

O.A. 520/2016 (D.B.)

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

Dated : 05/02/2021.

C.A. 83/2020 -

Shri S.D. Ukey, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

The learned P.O. submits that Shri M.I. Khan, Id. P.O. is not available today, therefore, further time may be granted. At the request of Id. P.O., **S.O. 15/2/2021.**

Vice-Chairman

dnk.

O.A. Nos. 632 & 684 of 2017 (D.B.)

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

Dated : 05/02/2021.

Heard Shri K.P. Mahalle, Id .counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The learned counsel for the applicants has not filed amendment application as per the order dated 9/10/2017. He seeks two weeks time to file amendment application.

3. At the request of Id. counsel for the applicants, **S.O. four weeks.**

Vice-Chairman

dnk.

O.A. 371/2020 (D.B.)

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

Dated : 05/02/2021.

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

2. It appears that the applicant has sent the Pursis dated 3/2/2021 for withdrawal of the O.A. without consulting the learned counsel.

3. The learned counsel for the applicant submits that the application may be disposed of as withdrawn at the risk and cost of the applicant.

4. In view thereof, the O.A. stands disposed of as withdrawn at the risk & cost of the applicant. No order as to costs.

Vice-Chairman

dnk.

O.A. 38/2020 (D.B.)

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

Dated : 05/02/2021.

C.A. No. 381/2020 -

Heard Ms. M. Chandurkar, Id. counsel for the applicants, Shri A.M. Ghogre, Id. P.O. for the respondents and Shri G.G. Bade, Id. counsel for Intervener.

2. The learned counsel for the applicants objected to the title and prayer of the C.A.No. 381/2020 which are as follows –

“ **Title** - *Application for Appropriate Order or Modification of Order dated 23/1/2020 or Application for Intervention.*”

“ **Prayer** – (1) The present application may kindly be allowed thereby modifying the order dated 23/1/2020 by permitting the respondents to declare the examination result for promotional posts of Instructor, in the interest of justice.”

3. In view of the objection raised by the applicant, the C.A. No. 381/2020 is not allowed however, learned counsel Shri Bade, is allowed to join as Intervener.

4. C.A. No. 381/2020 is disposed of by direction to the intervener applicant to file separate C.A. to join as Intervener.

O.A. 38/2020 –

Heard Ms. M. Chandurkar, Id. counsel for the applicants, Shri A.M. Ghogre, Id. P.O. for the respondents and Shri G.G. Bade, Id. counsel for Intervener.

2. As per the prayer the applicants had approached to this Tribunal to get direction for appearing in the examination. Vide order dated 23/1/2020 the applicants have appeared in the examination. In the said order in para-4 the respondents were directed not to declare results till further orders.

3. As submitted by the Id. P.O., the respondents are facing problems on this point. In view of this situation, the respondents are directed to declare result subject to outcome of this O.A. and if the applicants succeed as per the rules and conditions laid down by the Department, they should also be treated along with the other successful candidates. It is made clear that result for successful candidates will be subject to outcome of this O.A.

S.O. six weeks.

Vice-Chairman

dnk.

O.A. 700/2020 (D.B.)

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

Dated : 05/02/2021.

Heard Shri C.A. Joshi, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

2. The learned P.O. submits that he has received parawise reply and he will file reply till the next date. The matter is related to appointment by MPSC, therefore, the matter will be heard on the next date.

3. The Id. P.O. is directed to file reply on the next date and supply copy to the other side.

S.O. 12/2/2021.

Vice-Chairman

dnk.

O.A. 738/2020 (D.B.)

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

Dated : 05/02/2021.

Shri T. Rahul, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

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

Vice-Chairman

dnk.

O.A. 931/2020 (D.B.)

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

Dated : 05/02/2021.

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

2. The learned counsel for the applicant has filed Pursis dated 29/1/2021 and he desires to withdraw the O.A.

3. In view of this, the O.A. stands disposed of as withdrawn. No order as to costs.

Vice-Chairman

dnk.

O.A. 46/2021 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 05/02/2021.

Heard Shri P.S. Wathore, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The learned P.O. seeks further three weeks time to file reply.

3. In view of observation in order dated 18/1/2021 three weeks time is granted. However, the respondents are directed to maintain status-quo till filing of reply by the respondents.

S.O. three weeks.

Vice-Chairman

dnk.

C.P. No. 14/2020 in O.A. 58/2019 (D.B.)

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

Dated : 05/02/2021.

Heard Smt. K.N. Saboo, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. The learned counsel for the applicant submits that the applicant is retiring on 28/2/2021, hence final decision is necessary before that date.

3. As per the order dated 29/1/2021, Shri Kailas Bilomkar, Deputy Secretary of the Water Resources Department is present and submits that applicant's file for final decision is submitted to the Hon'ble Chief Minister's office. He is directed to follow the file with the Chief Minister's office and ensure that final decision is taken on or before 15/2/2021. The matter will be heard on 18/2/2021 and that time if the final decision is not taken, the Additional Chief Secretary of the concerned Department is directed to present personally before this Tribunal and explain the reason for delay in complying the order of this Tribunal and also for not finalising D.E. as per time scheduled and direction given by the Hon'ble Apex Court in case of **Prem Nath Bali Vs. Registrar, High Court of Delhi & Ano., AIR 2016 SCC,101.** *In Civil Appeal No.958/2010 decided on 16/12/2015.*

S.O. 18/2/2021.

Steno copy is granted.

Vice-Chairman

dnk.

C.P. 47/2020 in O.A. 32/2020 (D.B.)

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

Dated : 05/02/2021.

Heard Smt. K.N. Saboo, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicants and Shri A.M. Khadatkhar, Id. P.O. for the State.

2. Issue Notice to the respondents returnable **after six weeks** under Rule 8 of the MAT (Contempt of Courts) Rules, 1996 as to why they should not be proceeded for committing contempt of this Tribunal's order and as to why they shall not be punished under the Contempt of Court Act.
3. The learned P.O. waives notice for State. Hamdast granted.
4. **S.O. after six weeks.**

Vice-Chairman

dnk.

O.A. 946/2018 (D.B.)

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

Dated : 05/02/2021.

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

2. As per the order dated 8/1/2021 it is cleared that the respondent no.3 was selected in NT-D female category, but she preferred not to join and the candidates at Sr.No.128 & 689 are not in the merit list. In this situation, the applicant is the only candidate in the merit list in the NT-D female category.

3. In view of this, the respondents are directed to file name of the candidate who was finally selected in NT-D female category and position in the merit list before the next date against the Advertisement No.87/2015.

S.O. three weeks (PH).

Steno copy is granted.

Vice-Chairman

dnk.

O.A. 1049/2019 (D.B.)

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

Dated : 05/02/2021.

Shri S.S. Pawale, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

The learned P.O. submits that Shir M.I. Khan, Id. P.O. is not available, therefore, further time may be granted.

At the request of Id. P.O., **S.O. next week.**

Vice-Chairman

dnk.

O.A. 253/2020 (D.B.)

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

Dated : 05/02/2021.

Heard Smt. B.M. Kakde, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. As submitted by the learned counsel for the applicant at Page no.10, the applicant's name appears at Sr.No.13. The applicant is Shri Daud Khan who was appointed against Open category on 1/11/1991 on compassionate ground.

3. The learned counsel for the applicant further submits that till now he has not been given any promotion. By the record, it appears that the respondents are asking to submit Caste Validity Certificate from the applicant for considering his name for promotion. The applicant being OBC candidate and there is no OBC quota in promotion and the applicant was also not appointed against the OBC quota. It is not necessary to ask for Caste Validity Certificate from the applicant. The case of the applicant for promotion can be considered as an Open candidate.

4. The learned P.O. is directed to take necessary instructions from the Department on

what ground they are asking to submit the Caste
Validity Certificate from the applicant.

S.O. four weeks (PH).

Vice-Chairman

dnk.
**

O.A.No.591/2015 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

C.A.No.25/2020:-

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

2. Notice on C.A. to Respondents be issued returnable in **six weeks**.

3. Shri A.M.Ghogre, the learned P.O. waives notice for respondent no.1. Hamdast granted.

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 the O.A.

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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. 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. six weeks.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.823/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

C.A.No.20/2021:-

Heard Shri G.G.Bade, 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. four weeks to file reply.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.Nos.391/2019&02/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

Heard Shri K.P.Mahalle, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. The Id. counsel for the applicant has filed pursis to withdraw the O.A.. He is permitted for the same. Hence, **the Original Application is disposed of as withdrawn.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.679/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

C.A.No.30/2021:-

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

2. **C.A. No. 30/2021 is allowed and disposed of.** Accordingly, the name of the applicant no. 4 is withdrawn.

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

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.802/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

Heard Ms. S.Thakur, 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.**

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.13/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

Heard 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. P.O., **S.O. four weeks to file reply.**

3. *However, status-quo granted in para no. 2 of order dated 08.01.2020 is continued.*

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.589/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 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. At the request of Id. counsel for the applicant, **S.O. two weeks.**

Later on:-

1. The applicant personally present and put her say about harassments. As per O.A. relief clause on P.B., Pg. No. 6, I (ii) which is following:-

"(ii) Be pleased to direct the respondent no. 4 i.e. The District Civil Surgeon, General Hospital, Bhandara to release the pending due of arrear of increments from the date of 01.07.2010 to 31.03.2014 and 01.09.2016 to 30.09.2017 and further be please to direct to release the salary allowances from 01.07.2010 to 30.04.2014 with an interest @ 18 % immediately."

2. The applicant further pleads that she has been harass on various counts by Treasury or by her office.

3. The Id. P.O. is directed to take instructions from the respondents and if possible file the reply, **S.O. 09.02.2021.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.616/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

Heard Shri C.A.Joshi, 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 18.01.2021. He is directed to file it on record and supply the same to the other side.

3. The Id. counsel for the applicant is relying on Hon'ble Apex Court Judgment in case of **State of Punjab and Ors. Vs. Rafiq Masih and Ors. in (2015) 4 Supreme Court Cases 334.**

4. The applicant was absorbed in Government service as a Muster Clerk and he stood retire as a Civil Engineering Assistant; which is definitely a Class-B post. The applicant stood retired on 31.07.2010 as per details given on Annexure-A-24(A), P.B., Pg. No. 141; where applicant was receiving initial pension of Rs. 19,977/- till 30.11.2019 i.e. again 09 years after retirement then pension was reduced and now he is being paid Rs. 14,520/-; his pension has been revised vide order dated 18.10.2019 (Annexure-A-22, P.B., Pg. No. 123) the grievance of the applicant is that revised pension may be paid but prior to that whatever has paid that should not be recovered.

5. In view of Hon'ble Apex Court Judgment the order dated 18.10.2019 by Assistant Accounts Officer, A.G., Nagpur to Executive Engineering, P.W.D., Akola, M.H. is stayed till filing of the reply. Hence the prayer at 9 (IV) at P.B., Pg. No. 27 is only allowed till filing of the reply.

6. The Id. counsel for the applicant is directed to serve the notice to the A.G. and also supply the copy to A.G..

7. **S.O. four weeks.**

8. **Steno copy is granted.**

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.638/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

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

Vice Chairman

Date:-05/02/2021.
aps.

O.A.Nos.780,808,809&812/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

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

2. The Id. counsel for the applicant submits that grievances of the applicants have been redressed and he desires to file pursis in this regard.

3. **S.O. 12.02.2021.**

4. *As requested by Id. P.O., put up this matter along with O.A. Nos. 810 & 811/2020.*

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.892/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

C.A.No.39/2021:-

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

2. The Id. P.O. has pointed out G.R. dated 06.08.2002 (Annexure-A-1, P.B., Pg. No. 53) and in that clause no. 7 in P.B., Pg. No. 58, where it is clearly mentioned that if employee has been given the benefit of A.C.P., they have not been entitled for 01 level above pay-scale.

3. The Id. P.O. further submits that all these applicants in this O.A. have already been granted first A.C.P. after 12 years service. In view of this, they are not entitled for one level above pay though they are working in Tribal and Naxal Affected Area. Hence, **C.A.No. 39/2021 is allowed.** Accordingly, interim order dated 25.01.2021 is vacated.

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

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.913/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

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

2. However, applicant has filed representation at P.B., Pg. No. 53 (Annexure-A-10, dated 16.12.2020). Respondents are at liberty to decide the representation before filing the reply.

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

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.778/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

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

2. At submitted by Id. P.O., Mr. M.I.Khan is appearing in this matter. However, considering the urgency of the matter, it is decided that matter will be heard on Tuesday and Id. C.P.O. himself or as per his direction of any other P.O.; pleads the matter positively. **S.O. 09.02.2021.**

Vice Chairman

Date:-05/02/2021.
aps.

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

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

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

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

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.108/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

Heard Shri A.P.Sadavarte, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State.

2. Aggrieved by the order dated 07.08.2020 (Annexure-A-2, P.B., Pg. No. 19) applicant has approached to this Tribunal. However, the impugned order itself says that the applicant has been transferred on administrative ground as per the recommendation of the Civil Services Board; this procedure has been laid down by **Hon'ble Apex Court in the case of T.S.R.Subramanian & Ors. Vs. Union of India & Ors. decided on 31.10.2013 in W.P. (Civil) No. 82/2011 and W.P.(Civil) No.234/2011.**

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.**

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.115/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

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

2. Issue notice to Respondents, returnable on six 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. Meanwhile, respondents are directed that applicant has made the representations dated 07.12.2020 (Annexure-A-9, P.B., Pg. No. 49) and dated 22.12.2020 (Annexure-A-10, P.B., Pg. No. 50) to decide the same while filing the reply.

9. **S.O. six weeks.**

Vice Chairman

Date:-05/02/2021.

aps.

O.A.Nos.524,525&623/2016 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

Heard Shri N.R.Saboo, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.256/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

Heard Shri S.R.Deshpande, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.262/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

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

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

Vice Chairman

Date:-05/02/2021.

aps.

O.A.No.63/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

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

2. The issue pertains to "Trees Cutting" were there is loss of Rs. 3,72,509/-. The applicant was inflicted by letter dated 27.03.2018 (Annexure-A-1, P.B., Pg. No. 8) and order was passed to deduct 50 % recovery of amount i.e. Rs. 1,86,254/- in 20 weeks; this punishment has been inflicted under M.C.S. (Discipline and Appeal) Rule, 1979 under Rule 5(3) and also as per standing order no. 37 dated 01.06.1965 (Annexure-A-1, P.B., Pg. No. 21). The Id. counsel for the applicant has made representation to higher authorities vide his letter dated 15.12.2018.

3. The matter is remanded back to respondent no. 2 to decide the representation of the applicant dated 15.12.2018 **within 30 days from the date of this order** and communicate to the applicant and file it on record.

4. **S.O. 26.03.2021.**
5. **Matter be treated as P.H.**
6. **Steno copy is granted.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.408/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

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

2. As pointed out by Id. P.O., interim relief was granted on 10.06.2019 in para no. 2 of the order. Since, interim relief was in favour of the applicant, applicant is not taking cognizance to attend the Tribunal also. The matter is kept in next week and if applicant does not appear, the matter will be decided on merit.

3. **S.O. 12.02.2021.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.852/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

Heard Shri N.R.Saboo, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-05/02/2021.

aps.

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

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.

Heard Shri S.P.Palshikar, the Id. Counsel for the applicant, Shri A.M.Ghogre, the Id. P.O. for the respondents and Smt. J.J.Aikari, the Id. counsel for the respondent no. 2.

2. At the request of Id. counsel for the applicant, **S.O. 12.02.2021.**

Vice Chairman

Date:-05/02/2021.
aps.

O.A.No.293/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/02/ 2021.**

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

2. At the request of Id. counsel for the applicant, **S.O. 11.02.2021.**

Vice Chairman

Date:-05/02/2021.

aps.