

**O.A.1000/2018 (S.B.)**

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

**Dated :20/12/2022.**

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. three weeks for filing reply as a last chance.**

**Vice Chairman**

rsm.

**O.A.190/2019 (S.B.)**

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

**Dated :20/12/2022.**

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

2. At the request of ld. P.O., **S.O. 10.01.2023** for filing reply as a last chance.

**Vice Chairman**

rsm.

**O.A.1083/2021 (S.B.)**

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

**Dated :20/12/2022.**

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

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

**Vice Chairman**

rsm.

**O.A.227/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

2. The learned P.O. has filed reply of respondents 1 to 4. It is taken on record. The matter is **admitted** and kept for final hearing.

3. Learned P.O. waive notices for the respondents.

4. **In due course.**

**Vice Chairman**

rsm.

**O.A.569/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 & 2. None for respondent no.3.

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

**Vice Chairman**

rsm.

**O.A.659/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri N.D.Thombre, Id. counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the respondents.

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

**Vice Chairman**

rsm.

**O.A.743/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

2. The learned P.O. has filed reply of respondents 2 & 3. It is taken on record. The respondent no.1 is adopting the same reply. The matter is **admitted** and kept for final hearing.

3. Learned P.O. waive notices for the respondents.

4. **In due course.**

**Vice Chairman**

rsm.

**O.A.764/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

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

**Vice Chairman**

rsm.



**O.A.862/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri P.B.Patil, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents 1, 3 & 4. None for the respondent no.2.

2. The learned counsel for the applicant insist to grant Interim Relief. As per his submission, the applicant is not terminated.

3. The learned P.O. seeks time to file reply. Time is granted to file reply as a last chance.

4. **S.O.10.01.2023** on that day if the reply is not filed, the matter will be admitted and heard finally.

**Vice Chairman**

rsm.

**O.A.891/2022 (S.B.)**

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

**Dated :20/12/2022.**

**C.A.No.361/2022**

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

2. Looking to the ground C.A.No.361/2022 is allowed.

3. At the request of learned P.O. **S.O. four weeks** to file reply.

**Vice Chairman**

rsm.

**O.A.1074/2022 (S.B.)**

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

**Dated :20/12/2022.**

None for the applicant. Heard Shri A.M.Ghogre, ld. P.O. for the respondents. Await service to respondents 2 to 5.

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

**Vice Chairman**

rsm.

**O.A.1077/2022 (S.B.)**

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

**Dated :20/12/2022.**

**C.A.No.460/2022**

None for the applicant. Heard Shri A.M.Ghogre, ld. P.O. for the respondents. Await service to respondents 2 & 3.

2. At the request of ld. P.O., **S.O. four weeks for filing reply.**

**Vice Chairman**

rsm.

**O.A.1115/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Miss N.S.Pathan, 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. 09.01.2023 for filing reply.**

**Vice Chairman**

rsm.

**O.A.1116/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Miss N.S.Pathan, 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. 09.01.2023 for filing reply.**

**Vice Chairman**

rsm.

**O.A.1125/2022 (S.B.)**

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

**Dated :20/12/2022.**

None for the applicant. Heard Shri A.M.Ghogre, ld. P.O. for the respondents. Await service to respondents 2 to 4.

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

**Vice Chairman**

rsm.

**O.A.594/2019 (S.B.)**

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

**Dated :20/12/2022.**

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

2. **S.O. 05.01.2023.**

**Vice Chairman**

rsm.



**O.A.970/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri S.P.Palshikar, 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. 10.01.2023.**

**Vice Chairman**

rsm.

**O.A.1055/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri S.A.Marathe, 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. three weeks.**

**Vice Chairman**

rsm.

**O.A.1170/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

2. Issue notice to 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. four weeks.**

**Vice Chairman**

rsm.

**O.A.1198/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

2. Issue notice to 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. four weeks.**

**Vice Chairman**

rsm.

**O.A.1224/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

2. Issue notice to 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. four weeks.**

**Vice Chairman**

rsm.



**O.A.1225/2022 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri A.P.Tathod, Id. counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the State.

2. Issue notice to 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. four weeks.**

**Vice Chairman**

rsm.

O.A.1233/2022 (S.B.)

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

**Dated :20/12/2022.**

**ORDER**

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

2. The learned counsel for the applicant has pointed out the order passed by the Maharashtra Administrative Tribunal, Principal Bench, Mumbai dated 14.12.2022 in O.A.No.1246/2022. The Principal Bench Mumbai recorded reasons in para 3 read as under-

**3. Though the applicant has completed 8 years tenure in Kolhapur range as Police Inspector, he is not transferred in general transfers which were to be done in the month of April or May of every year as per the provisions of Maharashtra Police Act. The applicant was continued at Solapur (Rural) but now abruptly by order dated 09.12.2022 is transferred to Mumbai. The perusal of order reveals that near about 225 Police Personnel were transferred stating that they have completed their normal tenure. Thus, if the applicant was due for transfer then on that ground of completion of tenure, transfer could have been done in the month of April or May as provided in Maharashtra Police Act but having not done so, impugned order partakes the character of midterm transfer.**

4. After passing the order dated 14.12.2022, all the transfers are cancelled by order dated 09.12.2022 and fresh transfer order dated 15.12.2022 is issued. The name of applicant is at serial number 91 of the transfer order.

5. The learned counsel for the applicant has pointed out Section 22 N(c) of Maharashtra Police Act,1951. As per this provision the normal tenure of Police Inspector for transfer is 8 years in a range. As per the submission of learned counsel for the applicant, the applicant has completed 6 years in

Amravati Range. Therefore, he was not due for transfer, no reason is given in the impugned transfer order.

6. From the perusal of order passed by the Maharashtra Administrative Tribunal, Principal Bench, Mumbai dated 14.12.2022, it appears that the transfer order dated 09.12.2022 was midterm transfer. Therefore, it was cancelled by order dated 14.12.2022 and fresh order dated 15.12.2022 is issued, no reason for mid-term transfer is given. As per the submission of learned counsel for the applicant, the applicant is not relieved to join the transfer posting. Hence, the impugned transfer order in respect of the applicant only is stayed till filing of reply.

7. Issue notice to Respondents, returnable **after three weeks**. Learned C.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.

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

14. **Steno Copy is granted.**

**Vice Chairman**

rsm.

**O.A.59/2017 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri N.R.Saboo, Id. counsel for the applicant, Shri A.M.Khadatkar, Id. P.O. for the respondents and Shri N.Majithia, Id. counsel for the respondent no.5. None for respondent no.4.

2. **S.O. 11.01.2023.**

**Vice Chairman**

rsm.

**O.A.60/2017 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri N.R.Saboo, ld. counsel for the applicant, Shri A.M.Khadatkar, ld. P.O. for the respondents and Shri D.S.Sonwane, ld. counsel for the respondent no.5. None for respondent no.4.

2. **S.O. 11.01.2023.**

**Vice Chairman**

rsm.

**O.A.922/2017 (S.B.)**

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

**Dated :20/12/2022.**

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

2. At the request of ld. P.O., **S.O. 21.12.2022.**

**Vice Chairman**

rsm.

**O.A.263/2019 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

2. **S.O. 21.12.2022.**

**Vice Chairman**

rsm.



**O.A.1007/2019 (S.B.)**

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

**Dated :20/12/2022.**

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

2. The learned P.O. has filed reply of respondent no.1. It is taken on record.

3. **S.O.10.01.2023.**

**Vice Chairman**

rsm.

**O.A.1064/2019 (S.B.)**

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

**Dated :20/12/2022.**

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

2. **S.O. 10.01.2023.**

**Vice Chairman**

rsm.

**O.A.435/2020 (S.B.)**

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

**Dated :20/12/2022.**

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

2. **S.O. 09.01.2023.**

**Vice Chairman**

rsm.

**O.A.539/2020 (S.B.)**

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

**Dated :20/12/2022.**

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

2. **S.O. 10.01.2023.**

**Vice Chairman**

rsm.

**O.A.560/2020 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri S.K.Thengri, 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. 11.01.2023.**

**Vice Chairman**

rsm.

**O.A.683/2020 (S.B.)**

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

**Dated :20/12/2022.**

Heard Shri S.Kulkarni, holding for Shri V.B.Gawali, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. **S.O. 03.01.2023.**

**Vice Chairman**

rsm.

**O.A.857/2020 (S.B.)**

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

**Dated :20/12/2022.**

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

2. **S.O. 16.01.2023.**

**Vice Chairman**

rsm.

**O.A.801/2021 with C.A.321/2021  
(S.B.)**

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

**Dated :20/12/2022.**

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. counsel for the applicant, **S.O. 06.01.2023.**

**Vice Chairman**

rsm.



**O.A.802/2021 (S.B.)**

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

**Dated :20/12/2022.**

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. counsel for the applicant, **S.O. 06.01.2023.**

**Vice Chairman**

rsm.

**O.A.148/2022 (S.B.)**

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

**Dated :20/12/2022.**

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

2. At the request of ld. counsel for the applicant, **S.O. 16.01.2023.**

**Vice Chairman**

rsm.

**O.A.1237/2022 and O.A.1238/2022(S.B.)**

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

**Dated :20/12/2022.**

**COMMON ORDER**

Heard Shri P.S.Patil and Shri S.Y.Deopujari, ld. counsel for the applicants in the respective O.As. and Shri S.A.Deo, ld. C.P.O. for the State.

2. The learned counsel for both applicants have pointed out the impugned transfer order dated 14.12.2022. They have placed reliance of Section 4 of the Transfer Act, 2005. As per the submission of learned counsel for the applicants, the mid-term transfer cannot be made. It is to be made in the month of April / May.

3. The learned C.P.O. has strongly objected the O.As.. As per his submission, the post of applicant Shri P.B.Ambhore is excess in the Government Engineering College, Amravati. Therefore, he was transferred to Yavatmal.

4. As per the provision of Section 4 of the Transfer Act, normally the transfer is to be affected in the month of April or May. However, the transfer orders are not made in the month of April or May but the impugned transfer order is dated 14.12.2022. It is a mid-term transfer, no any reason is given in the transfer order. Hence, the impugned transfer order of applicants namely N.G.Pardesi and P.B.Ambhore is stayed till the filing of reply.

7. Issue notice to Respondents, returnable **after three weeks**. Learned C.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.

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

14. **Steno Copy is granted.**

**Vice Chairman**

rsm.

**O.A.No.974/2017 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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

2. At the request of ld. P.O., **S.O. 11.01.2023 to file reply of pay verification unit.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

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

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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

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

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.Nos.897&898/2020 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri G.K.Bhusari, 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. two weeks to file reply as a last chance.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.351/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

**C.A.No.507/2022:-**

Heard Shri V.Kulsange, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

**2. C.A.No.507/2022 for early hearing is allowed and disposed of.**

**3. At the request of ld. P.O., S.O. last week of January, 2023.**

**Member(J)  
Date:-20/12/2022.  
aps.**

**Vice Chairman**



**O.A.No.167/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Smt. Wathore, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. The ld. P.O. has filed reply on behalf of the respondent nos. 2 & 3. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

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

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

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

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

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.662/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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

2. Ld. Counsel for the applicant has filed order in O.A. No. 824/2022. It is taken on record. Copy is served to the other side.

3. At the request of ld. P.O., **S.O. 21.12.2022 to take the instructions.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.669/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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. 2 & 3. It is taken on record. He submits that he will serve it to the other side. He further submits that it is sufficient to decide the matter.

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.*

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**



**O.A.No.677/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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

2. At the request of Id. P.O., **S.O. four weeks to file reply as a last chance.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.745/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri S.N.Gaikwad holding for 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. four weeks to file reply.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.Nos.1145&1146/2022(D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri J.S.Wankhede, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the State. Await service of R-1 to 3.

2. Ld. Counsel for the applicant states that he has served the notices.

3. At the request of ld. P.O., **S.O. four weeks to file reply.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.1235/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

**C.A.No.523/2022:-**

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

**2. C.A.No.523/2022 for Jt. O.A. is allowed and disposed of.**

3. Ld. Counsel for the applicant has relied on judgment in O.A. No. 987/2022. It is taken on record. Copy is served to the other side.

4. In view of judgment in O.A. No. 987/2022, now **interim relief clause 8 (iv) is granted to the applicant till returnable date.**

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

12. **Steno copy is granted.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.2375/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

**C.A.Nos.442&443/2022:-**

Heard Shri A.P.Sadavarte, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. three weeks to file reply.**

**Member(J)**

**Date:-20/12/2022.**

aps.

**Vice Chairman**

**O.A.No.639/2018 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri S.P.Palshikar, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. None for R-1 & 3.

2. At the request of ld. P.O., **S.O. 16.01.2023.**

**Member(J)**

**Date:-20/12/2022.**

aps.

**Vice Chairman**

**O.A.No.1052/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri M.A.Sable, Id. Counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the State.

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

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

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

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

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

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

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

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.1234/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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

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

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

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

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

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

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

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

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.728/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri P.B.Patil, ld. Counsel for the applicants and Shri S.A.Sainis, ld. P.O. for the respondents.

2. The matter was kept today for rehearing. It is submitted by ld. Counsel for the applicants that applicants have given up prayer Clauses C and D incorporated in the original application since issues agitated therein are pending before the Hon'ble High Court in W.P. Nos. 2274, 2275 & 2277/2021. It is reiterated on behalf of the applicants that the main relief which they are claiming is in respect of providing 25% reservations for B.A.M.S. Doctors. Ld. P.O. shall ascertain whether any orders have been passed in the above referred writ petitions which may have a bearing on this original application and he will also ascertain whether the issue of providing 25% reservation for B.A.M.S. Doctors is subjudice before the Hon'ble High Court. Ld. P.O. shall furnish in advance information received on the above referred points to the ld. Counsel for the applicants with necessary documents so that the matter can be finally heard and closed for orders on the next date i.e. 02.01.2023.

3. **S.O. 02.01.2023.**

**Member(J)**

**Vice Chairman**



**Date:-20/12/2022.**  
aps.

**O.A.No.278/2012 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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

2. **S.O. six weeks.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

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

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri P.S.Sahare, ld. Counsel for the applicant, Shri H.K.Pande, ld. P.O. for the respondents and Shri S.N.Gaikwad, ld. Counsel for the R-5 to 7. None for the R-4.

2. Ld. Counsel for the applicant has placed on record written submission. Ld. P.O. for respondents 1 & 2 submits that today he will place on record his written submission. Ld. Counsel for the R-5 to 7 submits that he is adopting written submission of respondents 1 & 2.

3. **Closed for orders.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.Nos.920,921,922,923&924/2019 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri Sumit holding for Shri M.P.Kariya, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. Counsel for the applicant, **S.O. after winter vacation.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.No.929/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

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 winter vacation.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**

**O.A.Nos.562&563/2022 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 20/12/2022.**

Heard Shri G.K.Bhusari, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. At the request of ld. Counsel for the applicant, **S.O. after winter vacation.**

**Member(J)**  
**Date:-20/12/2022.**  
aps.

**Vice Chairman**