

**O.A.No.1045/2019 (S.B.)**

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

**Dated: 19/10/2022.**

**C.A.No.55/2020**

Heard Shri D.R.Rupnarayan, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents. Await service to respondent nos.2 to 4.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.247/2020 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.507/2020 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. Today the learned P.O. has placed on record copy of application dated 10.12.2020 filed by the applicant stating therein that her grievance is redressed and she was intending to withdraw this O.A. Copy of said communication is marked-X. In view of the O.A. is disposed of as nothing survives in this O.A.

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.175/2021 (S.B.)

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

**Dated : 19/10/2022.**

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

2. The learned counsel is permitted to collect Hamdast and make compliance.

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.278/2021 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri D.M.Kakani, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. Reply of respondents 1 to 3 filed by the learned P.O. It is taken on record. It is stated to be sufficient. The O.A. is admitted.

3. **S.O. after vacation for final hearing.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.483/2021 (S.B.)

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

**Dated : 19/10/2022.**

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

2. On oral request of the learned P.O., **S.O.**  
**after vacation** for filing reply.

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.826/2021 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. Reply of respondent no.3 filed by the learned P.O. It is taken on record. It is stated to be sufficient. The O.A. is admitted for final hearing.

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.1027/2021 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri A.C.Dharmadhikari, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. seeks time for three weeks for filing reply. He submits that on the next date he will file reply without fail.

3. **S.O. 11.11.2022.**

**Date :- 19/10/2022**

rsm.

**Member (J).**



**O.A.No.148/2022 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. The learned counsel states that the respondents are served.

3. The learned P.O. has filed reply of respondent no.2. It is taken on record. It is stated to be sufficient. The O.A. is admitted for final hearing.

4. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.154/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. The learned P.O. states that he will take instruction and make a statement.

3. **S.O.21.10.2022.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.273/2022 (S.B.)

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

**Dated : 19/10/2022.**

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

2. On oral request of the learned P.O., **S.O. after vacation** for filing reply.

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.499/2022 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri A.S.Dhore, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents. Await service to respondent no.2.

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

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.556/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents. Await service of respondents 2 and 3.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.744/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri S.C.Deshmukh, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.764/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri K.Satpute, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. It is submitted that respondent no.4 is served. It is prayed that for serving respondent no.2 and 3. Hamdast is allowed.

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.808/2022 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**



O.A.No.809/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. On oral request of the learned P.O., **S.O.**  
**after vacation** for filing reply.

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.810/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. On oral request of the learned P.O., **S.O.**  
**after vacation** for filing reply.

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.859/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri A.P.Sadavarte, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

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

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.869/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri A.P.Sadavarte, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

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

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.932/2022 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri A.Upasani, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

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

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.st.No.09/2021 (S.B.)**

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

**Dated : 19/10/2022.**

**C.A.No.33/2021**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.1023/2022 (S.B.)**

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

**Dated : 19/10/2022.**

**C.A.No.417/2022**

Heard Shri R.Joshi, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. C.A.No.417/2022 is allowed.

**O.A.No.1023/2022**

3. Issue notice to the respondents returnable **on 21.10.2022.** Learned 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. on 21.10.2022.**

**Date :- 19/10/2022**

rsm.

**Member (I).**



**O.A.No.1024/2022 (S.B.)**

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

**Dated : 19/10/2022.**

**C.A.No.418/2022**

Heard Shri R.Joshi, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. C.A.No.418/2022 is allowed.

**O.A.No.1024/2022**

3. Issue notice to the respondents returnable **on 21.10.2022.** Learned 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. on 21.10.2022.**

**Date :- 19/10/2022**

rsm.

**Member (I).**

O.A.No.907/2017 with 908/2017 with  
O.A.No.914/2017 (S.B.)

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.557/2022 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri R.M.Fating, ld. counsel for the applicant, Shri A.M.Khadatkar, ld. P.O. for the respondent 1. Shri T.M.Zaheer, ld. counsel for the respondent no.2.

2. Pleadings are complete. The O.A. is admitted and kept for final hearing.

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.886/2022 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. The learned P.O. makes a statement that as apprehended by the applicant D.P.C. is not going to be held within next three weeks. On next date the learned P.O. shall file his reply whereupon the O.A. can be heard finally. In case no reply is filed the O.A. shall be heard without reply.

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.887/2022 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. The learned P.O. makes a statement that as apprehended by the applicant D.P.C. is not going to be held within next three weeks. On next date the learned P.O. shall file his reply whereupon the O.A. can be heard finally. In case no reply is filed the O.A. shall be heard without reply.

3. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.890/2022 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri N.R.Saboo, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondent no.1 and Shri N.S.Warulkar, ld. counsel for the respondent no.2.

2. Today record of the impugned Order is placed on record. The learned P.O. seeks time to file reply. Time is granted as a last chance till returnable date. On next date the learned P.O. shall file his reply whereupon the O.A. can be heard finally. In case no reply is filed the O.A. shall be heard without reply.

3. Copy of reply shall be submitted to all the parties in advance.

4. Interim order to continue till next date.

5. **S.O.10.11.2022.**

6. **Steno copy is granted.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.929/2022 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. The O.A. is admitted and kept for final hearing on 10.11.2022.
3. Interim order to continue till next date.
4. **S.O.10.11.2022.**

**Date :- 19/10/2022**

rsm.

**Member (J).**



**O.A.No.990/2022 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. Issue notice to the respondents returnable **on 09.11.2022.** Learned C.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. on 09.11.2022.**

**Date :- 19/10/2022**

rsm.

**Member (I).**

**O.A.No.1049/2022 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri R.Joshi, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. Issue notice to the respondents returnable **on 21.10.2022.** 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. on 21.10.2022.**

**Date :- 19/10/2022**

rsm.

**Member (I).**

**O.A.No.1053/2022 (S.B.)**

**(Vijay Uddhavrao Rohankar Vs. State of Maharashtra and Others.)**

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

**Dated : 19/10/2022.**

Heard Shri R.V.Shiralkar, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the State.

2. The applicant is praying for following interim relief-

***C. Direct the respondent no.2 to continue/restore benefit of one step promotional pay scale to the applicant for working in naxal affected and tribal area as per Govt. Resolution dated 6.8.2002 and direct the respondents no.2 and 3 to stop recovery which is started from December 2021 immediately during the pendency of present application till final disposal, in the interest of justice.***

3. In support of aforequoted interim relief the applicant is relying on orders dated 21.09.2021 and 22.12.2021 passed by the Hon'ble High Court in Writ Petition Nos.3642/2021 and 5495/2021. In these cases following contention was raised before the High Court.

***The next contention is that after having worked for more than 12 years in the areas declared to be Naxal affected by the State of Maharashtra, now, respondent Nos.4 and 5 are seeking to reduce the said benefit and have proposed to pay the petitioners time bound promotional pay scale, which cannot be done in view of the law laid down by the Co-ordinate Bench of this Court at Principal Seat, Mumbai in Writ Petition***

***Nos.9543 of 2021 and connected matters, decided on 14<sup>th</sup> July 2021.***

4. In these cases following interim relief was sought-

***v) By way of Interim Order direct the Zilla Parishad Gadchiroli to continue / restore the benefit of one step promotional pay scale to the petitioners till they are working in the Naxal and Tribal Area Gadchiroli District under the Government Resolution dated 06/08/2002 (Anex No. ) and direct not to recover any excess payment paid under the one step promotional pay scale after completion of 12 years during the pendency of present petition and stay to the recovery if any regarding the excess payment in one step promotional pay scale paid after 12 years service from the petitioners;***

Said relief was granted by the High Court.

5. In view of this factual position following interim relief is granted till returnable date. Respondents 2 and 3 shall not make further recovery pursuant to the impugned order dated 28.01.2020 till the returnable date.

6. Issue notice to the respondents returnable **after four weeks**. 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. after four weeks.**

13. **Steno copy is granted.**

**Date :- 19/10/2022**

rsm.

**Member (I).**

**O.A.No.1055/2022 (S.B.)**

**(Mahesh S/o. Sadashivrao Bele Vs. State of Maharashtra and three Others.)**

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

**Dated : 19/10/2022.**

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

2. By order dated 30.09.2022 the applicant is promoted to the post of Senior Assistant from the post of Senior Clerk and he is transferred to Government Medical College and Hospital, Nagpur.

3. It is submitted that the promotional post of Senior Assistant is vacant in Vasantnao Naik Medical College at Yawatmal. It is further submitted that for posting him in the said Hospital at Yawatmal on promotion the applicant has made a representation dated 4.10.2022 (Annexure A-7) and it has been forwarded to respondent no.2 by respondent no.4 with favourable recommendation. The main prayer made by the applicant is as follows-

***i. Direct the respondent no.2 Commissioner (Medical Education) immediate decision on the proposal dated 07.10.2022 forwarded by respondent no.4 before it, for modification of posting order dated 30.09.2022 and post the applicant at vacant post Senior Assistant available at V.N.G.M.C. Yawatmal instead of Nagpur.***

For the present ends of justice would be met by directing respondent no.2 to decide representation dated 4.10.2022 made by the applicant within the time to be stipulated. Respondent no.2 shall make every endeavour to decide the representation on or before 29.10.2022. Till then the post of Senior Assistant in Vasantnao Naik Government Medical College, Yawatmal shall be kept vacant.



4. Issue notice to the respondents returnable **on 29.11.2022**. Learned C.P.O. waives notice for State. Hamdast allowed.
5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
6. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
7. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.
8. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
9. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
10. **S.O. on 29.11.2022.**
11. **Steno copy is granted.**

**Date :- 19/10/2022**

rsm.

**Member (I).**

**O.A.No.27/2016 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. 22.11.2022.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.269/2017 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. 22.11.2022.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.08/2018 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri A.Ramteke, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents 1 and 2 and Shri D.S.Raut, ld. counsel for the respondent no.3.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.312/2018 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

O.A.No.247/2019 (S.B.)

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

**Dated : 19/10/2022.**

Heard Shri R.V.Shiralkar, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondent no.1 and None for the respondent no.2 and 3.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.99/2020 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.580/2021 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. **S.O. 10.11.2022.**

**Date :- 19/10/2022**

rsm.

**Member (J).**



**O.A.No.716/2021 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.871/2021 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri S.M.Bhagde, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.1139/2021 (S.B.)**

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

**Dated : 19/10/2022.**

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

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.81/2022 (S.B.)**

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

**Dated : 19/10/2022.**

Heard Shri B.J.Lonare, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. after vacation.**

**Date :- 19/10/2022**

rsm.

**Member (J).**

**O.A.No.950/2018 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

Heard Ms. Shraddha Kulkarni holding for Shri S.S.Ghate, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

**Vice**

**Chairman**  
**Date:-19/10/2022.**  
aps.

**O.A.No.767/2019 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

2. At the request of ld. P.O., **S.O. after Diwali  
Vacation to file reply.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.947/2019 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

Heard Ms. P.D.Raje holding for Shri B.Dafle,  
ld. Counsel for the applicant and Shri S.A.Sainis, ld.  
P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after Diwali  
Vacation to file reply.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.529/2020 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

None for the applicant. Shri A.M.Khadatkar,  
ld. P.O. for the State. Await service to R-2 & 3.

2. **S.O. after Diwali Vacation.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.



**O.A.No.478/2021 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

**2. S.O. after Diwali Vacation to comply the  
Tribunal's order dated 15.12.2021 in C.A. No.  
358/2021.**

**Date:-19/10/2022.**  
aps.

**Vice Chairman**

**O.A.No.778/2021 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

2. The Id. P.O. has filed reply on behalf of the respondent nos. 1 to 3. It is taken on record. Copy is served to the other side. He further submits he will serve it to the other side.

3. Hence, O.A. is **admitted** and kept for final hearing.

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

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

6. *Meanwhile, the Id. counsel for the applicant is at liberty to file Rejoinder, if any.*

**Vice Chairman**

**Date:-19/10/2022.**

aps.

**O.A.No.1072/2021 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

Heard Shri N.R.Saboo, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.132/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

Heard Shri B.S.Sirsat, applicant in person and Shri S.A.Sainis, ld. P.O. for the respondents.

2. The applicant in person filed one application dated 19.11.2022. It is taken on record.

3. At the request of ld. counsel for the applicant, **S.O. 10.11.2022.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.453/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

**Date:-19/10/2022.**  
aps.

**Vice Chairman**

**O.A.No.564/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Shri M.L.Vairagade, Id. Counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the State. C.F. applicant has not filed service affidavit of R-2 to 5.

2. Ld. counsel for the applicant submits that he has served the respondent nos. 4 & 5. As per his request, issue fresh notice to Respondent nos. 2 & 3, returnable on four weeks. 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. four weeks.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.570/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

**C.A.No.249/2022:-**

Heard Shri D.T.Shinde, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 09.11.2022.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.



**O.A.No.686/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.820/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

**Date:-19/10/2022.**  
aps.

**Vice Chairman**

**O.A.No.864/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

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

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.919/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

Heard Shri S.P.Palshikar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after Diwali Vacation to file reply.**

3. **Till date the interim order dated 21.09.2022 is to be continued.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.1030/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

**C.A.No.426/2022:-**

Heard Shri S.N.Gaikwad, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the State.

2. Applicants are praying for time bound promotion. Looking to the similar ground, **C.A.No.426/2022 for Jt. O.A. is allowed and disposed of.**

3. Issue notice to Respondents, returnable on 22.11.2022. 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. 22.11.2022.**

10. Put up this matter along with O.A. Nos. 981, 982, 983, 984, 991 & 1031/22.

**Vice Chairman**

**Date:-19/10/2022.**

aps.

**O.A.No.907/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman  
Dated :19/10/2022.**

Heard Shri S.P.Palshikar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. Reply is not filed. As per the submission of ld. counsel for the applicant since last 12 years inquiry is going on. He has relied on Judgment of **Hon'ble Apex Court in case of Prem Nath Bali Vs. Reg., High Court of Delhi & Anr. decided on 16 December, 2015 in Civil Appeal No. 958 of 2010.**

3. Ld. P.O. is directed to file reply positively on next date. On next date matter be heard finally on the same date.

4. **S.O. 10.11.2022.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.Nos.981,982,983,984,991&1031/22 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Shri S.N.Gaikwad, Id. Counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the State.

2. Issue notice to Respondents, returnable on 22.11.2022. 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. 22.11.2022.**

9. Put up this matter along with O.A. No. 1030/2022.

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Shri A.W.Thaware, applicant in person and Shri V.A.Kulkarni, Id. P.O. for the State.

2. The applicant is already terminated by the respondents. Applicant insisted to grant stay. No fruitful purpose will be served by granting stay.

3. Issue notice to Respondents, returnable on 22.11.2022. 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. 22.11.2022.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

**O.A.No.1010/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Smt. S.V.Kolhe, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the State.

2. As per submission of ld. counsel for the applicant, applicant was working as a Wireless Operator. The respondents have not giving pay of the said post. He was given the pay of the earlier post. The applicant made several representations. Lastly applicant was made representation dated 15.01.2019. The respondents are directed to decide the representation of the applicant dated 15.01.2019 within a period of one month.

3. Issue notice to Respondents, returnable on 22.11.2022. 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. 22.11.2022.**

**Vice Chairman**

**Date:-19/10/2022.**

aps.

**O.A.No.1019/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Shri R.V.Shiralkar, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the State.

2. Issue notice to Respondents, returnable on four weeks. 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. four weeks.**

**Vice Chairman**

**Date:-19/10/2022.**  
aps.

O.A.No.1036/2022 (D.B.)

**Ms.P.R.Gharde Vs. State of Maharashtra & 4 Ors.**  
**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

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

2. The applicant appeared in the examination for the post of Police Constable (Driver) in the office of respondent no. 3 i.e. Commissioner of Police. The applicant was successful in the examination. The applicant was selected for the post of Police Constable (Driver). Thereafter the inquiry was conducted by the respondents about the character of the applicant. The applicant had given details about her in the information form. The applicant had stated that there was a crime number 15/2013 registered by Police Station Parshivani against her and offence punishable under Section 379, 511 of Indian Penal Code was registered. Thereafter the said offence was withdrawn by the complainant and he was acquitted by the court. On the basis of the report submitted to the respondents, the order was passed on 04.10.2022 stating that applicant was prosecuted by the punishment under Section 379, 511 of I.P.C. and therefore, she was not recommended for the appointment of Police Constable (Driver). Hence, the applicant approached to this Tribunal.

3. Heard ld. C.P.O., he has strongly objected for granting any stay at this stage. Ld. counsel for the applicant has pointed out the guidelines given by the Hon'ble Apex Court in the case of **Avtar Singh Vs. Union of India & Ors. (2018) 1 SCC 268**. He has also pointed out the Judgment of Hon'ble Apex Court in the case of **Pawan Kumar Vs. Union of India & Another (2022) SCC Online SC 532**.

4. There is no dispute that applicant is selected for the post of Police Constable (Driver). The applicant has not suppressed any information from the department even at the time of filling the form



she has written that Crime Number 15/2013 was registered against her under Section 379 & 511 of I.P.C.. The said case was compounded and she was acquitted by the Judicial Magistrate First Class as per Section 320 of C.R.P.C.. This fact is also noted during the verification it was reiterated that applicant was prosecuted under offence 379 and 511 of I.P.C, the said case was compounded between the applicant and complainant.

5. As per the guidelines given by the Hon'ble Supreme Court in the case of **Avtar Singh Vs. Union of India & Ors. (2018) 1 SCC 268**. As per one of the guideline *"In case when fact has been truthfully declared in character verification form regarding pendency of a criminal case of trivial nature, employer, in facts and circumstances of the case, in its discretion, may appoint the candidate subject to decision of such case"*. Nothing is pointed out in the report about the value of the stolen property.

6. In view of the guidelines of the Hon'ble Apex Court in the case of Avtar Singh (supra) and in view of the guidelines in G.R. dated 19.07.2017 the applicant is entitle for interim relief. Hence, the following order:-

#### O R D E R

**The interim relief is granted. The order dated 04.10.2022 is hereby stayed until further order.**

7. Issue notice to Respondents, returnable on four weeks. Learned P.O. waives notice for R-1. 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.

13. **S.O. four weeks.**

**Vice Chairman**

**Date:-19/10/2022.**

aps.

**O.A.No.1038/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Shri A.B.Moon, ld. Counsel for the applicant and Shri S.A.Deo, ld. 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.**

**Vice Chairman**

**Date:-19/10/2022.**

aps.

**O.A.No.1042/2022 (D.B.)**

**Coram:Shri Justice M.G.Giratkar,Vice Chairman**  
**Dated :19/10/2022.**

Heard Shri A.B.Moon, ld. Counsel for the applicant and Shri S.A.Deo, ld. 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.**

**Vice Chairman**

**Date:-19/10/2022.**  
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