

C.P. No.10/2019 in O.A. No.593/2017.

(D.B.)

**Coram : Justice A.H. Joshi,
Chairman.**

Dated : 6th June 2019.

Heard Shri S.P. Palshikar, learned Advocate for the applicant and Shri A.M. Khadatkar, learned P.O. for the respondents.

C.P. is disposed in view of compliance.

(Justice A.H. Joshi)
Chairman

Dt. 6.6.2019

pdg.

C.P. No.16/2019 in O.A. No.164/2019.

(D.B.)

**Coram : Justice A.H. Joshi,
Chairman.**

Dated : 6th June 2019.

1. Heard Shri N.S. Warulkar, learned Advocate for the applicant. Shri A.M. Khadatkar, Ld. P.O. for respondents No.2. Shri B.N. Jaipurkar, Advocate for R.1.
2. In view of the fact that it is not shown that:
 - (a) Contemnor is served with notice of contempt.
 - (b) Order of stay has been actually served on the contemnors.
3. In view of the foregoing, C.P. is disposed with liberty.

(Justice A.H. Joshi)
Chairman

Dt. 6.6.2019

pdg.

C.A. 123/2019 in C.P. No.32/2017 in
O.A. No.75 /2016. (D.B.)

Coram : Justice A.H. Joshi,
Chairman.

Dated : 6th June 2019.

Heard Shri N.R.Saboo, learned Advocate
for the applicant and Shri A.M. Khadatkar,
learned P.O. for the respondent Nos. 1 to 3. Shri
S.M. Bhangde, Advocate for R.4.

S.O. 7th June 2019.

(Justice A.H. Joshi)
Chairman

Dt. 6.6.2019

pdg.

C.A. 124/2019 in C.P. No.33/2017 in
O.A. No.42 /2016. (D.B.)

Coram : Justice A.H. Joshi,
Chairman.

Dated : 6th June 2019.

Heard Shri N.R.Saboo, learned Advocate
for the applicant and Shri A.M. Khadatkar,
learned P.O. for the respondent Nos. 1 to 3. Shri
S.M. Bhangde, Advocate for R.4.

S.O. 7th June 2019.

(Justice A.H. Joshi)
Chairman

Dt. 6.6.2019

pdg.

C.P. No.52/2018 in O.A. No.206/2017.

(D.B.)

**Coram : Justice A.H. Joshi,
Chairman.**

Dated : 6th June 2019.

Heard Shri V.B. Bhise, learned Advocate for the applicant and Shri P.N. Warjekar, learned P.O. for the respondents.

At the request of P.O., S.O. 7th June 2019.

(Justice A.H. Joshi)
Chairman

Dt. 6.6.2019

pdg.

O.A. No. 414/2015 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Smt. K.N. Saboo, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of learned counsel for the applicant, **S.O. 24/06/2019**.

Member (J)

dnk.

O.A. No. 445/2015 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Shri Arpit Gajbhiye, the learned counsel holding for Shri N.B. Bargat, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 3&5. None for R-4.

At the request of Id. P.O., **S.O.**
01/07/2019 along with O.As.446 & 447 of 2015.

Member (J)

dnk.

O.A. No. 446/2015 (SB)

Coram : Hon. Shri A.D. Karanjkar,

Member (J).

Dated : 06.06.2019

Shri Arpit Gajbhiye, the learned counsel holding for Shri N.B. Bargat, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 3&5 and none for R-4.

At the request of Id. P.O., **S.O. 01/07/2019** along with O.As.445 & 447 of 2015.

Member (J)

dnk.

O.A. No. 447/2015 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Shri Arpit Gajbhiye, the learned counsel holding for Shri N.B. Bargat, Id.

counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 3&5 and none for R-4.

At the request of Id. P.O., **S.O. 01/07/2019** along with O.As.445 & 446 of 2015.

Member (J)

dnk.

O.A. No. 309/2018 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

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

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

Member (J)

dnk.

O.A. No. 495/2018 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Shri S.C. Deshmukh, Id. counsel for
the applicants 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 of R-3.

Member (J)

dnk.

O.A. No. 681/2018 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

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

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

Member (J)

dnk.

O.A. No. 982/2018 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

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

2. The learned P.O. submitted that the reply of R-1 to 4 is ready, but the responsible Officer who has to swear affidavit is not present. He seeks further time to file reply. Time is granted.

3. In the meantime, the learned P.O. to supply copy of reply in advance to the learned counsel for the applicant.

S.O. two weeks.

Member (J)

dnk.

O.A. No. 344/2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Smt. S.S. Dashputre, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1 to 3. None for R-4.

The learned counsel for the applicant submitted that R-2 to 4 are served and she will file service affidavit to that effect.

In the meantime to respondents to file reply within three weeks.

S.O. three weeks.

Member (J)

dnk.

O.A. No. 384/2019 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Heard Shri N.D. Thombre, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the State.

2. It is admitted position that since year 2012 the applicant is serving at Amravati, as per Section 3 (1) of first proviso of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 when the employee who is working on non-secretarial services in Group-C, has completed two full tenures, then such employee shall be transferred.

3. In view of this mandatory language, at this stage it is not possible to grant any interim relief to the applicant. However, as the applicant has made representation dated 01/06/2019 the Director, Health Services, Pune is directed to decide this representation within 30 days. In the

meantime, the applicant shall obey the transfer order.

4. Issue notice to R-2 to 4, returnable **after 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.

S.O. after four weeks.

Member (J)

dnk.

O.A. No. 386/2019 **(SB)**

Coram : Hon. Shri A.D. Karanjkar,
Member (J).

Dated : **06.06.2019**

Heard Shri A. Girdekar, Id. counsel for the applicant and Shri H.K. pande, Id. P.O. for the State.

2. As the order of suspension is in force, therefore, it is necessary to hear the respondents before granting any relief.

3. In the meantime, issue notice to R-2 and 3, returnable in **last week of June,2019.** 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.

S.O. in last week of June,2019.

Member (J)

dnk.

O.A. No. 387/2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

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

2. It is submitted that before completion of normal tenure of three years the applicant is transferred without following the due procedure in the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official

Duties Act, 2005, and therefore the impugned order is required to be stayed. It is submitted that though it is mentioned in Annex-A-4 the applicant was relieved on 03/06/2019, but he was directed to hand over the detailed charge and submit the report of handing over the charge. The learned counsel for the applicant submitted that the applicant has not handed over the charge of the post. In this situation the parties to maintain status-quo till further orders.

3. In the meantime, issue notice to R-2 and 3, returnable on **24/06/2019**. 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.

S.O. 24/06/2019.

Steno copy is granted..

Member (J)

dnk.

O.A. No. 388/2019 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Heard Ku. K.K. Pathak, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the State.

2. On perusal Annex-A-2, dated 03/06/2019 it appears that the applicant is already relieved from the post. Under these circumstances, it is suitable to issue notice to the respondents returnable after two weeks. In the meantime, the applicant shall comply the order and resume the posting as per the transfer order. He is permitted to challenge the transfer on merits.

3. Issue notice to R-2 and 3, returnable **after two 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.

S.O. after two weeks.

Member (J)

dnk.

O.A. Nos. 389 & 390 of 2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

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

2. Both the applicants are husband and wife, they were posted at Pandharkawada since 2012. Both the applicants have completed two tenures at Pandharkawada and therefore as per the mandate under Section 3, Sub Section 1, first proviso of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005, it was not possible for the Department to retain them. It further appears that the applicants submitted their options and both the applicants have requested to post them at Amravati and accordingly the Competent Authority has transferred both the applicants at Amravati. Considering the facts that the applicants are husband and wife, therefore, they are posted at one station. Therefore, I do not see any illegality in the present matter. It is grievance of the applicants that it is mentioned in the transfer order that on their own requests the applicants were transferred to Amravati and therefore it is apprehension of the learned counsel for the applicant that tomorrow the Department will

claim that the applicants are not entitled for the Transfer Allowance. Here, I would like to point out that keeping open this point the applicants may resume their duties.

3. In the meantime, issue notice to R-2 and 3, returnable **in three 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.

S.O. three weeks.

Steno copy is granted..

Member (J)

dnk.

O.A. No. 391/2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

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

2. In the transfer order it is unilaterally mentioned that the applicant is relieved from his post on 01/06/2019. It is submission of the applicant that in the transfer memo no one is appointed on the post on which the

applicant was working. It is submitted that the applicant is physically handicapped and percentage of the disability is 54 and for this reason the applicant requested the respondents not to consider him for promotion on the post of Civil Surgeon. It is contention of the applicant that disregarding the Circular issued by the Government of Maharashtra on 15/12/2004 the applicant is abruptly transferred to Nanded. As per this Circular the respondents could have transferred the applicant at any place near his present posting. In these circumstances, considering physical disability of the applicant if no person is appointed on the post hold by the applicant at Amravati, then he be permitted to work at Amravati. In the meantime, the applicant shall make representation to the respondents and the respondents shall decide the representation within four weeks from the date of receipt of the representation.

3. In the meantime, issue notice to R-2 to 4, returnable **after 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.

S.O. after four weeks.

Steno copy is granted..

Member (J)

dnk.

O.A. No. 392/2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Heard Smt. S.S. Dashputre, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the State.

2. The applicant was serving at Kapra since 2012. He was overdue for transfer as completed seven years. Actually retention of the applicant at Kapra after expiry six years tenure was violation of Section 3, Sub Section 1, Proviso 1 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005. Only grievance is that mother of the applicant is suffering from Cancer and the options given by the applicant were not considered and he is posted at Patoda, Dist. Nanded. The legal position is settled that the provisions of the G.R. regulating transfers of government servants are directory in nature, I do not see

any violation of statutory provisions, therefore, there is no reason to give interim protection to the applicant. The applicant is at liberty to make separate representation to the respondents.

3. In the meantime, issue notice to R-2 and 3, returnable **after 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.

S.O. after four weeks

Member (J)

dnk

O.A. No. 393/2019 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 06.06.2019

Heard Smt. S.S. Dashputre, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the State.

2. The applicant is working at Kapra since 2012. It is in violation of Section 3, Sub Section 1, Proviso 1 of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005, it is insistent of the applicant that her transfer is in violation of the G.R. and as per the G.R. it is necessary to post husband and wife at one station. On perusal of the G.R. it seems that the G.R. is directory, it is not mandatory and the Transferring Authority is at liberty to post a government servant as per the administrative exigency and need. Thus prima facie there is no illegality in the transfer, therefore, I am of the opinion that it is not a fit case to grant interim relief. The applicant is at liberty to make representation to the respondents for convenient posting.

3. In the meantime, issue notice to R-2 and 3, returnable **after 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.

S.O. after four weeks

Member (J)

dnk

**

O.A.No.703/2017 (D.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated : 06th June 2019.

Heard Smt. Saboo, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1 to 3 and Shri M.L.Vairagade, the Id. Counsel for the respondent no. 4.

2. The Id. Counsel for the Respondent no. 4 requires some time to study the reply. In view of this, **S.O. three weeks.**

Vice Chairman

Date:-06/06/2019.
aps.

O.A.No.640/2018 (D.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated : 06th June 2019.

Heard P.A.Jibhkate, the Id. Counsel for the applicant, Shri P.N.Warjurkar, the Id. P.O. for the respondent nos. 1 to 3 and Shri Anupkumar Parihar, the Id. Counsel for the respondent nos. 4 & 5.

2. The Id. P.O. submits reply on behalf of the respondent no. 1. It is taken on record. Copies are served to the other side. The respondent nos. 4 & 5 is adopting reply filed by the Id. P.O..

3. As per the Id. P.O., the applicants are continued as per Hon'ble High Court order. However, Hon'ble High Court has continued such employees in other similar matter and applicant is still in service as per orders in similar cases by Hon'ble High Court and as per interim relief granted by this Tribunal. However, Government is preferring appeal before Hon'ble Supreme Court.

4. Matter is **admitted** and kept for final hearing.

5. **S.O. four weeks before regular D.B..**

Date:-06/06/2019.
aps

Vice Chairman

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

Coram:Shri Shree Bhagwan, Vice Chairman
Dated : 06th June 2019.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the State and Shri H.D.Marathe, the Id. Counsel for the respondent nos. 2, 3 & 4.

2. The Id. Counsel for the Respondent nos. 2, 3 & 4 submits that he will file the vakalatnama on behalf of the respondent nos. 2 & 3 within a week time.

3. At the request of Id. Counsel for the respondent nos. 2, 3 & 4, **S.O. one week to file reply.**

Vice Chairman

Date:-06/06/2019.

aps.

O.A.No.96/2016 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

Rev.17/2017:-

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

2. As per the Government letter dated 13/01/2016 (Annexure-A-2), proposal is with the Government. The Id. P.O. submits that Government preferred an appeal before Hon'ble High Court, which was dismissed in default. Now Government is going to restore the same.

3. **S.O. 01st Week of July, 2019.**

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.Nos.277 & 281/2018 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

Shri A.S.Tiwari, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondent nos. 1 to 3. None for the respondent no. 4 in O.A.No. 277/2018.

2. The matter is **admitted** and kept for final hearing in due course.

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

4. **S.O. in due course.**

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.No.157/2019 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

C.A.No.195/2019:-

Shri S.P.Palshikar, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondents.

2. The proposed amendment is for inserting additional ground to challenge the dismissal from the service. In the interest of justice, the application is allowed. Amendment be effected within two weeks.

3. Time granted to the respondents to the original application, **S.O. four weeks.**

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.St.No.2666/2017 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

C.A.No.493/2017:-

Shri W.N.Nayse, 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 seeks time to file the rejoinder within a weeks time.

3. **S.O. one week.**

**Member(J)
Date:-06/06/2019.
aps.**

Vice Chairman

O.A.No.960/2018 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

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

2. At the request of Id. Counsel for the applicant, **S.O. 25.06.2019.**

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.No.893/2018 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

Shri S.G.Jagtap, the Id. Counsel for the applicant, Shri V.A.Kulkarni, the Id. P.O. for the respondent nos. 1 to 4 and Ms.V.V.Tiwari, the Id. Counsel for the respondent no. 5.

2. At the request of Id. P.O., **S.O.**
27.06.2019.

3. *Interim relief to continue till then.*

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.No.604/2010 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

Shri M.Y.Wadodkar, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondent nos. 1 to 3. None for the respondent no. 4

2. The Id. P.O. is directed to file affidavit of the responsible officer to the effect that instead of approving the Rule, the Hon'ble Governor, Maharashtra State has sent back the Rule to the concerned department or in the alternate, if the Rule are approved by the Hon'ble Governor, he shall approved the Rule before the Bench.

3. **S.O. 01st Week of July, 2019.**

**Member(J)
Date:-06/06/2019.
aps.**

Vice Chairman

O.A.No.436/2017 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

Ms. M.Chandurkar, the Id. Counsel for
the applicant and Shri A.M.Ghogre, the Id. P.O.
for the respondents.

2. **S.O. 28/06/2019.**

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.No.445/2010 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

Shri R.V.Shiralkar, 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 is directed to take instructions, whether the Junior persons are promoted or not. **S.O.**
24/06/2019.

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.No.114/2018 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

C.A.No.122/2019:-

Shri S.S.Shingane, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents. None for the Caveator.

2. The Id. P.O. has filed affidavit-in-reply to the Rejoinder of the applicant. It is taken on record. Copy is given to the other side. **C.A. for early hearing is allowed.**

3. **S.O. 08/07/2019.**

Member(J)
Date:-06/06/2019.
aps.

Vice Chairman

O.A.No.722/2018 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice Chairman and
Shri A.D.Karanjkar, Member(J)**

Dated : 06th June 2019.

C.A.No.206/2019:-

Shri A.A.Syed, 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 is directed to serve the interrogatories on the respondents in order to know, whether the closing date for submitting application for post which was earlier 17/03/2017 was extended upto 20/03/2017.

3. **S.O. two weeks.**

**Member(J)
Date:-06/06/2019.
aps.**

Vice Chairman