

O.A. 125/2020 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

Heard Shri R.S. Parsodkar, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. The learned counsel for the applicant files rejoinder. It is taken on record. Copy is supplied to the learned P.O.
3. The matter is admitted and it be kept for final hearing.
4. The Id. P.O. waives notice for the respondents.

S.O. 30/07/2020.

Interim relief to continue till then.

Vice-Chairman.

dnk.

O.A. 650/2019 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

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

2. The learned counsel for the applicant pointed out the order dated 16/10/2019 in which judicial order has been passed and time was given for three months to comply the order. That three months time expired on 16/01/2020. As per this order, the respondents should comply the said order. The learned CPO and learned P.O. desires to take instructions about the progress of implementation of this order and for that purpose they sought one week time.

3. At the request of Id. CPO and Id. P.O.,
S.O. 16/07/2020.

Vice-Chairman.

dnk.

O.A. 267/2020 (D.B.)

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

Dated : 09/07/2020.

C.A. 153/2020 -

Heard Shri G.K. Bhusari, learned counsel for the applicants and Shri S.A. Deo, Id. CPO for the State.

2. The learned counsel for the applicant submits that he will file service affidavit on C.A. during the course of day. He is permitted to do so.

3. By this C.A., the applicants are seeking leave to sue jointly. For the reasons stated in the C.A., leave to sue jointly as prayed for is granted, subject to the applicants paying requisite court fees, if not already paid. C.A. stands disposed of accordingly.

O.A. 267/2020 –

Heard Shri G.K. Bhusari, learned counsel for the applicants and Shri S.A. Deo, Id. CPO for the State.

2. The learned counsel for the applicant submits that he will file service affidavit on O.A.

during the course of day. He is permitted to do so.

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

Vice-Chairman.

dnk.

O.A. 317/2020 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

Heard Shri A.S. Dhore, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The applicant is aggrieved with the order dated 18/02/2020 in pursuance to the G.R. dated 21/12/2019, which is mentioned in reference no.1. The learned CPO pointed out the appointment letter of applicant dated 12/02/2009. In the said appointment letter, it is mentioned that the applicant was to submit Caste Validity Certificate within six months from the date of receipt of the appointment letter. However, the applicant has not submitted Caste Validity Certificate till now. The applicant does not get protection from G.R. of 1995 nor he is given any protection from the Hon'ble High Court.

3. In the meantime, issue notice to the respondents returnable **after six weeks.** Learned C.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 six weeks.

Vice-Chairman.

dnk.

O.A. 283/2020 (D.B.)

(V.S. Baglekar Vs. State of Mah. & Ors.)

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

Dated : 09/07/2020.

Heard Shri Vishal Anand, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The learned counsel for the applicant desires to withdraw the O.A. He has filed pursis dated 9/7/2020 in this regard and copy is supplied to the learned P.O.

3. In view of the pursis dated 9/7/2020, the O.A. stands disposed of as withdrawn. No order as to costs.

Steno copy be supplied.

Vice-Chairman.

dnk.

O.A. 33/ 2019 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

None for the applicant. Shri P.N. Warjurkar, Id. P.O. for the respondents.

2. The learned P.O. seeks further time. Time is granted as prayed for.

3. The regular Division Bench is available on 20/7/2020, therefore, the matter be kept on that date.

S.O. 20/07/2020.

Vice-Chairman.

dnk.

O.A. 856/ 2019 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

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

2. The matter is Part heard. The regular Division Bench is available on 20/7/2020, therefore, the matter be kept on that date.

S.O. 20/07/2020.

Vice-Chairman.

dnk.

O.A. 318/2020 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The learned CPO pointed out that the applicant disagreed from the pension which was made applicable since 2005 and hence the O.A. is barred by limitation. However, the learned counsel for the applicant submitted that the applicant's application was rejected on 23/04/2018. In these circumstances, the applicant is directed to file civil application for condonation of delay.

3. In the meantime, issue notice on O.A. to the respondents returnable **in six 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. Six weeks.

Vice-Chairman.

dnk.

O.A. 319/2020 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman.

Dated : 09/07/2020.

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The applicant was appointed by order dated 23/11/2012 (A-4,P-24) and he has been terminated after the departmental inquiry vide order dated 26/2/2019 (A-1,P-13) which is under challenge. As submitted by the learned counsel for the applicant, the appeal is pending before the respondent no.2. Since the impugned order has been passed by the respondent no.3, the appeal is made before the respondent no.2. The said appeal dated 23/4/2019 is placed on record which at A-14, page no.89.

3. In the meantime, issue notice to the respondents returnable **after six 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 Six weeks.

Vice-Chairman.

dnk.**

O.A.No.278/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

Heard Shri T.Deshpande, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State. Await service of respondent nos. 2 to 4.

2. The Id. counsel for the applicant submits that he will file service affidavit. The Id. P.O. desires three weeks time to file reply. **S.O. three weeks.**

Vice Chairman

Date:-09/07/2020.

aps.

O.A.No.202/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

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

2. The order in appeal dated 26.12.2019 is under challenged. The Id. P.O. desires three weeks time to file reply, **S.O. three weeks.**

Vice Chairman

Date:-09/07/2020.

aps.

O.A.No.268/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

Heard Shri S.P.Palshikar, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State. Await service of respondent nos. 2 to 4.

2. The Id. P.O. desires four weeks time to file reply, **S.O. four weeks.**

Vice Chairman

Date:-09/07/2020.

aps.

O.A.No.316/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

C.A.No.164/2020:-

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

2. The Id. counsel for the applicant has filed C.A. No. 164/2020 for Jt. O.A., since the grievance of the applicant are same. Hence, **C.A.No. 164/2020 for Jt. O.A. is allowed.**

3. Issue notice to newly added 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:-09/07/2020.

aps.

O.A.No.198/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

C.A.No.160/2020:-

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

2. The impugned order of suspension is dated 13.03.2020, as on today more than 90 days has lapsed. The Id. P.O. desires time, he is directed to file action taken by the department regarding starting of D.E. or serving of chargesheet or minutes of meeting of review committee for continuation of suspension before next date of hearing and supply the copy of the same to the Id. counsel for the applicant.

3. S.O. two weeks.

4. Steno copy is granted.

Vice Chairman

Date:-09/07/2020.

aps.

O.A.No.881/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

Heard Smt. 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 of respondent nos. 1 to 3. It is taken on record. Copy is supplied to the other side.

3. Hence, the matter is **admitted** and kept for final hearing.

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

5. **S.O. in due course.**

Vice Chairman

Date:-09/07/2020.

aps.

C.A.162/20inO.A.No.134/19inO.A.No.135,

136&137/2019(S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09/07/ 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. filed reply on behalf of the respondent no. 3. It is taken on record. Copy is served to the other side.

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

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

5. **S.O. 27.07.2020.**

Vice Chairman

Date:-09/07/2020.

aps.

O.A.No.320/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09/07/ 2020.

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

2. The Id. counsel for the applicant has placed under suspension vide order dated 06.03.2020 (Annexure-A-4, P.B., Pg. No. 13). The Id. counsel for the applicant has further submits that suspension order has been revoked vide order dated 08.06.2020 (Annexure-A-1, P.B., Pg. No. 9) and applicant has been posted in wildlife. However, aggrieved with posting in that wing, applicant has moved representation dated 29.06.2020 (Annexure-A-6, P.B., Pg. No. 22) which is taken on record and copy is supplied to the other side.

3. The Respondent no. 3 i.e. The Chief Conservation of Forest, Territorial, Amravati is directed to decide the applicant's representation dated 29.06.2020 (Annexure-A-6, P.B., Pg. No. 22) **within one month** from the date of this order.

4. With the above directions, **the O.A. is disposed of with no order as to costs.**

Vice Chairman

Date:-09/07/2020.

aps.

Rev.Appl.19/17 in O.A.No.710/14 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

Heard Shri G.G.Bade, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. 16.07.2020.**

3. *Put up this matter along with the O.A. No. 13/2020.*

Vice Chairman

Date:-09/07/2020.

aps.

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

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

Heard Shri G.G.Bade, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. 16.07.2020.**

3. *Put up this matter along with the O.A. No. 710/2014.*

4. **Matter be treated as P.H.**

Vice Chairman

Date:-09/07/2020.

aps.

M.C.A.No.28/20inO.A.No.178/18,O.A.No.302/

**18,M.C.A.No.29/20inO.A.No.253/19&M.C.A.
No.30/20inO.A.No.744/19(S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09/07/ 2020.**

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

2. The Id. P.O. submits that he has filed M.C.As. for extension of time regarding implementation of order dated 24.02.2020. Considering the prevailing situations, M.C.A. Nos. 28,29&30/2020 are allowed and disposed of.

3. Time is granted for implementation of order.
S.O. after three months.

4. *This extension of time should be treated as last chance.*

5. **Matter be treated as P.H..**

Vice Chairman

Date:-09/07/2020.
aps.

O.A.No.605/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :09/07/ 2020.

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

2. The Id. P.O. submits that Shri A.M.Ghogre is appearing in this matter. At the request of Id. P.O.,
S.O. 16.07.2020.

3. **Matter is treated as P.H..**

Vice Chairman

Date:-09/07/2020.

aps.