

C.A.No.153/2019 in O.A.St.No.751/2019  
(S.B.)

**Coram:** Hon'ble Shri M.A.Lovekar,  
Member (J)

**Dated :** 19/06/2023.

None for the applicant and Shri H.K.Pande, ld.  
P.O. for the respondents.

2. **S.O. four weeks.**

**Member (J).**

rsm.

**O.A.No.310/2019 with O.A.No.311/2019 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri S.Singh, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondent no.1. None for the respondents 2 to 4.

2. On oral request of ld. P.O., **S.O. three weeks for filing reply as last chance.**

**Member (J).**

rsm.

O.A.No.837/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

**C.A.No.266/2023**

Heard Shri M.R.Khan, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. The application for amendment (C.A.No.266/2023 is allowed) for the reasons stated therein. The amendment shall be carried out within two weeks from today. After amendment is carried out issue notice to newly added respondents.

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

**Member (J).**

rsm.

**O.A.No.913/2019 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Heard Shri V.A.Kulkarni, ld. P.O. for the respondent no.1. None for the respondents 2 to 5.

2. Perused pursis dated 12.04.2022 filed by learned Advocate for respondents 2 to 5. As per this pursis nothing survives in the O.A.. **The O.A. is disposed of for want of prosecution.**

**Member (J).**

rsm.

O.A.No.1071/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Heard Shri H.K.Pande,  
ld. P.O. for the respondents.

2. Reply of respondents 2 and 3 filed by learned  
P.O. is taken on record.

3. **S.O. four weeks for compliance.**

**Member (J).**

rsm.

O.A.No.886/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri P.A.Kadu, holding for Shri A.D.Patil  
ld. counsel for the applicant and Shri H.K.Pande, ld. P.O.  
for the respondents 1 to 3. None for the respondent  
no.4.

2. On oral request of ld. P.O., **S.O. three weeks  
for filing reply as last chance.**

**Member (J).**

rsm.

O.A.No.06/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Shri H.K.Pande, Id. P.O.  
for the respondents.

2. On oral request of Id. P.O., **S.O. four weeks for  
filing reply.**

**Member (J).**

rsm.

O.A.No.139/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri U.J.Deshpande, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. On oral request of ld. P.O., **S.O. two weeks for filing reply as last chance.**
3. The matter shall be heard finally if reply is not filed on the returnable date.

**Member (J).**

rsm.



O.A.No.834/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. Reply of respondents 2 and 3 filed by learned  
P.O. is taken on record. It is stated to be sufficient. The  
O.A. is **admitted** and kept for final hearing.

3. **S.O. last week of July.**

**Member (J).**

rsm.

O.A.No.835/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Shri A.M.Khadatkar, ld.  
P.O. for the respondents.

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

**Member (J).**

rsm.

O.A.No.892/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

**M.C.A.No.26/2023**

Heard Shri A.Motlog, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. On oral request of original applicant, request is made to grant time of two weeks for filing reply to the M.C.A..

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

**Member (J).**

rsm.

**C.A.No.219/2023 in O.A.No.962/2020 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Shri A.M.Khadatkar, ld.  
P.O. for the respondents 1 & 2 and Shri T.N.Thombre,  
ld. counsel for the respondents 3 to 5.

2. **S.O. four weeks.**

**Member (J).**

rsm.

O.A.No.1068/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Shri A.M.Khadatkar, ld.  
P.O. for the respondents.

2. Reply of respondents 2 and 3 filed by learned  
P.O. is taken on record. It is taken on record. It is  
stated to be sufficient. The O.A. is **admitted** and kept  
for final hearing.

3. **S.O. last week of July.**

**Member (J).**

rsm.

**O.A.No.1198/2022 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Shri A.M.Khadatkar, ld. P.O. for the respondents 1 to 4. None for the respondent no.5.

2. Reply of respondent no.2 filed by learned P.O. is taken on record. Time is sought by the learned P.O. to file reply for rest of the respondents. Time is granted.

3. **S.O. three weeks.**

**Member (J).**

rsm.

O.A.No.484/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned counsel for the applicant makes a statement that the respondents are served and service affidavit is filed.

3. Learned P.O. seeks time of one week to take instructions.

4. **S.O. one week.**

**Member (J).**

rsm.

O.A.No.506/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned counsel for the applicant makes a statement that the respondents are served and service affidavit is filed.

3. Learned P.O. seeks time of one week to take instructions.

4. **S.O. one week.**

**Member (J).**

rsm.



**O.A.No.591/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri A.B.Moon, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. Learned C.P.O. submits that by tomorrow he will receive instructions on the point referred to in order dated 16.06.2023.

3. **S.O. 20.06.2023.**

**Member (J).**

rsm.

O.A.No.255/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri P.A.Kadu, holding for Shri P.S.Patil  
ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O.  
for the respondents.

2. Learned C.P.O. prays for time day after  
tomorrow.

3. **S.O. 21.06.2023.**

**Member (J).**

rsm.

O.A.No.341/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. Issue notice to the respondents, returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

8. **S.O. after four weeks.**

**Member (I).**

rsm.

O.A.No.436/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. Issue notice to the respondents, returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

8. **S.O. after four weeks.**

**Member (I).**

rsm.

O.A.No.570/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. Issue notice to the respondents, returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

8. **S.O. after four weeks.**

**Member (I).**

rsm.



O.A.No.580/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri A.P.Tathod, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

2. Issue notice to the respondents, returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

8. **S.O. after four weeks.**

**Member (I).**

rsm.

O.A.No.494/2017 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. **S.O. four weeks.**

**Member (J).**

rsm.

O.A.No.621/2017 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri S.M.Khan, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. **S.O. 28.06.2023.**

**Member (J).**

rsm.

O.A.No.718/2018 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri A.S.Deshpande, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. **S.O. 28.06.2023.**

**Member (J).**

rsm.

O.A.No.925/2018 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

None for the applicant. Shri V.A.Kulkarni, ld.  
P.O. for the respondents 1 & 2. None for the respondent  
no.3.

2. **S.O. four weeks.**

**Member (J).**

rsm.

O.A.No.987/2018 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri P.N.Warjekar, ld counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. four weeks.**

**Member (J).**

rsm.

**O.A.No.113/2019 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Mrs.K.N.Saboo, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant,  
**S.O. two weeks.**

**Member (J).**

rsm.



O.A.No.330/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Mrs.K.N.Saboo, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant,  
**S.O. two weeks.**

**Member (J).**

rsm.

O.A.No.553/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri A.S.Shukla, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents 1 to 3. None for the respondents 4 and 5.

2. **S.O. four weeks.**

**Member (J).**

rsm.

O.A.No.43/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri N.S.Khandewale, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant,  
**S.O. 06.07.2023.**

**Member (J).**

rsm.

O.A.No.210/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri A.Motlog, holding for Shri R.V.Shiralkar ld. counsel for the applicant, Shri A.M.Khadatkar, ld. P.O. for the respondents and Shri N.S.Khandewale, ld. counsel for the respondent no.3. None for the respondent no.4.

2. On oral request of ld. counsel for the applicant,

**S.O. 06.07.2023.**

**Member (J).**

rsm.

O.A.No.787/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri J.R.Kidilay, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 and 2. None for the respondent no.3.

2. It is submitted that initially the respondents were represented by learned P.O.. Thereafter, Advocate Dasariya filed reply on behalf of respondents 1 to 3. It is also submitted that thereafter Advocate Dasariya has withdrawn his appearance and presently, once again the respondents are being represented by the P.O..

3. Learned P.O. has placed on record communications (collectively marked-X for identification). He submits that he has not received any instructions from the respondents 1 to 3 though he has been pursuing this matter.

4. One more opportunity is given to the learned P.O. to try and obtain instructions from the respondents 1 to 3. In case no instructions are received from the respondents 1 to 3 matter shall be heard finally.

5. **S.O. next week.**

6. **Steno copy is granted.**

**Member (J).**

rsm.

O.A.No.315/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri R.M.Nikure, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. **S.O. four weeks.**

**Member (J).**

rsm.

O.A.No.826/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri P.N.Warjekar, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

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

**Member (J).**

rsm.



O.A.No.848/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. Written notes of arguments filed by learned P.O. on behalf of respondent no.3 are taken on record.

3. **S.O. three weeks.**

**Member (J).**

rsm.

**O.A.No.598/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. The impugned order is at Annexure A-2. By this order respondent no.2 is transferred to the post of Tahsildar Bhatkuli which is held by the applicant.
3. It is submitted that so far no order of transfer of the applicant is passed and she is kept in a hanging position. A statement is made on instructions that the applicant has not been relieved so far.
4. It is submitted that since the applicant has not been relieved so far interim order directing the respondents not to relieve her till the returnable date deserves to be passed. There is merit in this submission having regard to facts of the case.
5. If the applicant is not relieved, she shall not be relieved till the returnable date i.e. 23.06.2023.
6. Issue notice to the respondents, returnable **on 23.06.2023.** Learned C.P.O. waives notice for State. Hamdast allowed.
7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
8. 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.
9. 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.
10. 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.
11. 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.

12. **S.O. 23.06.2023.**

13. **Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.597/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri P.A.Kadu, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. By the impugned order dated 31.05.2023 (Annexure-1) the applicant is transferred from Nanza to Kinhijavade.
3. First grievance of the applicant is that process of counselling was not carried out though it was mandatory to do so as per G.R. dated 09.04.2018 (Annexure -2).
4. Second grievance of the applicant is that he had given 10 options as per Annexure-3, in these options posting at Zatala was mentioned at Sr.No.3, post at Zatala is vacant since September, 2022 and the applicant will have no grievance if he is posted at Zatala.
5. It is submitted that the applicant is yet to be relieved. Interim order is sought that the applicant be not relieved at least till the returnable date.
6. Learned C.P.O. submits that it is not known whether on the post held by the applicant some one else is transferred.
7. Considering rival submissions it would be proper to issue notice so that the respondents can put forth their stand.
8. Learned C.P.O. shall take instructions whether the applicant can be accommodated at Zatala.
9. Issue notice to the respondents, returnable **on 23.06.2023**. Learned C.P.O. waives notice for State. Hamdast allowed.
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
11. 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.
12. 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.

13. 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.

14. 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.

15. **S.O. after three weeks.**

16. **Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.600/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. By the impugned order dated 04.05.2023 (Annexure A-13) the applicant who holds the post of Deputy Collector is transferred from Gadchiroli to Hingoli.

3. Grievance of the applicant is that she could have been accommodated at a suitable place for the reasons which she had set out in her representation dated 17.04.2023 (Annexure A-8) and reiterated in her representation dated 08.05.2023 (Annexure A-18). It is submitted that if these representations are directed to be decided before the returnable date, grievance of the applicant in respect of her transfer may stand redressed.

4. Representations Annexures A-8 and A-18 made by the applicant shall be decided by respondent no.1 before 28.06.2023.

5. Issue notice to the respondents, returnable **on 28.06.2023.** Learned P.O. waives notice for State. Hamdast allowed.

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. 28.06.2023.**

12. **Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.599/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. By the impugned order dated 09.06.2023 (Annexure A-1) the applicant is transferred from P.H.C., Bhugaon, Kamptee, Nagpur to P.H.C., Ayurvedic Dispensary, Pipra, Umred, Nagpur.

3. Grievance of the applicant is that he had given options for being posted at either Dongargaon, Taluka Kahi or Amgaon-Deoli, Taluka Hingna, he could have been accommodated on either of these posts, no one has been posted there and the applicant will have no grievance if he is posted either at Dongargaon or Amgaon-Deoli or any other post of choice given by him.

4. It is submitted that the applicant is yet to be relieved and no one is transferred /posted on the post held by the applicant.

5. The applicant prays that in this factual background the respondents be directed not to relieve the applicant if he is not already relieved, till the returnable date.

6. The respondents shall not relieve the applicant if he is not already relieved, till the returnable date i.e. 04.07.2023.

7. Respondent no.2 shall decide representation dated 14.06.2023 (Annexure A-3) before the returnable date i.e. 04.07.2023.

8. Issue notice to the respondents, returnable **on 04.07.2023**. Learned P.O. waives notice for State. Hamdast allowed.

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

10. 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.

11. 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.



12. 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.

13. 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.

14. **S.O. 04.07.2023.**

15. **Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.601/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. By the impugned order dated 13.06.2023 (Annexure A-3) the applicant is transferred from Naya Akola to Davargaon.

3. It is submitted that though the impugned order is dated 13.06.2023 the applicant was served with it only on 16.06.2023.

4. It is submitted that in the list of candidates who were due for transfer name of the applicant was at Sr.No.1 and considering this fact top priority given by her for posting her at Navsari ought to have been considered as per G.R. dated 09.04.2018.

5. Issue notice to the respondents, returnable **on 27.06.2023**. Learned C.P.O. waives notice for State. Hamdast allowed.

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. 27.06.2023.**

12 Respondent no.3 shall decide representation (Annexure A-6) made by the applicant before the returnable date i.e. 27.06.2023.

13. **Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.602/2023 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,  
Member (J)**

**Dated : 19/06/2023.**

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

2. By the impugned order dated 13.06.2023 (Annexure A-10) respondent no.5 is transferred from Navsari to Akoli. The applicant is aggrieved by this order because he is holding additional charge of post of Talathi at Akoli.

3. It is submitted that the applicant has a serious Heart condition. Representation dated 15.05.2023 (Annexure A-7) made by the applicant is yet to be decided.

4. Issue notice to the respondents, returnable **on 28.06.2023**. Learned C.P.O. waives notice for State. Hamdast allowed.

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. 28.06.2023.**

12. Before the returnable date respondent no.3 shall decide representation Annexure A-7.

13. **Steno copy is granted.**

**Member (I).**

rsm.

**Rev.A. 16/2020 in O.A. No.251/2018 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant. Shri M.I. Khan, Id.  
P.O. for the respondents.

At the request of learned P.O., **S.O. after  
four weeks** for filing reply.

**Vice Chairman**

dnk.

**O.A. No.845/2019 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri P.P. Khaparde, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

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

**Vice Chairman**

dnk.

**O.A. No.692/2020 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant. Heard Shri H.K. Pande, Id. P.O. for the respondents.

2. The learned P.O. submits that reply of respondent no.3 is already filed on record and there is no need to file reply of R-1&2.

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

**S.O. after three weeks.**

**Vice Chairman**

dnk.



**O.A. No.230/2022 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

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

**Vice Chairman**

dnk.

**O.A. No.1242/2022 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri O.Y. Kashid, Id. Counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1. Await service of R-2.

2. The Id. Counsel for the applicant submits that the respondent no.2 is served and he will file service affidavit before the next date.

**S.O. 3/7/2023.**

**Vice Chairman**

dnk.

**O.A. No.71/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

2. The Id. P.O. files reply of R-2 to 4. It is taken on record. Copy is given to the applicant.

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

**S.O. 12/7/2023.**

Till then, interim relief to continue.

**Vice Chairman**

dnk.

**O.A. No.105/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicants. Shri A.M.  
Ghogre, Id. P.O. for R-1.

The applicant has not collected hamdast  
for R-2&3.

**S.O. 3/7/2023.**

**Vice Chairman**

dnk.

**O.A. No.350/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri Dapurkar, Id. Counsel holding for  
Shri P.S. Patil, Id. Counsel for the applicant and  
Shri A.M. Ghogre, Id. P.O. for R-1.

Await service of R-2&3.

**S.O. 23/6/2023** for filing service affidavit.

**Vice Chairman**

dnk.

**O.A. No.351/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri Dapurkar, Id. Counsel holding for  
Shri P.S. Patil, Id. Counsel for the applicant and  
Shri A.M. Ghogre, Id. P.O. for R-1.

Await service of R-2&3.

**S.O. 23/6/2023** for filing service affidavit.

**Vice Chairman**

dnk.

**O.A. No.384/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri S.N. Gaikwad, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Await service of R-2&3.

The Id. Counsel for the applicant submits that the respondents are served and he will file service affidavit.

**S.O. one week** for filing service affidavit.

**Vice Chairman**

dnk.

**O.A. No.463/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

2. The Id. P.O. files reply of R-2. It is taken on record. Copy is given to the applicant.

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

**S.O. 23/6/2023.**

**Vice Chairman**

dnk.



**O.A. No.464/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

2. As per the order of this Tribunal dated 15/6/2023, the P.O. was directed to get instructions as to whether representation dated 24/2/2023 is decided or not.

3. The learned P.O. submits that as per his instructions said representation was considered before the transfer. After the transfer, no any representation is made by the applicant.

4. The learned counsel for the applicant submits that two posts at Wardha and Bhandara are vacant. The applicant is at liberty to make representation.

**S.O. 27/6/2023.**

**Vice Chairman**

dnk.

**O.A. No.476/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri P.S. Thakur, Id. Counsel holding for  
Shri S.M. Vaishnav, Id. Counsel for the applicant  
and Shri A.M. Ghogre, Id. P.O. for R-2. Shri P.P.  
Deshmukh, Id. Counsel appears for R-3.

2. At the request of Shri P.P. Deshmukh, Id.  
Counsel appears for R-3 and Id. P.O., **S.O.  
3/7/2023** for filing reply.

**Vice Chairman**

dnk.

**O.A. No.514/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri D.P. Dapurkar, Id. Counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2 to 4.

2. As per submission of learned counsel for the applicant, all the respondents are served and he will file service affidavit.

3. The learned counsel for the applicant has pointed out the order dated 1/6/2023 in which the respondents were directed to consider the representations dated 26/4/2023 and 8/5/2023 till filing of reply.

4. The Id. P.O. is directed to take instructions in this regard.

**S.O. 30/6/2023.**

**Vice Chairman**

dnk.

**O.A. No.452/2016 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant.

Shri V.A. Kulkarni, Id. P.O. for the  
respondents.

**S.O. 10/7/2023.**

**Vice Chairman**

dnk.

**O.A. No.792/2016 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Ms. K.H. Patel, Id. Counsel holding for  
shri Shingane, Id. Counsel for the applicant and  
Shri H.K. Pande, Id. P.O. for respondents.

The Id. Counsel for the applicant seeks  
further time to argue the matter. At her request,  
**S.O. after three weeks.**

**Vice Chairman**

dnk.

**O.A. No.301/2018 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant.

Shri H.K. Pande, Id. P.O. for R-1 to 4.  
None for R-5.

**S.O. after three weeks.**

**Vice Chairman**

dnk.

**O.A. No.744/2019 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri Motlag, Id. Counsel holding for Shri Shiralkar, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

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

**Vice Chairman**

dnk.

**O.A. No.864/2020 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant.

Shri V.A. Kulkarni, Id. P.O. for the  
respondents.

**S.O. 3/7/2023.**

**Vice Chairman**

dnk.



**O.A. No.481/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri Motlag, Id. Counsel holding for Shri Shiralkar, Id. Counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. The learned counsel for the applicant submits that the representation made by the applicant for deemed date of promotion is rejected. Therefore, the applicant wants to make amendment.

**S.O. after three weeks.**

**Vice Chairman**

dnk.

**O.A. 1014/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Smt. K.N. Saboo, Id. Counsel holding for Shri N.R. Saboo, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1&2 and Shri A.R. Fule, Id. Counsel for R-3.

The learned counsel for R-3 submits that impugned transfer order dated 9/8/2021 is now modified and the applicant is transferred to Vairagad and therefore, the O.A. becomes infructuous.

The Id. Counsel for the applicant wants time to get instructions, At her request, **S.O. 21/6/2023.**

Put up along with other connected matters.

**Vice Chairman**

dnk.

**(S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,**  
**Vice Chairman.**

**Dated : 19/06/2023.**

**O.As. 455/23,456/23 and 457/23 -**

Smt. K.N. Saboo / Tathod, Id. Counsel  
for the applicants, Shri M.I. Khan, Id. P.O. for  
R-1&2 and Shri Mokadam, Id. Counsel for R-3.

At the request of Id. Counsel for  
applicants, **S.O. 21/6/2023.**

**Vice Chairman**

dnk.

**O.A. Nos.141 & 145 of 2022 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri Motlag, Id. Counsel holding for Shri Shiralkar, Id. Counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of learned counsel for the applicants, **S.O. after three weeks (PH).**

**Vice Chairman**

dnk.

**O.A. No.433/2022 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

2. As per submission of learned P.O., the Division Bench of this Tribunal in O.A.817/2022 has passed the order on 22/8/2022. As per the said order, the respondents were directed to maintain status-quo in respect of the impugned G.R. dated 3/6/2022.

3. As per the submission of Id. P.O., the service condition of the applicant is affected by the G.R.3/6/2022. Therefore, it is necessary to see as to whether the O.A. 817/2022 is pending or decided or whether the order of status-quo is extended or not.

**S.O. 4/7/2023 along with O.A.817/2022.**

**Vice Chairman**

dnk.

**O.A. No.194/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri A.Motlag, 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. 20/6/2023.**

**Vice Chairman**

dnk.

**O.A. No.442/2023 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant. Heard Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to the respondents returnable **after three weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry

within one week. Applicant is directed to file Affidavit of compliance and notice.

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

**S.O. after three weeks.**

**Vice Chairman**

dnk.



**O.A. No.562/2023 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

2. Issue notice to the respondents returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry

within one week. Applicant is directed to file Affidavit of compliance and notice.

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

**S.O. after four weeks.**

**Vice Chairman**

dnk.

**O.A. No.573/2023 (D.B.)**

**( G.R. Phate Vs. State of Mah. & Ors. )**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Heard Shri S.P. Palshikar, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. As per the submission of learned counsel for the applicant, the applicant is a handicapped person. His first promotion order was dated 8/12/2015 from disabled category. The learned counsel for the applicant has submitted that as per the G.R., the applicant is senior as compared to respondent no.3 and therefore he was likely to be granted promotion on 30/06/2023 that is liable to be quashed.

3. As per the submission of learned CPO, as per the seniority list, the respondent no.3 is senior to the applicant. The interpretation of the G.R. does not show that the applicant is senior to respondent no.3.

4. The learned counsel for the applicant insisted to grant interim stay to the impugned order dated 2/6/2023. As per seniority list, the applicant is junior to respondent no.3. Whether as per the Medical Certificate the applicant becomes a senior is to be decided, but at this stage it is not proper to grant interim stay without hearing respondent no.3. The issue in respect of grant of interim stay is kept open.

5. Issue notice to the respondents returnable **28/6/2023**. Learned P.O. waives notice for State. Hamdast allowed.

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.

**S.O. 28/6/2023.**

Steno copy is granted..

**Vice Chairman**

dnk.

**O.A. No.581/2023 (D.B.)**

**( M.S. Tangade Vs. State of Mah. & Ors. )**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

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

2. As per the submission of learned counsel for the applicant, the applicant is in waiting list at Sr.No.6. The name of the applicant was forwarded for medical examination, but her papers were not scrutinized on the ground that she was not having Non creamy layer certificate. The respondents orally told her that she was not having valid Non creamy layer certificate.

3. The learned counsel for the applicant has pointed out Non creamy layer certificate issued on 2/1/2021. He has also pointed out the G.R. dated 4/5/2023. As per the Govt. Decision, the woman candidates in open category are now exempted from producing Non creamy layer certificate. Hence, the learned counsel for the applicant submits that there was no necessity for the applicant to produce Non creamy layer certificate, therefore, prayed to grant interim direction to the respondents.

4. The learned CPO submits that there is nothing on record to show that the applicant was directed to produce fresh /valid Non creamy layer certificate. Except the representation of the applicant, nothing is on record to show that the applicant was directed by the respondents in this regard.

5. Looking to the submission, it will be proper to get instructions from the respondents.

6. The learned CPO is directed to get instructions as to whether the applicant is directed by the respondents to produce valid Non creamy layer certificate.

7. Issue notice to the respondents returnable **26/06/2023**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

**S.O. 26/06/2023.**

Steno copy is granted..

**Vice Chairman**

dnk.

**C.P. 44/23 in O.A. No.149/2021 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Heard Shri G.R. Sadar, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the State.

2. Issue Notice to the respondents returnable **17/7/2023** under Rule 8 of the MAT (Contempt of Courts) Rules, 1996 as to why they should not be proceeded for committing contempt of this Tribunal's order and as to why they shall not be punished under the Contempt of Court Act.

3. The learned P.O. waives notice for State. Hamdast granted.

4. S.O. **17/7/2023**.

**Vice Chairman**

dnk.

**O.As. 153/22,127/23 & 359/23 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicants.

Shri V.A. Kulkarni, Id. P.O. for  
respondents. None for R-5 in O.A.359/23.

At the request of Id. P.O., **S.O. 3/7/2023**  
for filing reply.

**Vice Chairman**

dnk.



**O.A. No.378/2023 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicant. Shri V.A. Kulkarni, Id. P.O. for R-1 to 4, N.S. Warulkar, Id. Counsel for R-5 and S. Saware, Id. Counsel for R-8 to 10. None for other respondents.

**S.O. four weeks.**

**Vice Chairman**

dnk.

**O.A. No.404/2023 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

N.S. Pathan, Id. counsel for the applicant and Shri A.M. Khadatkhar, Id. P.O. for the respondents.

2. The learned counsel for the applicant wants to file amendment application. As per her request, **S.O. after four weeks.**

**Vice Chairman**

dnk.

**O.A. No.427/2023 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Shri S.P. Palshikar, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. 6/7/2023** for filing reply.

**Vice Chairman**

dnk.

**O.A. No.475/2023 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Heard N.S. Pathan, Id. counsel holding for Sirpurkar, Id. counsel for the applicant and shri S.A. Deo, Id. CPO for the respondents.

2. The Id. CPO files reply of the respondents. It is taken on record and copy is given to the applicant.

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

**S.O. 26/6/2023.**

Till then, interim relief to continue.

**Vice Chairman**

dnk.

**O.A. No.207/2018 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

**C.As. 109/2020 & 159/2023 -**

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

2. As per the submission of the Id. counsel for the applicant, one post is vacant at Amravati and therefore prayed for direction. He wants to make amendment in the O.A.

3. Looking to the submission, the C.As. are allowed. Necessary amendment be carried within two weeks. The applicant is directed to supply amended copy to the other side.

**S.O. after three weeks.**

**Vice Chairman**

dnk.

**O.As. 256,257 & 258 of 2019 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

None for the applicants. Shri A.M.  
Khadatkar, Id. P.O. for the respondents.

**S.O. 10/7/2023.**

**Vice Chairman**

dnk.

**O.A. No.997/2022 (D.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Vice Chairman.**

**Dated : 19/06/2023.**

Heard the applicant in person and Shri A.M. Khadatkar, Id. P.O. for R-1 to 5. None for R-7.

2. The regular Division Bench is not available. The applicant is insisting for final hearing.

3. The learned P.O. has submitted that the respondents have not given consent to argue the matter. **Hence, S.O. 13/7/2023.**

**Vice Chairman**

dnk.

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