also the Id. P.O. was directed to take instructions in that regard. Thereafter the matter will be decided.

3. The Id. P.O. wants one week time to take instructions in this regard. **S.O. one week.**

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.281/2015 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

Heard Shri G.G.Bade, the Id. Counsel for the applicant, Shri, S.A.Sainis, the Id. P.O. for R-1, Shri H.D.Marathe, the Id. counsel for the R-2 & none for other respondents.

2. At the request of Id. counsel for the applicant, **S.O. 14/3/2022.**

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.78/2017 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 11/03/2022.

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

S.O. after four weeks.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.271/2018 (D.B.)

Coram : Shri Shree Bhagwan, Vice Chairman & Shri Justice M.G.Giratkar, Member (J)
Dated : 11/03/2022.

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

2. As submitted by the Id. P.O., in the similar matter in O.A. 90/2016 which was decided by the MAT, Principal Bench, Mumbai on 25/4/2017 (A-6,P-22 to 27). That order was challenged before the Hon'ble High Court, Bench at Nagpur in Writ Petition No.5729/2017 in which order was passed on 11/9/2017 and it is mentioned that " Appropriate remedy for the petitioner would be to file an application before the Tribunal for reviewing or recalling the impugned order."

3. The learned counsel for the applicant and Id. P.O. were not aware about the progress of the said order. The Id. P.O. is directed to take instructions about progress of the order of Hon'ble High Court Nagpur Bench dated 11/9/2017 before the next date.

S.O. two weeks (PH).

Steno copy is granted.

Member(J)
Date:-11/03/2022.
dnk.

Vice Chairman

O.A.No.609/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 11/03/2022.**

Heard Shri V.B.Gawali, the Id. Counsel for the applicant, Shri, V.A. Kulkarni, the Id. P.O. for R-1 to 3 and Shri S.M.Vaishnav, the Id. counsel for the R-4 to 14.

The Id. counsel for R-4 to 14 has filed relevant citation. It is taken on record. The Id. counsel for the applicant wants to file some relevant citations, if any.

S.O. 14/3/2022 (PH).

**Member(J)
Date:-11/03/2022.**
dnk.

Vice Chairman

O.A.No.223/2018 (D.B.)

Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 11/03/2022.

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

2. The Id. P.O. has filed letter dated 10/3/2022 issued by the Deputy Commissioner, Tribal Development Office, Nagpur alongwith that, letter dated 16/12/2021 and letter dated 15/12/2021 are attached. The said documents are taken on record and marked Exh.X for identification.

3. In the letter dated 16/12/2021 in the last para it is mentioned as follows –

^ R; keGs Jh- ok?MMs ; kauk ; k foHkxkrthy vf/k{kcd %i #*k% I oxkrthy fjDr
vI yY; k fo'ksk elxkl i oxkr I kelou ?s; kckcr 'kkI ukph eW; rk i klr gkrkp
R; kauk 'kkI dh; I oe/; sl kelou ?s; kph i qthy dk; bkgh dj.; kr; bly- rjh I nj
i dj .lh plj vKBOM; kph eqr ns; kr; koh] gh fourh: **

5. Today, Shri N.S. Kale, Assistant Commissioner of Tribal Development Department, Nagpur is personally appeared. He is directed to follow with the Government about compliance of the Tribunal's order dated 6/9/2021 and submit relevant document through P.O.

6. **S.O. 8/4/2022** to comply the order of this Tribunal dated 6/9/2021.

Steno copy is granted.

Member(J)
Date:-11/03/2022.
dnk.**

Vice Chairman

O.A.No.477/2018 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.**

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

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

Member (J)

Date:-11/03/2022.
aps.

O.A.No.987/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

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

2. The Id. P.O. has filed reply on behalf of the respondent nos. 1 & 2 is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the O.A..

3. Hence O.A. is **admitted** and kept for final hearing.

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

5. **S.O. four weeks.**

6. The Id. counsel for the applicant may file Rejoinder, if any.

Member (J)

Date:-11/03/2022.

aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

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

2. The Id. P.O. has filed reply on behalf of the respondent nos. 2 & 4 is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the O.A..

3. Hence O.A. is **admitted** and kept for final hearing.

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

5. **S.O. four weeks.**

6. The Id. counsel for the applicant may file Rejoinder, if any.

Member (J)

Date:-11/03/2022.

aps.

O.A.No.1156/2021 (S.B.)

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

Dated :11/03/ 2022.

Shri M.L.Vairagade, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

2. At the request of Id. counsel for the applicant, **S.O. two weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.269/2017 (S.B.)

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

Dated :11/03/ 2022.

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

2. At the request of Id. counsel for the applicant, **S.O. 25.03.2022.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.488/2019 (S.B.)

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

Dated :11/03/ 2022.

Shri S.N.Gaikwad, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

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

Member (J)

Date:-11/03/2022.

aps.

O.A.No. 133/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Shri A.S.Deshpande, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

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

Member (J)

Date:-11/03/2022.
aps.

O.A.No.406/2021 (S.B.)

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

Dated :11/03/ 2022.

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

2. At the request of Id. counsel for the applicant, **S.O. 16.03.2022.**

Member (J)

Date:-11/03/2022.

aps.

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

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

Dated :11/03/ 2022.

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

2. At the request of Id. counsel for the applicant, **S.O. two weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.160/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Shri S.N.Gaikwad holding for Sau. P.R.Bharaswadkar, the Id. counsel for the applicant. Shri A.M.Khadatkar, the Id. P.O. for the State.

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

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

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

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

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

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

8. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.779/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Shri M.R.Khan, the Id. counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the Respondents.

2. The Id. P.O. states that since reply is filed by the respondents. The matter be admitted. Matter is **admitted** and kept for final hearing.

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

4. **S.O. four weeks.**

5. The Id. counsel for the applicant states that on next date, if needed he will file Rejoinder.

Member (J)

Date:-11/03/2022.
aps.

M.C.A.No.72/2019inO.A.No.769/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Perused application. Shri S.U.Ghude, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

2. For the reasons stated in the application, the application is allowed. Hence, **M.C.A. No. 72/2019 is allowed.** Matter is restored to file. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.
aps.

M.C.A.No.62/2019inO.A.No.776/2016 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Perused application. Heard Shri M.R.Khan, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the Respondents.

2. For the reasons stated in the application, the application is allowed. Hence, **M.C.A. No. 62/2019 is allowed.** Matter is restored to file.

3. The Id. P.O. submits that if the Advocate for the applicant obtained instructions the matter can be disposed of. The Id. counsel for the applicant states that he will take instructions from the applicant, **S.O. four weeks.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.144/2017 with C.A.No.82/2017 (S.B.)

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

Dated :11/03/ 2022.

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

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

Member (J)

Date:-11/03/2022.

aps.

O.A.No.953/2017 (S.B.)

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

Dated :11/03/ 2022.

Shri P.D.Meghe, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

2. On the oral request of Id. P.O., **S.O. one week.**

Member (J)

Date:-11/03/2022.

aps.

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

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

Dated :11/03/ 2022.

Shri D.A.Sonwane holding for Shri A.S.Deshpande, the Id. counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the Respondents.

2. On oral request of Id. counsel for the applicant, **S.O. two weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.116/2020 (S.B.)

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

Dated :11/03/ 2022.

None for the applicant. Shri H.K.Pande, the
Id. P.O. for the Respondents.

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

Member (J)

Date:-11/03/2022.

aps.

O.A.No.155/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri S.Pande, the Id. counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the Respondent nos. 1 to 3. None for the R-4. Shri D.A.Sonwane, the Id. counsel for the R-5.

2. **Closed for orders.**

Date:-11/03/2022.
aps.

Member (J)

O.A.No.194/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri A.B.Moon, the Id. counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the Respondents.

2. **Closed for orders.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.19/2018 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri B.Kulkarni, the Id. counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the Respondent nos. 1 & 2. None for the R-3.

2. **Closed for orders.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.555/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri M.R.Patil, the Id. counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the State and Shri T.M.Zaheer, the Id. counsel for the R-2 & 3.

2. The Id. counsel for the applicant states that two connected matters bearing O.A. Nos. 634/2021 and 734/2021 should be kept along with O.A. No. 555/2021. Hence, office is directed to connect all the matters.

3. **S.O. 21.03.2022.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.145/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri M.R.Patil, the Id. counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the Respondents.

2. On oral request of Id. P.O., for filing reply to additional affidavit, **S.O. three weeks as a last chance.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.682/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

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

2. **Closed for orders.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.1068/2021 (S.B.)

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

Dated :11/03/ 2022.

Heard Smt. S.V.Kolhe, the Id. counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the Respondents.

2. On oral request of Id. P.O., **S.O. two weeks to file reply.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.960/2020 (S.B.)

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

Dated :11/03/ 2022.

C.A.No.49/2021:-

Heard Shri V.Kulsange, the Id. counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State. Await service of R-2 & 3 in C.A. & O.A..

2. **C.A.No.49/2021 for Jt. O.A. is allowed.**

3. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.961/2020 (S.B.)

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

Dated :11/03/ 2022.

Heard Shri V.Kulsange, the Id. counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the Respondents.

2. On oral request of Id. C.P.O., **S.O. four weeks to file reply.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.852/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

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

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

Date:-11/03/2022.
aps.

Member (J)

O.A.No.1037/2021 (S.B.)

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

Dated :11/03/ 2022.

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

2. On oral request of Id. P.O., **S.O. four weeks to file reply.**

Member (J)

Date:-11/03/2022.

aps.

O.A.Nos.1005&1007/2021 (S.B.)

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

Dated :11/03/ 2022.

Heard Shri P.S.Patil, the Id. counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State. Await service of R-1 & 2.

2. The Id. counsel for the applicant states that during the course of the day he will file service affidavit. On oral request of Id. P.O., **S.O. two weeks to file reply.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.785/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri D.H.Sharma, the Id. counsel for the applicant and Shri V.A.Kulkarni, the Id. C.P.O. for the Respondents.

2. Matter is **admitted** and heard finally.
3. By the consent of both the counsels, **closed for orders.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.1006/2021 (S.B.)

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

Dated :11/03/ 2022.

None for the applicant. Shri A.P.Potnis, the
Id. P.O. for the Respondents.

2. Reply of R-5 filed by Id. P.O. is taken on
record. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.222/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

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

2. Ld. counsel for the applicant submits that the impugned order placing the applicant under suspension is dated 28.07.2021, chargesheet was issued on 28.10.2021, the enquiry is perused very slowly and hence the impugned order needs to be revoked. The Id. P.O. seeks time to make a statement whether the Review Committee has passed any order by recording reasons to extend the period of suspension beyond 90 days. Time is granted till Wednesday.

3. **S.O. 16.03.2022.**

Member (J)

Date:-11/03/2022.
aps.

O.A.St.No.1989/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

C.A.No.388/2020:-

Heard Ms.B.V.Reddy, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

2. Perused contains of application and reply of respondent nos. 1 & 2. Heard Id. counsel for the applicant and Id. P.O.. The matter pertains to appointment on compassionate ground. In the application sufficient cause is made out to condone the delay. Delay is condone. Hence, **C.A. No. 388/2020 for condonation of delay is allowed.**

3. **S.O. four weeks to file reply.**

Member (J)

Date:-11/03/2022.
aps.

O.A.No.274/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri N.B.Rathod, the Id. counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the Respondents.

2. According to the applicant in the application there are several grounds/which *Prima Facie* make out a case for grant of interim order. In reply it is submitted by Id. P.O. that there were several complaints against the applicant and while passing the impugned order entire record was taken into account. It was enquired with the Id. P.O. whether he was willing to make a statement on instructions that the impugned order would not be acted upon till the returnable date. On instructions he has made a statement that the impugned order (A-I, dated 07.03.2022) would not be acted upon till returnable date. Statement is accepted. In view of this statement question of passing interim order at this stage does not arise.

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

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

5. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with

complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

9. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.248/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

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

2. The applicant who is the wife of deceased employee is challenging order of recovery on account of payment which is said to have been made in excess to her deceased husband. The Id. counsel for the applicant submits that such recovery cannot be effected in view of the Judgment of the **Hon'ble Apex Court in case of State Of Punjab & Ors vs. Rafiq Masih (White Washer) decided on 18 December, 2014** in Civil Appeal No. 11527 OF 2014 (Arising out of SLP(C) No. 11684 of 2012).

3. *Prima facie* there is a merit in this submission. Hence, **effect on implementation of the impugned order of recovery is stayed till filing of the reply.**

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

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

6. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with

complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

10. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.

aps.

O.A.No.934/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated :11/03/ 2022.

Heard Shri P.J.Mehta, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the Respondents.

2. The Id. counsel for the applicant states that he may be permitted to amend hiOs application and claim appropriate/ additional relief. He states that for amendment he will file C.A.

3. **S.O. four weeks.**

Member (J)

Date:-11/03/2022.
aps.

