

O.A. 216 of 2020 (D.B.)

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

Dated : 03/12/2020.

Shri D.S. Sawarkar, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of Id .P.O., **S.O.**
10/12/2020 for filing reply.

Member (J)

Vice-Chairman

dnk.

O.A. 282 of 2020 with C.A. 188/2020 (D.B.)

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

Dated : 03/12/2020.

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

The learned P.O. files reply on behalf of R-1 to 3. It is taken on record. Copy is served on the other side.

The matter is admitted and it be kept for final hearing. The Id. P.O. waives notice for R-1 to 3.

The Id. P.O. submitted that he would file some Judgments before the next date.

S.O. 7/12/2020.

Member (J)

Vice-Chairman

dnk.

O.A. 309 of 2020 (D.B.)

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

Dated : 03/12/2020.

Shri S.K. Varma, 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. three weeks** for filing reply.

Member (J)

Vice-Chairman

dnk.

O.A. 461 of 2020 (D.B.)

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

Dated : 03/12/2020.

C.A.Nos. 206/2020 & 319/2020 -

Heard Shri D.M. Kakani, Id. counsel for the applicants, Shri S.A. Deo, Id. CPO for respondent nos. 1&2 and Shri S.G. Jatap, Id. counsel and Shri R.M. Vaidya, Id .counsel for proposed respondents.

2. It is submitted that in pursuance of the interim order passed by this Bench on 3rd September, 2020 decision is taken by the Government. It is grievance of the applicant that this decision is not correctly taken and without considering the observations in other O.As. the Government mechanically decided the matter. It is contention of the applicant that the applicant is intending to challenge this order passed by the Government on 12/10/2020. In order to avoid multiplicity of the proceeding, we permit the applicant to amend the O.A.

3. C.A.No. 206/2020 is filed by Shri Jagtap, Id. counsel. It is contention that the interest of these applicants are also involved and there is likelihood of causing them prejudice if opportunity of hearing not given. In view of this

submission, the C.A.No. 206/2020 is allowed. The C.A. No. 319/2020 also stands disposed of. The applicant is directed to transpose these applicants as respondents in the O.A. After the amendment in the O.A., the amended copies of the O.A. be supplied to all the respondents including newly added respondents.

C.A. 320/2020 -

Heard Shri D.M. Kakani, Id. counsel for the applicants, Shri S.A. Deo, Id. CPO for respondent nos. 1&2 and Shri S.G. Jatap, Id. counsel and Shri R.M. Vaidya, Id .counsel for proposed respondents.

2. For the reasons stated in the application, the C.A. No. 320/2020 is allowed. The applicant in C.A. be transposed as respondents.

O.A. 461/2020 –

S.O. 17/12/2020.

Member (J)

Vice-Chairman

dnk.

(D.B.)

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

Dated : 03/12/2020.

**C.A. 37/2020 in Cont. P. 42/2020 in O.A.
412/2020 -**

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

2. In O.A. 412/2020 in the first order, it was observed that the applicant was already relieved and therefore no interim relief was granted. Lateron, when the matter came up before the Bench on 26/10/2020 interim relief was granted. Thereafter, the applicant appeared before the Tahsildar, Malkapur and requested to allow him to join the duty. As a matter of fact even interim relief was granted on 26/10/2020 there was no direction to permit the applicant to resume the duty at Malkapur. In view of these facts, there appears no merit in this proceeding.

3. The learned counsel for the applicant submitted that decision is not taken on the representation made by the applicant and therefore the Id. P.O. be directed to supply the copy of the order passed by the Government in this matter. The Id. P.O. is directed to comply

this order. With this direction, the C.A. and C.P. stand disposed of. No order as to costs.

Member (J)

Vice-Chairman

dnk.

C.P. 43/2020 in O.A. 419 of 2020 (D.B.)

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

Dated : 03/12/2020.

C.A. 323/2020 -

Heard Shri S.K. Verma, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

For the reasons stated in the application, the C.A.No. 323/2020 is allowed.

C.P. 43/2020 in O.A. 419 of 2020 –

Heard Shri S.K. Verma, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. Issue Notice to the respondents returnable **on 17/12/2020** 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 the State. Hamdast granted.

S.O. 17/12/2020.

Member (J)

Vice-Chairman

dnk.

C.P. 44/2020 in O.A. 498 of 2020 (D.B.)

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

Dated : 03/12/2020.

C.A. 324/2020 -

Heard Shri S.K. Verma, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

For the reasons stated in the application, the C.A.No. 323/2020 is allowed.

C.P. 44/2020 in O.A. 498 of 2020 –

Heard Shri S.K. Verma, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. Issue Notice to the respondents returnable **on 17/12/2020** 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 the State. Hamdast granted.

S.O. 17/12/2020.

Member (J)

Vice-Chairman

dnk.

O.A. 1011 of 2018 (D.B.)

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

Dated : 03/12/2020.

C.A. 328/2020 -

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

2. For the reasons stated in the application, the C.A. No. 328/2020 is allowed. Necessary amendment be carried out and amended copies be supplied to the other side before the next date.

O.A. 1011/2018 –

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

2. The Id. P.O. submitted that entire promotion proceeding is stopped and therefore difficulties are suffered by the respondents. It is also submitted by the Id. P.O. that if one post be kept vacant for the applicant, there would be no prejudice to him.

3. In view of this submission, the respondents are permitted to proceed with the

promotion with rider that one post be kept vacant till decision of this application.

4. The matter is admitted and it be kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. three weeks.

Steno copy be supplied...

Member (J)

Vice-Chairman

dnk.

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O.A.No.823/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri S.P.Palshikar, 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 04.01.2021. Learned P.O. waives notice for R-1. Hamdast allowed.

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

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

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

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

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

8. **S.O. 04.01.2021.**

9. *The Id. counsel for the applicant is at liberty to move Civil Application for interim relief.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.Nos.828,848&854/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. Issue notice to Respondents, returnable on four weeks. Learned C.P.O. waives notice for R-1. Hamdast allowed.

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

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

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

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

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

8. **S.O. Four Weeks.**

9. *Put up this matter along with the O.A. Nos. 829,830,831,832,835,836,838,840,841,842,843,845, 846,849/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.Nos.829,830,838,841&842/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 07.01.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,831,832,835,836,840,843,845,846,848,849& 854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.Nos.843,845&846/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 27.02.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,832,835,836,838,840,841,842,848, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.831/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned orders dated 25.02.2020 and 27.02.2020 are stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,832,835,836,838,840,841,842,843,845,846,848, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.832/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 24.02.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,835,836,838,840,841,842,843,845,846,848, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.835/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 24.01.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,832,836,838,840,841,842,843,845,846,848, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.836/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 23.01.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,832,835,838,840,841,842,843,845,846,848, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.840/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 28.02.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,832,835,838,836,841,842,843,845,846,848, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.848/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 23.12.2019 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,832,835,836,838,840,841,842,843,845,846, 849&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.849/2020 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri R.D.Karode, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The impugned order dated 21.01.2020 be stayed till filing of the reply.

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

10. **Steno copy be granted.**

11. *Put up this matter along with the O.A. Nos. 828,829,830,831,832,835,836,838,840,841,842,843,845,846, 848&854/2020.*

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.720/2018 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri S.K.Verma, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the Respondents.

2. In the reply and affidavit, the respondents have contended that the waiting list lapses on 13.08.2018. It is also mentioned in affidavit reply that the list lapses on 13.08.2017. The respondents are directed to file affidavit to clarify these.

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

4. **Steno copy is granted.**

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.724/2014 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri S.D.Malke, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the Respondents.

2. **S.O. 07.01.2021.**

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.113/2015 (D.B.)

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

Dated :03/12/ 2020.

Heard Shri P.S.Sahare, the Id. Counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the Respondents and Shri S.N.Gaikwad, the Id. counsel for the respondent nos. 5 to 7. None for the respondent no. 4.

2. **S.O. 11.01.2021.**

Member(J)
Date:-03/12/2020.
aps.

Vice Chairman

O.A. No. 631/2019 **(SB)**

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

Dated : 03.12.2020

Shri R.M. Fating, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The matter be kept for hearing before the another Bench.

S.O. 7/12/2020.

Member (J)

dnk.

O.A. No. 100/2020 **(SB)**

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

Dated : 03.12.2020

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

The Id. P.O. files reply on behalf of R-3. It is taken on record. Copy is served on the applicant.

The matter is admitted and it be kept for final hearing.

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

S.O. 10/12/2020.

Member (J)

dnk.

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

Dated : 03.12.2020

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

The Id. P.O. files reply on behalf of transferring authority i.e. R-4.

The matters are admitted and it be kept for final hearing. The Id. P.O. waives notice for the respondents.

In the meantime, liberty is given to the applicants to file rejoinder, if any.

S.O. 21/12/2020.

Member (J)

dnk.

O.A. Nos. 420,421,422,423,424 & 425 of 2020
(SB)

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

Dated : 03.12.2020

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

The Id. P.O. files reply on behalf of transferring authority i.e. R-4.

The matters are admitted and it be kept for final hearing. The Id. P.O. waives notice for the respondents.

In the meantime, liberty is given to the applicants to file rejoinder, if any.

S.O. 21/12/2020.

Member (J)

dnk.

O.A. No. 419 of 2020 **(SB)**

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

Dated : 03.12.2020

C.A. No. 325/2020 -

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

For the reasons stated in the application, the C.A.No. 325/2020 is allowed. The necessary amendment be carried out and amended copies be supplied to the other side before the next date.

O.A. 419/2020 –

S.O. 21/12/2020.

Member (J)

dnk.

O.A. No. 426 of 2020 **(SB)**

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

Dated : 03.12.2020

C.A. No. 326/2020 -

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

For the reasons stated in the application, the C.A.No. 326/2020 is allowed. The necessary amendment be carried out and amended copies be supplied to the other side before the next date.

O.A. 419/2020 –

S.O. 21/12/2020.

Member (J)

dnk.

O.A. No. 498 of 2020 **(SB)**

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

Dated : 03.12.2020

C.A. No. 327/2020 -

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

For the reasons stated in the application, the C.A.No. 327/2020 is allowed. The necessary amendment be carried out and amended copies be supplied to the other side before the next date.

O.A. 419/2020 –

S.O. 21/12/2020.

Member (J)

dnk.

O.A. No. 539 of 2020 (SB)

Coram : Hon. Shri A.D. Karanjkar,

Member (J).

Dated : 03.12.2020

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

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

Member (J)

dnk.

O.A. No. 720 of 2020 **(SB)**

Coram : Hon. Shri A.D. Karanjkar,

Member (J).

Dated : 03.12.2020

C.A. No. 321/2020 -

Shri I. A. Fidvi, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1&2 and Shri S.P. Palshikar, Id. counsel for R-4.

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

Member (J)

dnk.

O.A. No. 821 of 2020 **(SB)**

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

Dated : 03.12.2020

Heard Shri G.K. Bhusari, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the State.

2. The respondent no.1 is directed to decide the representations made by the applicant dated 19/10/2020 & 23/10/2020 within four weeks from the receipt of the order.

3. In the meantime, issue notice to the respondents returnable **after four weeks.** Learned P.O. waives notice for the 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.

Steno copy be supplied...

Member (J)

dnk.

O.A. No. 1017/2019 **(SB)**

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

Dated : **03.12.2020**

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

2. The applicant has made representation dated 21/11/2019 to the respondent no.3. The respondent no.3 is directed to decide said representation within four weeks from the date of receipt of this order.

S.O. four weeks.

Steno copy be supplied...

Member (J)

dnk.

O.A. No. 412/2020 (SB)

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

Dated : 03.12.2020

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

Closed for orders.

Member (J)

dnk.

**

O.A.No.416/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.

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

2. The Id. P.O. has filed reply on behalf of the respondent no. 3. It is taken on record. Copy is supplied to the other side.

3. On order dated 06.08.2020 and also order dated 08.10.2020, respondents were directed to take further action on D.P.C. dated 03.09.2019. Hence, Respondent no. 1 was to open the sealed envelope kept in D.P.C. dated 03.09.2019 and take further action. Today, the Id. P.O. desires two weeks time for compliance of the same order. This should be treated as a last chance for respondents.

4. S.O. 17.12.2020.

5. Steno copy is granted.

Vice Chairman

Date:-03/12/2020.
aps.

O.A.No.512/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the respondent nos. 1 to 3 and Shri R.V.Shiralkar, the Id. counsel for the respondent no. 4.

2. At the request of Id. counsel for the applicant, **S.O. 10.12.2020.**

Date:-03/12/2020.
aps.

Vice Chairman

O.A.No.822/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.

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

2. In earlier round of litigation in O.A. No. 406/2016; order was passed by this Tribunal on 28.02.2017.

3. Issue notice to Respondents, returnable on six 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. six weeks.**

Vice Chairman

Date:-03/12/2020.

aps.

O.A.Nos.178,302,253&744/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.**

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

2. At the request of Id. P.O., **S.O. 21.12.2020.**

Vice Chairman

Date:-03/12/2020.
aps.

O.A.No.731/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.

Heard Shri S.C.Deshmukh, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. The Id. Counsel for the applicant admitted that all the pensionary benefits have been paid to the applicant. Now, only question involved is about delayed payments and interest on the same. The applicant retired on 31.05.2017 as per para no. 6.3 of the O.A. as Professor of Micro Biology from Government Medical College, Nagpur.

3. Dean, Government Medical College, Nagpur resubmitted pension paper to A.G., Nagpur vide his letter dated 12.01.2018 (Annexure-A-2, P.B., Pg. No. 12). The Id. Counsel for the applicant has filed pursis dated 28.11.2019 which is marked as Exh. X at Pg. No. 69, which is in following tables:-

Sr. Nos. (1)	Item (2)	Chart/Amount of payment in Rs. (3)	Date of payment (4)
1	G.P.F.	23,76,041/-	25.09.2017
2	G.I.S	3,20,256/-	03.01.2018
3	G.P.F.	5,16,250/-	13.06.2018
4	Commutation of pension	14,65,798/-	August, 2018
5	Amount of pension	10,50,170/-	10.09.2018

	from June 17 to July 18		
6	Amount of pension from August 2018 to October 2018	2,05,000	Oct. 2018
7	Amount of gratuity	7,00,000/-	10.09.2018
8	Amount of leave encashment	17,68,536/-	13.06.2018

4. The respondent nos. 1 & 3 have filed reply on 21.02.2019 and in their reply on top of it they have given following chart:-

Date	Particulars	Amount
25.09.2017	G.P.F.	23,76,041/-
03.01.2018	G.I.S.	3,20,256/-
29.01.2018	G.P.F.	5,16,250/-
13.06.2018	Leave encashment	17,68,536/-
August 2018	Leave commutation	14,65,798/-

5. By above chart, it is cleared that respondents have carelessly filed the reply. Following observations are made:-

A. Why G.P.F. amounts have been paid in two instalments and even after delay of 4 to 9 months?

B. There is no whisper about payment of gratuity in the chart.

C. There is mistake of mention about leave commutation in place of pension commutation.

6. The Id. Counsel for the applicant has pointed out P.B., Pg. No. 40 (Annexure-R-3) where date is not mentioned. However, it is clear that by this letter, respondents have cleared that no dues and no enquiry was pending against the applicant. The Id. P.O. is directed to clarify about date of this letter, this letter must have been attached along with pension letter.

7. In view of above discussions, respondents are directed to clarify through Id. P.O. regarding all the payments and related reasons for delays and reasons for every delayed payments before next date of hearing.

8. **S.O. 24.12.2020.**

9. **Steno copy is granted.**

Vice Chairman

Date:-03/12/2020.
aps.

O.A.No.924/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.**

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

2. At the request of Id. counsel for the applicant, **S.O. 10.12.2020.**

Vice Chairman

Date:-03/12/2020.
aps.

O.A.No.751/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.**

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

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

Vice Chairman

Date:-03/12/2020.

aps.

O.A.No.963/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.**

Heard Shri R.V.Shiralkar, 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. 10.12.2020.**

Vice Chairman

Date:-03/12/2020.

aps.

O.A.Nos.414,415,416,417&629/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.

Heard Shri S.D.Malke, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. The Id. P.O. pointed out that the Id. counsel for the applicant has made appointing authority to S.D.O. Aarvi but his appointing authority is S.D.O., Wardha. Hence, the Id. counsel for the applicant is directed to file amendment application in O.A. No. 629/2018 and office is directed to issue suitable notice to the said amendment.

3. In order sheet dated 17.02.202; the Id. P.O. was directed to file appointment letter of the applicants. Today, the Id. P.O. desires more time; in view of this; **S.O. 07.01.2021.**

Vice Chairman

Date:-03/12/2020.

aps.

O.A.No.324/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :03/12/ 2020.

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

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

3. At the request of Id. P.O., **S.O. 04.01.2021.**

Vice Chairman

Date:-03/12/2020.
aps.