

O.A. 949/2020 (D.B.)

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

Dated : 13/08/2021.

Shri G.G. Bade, Id .counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**
15/09/2021 for filing reply.

Vice-Chairman

dnk.

O.A. 338/2020 (D.B.)

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

Dated : 13/08/2021.

Shri P.S. Parsodkar, Id .counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of learned counsel for the applicant, **S.O. 27/08/2021.**

Vice-Chairman

dnk.

O.A. 346/2018 (D.B.)

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

Dated : 13/08/2021.

Shri G.G. Bade, Id .counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**
15/09/2021 for filing reply.

Vice-Chairman

dnk.

O.A. 346/2018 (D.B.)

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

Dated : 13/08/2021.

Heard Shri P.S. Wathore, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2 and none for other respondents.

The matter be kept before regular Division Bench.

Vice-Chairman

dnk.

(D.B.)

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

Dated : 13/08/2021.

**C.A.No. 223/20, C.A. 149/21, C.A. 233/21 in
O.A. 263/20 -**

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

The Id. counsel submits that the order in SLP passed by the Hon'ble Apex Court and it has been dismissed. He desires to file copy on record. At his request, **S.O. two weeks.**

Vice-Chairman

dnk.

O.A. 180/2021 (D.B.)

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

Dated : 13/08/2021.

None for the applicant. Heard Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to the respondents returnable **after four weeks**. Learned C.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.

S.O. after four weeks.

Vice-Chairman

dnk.

O.A. 318/2020 (D.B.)

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

Dated : 13/08/2021.

C.A. No. 91/2021 -

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

2. The learned counsel for the applicant has filed C.A. for condonation of delay. There is a delay of 1 years and 3 months. The Id. P.O. objected for condonation of delay. However in the interest justice to ex-serviceman. The delay is condoned and C.A. is allowed.

O.A. 318/2020 –

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

2. The learned counsel has filed Pursis dated 11/8/2021 along with that he has filed application dated 3/6/2021 for review of order dated 23/4/2018 passed by the Authority.

3. In view thereof, the application dated 3/6/2021 for review of order dated 23/4/2018 is remanded back to the concerned authorities for re-consideration within three months from the date of receipt of this order.

4. With this direction, the O.A. stands disposed of. No order as to costs.

Steno copy is granted.

Vice-Chairman

dnk.

(D.B.)

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

Dated : 13/08/2021.

C.A. 229/2001 in O.A. 792/2020 -

Heard Shri R.M. Fating, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 4 and Smt. S.W. Deshpande, Id. counsel for respondent no.5.

2. The learned counsel for R-5 has filed C.A. for vacation of stay along with that she has filed G.R. Dated 20/5/2021 (A-R-7, P-17) by which it appears that the Tribal Development Department has established 3 Scrutiny Committees for Dhule, Chandrapur and Gondia Head Quarter at Nandurbar, Gadchiroli and Nagpur respectively. So previously one Caste Verification Committee (CVC) was at Nagpur, Committee no.1 and now another Caste Verification Committee (CVC) is established as Committee no.2.

3. The matter be kept for final hearing in 2nd week of September,2021. In the meanwhile, after issuance of G.R. dated 20/5/2021 (A-R-7, P-17), since there are two CVCs at Nagpur, the respondents may take appropriate steps related to the applicant as well as respondent no.5.

S.O.2nd week of September,2021.

Vice-Chairman

dnk.

O.A. 885/2020 (D.B.)

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

Dated : 13/08/2021.

Shri G.K. Bhusari, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for R-1&2 and Shri A.D. Girdekar, Id. counsel for R-3 to 10.

At the request of Id. P.O., **S.O. three weeks** for filing reply.

Vice-Chairman

dnk.

O.A. 502/2021 (D.B.)

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

Dated : 13/08/2021.

Heard Shri M.M. Sudame, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. The O.A. was filed on 2/7/2021, however, the Id. P.O. has not yet filed reply. As per Judgment of Hon'ble Apex Court in case of **Prem Nath Bali Vs. Registrar High Court of Delhi & Ano. in Civil Appeal No.958 of 2010 decided on 16/12/2015** and G.O.M. G.R. dated 24/2/1997 after serving a chargesheet, the D.E. should be completed within 6 months and outer limit is given one year. As pointed out by the learned counsel as per page no.26, it appears that the charge sheet was served on 13/6/2018 and three years have been elapsed, but till now inquiry is not completed. It means the direction of Hon'ble Apex Court has been violated. However, in the interest of justice, the learned P.O. is granted four weeks more time to file reply. It is made clear that if reply is not filed till the next date, the matter will be heard on merit.

S.O. four weeks.

Steno copy is granted.

Vice-Chairman

dnk.

C.P. 30/2020 in O.A. 44/2020 (D.B.)

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

Dated : 13/08/2021.

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

2. The Id. P.O. files reply of R-1 to 4. It is taken on record. Copy is served on the applicant. Along with reply the chart is attached at Annex-R-1, P-27. As per chart it appears that all the payments have been made to the applicant, except the period between 19/3/2020 to 14/4/2020 it has been sanctioned leave without pay.

3. The learned counsel desires instructions from the client in this regard.

S.O. two weeks.

Vice-Chairman

dnk.

O.A. 632/2021 (D.B.)

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

Dated : 13/08/2021.

Heard Shri S.P. Palshikar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. As submitted by the learned counsel, the inquiry against the applicant was ordered on 8/10/2018 (A-2,P-24) and Inquiry Officer was appointed on 18/2/2019 (A-3,P-30) and on the same date i.e. on 18/2/2019 (A-4,P-31) Presenting Officer was appointed. The applicant has submitted final statement on 20/8/2020 (A-7,P-39 to 64). However as submitted by the learned counsel even after one year, no final decision has been taken. The learned CPO is also not aware status of the order. In view of this, reply of respondents is necessary. It is made clear that if reply is not filed within four weeks, then as relied by the learned counsel on the order in O.A. No. 823/2020 passed on 19/7/2021 (A-9,P-70-72) will be taken into consideration. The question of interim relief is kept open.

3. Issue notice to the respondents returnable in **four weeks**. Learned C.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.

S.O. four weeks.

Steno copy is granted.

Vice-Chairman

dnk.

O.A. 633/2021 (D.B.)

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

Dated : 13/08/2021.

Heard Shri R.M. Fating, Id. counsel holding for Shri V.B. Gawali, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to the respondents returnable **after four weeks**. Learned C.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.

S.O. after four weeks.

Vice-Chairman

dnk.

O.A. 595/2021 (D.B.)

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

Dated : 13/08/2021.

Heard Shri M.V. Bute, Id. counsel for the applicant and Shri S.A . Deo, Id. CPO for the State.

2. The service condition of the applicant has been changed by the impugned order dated 11/2/2021 (A-2,P-21) and order dated 26/2/2021 (A-2,P-20) without giving any chance of hearing to the applicant and applicant has been put on 11 months on supernumerary post; in similar matters this Bench has granted interim relief till filing of the reply. In the interest of Justice and equity **the impugned order dated 11/2/2021 (A-2,P-21) and order dated 26/2/2021 (A-2, P-20) be stayed till filing of the reply.**

3. Issue notice to the respondents returnable **after four weeks**. Learned C.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.

S.O. after four weeks.

Vice-Chairman

dnk.

O.A. 608/2021 (D.B.)

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

Dated : 13/08/2021.

Heard Shri M.V. Bute, Id. counsel for the applicant and Shri S.A . Deo, Id. CPO for the State.

2. The service condition of the applicant has been changed by the impugned order dated 11/2/2021 (A-2,P-21) and order dated 26/2/2021 (A-2,P-20) without giving any chance of hearing to the applicant and applicant has been put on 11 months on supernumerary post; in similar matters this Bench has granted interim relief till filing of the reply. In the interest of Justice and equity **the impugned order dated 11/2/2021 (A-2,P-21) and order dated 26/2/2021 (A-2, P-20) be stayed till filing of the reply.**

3. Issue notice to the respondents returnable **after four weeks**. Learned C.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.

S.O. after four weeks.

Vice-Chairman

dnk.

O.A. 636/2021 (D.B.)

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

Dated : 13/08/2021.

Heard Shri M.V. Bute, Id. counsel for the applicant and Shri S.A . Deo, Id. CPO for the State.

2. The service condition of the applicant has been changed by the impugned order dated 26/10/2020 (A-2,P-22&23) without giving any chance of hearing to the applicant and applicant has been put on 11 months on supernumerary post; in similar matters this Bench has granted interim relief till filing of the reply. In the interest of Justice and equity **the impugned order dated 26/10/2020 (A-2,P-22&23) be stayed till filing of the reply.**

3. Issue notice to the respondents returnable **after four weeks**. Learned C.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.

S.O. after four weeks.

Vice-Chairman

dnk.
**

M.C.A.Nos.11&12/2021inO.A.No.221/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

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

2. The ld. P.O. submits that suspension order of the applicant has been revoked and ld. counsel for the applicant submits that the applicant has received copy of revocation of suspension order and also received the posting order.

3. The ld. P.O. by M.C.A. No. 11/2021 seeking prayer for recalling of order dated 06.05.2021 in para no. 4 due to pendency of criminal prosecution against the applicant.

4. As submitted by ld. P.O. order dated 06.05.2021 in para no. 4 since criminal prosecution u/s 302 is pending before Session Court against the applicant. Hence, the final order in D.E. is kept in sealed envelope till the outcome of the criminal trial.

5. In view of the above, para no. 4 in order dated 06.05.2021 in O.A. No. 221/2021 is recalled as prayed in M.C.A. No. 11/2021. **Hence it is allowed.**

6. Hence, **M.C.A. No. 12/2021 is disposed of with no order as to costs.**

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.20/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

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

2. At the request of ld. counsel for the applicant,
S.O. 01.09.2021.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.139/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

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

2. At the request of ld. counsel for the applicant,
S.O. 01.09.2021.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.Nos.325,326&327/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

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

2. At the request of ld. counsel for the applicant,
S.O. 25.08.2021.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.691/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

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

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

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

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

5. **S.O. in 24.09.2021.**

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

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.43/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/ 2021.

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

2. The Id. P.O. has filed reply on behalf of the respondent nos. 1 to 3. It is taken on record. Copy is served to the other side.

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

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

5. **S.O. two weeks.**

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

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.398/2021 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

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

2. At the request of ld. counsel for the applicant,
S.O. three weeks.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.463/2021 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

Heard Shri A.P.Chaware, the ld. counsel for the applicant and Shri V.A.Kulkarni, the ld. P.O. for the Respondents. None for the respondent no. 4.

2. At the request of ld. counsel for the applicant,
S.O. three weeks.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.469/2021 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

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

2. At the request of ld. counsel for the applicant,
S.O. four weeks.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.503/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

Heard Shri S.N.Gaikwad holding for Ms. R.Deshpande, the ld. counsel for the applicant and Shri P.N.Warjekar, the ld. P.O. for the Respondents.

2. The ld. counsel for the applicant has filed pursis on record. Though the ld. P.O. received the copy but the same is not on record. Subsequently, the ld. P.O. has some objection about the applicant.

3. In view of this, matter will be placed on board on 25.08.2021. **S.O. 25.08.2021.**

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.560/2021 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

Heard Shri S.P.Palshikar, the ld. counsel for the applicant and Shri P.N.Warjekar, the ld. P.O. for the Respondents.

2. At the request of ld. P.O., **S.O. 25.08.2021.**

Vice Chairman

Date:-13/08/2021.
aps.

Rev.10/21inO.A.414/18inRev.11/21inO.A.415/18in

**Rev.12/21inO.A.416/18inRev.13/21inO.A.417/18in
Rev.14/21inO.A.629/18 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

Heard Shri S.D.Malke, the Id. counsel for the applicant and Shri M.I.Khan, 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.**

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.884/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

Heard Shri P.D.Meghe, the ld. counsel for the applicant and Shri H.K.Pande, the ld. P.O. for the Respondents.

2. At the request of ld. counsel for the applicant,
S.O. 23.08.2021.

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.647/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

Heard Smt. R.P.Jog, the Id. counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

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

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.904/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

Heard Shri G.N.Khanzode, the ld. counsel for the applicant and Shri H.K.Pande, the ld. P.O. for the Respondents.

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

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.73/2017 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

Heard Shri G.G.Bade, the ld. counsel for the applicant, Shri H.K.Pande, the ld. P.O. for the Respondents and Shri A.Y.Kapgate, the ld. counsel for the respondent no. 5.

2. **Closed for orders.**

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.420/2017 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.**

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

2. The ld. counsel for the applicant has filed reply of respondent nos. 2 & 3. It is taken on record. Copy is served to the other side.

3. **Closed for orders.**

Vice Chairman

Date:-13/08/2021.
aps.

Rev.No.03/2021inO.A.No.184/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

None for the applicant. Shri M.I.Khan, the Id. P.O. for the Respondents Shri S.Majid, the Id. counsel for the respondent no. 3.

2. The Id. P.O. has filed reply of respondent no. 3. It is taken on record. He further submits that he will serve the copy to the other side.

3. Hence, matter is **admitted** and kept for final hearing.

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

5. **S.O. two weeks.**

Vice Chairman

Date:-13/08/2021.
aps.

O.A.No.669/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

Heard Shri S.M.Khan, the Id. counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the Respondents.

2. The Id. counsel for the applicant submits that since two G.Rs. were issued by Government regarding transfer on 29.07.2021, first G.R. is related to transfer of 15 % and second G.R. is related to transfer of 25%. Applicant has not been considered as per the second G.R. and he had transferred vide order dated 03.08.2021 (A-A-1, Pg. No. 12). The Id. counsel for the applicant submits that applicant is not relieved.

3. In view of this, **impugned order dated 03.08.2021 (A-A-1, Pg. No. 12) 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.**

11. **Steno copy is granted.**

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.791/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

Heard Shri B.Kulkarni, the ld. counsel for the applicant and Shri A.M.Khadatkar, the ld. P.O. for the Respondents. None for the respondent nos. 2 to 4.

2. The ld. counsel for the applicant wants to submit that grievances can be redressed if applicant's application or representation is directed to be decided by concerned officers after personal hearing within a stipulated time but the said representation is not on record.

3. Hence, the ld. counsel for the applicant is directed to ask his applicant to submit the representation to the concerned authority and the said representation shall also be filed on record.

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

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

Vice Chairman

Date:-13/08/2021.

aps.

O.A.No.82/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :13/08/2021.

Heard Shri S.P.Palshikar, the ld. counsel for the applicant, Shri H.K.Pande, the ld. P.O. for the State and Smt. J.J.Alkari, the ld. counsel for the respondent no. 2.

2. The applicant D.O.B. is 21.10.1962 and his D.O.R. on attaining the age of superannuation would be 31.10.2020. However, applicant stood retired w.e.f. 17.07.2000.

3. The ld. counsel for the respondent no. 2 submits that Chief Engineer, Irrigation Department, Nagpur is not having control over Executive Engineer, Amravati from where applicant has been transferred to Bhandara and his all service records are with the office of Executive Engineer, Amravati. Since, Chief Engineer, Irrigation Department, Amravati has control over Executive Engineer, Amravati where applicant was working.

4. In view of this, the ld. counsel for the applicant is directed to add Chief Engineer, Amravati and Executive Engineer, Water Resource Division/ Irrigation, Amravati as one of the party as respondent. The ld. counsel for the applicant is permitted to do the amendment accordingly within one week. **The office is directed to issue notice immediately after amendment to newly added respondent.**

5. **S.O. 27.08.2021.**

Date:-13/08/2021.
aps.

Vice Chairman