

**O.A.No.21/2016 (S.B.)**

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

**Dated : 21/03/2023.**

**M.C.A.No.08/2023**

Heard Shri S.A.Sainis, Id. P.O. for the applicants(Original Respondents) and Shri P.P.Khaparde, Id. counsel for the respondent (Original Applicant).

2. Perused contents of the application and record.
3. For the reasons stated in the application time of one month from today is granted to comply the order.
4. M.C.A.No.08/2023 is disposed of.

**Member (J).**

rsm.

**O.A.No.122/2017 (S.B.)**

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

**Dated : 21/03/2023.**

**M.C.A.No.05/2023**

Heard Shri D.I.Charlewar, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents 1 to 3 and Shri Jayant Mokadam, ld. counsel for the respondent no.4.

2. Perused contents of the application and record.
3. For the reasons stated in the application time of two months is granted from today.
4. M.C.A.No.05/2023 is disposed of.

**Member (J).**

rsm.

**O.A.No.527/2017 (S.B.)**

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

**Dated : 21/03/2023.**

**M.C.A.No.04/2023**

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

2. Perused contents of the application and record.
3. For the reasons stated in the application period of two months is granted from today to comply that the order dated 14.11.2022.
4. M.C.A.No.04/2023 is disposed of.

**Member (J).**

rsm.

**O.A.No.279/2019 with O.A.No.280/2019  
(S.B.)**

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

**Dated : 21/03/2023.**

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

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

3. **S.O. 24.04.2023.**

**Member (J).**

rsm.

**O.A.No.151/2020 (S.B.)**

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

**Dated : 21/03/2023.**

**M.C.A.No.09/2023**

Heard Shri A.M.Khadatkar, ld. P.O. for the applicants(Original Respondents) and Shri S.N.Gaikwad, ld. counsel for the respondent (Original Applicant).

2. Perused contents of the application and record.
3. For the reasons stated in the application period of two months from today is granted for compliance.
4. M.C.A.No.09/2023 is disposed of.

**Member (J).**

rsm.

**O.A.No.234/2020 (S.B.)**

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

**Dated : 21/03/2023.**

**C.A.No.110/2023**

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

2. C.A.No.110/2023 is allowed. The matter be kept for final hearing on 17.04.2023.

3. **S.O. 17.04.2023.**

**Member (J).**

rsm.

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

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

**Dated : 21/03/2023.**

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

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

**Member (J).**

rsm.

**O.A.No.357/2022 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 & 2. None for the respondent no.3.

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

**Member (J).**

rsm.



**O.A.No.358/2022 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 & 2. None for the respondent no.3.

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

**Member (J).**

rsm.

**O.A.No.361/2022 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 & 2. None for the respondent no.3.

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

**Member (J).**

rsm.

**O.A.No.50/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

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

3. **S.O. 12.04.2023.**

**Member (J).**

rsm.

**O.A.No.116/2023 (S.B.)**

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

**Dated : 21/03/2023.**

**C.A.No.43/2023**

Heard Shri P.S.Wathore, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the State.

2. Perused application.
3. C.A.No.43/2023 is allowed.
4. For the reasons stated therein.

**O.A.No.116/2023**

5. Issue notice to the respondents, returnable **after four weeks**. 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. after four weeks.**

**Member (I).**

rsm.

**O.A.No.204/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. Issue notice to the respondents, returnable **on 24.03.2023.** 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. 24.03.2023.**

9. Issue of grant of interim relief is kept open. Permission is granted to serve respondent no.2 by E-mail.

**Member (I).**

rsm.

**O.A.No.218/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. Perused record.

3. It is the submission of the applicant that before issuing the impugned notice of recovery no opportunity was given to him to put forth his contentions. Reliance is placed on **State of Punjab Vs. Rafiq Masih (2015) 4 Supreme Court Cases 334.** The applicant retired on 31.07.2014. It is submitted that contingency no.ii in the case of Rafiq Masih has arisen in this case. Case is made out to stay effect and implementation of impugned order recovery. Impugned recovery is stayed till filing of reply.

4. Issue notice to the respondents, returnable **after four weeks.** Learned 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. after four weeks.**

**Steno copy is granted.**

**Member (I).**

rsm.

O.A.No.267/2023 (S.B.)

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

**Dated : 21/03/2023.**

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

2. Perused record.

3. It is the submission of the applicant that before issuing the impugned notice of recovery no opportunity was given to him to put forth his contentions. Reliance is placed on **State of Punjab Vs. Rafiq Masih (2015) 4 Supreme Court cases 334.** The applicant retired on 31.12.2012. It is submitted that contingency no.ii in the case of Rafiq Masih has arisen in this case. Case is made out to stay effect and implementation of impugned order recovery. Impugned recovery is stayed till filing of reply.

4. Issue notice to the respondents, returnable **after four weeks.** Learned 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. after four weeks.**

**Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.268/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. Perused record.

3. It is the submission of the applicant that before issuing the impugned notice of recovery no opportunity was given to him to put forth his contentions. Reliance is placed on **State of Punjab Vs. Rafiq Masih (2015) 4 Supreme Court cases 334.** The applicant retired on 31.08.2012. It is submitted that contingency no.ii in the case of Rafiq Masih has arisen in this case. Case is made out to stay effect and implementation of impugned order recovery. Impugned recovery is stayed till filing of reply.

4. Issue notice to the respondents, returnable **after four weeks.** Learned 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. after four weeks.**

**Steno copy is granted.**

**Member (I).**

rsm.

**O.A.No.286/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. Issue notice to the respondents, returnable **on 27.03.2023.** 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. 27.03.2023.**

9. Issue of interim relief is kept open.

**Member (I).**

rsm.

**O.A.No.287/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. Issue notice to the respondents, returnable **on 27.03.2023.** 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. 27.03.2023.**

9. Issue of interim relief is kept open.

**Member (I).**

rsm.

**O.A.No.288/2023 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. Issue notice to the respondents, returnable **on 27.03.2023.** 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. 27.03.2023.**

9. Issue of interim relief is kept open.

**Member (I).**

rsm.

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

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

**Dated : 21/03/2023.**

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

2. It is the grievance of the learned counsel for the applicant that though as per the judgment dated 03.08.2020 in O.A.No.400/2018 he should have been exonerated on 02.02.2021 from the inquiry which was then pending, the respondents have continued to hold the inquiry. It is further submitted that the applicant retired on 30.04.2018 and his pensionary benefits are still not released.

3. Learned P.O. seeks time to take instructions.

4. **S.O. 27.03.2023.**

**Member (J).**

rsm.

**O.A.No.20/2016 (S.B.)**

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

**Dated : 21/03/2023.**

None for the applicant. Heard Shri A.P.Potnis, ld. P.O. for the respondents and Shri M.P.Kariya, ld. counsel for the respondent no.4.

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

**Member (J).**

rsm.

**O.A.No.215/2017 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. **S.O. 29.03.2023.**

**Member (J).**

rsm.

**O.A.No.221/2017 (S.B.)**

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

**Dated : 21/03/2023.**

None for the applicant. Heard Shri  
A.P.Potnis, Id. P.O. for the respondents.

2. **S.O. two weeks.**

**Member (J).**

rsm.

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

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

**Dated : 21/03/2023.**

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

2. On oral request of ld. counsel for the applicant time of two weeks is granted to file rejoinder.

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

**Member (J).**

rsm.



**O.A.No.1017/2018 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri G.K.Bhusari, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 & 2 and Shri K.S.Malokar, ld. counsel for the respondents 3 and 4.

2. On oral request of ld. P.O., **S.O.**  
**28.03.2023.**

**Member (J).**

rsm.

**O.A.No.773/2019 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri S.M.Khan, ld. counsel for the applicant and Shri S.A.Sainis, 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.941/2019 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri P.L.Amle, 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.**  
**28.03.2023.**

**Member (J).**

rsm.

**O.A.No.1064/2019 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. **S.O. 24.03.2023.**

**Member (J).**

rsm.

**O.A.No.418/2021 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri S.P.Palshikar, 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.**  
**28.03.2023.**

**Member (J).**

rsm.

**O.A.No.576/2022 (S.B.)**

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

**Dated : 21/03/2023.**

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 to 4 and Shri V.R.Deshpande, ld. counsel for the respondent no.5(Intervenor).

2. On oral request of ld. P.O., **S.O.**  
**28.03.2023.**

**Member (J).**

rsm.

**O.A.No.970/2022 (S.B.)**

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

**Dated : 21/03/2023.**

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

2. **Closed for Orders.**

**Member (J).**

rsm.

**O.A.No.261/2023 (S.B.)**

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

**Dated : 21/03/2023.**

**C.A.No.139/2023**

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

2. Perused contents of the application and record.

3. According to the applicant the respondents have adopted unfair tactics to get over the order dated 14.03.2023 passed by this Tribunal which directed respondent no.3 to allow the applicant to join on the post of Tahsildar at Hingna with immediate effect. Considering the nature of the proposed amendment C.A.No.139/2023 is allowed.

4. Learned counsel states that today itself he will carry out the amendment. Copy of amended O.A. shall be served to the learned P.O. today.

5. **S.O. 23.03.2023.**

6. On the returnable date it shall be open to the learned P.O. to seek time to file reply to the O.A.

**Member (J).**

rsm.





**Rev.Appl.No.19/2022inO.A.No.53/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated : 21/03/2023.**

Heard Shri G.G.Bade, 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. 29.03.2023 to file reply.**

**Vice Chairman**

**Date:- 21/03/2023.**  
aps.

**O.A.No.500/2017 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Ms.Telang holding for Shri A.P.Tathod, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State.

2. Issue fresh notice to Respondent no. 2, 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.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.312/2017 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

**C.A.No.243/2017:-**

Heard Shri P.P.Khaparde, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State.

2. Issue fresh notice on C.A. to Respondents 2 to 4 be issued returnable in **four weeks**.
3. Shri H.K.Pande, the learned P.O. waives notice for respondent no. 1. Hamdast granted.
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 the O.A.
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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal.

Applicant is directed to file Affidavit of compliance and notice.

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

9. **S.O. four weeks.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**

**Date:- 21/03/2023.**

aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.399/2020 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

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

2. 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.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**



**C.P.No.19/2023 in O.A.No.457/2017 with**

**C.P.No.20/2023 in O.A.No.273/2017 with  
C.P.No.21/2023 in O.A.No.458/2017 (D.B.)  
Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

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

2. Issue Notice to the respondents returnable in **four weeks** 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. Shri V.A.Kulkarni, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

4. **S.O. four weeks.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A. Nos. 454 to 461, 711, 841, 875, 876, 881,**

**882 & 922/2022(D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Shri R.Joshi & A.B.Mirza, ld. Counsel for the applicants and Shri S.A.Deo, ld. C.P.O. for the respondent no. 3.

2. In all these matters reply are filed by ld. C.P.O. and raised preliminary objection to make National Medical Commission as a party respondents. In other two matters, the applicant has made N.M.C. as party respondents. As per submission made by ld. C.P.O., the eligibility criteria for the appointment of the respective post in the Medical Department are fixed by the N.M.C. therefore, it appears that N.M.C. is necessary party. Hence, applicant is directed to make N.M.C. as a party forthwith.

3. However, after amendment office is directed to Issue notice to the newly added party respondents, returnable on three weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

5. Applicant is authorized and directed to serve on Respondents intimation / notice of date of

hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

9. **S.O. three weeks.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**

**Date:- 21/03/2023.**

aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**C.A.No.138/2023inO.A.No.833/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Shri N.R.Saboo, ld. Counsel for the applicants and Shri S.A.Deo, ld. C.P.O. for the respondent no. 3.

2. Ld. C.P.O. has raised preliminary objection to make National Medical Commission as a party respondents. As per submission made by ld. C.P.O., the eligibility criteria for the appointment of the respective post in the Medical Department are fixed by the N.M.C. therefore, it appears that N.M.C. is necessary party. Applicant is directed to make N.M.C. as a party forthwith. Hence, **C.A. No. 138/2023 for amendment is allowed and disposed of.**

3. However, after amendment office is directed to Issue notice to the newly added party respondents, returnable on three weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

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

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

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

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

9. **S.O. three weeks.**

10. **Put up this matter along with other connected O.As.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**

**Date:- 21/03/2023.**

aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.884/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Dr. A.H.Jamal, Id. Counsel for the applicants, Shri S.A.Deo, Id. C.P.O. for the respondent no. 3 and Shri S.S.Pandit holding for Shri R.M.Bhangde, Id. Counsel for the respondent no. 4 i.e. National Medical Commission.

2. Adv. Pandit holding for Shri R.M.Bhangde appears for respondent no. 4 and seeks time to file reply.

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

4. **Put up this matter along with other connected O.As.**

**(Justice M.G.Giratkar)  
Vice Chairman  
Date:- 21/03/2023.  
aps.**

**(Shree Bhagwan)  
Vice Chairman**

**O.A.No.58/2014 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Shri P.P.Khaparde, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents. C.F. applicant has not collected hamdast for R-4 to 8.

2. Ld. Counsel for the applicant seeks time to collect hamdast. One week is granted to collect the hamdast.

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

4. *It has been directed to ld. Counsel for the applicant that if he is unable to collect the hamdast till next date, the same would be dismissed at next hearing.*

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**M.C.A.Nos.68&69/2019inO.A.No.59/2015(D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Shri P.P.Khaparde, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents. None for the R-4.

2. Ld. Counsel for the applicant submits that grievance of the applicant is redressed, therefore, applicant do not want to prosecute the matter.

3. Hence, **matter is disposed of as withdrawn with no order as to costs.**

**(Justice M.G.Giratkar)  
Vice Chairman  
Date:- 21/03/2023.  
aps.**

**(Shree Bhagwan)  
Vice Chairman**



**M.C.A.No.09/2022inO.A.No.583/2019 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Shri B.Kulkarni, ld. Counsel for the applicant, Shri H.K.Pande, ld. P.O. for the respondents and Shri S.M.Pande, ld. Counsel for the R-5. None for the R-3 & 4.

2. A contempt petition was filed by the applicant for the compliance of the order in O.A. No. 583/2019 dated 03.01.2022. During the pendency of said contempt petition, the respondents approached to the Hon'ble High Court by filing Writ Petition therefore, C.P. is withdrawn, therefore, M.C.A. is not pending before this Tribunal. Hence, **disposed of with no order as to costs.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.364/2020 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

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

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

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

O.A.No.576/2020 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

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

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

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.Nos.101&104/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

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

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.507/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

**C.A.No.113/2023:-**

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

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

**(Justice M.G.Giratkar)  
Vice Chairman**

**(Shree Bhagwan)  
Vice Chairman**

**Date:- 21/03/2023.**

aps.

**O.A.No.971/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

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. three weeks to file reply.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.1083/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

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

2. At the request of Id. Counsel for the applicant, **S.O. four weeks to file reply of respondent no. 1.**

**(Justice M.G.Giratkar)  
Vice Chairman**

**Date:- 21/03/2023.**

aps.

**(Shree Bhagwan)  
Vice Chairman**

**O.A.St.No.1725/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

**C.A.No.296/2022:-**

None for the applicant. Shri V.A.Kulkarni, ld.  
P.O. for the respondents. C.F. applicant has not  
service affidavit of R-2 to 4 in C.A..

2. Ld. P.O. filed reply on condonation of delay.  
It is taken on record. He further submits that he will  
serve it to the other side.

3. **S.O. four weeks.**

**(Justice M.G.Giratkar)  
Vice Chairman  
Date:- 21/03/2023.  
aps.**

**(Shree Bhagwan)  
Vice Chairman**



**O.A.No.166/2023 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

Heard Shri B.Kulkarni, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

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

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.830/2011 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

Heard Shri N.R.Saboo, 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. 27.03.2023** for final hearing.

**(Justice M.G.Giratkar)**  
Vice Chairman  
Date:- 21/03/2023.  
aps.

**(Shree Bhagwan)**  
Vice Chairman

**O.A.No.593/2020 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

Heard Shri H.S.Bali, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. None for the R-4.

2. At the request of ld. Counsel for the applicant, **S.O. 11.04.2023 for final hearing.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.510/2021 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

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

2. At the request of ld. P.O., **S.O. two weeks for  
final hearing.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.838/2021 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman&  
Shri Justice M.G.Giratkar,Vice Chairman  
Dated : 21/03/2023.**

Heard Smt. S.W.Deshpande, ld. Counsel for the applicant, Shri H.K.Pande, ld. P.O. for the respondents and Ms. A.A.Pande, ld. Counsel for the R-5 to 10.

2. On 13.03.2023, ld. P.O. Shri Pande sought time to file detail reply on C.A.. Today, ld. P.O. submits that his instructions are awaited. At his request, **S.O. 06.04.2023 for filing reply on C.A..**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.664/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

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

2. At the request of ld. P.O., **S.O. two weeks for final hearing.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**

**O.A.No.665/2022 with C.A.No.246/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

Heard Shri S.N.Gaikwad, 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. 11.04.2023** for final hearing.

**(Justice M.G.Giratkar)**  
Vice Chairman  
Date:- 21/03/2023.  
aps.

**(Shree Bhagwan)**  
Vice Chairman

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

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

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

2. At the request of ld. P.O., **S.O. two weeks for final hearing.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**



**O.A.No.1133/2022 (D.B.)**

**Coram :Shri Shree Bhagwan, Vice Chairman &  
Shri Justice M.G.Giratkar, Vice Chairman  
Dated : 21/03/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 12.04.2023 for final hearing.**

**(Justice M.G.Giratkar)**  
**Vice Chairman**  
**Date:- 21/03/2023.**  
aps.

**(Shree Bhagwan)**  
**Vice Chairman**