

C.A. 347/2022 in O.A. No. 842/2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri S.N. Gaikwad, Id. counsel for applicants and Shri S.A. Deo, Id. CPO for respondents.

2. The learned counsel for applicants has pointed out the Judgment passed by this Tribunal in O.A. 22/2022 with connected matters, dated 31/3/2022 (A-5,P-117). It appears that said Judgment is delivered by the Vice-Chairman Shree Bhagwan and Member (J) Shri M.A. Lovekar.

3. Hence, put up the matter before the same Bench today at 3.00 p.m.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. Nos. 906 & 907 of 2019 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri Bharat Kulkarni, Id. counsel
for applicants and Shri V.A. Kulkarni, Id. P.O. for
R-1 to 3. None for other respondents.

At the request of Id. P.O., **S.O.**
12/9/2022.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 700/2020 with C.A. 373/2021 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

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

At the request of Id. P.O., **S.O. 5/9/2022.**

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. No. 28/2019 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Adv. Badhe for the applicant. Heard Shri
V.A. Kulkarni, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 7/9/2022.**

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 663/2017 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

C.A. 323/2022 -

None for applicant nos.1&2. Heard Shri S.A. Marathe, Id .counsel for applicant nos.3&4, Shri H.K. Pande, Id. P.O. for R-1 to 3 and none for other respondents.

2. Shri Marathe, Id. counsel has filed C.A. for amendment.

3. In view of the subsequent development, amendment is necessary. Hence, C.A. for amendment is allowed. Necessary amendment be carried out within two weeks and amended copies be taken on record and supplied to the other side.

O.A. No. 663/2017 –

S.O. after two weeks.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. No. 466/2021 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri S.N. Gaikwad, Id. counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for respondents.

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

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 900/2021 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

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

The applicant is directed to remove office objections within two weeks.

S.O. after two weeks.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. No. 1167/2021(D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri K.S. Malokar, Id. counsel for applicants and Shri V.A. Kulkarni, Id. P.O. for R-1. Await service of R-2.

2. The applicant to remove office objections before the next date.

3. At the request of Id. counsel for applicant, issue fresh notice to the respondent no.2 returnable **after two weeks**. 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 two weeks.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 27/2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

C.A. 348/2022 -

Heard Shri S, Phadnis, Id. counsel holding for Shri S.Y. Deopujari, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for respondents.

2. The Id. counsel has filed C.A. for filing documents on record. Looking to the grounds, permission is granted to file documents on record. The C.A. is allowed and disposed off.

O.A. No. 27/2022 –

S.O. 12/9/2022.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. Nos. 207 & 216 of 2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard R.V. Shiralkar, Id .counsel for applicants and Shri V.A. Kulkarni, Id. P.O. for respondents.

2. The learned counsel for applicants has pointed out the Judgment in O.A. 648/2016 passed by this Tribunal. The operative part of the Judgment is reproduced as under –

“ * The O.A. is partly allowed with no order as to costs.

* The respondents are directed to complete the departmental enquiry within four months from the date of this order.

* It is hereby made clear that in case the enquiry is not completed within period of four months from today, the respondent authorities shall pay all retiral benefits to the applicant.”

3. It appears that the respondents / department is not complying the direction given by this Tribunal.

4. The Id. P.O. is directed to get instructions as to why the retiral benefit is not paid to the applicant, as per the Judgment of this Tribunal.

S.O. 8/9/2022.

Steno copy is granted.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. No. 242/2022(D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri P.K. Raulkar, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for R-1. Await service of R-2&3.

2. At the request of Id. counsel for applicant, issue fresh notice to the respondent nos.2&3 returnable **after two weeks**. 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 two weeks.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. Nos. 369 & 394 of 2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard A.H. Dangre, Id. counsel for applicants and Shri A.M. Khadatkar, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. 6/9/2022** for filing reply.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. No. 693/2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri P.J. Mehta, Id. counsel for applicant and Shri S.A. Deo, Id. C.P.O. for R-1. Await service of R-2to4.

2. The Id. counsel for applicant submits that the respondent nos.2and 3 are served. He is directed to file service affidavit of R-2&3. At the request of Id. counsel for applicant, **issue fresh notice to the respondent no.4 returnable after two weeks**. 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 two weeks.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 696/2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri P.J. Mehta, Id. counsel for applicant and Shri S.A. Deo, Id. C.P.O. for R-1. Await service of R-2to4.

2. The Id. counsel for applicant submits that the respondent nos.2and 3 are served. He is directed to file service affidavit of R-2&3. At the request of Id. counsel for applicant, **issue fresh notice to the respondent no.4 returnable after two weeks**. 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 two weeks.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 700/2022 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Nishi Borkar, Id. counsel holding for Shri A.B. Moon, Id. counsel for applicant and Shri S.A. Deo, Id. C.P.O. for R-1. Await service of R-2to4.

2. At the request of Id. counsel for applicant, **issue fresh notice to the respondent nos.2 to 4** returnable **after three weeks**. 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 three weeks.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 702/2022 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Heard Shri Barhate, Id. counsel holding
for Shri Warulkar, Id. counsel for applicant and
Shri S.A. Deo, Id. CPO for R-1. None for other
respondents.

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

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 731/2022 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Heard Shri I.A. Fidvi, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for respondents.

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

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 775/2022 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Heard Shri A.P. Thakre, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for respondents.

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

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

(D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

**O.A. 245/2021 with C.A. 239/2022
and O.A. 345/2022**

Heard Shri R.V. Shiralkar, Id. counsel for applicants, Shri R.R. Shetty, Id. special counsel for R-1&2 and none for R-3 in O.A.245/2021.

2. Heard Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for respondents in O.A. 345/2022.

3. As per submission of learned counsel for applicant, the applicant is intending to file SLP against the order of Hon'ble High Court in W.P. Nos. 3056/2022 and 2898/2022.

4. Shri R.R. Shetty, Id. special counsel for R-1&2 (in O.A.245/2021) submits that he wants to file English translation of the documents of the impugned order in O.A. 345/2022 and reply of the applicant thereto. He is liberty to file the same on the next date.

S.O. 23/9/2022.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

C.P. 48/2020 in O.A. No. 15/19 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard the applicant in person and Shri
A.M. Ghogre, Id. P.O. for respondents.

At the request of applicant in person,
S.O. 13/9/2022.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

C.P. 05/2022 in O.A. No. 665/19 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri I.S. Charlewar, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1,2 and 4. None for R-3.

2. The learned counsel for applicant pointed out the order of this Tribunal dated 5/8/2022. As per his submission, the Writ Petition filed against the order in original application which is the subject matter of this contempt petition was dismissed on 20/7/2022.

3. On the last date, none appeared for respondent no.3. Today also none appeared for respondent no.3.

4. The Id. P.O. is directed to get instructions about compliance of the order in O.A. 665/2019.

S.O. 13/9/2022.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

**C.P. 31/22 in TA 743/92 in O.A. No. 2209/85
(D.B.)**

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

None for applicants. Heard Shri A.M. Ghogre for respondents.

2. The learned P.O. pointed out order dated 29/06/2022. As per his submission, the applicant was directed to satisfy this Tribunal as to how this petition is maintainable because the order against the contempt petition is dated 25/10/1994. The contempt petition is to be filed within one year.

3. After passing this order, this contempt petition was listed on 13/7/2022, 2/8/2022 and 18/8/2022. Today none appeared for the applicants.

S.O. 13/9/2022.

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

C.P. 59/2022 in O.A. No. 1005/19 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri Barhate, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for the State.

2. Issue Notice to the respondents returnable after **four 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 four weeks.**

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 159/2013 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Heard Shri S.P. Palshikar, Id. counsel
for applicants and Shri A.M. Ghogre, Id. P.O. for
respondents.

At the request of Id. P.O., **S.O.**
15/9/2022.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice-Chairman

dnk.

O.A. No. 885/2020 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

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

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

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 454/2020 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri Bhamburkar, Id. counsel for applicants and Shri H.K. Pande, Id. PO for respondents.

2. Today, the Id. P.O. filed letter of RTO, Nagpur dated 4/7/2022. It is taken on record and marked Exh-X for identification.

3. The learned counsel for applicant submits that on the earlier date the matter was heard at length by the Hon'ble Vice-Chairman Shree Bhagwan and Member (J) Shri M.A. Lovekar.

4. Hence, put up the matter before the same Bench **on 16/9/2022.**

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

**(Shree Bhagwan)
Vice- Chairman**

dnk.

O.A. No. 868/2021 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Heard Shri S.M. Khan, Id .counsel for
applicant and Shri A.M. Ghogre, Id. P.O. for
respondents.

At the request of Id. P.O., **S.O.**
12/9/2022.

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. No. 416/2022 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.

Dated : 26/08/2022.

Heard Shri P.J. Mehta, Id. counsel for applicants and S.A. Deo, Id. CPO for respondents.

At the request of Id. CPO, **S.O. 8/9/2022.**

(Justice M.G. Giratkar)
Vice-Chairman

(Shree Bhagwan)
Vice- Chairman

dnk.

O.A. Nos. 664 & 665 of 2020 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Vice-Chairman.**

Dated : 26/08/2022.

Heard Shri N.D. Thombre Id. counsel for applicants and Shri A.P. Potnis, Id. P.O. for respondents.

2. The Id. P.O. has filed letter dated 9/6/2022 issued by Director of Health Services, Nagpur. As per this letter, the departmental inquiry is completed.

3. The Id. P.O. is directed to supply copy of this letter to the Id. counsel for applicants.

S.O. 19/9/2022.

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

**(Shree Bhagwan)
Vice-Chairman**

dnk.

*

O.A.No.842/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 26/08/2022.

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

2. By way of interim order the applicant is praying that an order like the one passed by the Hon'ble Bombay High Court in W.P.No.2625/2022 be passed and it will, for the present, adequately protect interest of the applicant.

3. In W.P. No. 2625/2012 following interim order is passed:-

“Any appointment made in pursuance of the impugned order shall be subject to further orders passed in the present petition.”

4. The applicant has made out a case for passing an identical order by way of interim measure. Hence, the order:-

“Any appointment made in pursuance of the impugned order shall be subject to the final outcome of this O.A.”

5. **C.A. No. 347/2022 for Jt. O.A. is allowed and disposed of.**

6. All issues including the issue of maintainability of the O.A. are kept open.

7. Issue notice to Respondents, returnable on 06.09.2022. Learned C.P.O. waives notice for R-1. Hamdast allowed.

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

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

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

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

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

13. **S.O. 06.09.2022.**

14. *Put up this matter along with O.A. No. 795/2022.*

Member(J)

Vice Chairman

Date:-26/08/2022.

aps.

O.A.No.1037/2019 with
O.A.No.1038/2019 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. Reply of respondent no.2 filed by learned P.O. It is taken on record. It is said to be sufficient. Hence, the matter is admitted and kept for final hearing.

3. The learned counsel seeks time of three weeks.

S.O. after three weeks.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.239/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri V.Dahat, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondent no. 1. Shri H.D.Marathe, ld. counsel for the respondent no.2

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.275/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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 learned P.O., **S.O. after two weeks for filing reply as a last chance.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.417/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.527/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri B.B.Pantawane, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

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

Date:-26/08/2022

Member(J)

rsm.

O.A.No.572/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri V.B.Bhise, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. On oral request of learned P.O., **S.O. after two weeks for filing reply as a last chance.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.934/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.935/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. Reply of respondents 1 to 4 filed by learned
P.O. It is taken on record. It is stated to be sufficient.
Hence, the matter is **admitted** and kept for final
hearing.

S.O. after four weeks.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.1027/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri Amey Motlaing, holding for Shri A.C.Dharmadhikari, Id. Counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.1165/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. The learned counsel seeks time of two weeks to carry out the amendment time is granted.

S.O. after two weeks.

Member(J)

Date:-26/08/2022

rsm.

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

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri Amey Motlaing, holding for Shri A.C.Dharmadhikar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.154/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. On oral request of learned P.O., **S.O.**
12.09.2022 for filing reply as a last chance.

Date:-26/08/2022

Member(J)

rsm.

O.A.No.162/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.169/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. The learned P.O. has sought time to file reply. Time of two weeks is granted.

3. The learned counsel for the applicant has invited my attention to letter dated 31.08.2021 and order passed by the Tribunal in respect of the same on 27.04.2022. Respondents are directed to take the decision as per letter dated 31.08.2021 issued by Civil Surgeon, Amravati before returnable date.

S.O. after two weeks.

Steno copy is granted.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.173/2022 with
O.A.No.174/2022 with
O.A.No.176/2022 with
O.A.No.177/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.179/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri N.S.Warulkar, Id. Counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

2. Reply of respondent no.2 filed by learned P.O. It is taken on record. It is stated to be sufficient. Hence, the O.A. is **admitted** and kept for final hearing.

S.O. after four weeks.

Date:-26/08/2022

Member(J)

rsm.

O.A.No.472/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.608/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri A.S.Thotange, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. On oral request of learned P.O., **S.O.**
29.08.2022.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.739/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. The learned counsel for the applicant states that the respondents 1 to 3 have been served. The learned counsel for the applicant has pointed out that on 12.08.2022 following order is passed-

4. The Id. P.O. has filed proposal for revocation of suspension dated 13/07/2022 addressed / forwarded to the respondent no.1 It is taken on record and marked Exh-X for identification.

5. The respondent no.1 is directed to take decision on this proposal before the next date.

3. Today the learned P.O. has sought time. Respondent no.1 is directed to take decision of the above referred proposal before the returnable date.

S.O.06.09.2022.

Member(J)

Date:-26/08/2022

rsm.

O.A.st.No.09/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.
C.A.No.33/2021

Heard Shri Mohd. Shakir, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.698/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri G.G.Bade, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents 1, 2 & 5. Shri S.Deshmukh, ld. counsel for the respondents 3 and 4.

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

Member(J)

Date:-26/08/2022

rsm.

O.A.No.743/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri L.G.Sagdeo, Id. Counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the respondents.

2. Issue notice to 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.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.846/2022 (S.B)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri S.N.Gaikwad, Id. Counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the respondents.

2. Perused O.A. Issue notice returnable after four weeks of issues including issue of limitation is kept open.

3. Issue notice to 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.

Member(J)

Date:-26/08/2022

rsm.

Rev.A.No.12/2022 in
O.A.No.468/2017 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. Issue notice to 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.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.10/2014 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri P.C.Marpakwar, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. On oral request of learned P.O., **S.O. after two weeks.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.146/2017 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. **S.O. 07.09.2022.**

Member(J)

Date:-26/08/2022

rsm.

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

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri P.S.Patil, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 & 2. Shri V.S.Giramkar, ld. counsel for the respondent no.3.

2. On oral request of learned P.O., **S.O. after two weeks.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.234/2019 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri N.R.Saboo, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. On oral request of learned P.O., **S.O.**
06.09.2022.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.818/2019 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. On oral request of learned P.O., **S.O. after two weeks.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.208/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri V.B.Bhise, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

Closed for Orders.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.374/2020 with
O.A.No.375/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. Interim order extent till next date.

S.O. next week.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.683/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. **S.O. next week.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.784/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri C.V.Sawalkar, Id. Counsel for the applicant and Shri H.K.Pande, Id. P.O. for the respondents.

2. On oral request of learned P.O., **S.O. after two weeks.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.882/2020 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri K.S.Malokar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. On oral request of learned P.O., **S.O.**
07.09.2022.

Member(J)

Date:-26/08/2022

rsm.

O.A.No.1010/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. **S.O. 06.09.2022.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.1024/2021 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. **S.O. 06.09.2022.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.04/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

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

2. **S.O. 14.09.2022.**

Member(J)

Date:-26/08/2022

rsm.

O.A.No.582/2022 (S.B.)

Coram : Hon'ble Shri M.A.Lovekar, Member (J)
Dated : 26/08/2022.

Heard Shri N.R.Saboo, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents 1 and 2. None for the respondent no.3.
2. **S.O. 30.08.2022.**

Date:-26/08/2022

Member(J)

rsm.