

**O.A. No.50/2019.**

**(D.B.)**

**Coram:Shri Shree Bhagwan,**  
**Member (A)**

**Dated : 10<sup>th</sup> May 2019.**

Heard Shri S.C. Deshmukh, the Ld. counsel for the applicants and Shri S.A. Sainis, the learned P.O. for the respondents.

2. Though, there is interim relief given vide order dated 31<sup>st</sup> March 2019, but that is not sufficient in relation to relief clause 10 (i) (Page 9), particularly when the respondents have not filed reply in last two hearings i.e. 2.4.2019 and 23.4.2019. It clearly shows that the respondents are taking it very casually.

3. In view of this, the respondents are directed to file reply, in any case in first week of June 2019 and till that time as requested by the applicants in relief clause 10 (i). The respondent No.3 is directed not to grant promotion on the basis of seniority lists published on 26.10.2018 and 31.12.2018. Matter would be taken in second week of June 2019.

**S.O. 14<sup>th</sup> June 2019.**

Member (A)

Dt. 10.5.2019  
Pdg

**O.A. No.164/2019.**

**(D.B.)**

**Coram:Shri Shree Bhagwan,**  
**Member (A)**

**Dated : 10<sup>th</sup> May 2019.**

**C.P. No.16/2019.**

Heard Shri N.S. Warulkar, the Ld. counsel for the applicant. None appeared for the respondents.

2. The Ld. counsel for the applicant has invited my attention to the order dated 7.3.2019 in O.A. No.164/2019 in para No.5 in last line, stay was granted. However, the Ld. counsel for the applicant has also pointed out a letter क्रमांक साप्रवी/ आस्था-३/ बदली/ कावी/ ८१०/२०१९ dated 5.3.2019 (A.3, P.13) which was, though issued on 5.3.2019 but its outward number shows that the order was actually despatched on 8.3.2019, means the Chief Executive Officer, Zilla Parishad, Chandrapur issued the order after the said order was stayed by this Tribunal on 7.3.2019.

3. Issue notice to the respondent No.1 returnable on or before **6<sup>th</sup> June 2019**

4. Hamdst granted.

5. Copy of the petition has been served to the office of this Tribunal.

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

7. 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.

8. 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.

9. 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.

10. 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.

11. S.O. **6<sup>th</sup> June 2019.**

Member (A)

Dt. 10.5.2019  
Pdg