

O.A.383/2020 (S.B.)

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

Dated :22/12/2022.

M.C.A.46/2022

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

2. The learned counsel for the applicant has pointed out prayer in the O.A. and submit that in operative order it is wrongly mentioned "impugned order dated 31.01.2020 issue by Collector, Bhandara and the order dated 06.07.2020 issued by Tahsildar, Lakhandur hereby quashed and set aside." Instead by quashed and set aside it is to be "modified".

3. M.C.A. is allowed the operative part of the order corrected as under.

ORDER

1. The O.A. is allowed. The impugned order dated 31/01/2020 issued by the Collector, Bhandara and the order dated 06/07/2020 issued by the Tahsildar, Lakhandur are hereby modified.

2. The Respondents are directed to count the service of the applicant from 31/03/1997 for the purpose of pensionary benefits only.

3. M.C.A. is disposed of.
4. Registry is directed to correct the order.

Vice Chairman

rsm.

O.A.1022/2019 (S.B.)

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

Dated :22/12/2022.

C.A.74/2020

Heard Advocate L.Y.Nandeshwar, Id.
counsel for the applicant and Advocate A.P.Potnis,
Id. P.O. for the respondents.

2. As per the submission of learned P.O.,
reply of respondent no.4 is on record. It is
sufficient to decide the condonation of delay.

3. **S.O.17.01.2023.**

Vice Chairman

rsm.

O.A.233/2020 (S.B.)

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

Dated :22/12/2022.

C.A.458/2022

Heard Advocate B.J.Lonare, ld. counsel for the applicant and Advocate A.P.Potnis, ld. P.O. for the respondents.

2. **S.O.02.01.2023.**

Vice Chairman

rsm.

O.A.976/2020 (S.B.)

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

Dated :22/12/2022.

Heard Advocate D.R.Rupnarayan, Id.
counsel for the applicant and Advocate A.P.Potnis,
Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. three weeks
for filing reply as a last chance.**

Vice Chairman

rsm.

O.A.231/2021 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.Motlog, holding for Advocate R.V.Shiralkar ld. counsel for the applicant and Advocate 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.1154/2021 (S.B.)

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

Dated :22/12/2022.

Heard Advocate S.A.Marathe, ld. counsel
for the applicant and Advocate H.K.Pande, 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.238/2022 (S.B.)

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

Dated :22/12/2022.

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

2. At the request of ld. P.O., **S.O. 11.01.2023 for filing reply.**

Vice Chairman

rsm.

O.A.433/2022 (S.B.)

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

Dated :22/12/2022.

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

2. At the request of ld. P.O., **S.O. 12.01.2023**
for filing reply as a last chance.

Vice Chairman

rsm.

O.A.675/2022 (S.B.)

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

Dated :22/12/2022.

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

2. The learned P.O. has filed reply of respondent no.6. It is taken on record. P.O. seeks time to file reply of other respondents.

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

Vice Chairman

rsm.

O.A.692/2022 (S.B.)

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

Dated :22/12/2022.

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

2. As per the submission of learned P.O., reply of respondent no.4 is already on record. It is sufficient for other respondents. The matter is **admitted** and kept for final hearing.

3. **S.O. 17.01.2023.**

Vice Chairman

rsm.

O.A.1186/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate Y.Y.Humne, ld. counsel for the applicant and Advocate A.P.Potnis, ld. P.O. for the State.

2. Issue notice to Respondents, returnable **on 05.01.2023.** 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. 05.01.2023.**

Vice Chairman

rsm.

O.A.1169/2022 (S.B.)

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

Dated :22/12/2022.

C.A.527/2022

Heard Advocate A.Singh, ld. counsel for the applicant and Advocate V.A.Kulkarni, ld. P.O. for the respondents.

2. Interim relief was not granted after hearing on the side of learned counsel for the applicant Shri Meghe. Nothing new is pointed out. The applicant is already relieved. Hence, Interim Relief i.e. Stay to the impugned transfer order cannot be granted. Hence, C.A. is rejected.

O.A.1169/2022

S.O. after one week.

Vice Chairman

rsm.

O.A.920/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate N.D.Thombre, ld. counsel
for the applicant and Advocate A.P.Potnis, ld. P.O.
for the respondents.

2. At the request of ld. P.O., **S.O. 03.01.2023**
for filing reply.

Vice Chairman

rsm.

O.A.1178/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate N.S.Pathan, ld. counsel for the applicant and Advocate H.K.Pande, ld. P.O. for the respondents. Await service to respondent no.2.

2. At the request of ld. counsel for the applicant, **S.O. 03.01.2023.**

Vice Chairman

rsm.

O.A.1179/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate N.S.Pathan, ld. counsel for the applicant and Advocate H.K.Pande, ld. P.O. for the respondents. Await service to respondent no.2.

2. At the request of ld. counsel for the applicant, **S.O. 03.01.2023.**

Vice Chairman

rsm.

O.A.616/2018 (S.B.)

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

Dated :22/12/2022.

None for the applicant. Heard Advocate H.K.Pande, ld. P.O. for the respondents 1 to 3. Shri P.V.Thakre, ld. counsel for the respondent no.4.

2. At the request of ld. P.O., **S.O. 04.01.2023.**

Vice Chairman

rsm.

O.A.209/2021 (S.B.)

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

Dated :22/12/2022.

Heard Advocate G.G.Bade, ld. counsel for the applicant and Advocate M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. 03.01.2023.**

Vice Chairman

rsm.

O.A.265/2010 (S.B.)

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

Dated :22/12/2022.

Heard Advocate N.S.Pathan, holding for Advocate R.S.Sirpurkar, ld. counsel for the applicant, Advocate M.I.Khan, ld. P.O. for the respondents 1 & 2 and Shri M.V.Bute, ld. counsel for the respondent no.3.

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

Vice Chairman

rsm.

O.A.74/2017 (S.B.)

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

Dated :22/12/2022.

Heard Advocate G.G.Bade, ld. counsel for the applicant and Advocate M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. 03.01.2023.**

Vice Chairman

rsm.

O.A.511/2017 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.Dhore, Id. counsel for
the applicant and Advocate H.K.Pande, Id. P.O. for
the respondents.

2. **S.O. 18.01.2023.**

Vice Chairman

rsm.

O.A.223/2020 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.P.Barahate, holding for Advocate N.R.Saboo, ld. counsel for the applicant and S.A.Sainis, ld. P.O. for the respondents.

2. The learned counsel for the applicant has pointed out order dated 30.03.2021.

3. The learned P.O. is requested to get instructions about the compliance of order dated 30.03.2021.

4. **S.O. 18.01.2023.**

5. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.951/2018 (S.B.)

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

Dated :22/12/2022.

Heard Advocate G.N.Khazode, ld. counsel
for the applicant and Advocate S.A.Sainis, ld. P.O.
for the respondents.

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

Vice Chairman

rsm.

O.A.145/2019 (S.B.)

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

Dated :22/12/2022.

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

2. **S.O. 06.01.2023.**

Vice Chairman

rsm.

O.A.67/2020 (S.B.)

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

Dated :22/12/2022.

Heard Advocate B.Lahiri, ld. counsel for the applicant, Advocate H.K.Pande, ld. P.O. for the respondents 1 to 3 and Advocate S.Khan, holding for M.S.Wakil, ld. counsel for the respondent no.4.

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

Vice Chairman

rsm.

O.A.389/2021 (S.B.)

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

Dated :22/12/2022.

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

2. **S.O. 06.01.2023.**

Vice Chairman

rsm.

O.A.576/2021 (S.B.)

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

Dated :22/12/2022.

Heard Advocate S.Malode, ld. counsel for the applicant and Advocate S.A.Sainis, ld. P.O. for the respondents.

2. **S.O. 17.01.2023.**

Vice Chairman

rsm.

O.A.65/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.Motlog, holding for Advocate R.V.Shiralkar, ld. counsel for the applicant and Advocate S.A.Sainis, ld. P.O. for the respondents.

2. At the request of learned counsel for the applicant, **S.O. 23.01.2023.**

Vice Chairman

rsm.

O.A.534/2022 (S.B.)

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

Dated :22/12/2022.

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

2. As per the submission of learned counsel for the applicant, the applicant is retired on superannuation on 31.01.2003. Because of his absence, he was directed to appear before the Medical Board but till date his absence period is not decided.

3. The learned P.O. is requested to get instructions as to why pensionary benefits of the applicant is not given.

3. **S.O. 12.01.2023.**

Vice Chairman

rsm.

O.A.605/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.P.Barahate, ld. counsel for the applicant, Advocate M.I.Khan, ld. P.O. for the respondents 1 to 3 and Advocate G.G.Bade, ld. counsel for the respondent no.4.

2. Interim order to continue till then.

3. **S.O. 03.01.2023.**

Vice Chairman

rsm.

O.A.704/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate V.D.Mohod, ld. counsel for the applicant and Advocate A.P.Potnis, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of respondent no.3 and seeks time to file reply of other respondents.

3. **S.O. 17.01.2023.**

Vice Chairman

rsm.

O.A.732/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.Motlog, ld. counsel for the applicant and Advocate V.A.Kulkarni, ld. P.O. for the respondents.

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

Vice Chairman

rsm.

O.A.902/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.P.Sadavarte, ld. counsel
for the applicant and Advocate A.P.Potnis, ld. P.O.
for the respondents.

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

Vice Chairman

rsm.

O.A.1054/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate S.P.Palshikar, ld. counsel
for the applicant and Advocate A.P.Potnis, 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.1127/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.Motlog, ld. counsel for the applicant and Advocate A.P.Potnis, ld. P.O. for the respondents. Await service to respondents 2 to 4.

2. At the request of ld. Counsel for the applicant, **S.O. three weeks.**

Vice Chairman

rsm.

O.A.1158/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.P.Barahate, ld. counsel
for the applicant and Advocate A.P.Potnis, ld. P.O.
for the respondents.

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

Vice Chairman

rsm.

O.A.603/2022 (S.B.)

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

Dated :22/12/2022.

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

2. As per the submission of learned P.O, reply of respondents is already filed 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.860/2022 (S.B.)

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

Dated :22/12/2022.

Heard Advocate S.P.Palshikar, ld. counsel for the applicant and Advocate A.P.Potnis, ld. P.O. for the respondents.

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

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

Vice Chairman

rsm.

O.A.351/2018 (S.B.)

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

Dated :22/12/2022.

Heard Advocate A.S.Dhore, ld. counsel for the applicant, Advocate S.A.Sainis, ld. P.O. for the respondents 1 to 3 and Advocate A.S.Fale, ld. counsel for the respondent no.4.

2. The learned counsel for the applicant has pointed out the order dated 06.06.2018 for compliance of the order.

3. C.P.O. has placed on record the C.C.T.V. footage. The C.P.O. is requested to verify the C.C.T.V. footage in presence of counsel and respondents and submit report.

4. **S.O. 28.01.2023.**

Vice Chairman

rsm.

O.A. 1247/2022 (S.B.)

(Shri J. V. Chincholkar Vs. State of Mah.)

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

Dated : 22/12/2022.

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

2. As per submission of learned counsel for the applicant, the applicant is a Police Patil. The Judicial Magistrate First Class (JMFC), Maregaon passed the order in RCC No.69/2020. It appears from the order at Annex-A-4 that the applicant had given false evidence before the JMFC Court. Therefore the JMFC directed the Assistant Superintendent to lodge complaint in the Court for taking cognizance for giving false evidence. On the basis of this report, the applicant is suspended.

3. It appears that the applicant is a public servant, he has signed the Panchnama in prohibition case, but not supported the prosecution case, he only identified his signature. The applicant is educated person, he cannot say that he blindly signed on the document. Therefore, the cognizance is taken by the JMFC. Suspending the applicant by the respondents. At this stage, it cannot be said to be illegal.

4. Hence, issue notice to the respondents returnable **after four weeks**. 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.

S.O. after four weeks.

Vice Chairman

rsm.

O.A. 1246/2022 (S.B.)

(Shri B. V. Wakode Vs. State of Mah.)

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

Dated : 22/12/2022.

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

2. The learned counsel for the applicant pointed out the Section 4 (4) & 4 (5) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 and submitted that no any specific reason is given in the impugned transfer order. Moreover, it is a mid-term transfer and hence prayed to grant stay to the impugned transfer order dated 14/12/2022.

3. Heard CPO Shri S.A. Deo. He has strongly objected to grant stay.

4. It appears that the impugned transfer order is a mid-term transfer, no any specific reason is given for transfer. **Hence, the impugned transfer order so far as the applicant is concerned, is stayed till filing of reply.**

5. Hence, issue notice to the respondents returnable **after four weeks**. Learned C.P.O. waives notice for State. Hamdast allowed.

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

7. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that

the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

S.O. after four weeks.

Steno copy is granted.

Vice Chairman

rsm.

O.A.No.632/2017 (D.B.)

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

Dated : 22/12/2022.

Heard Shri Pranav Deshmukh holding for Shri K.P.Mahalle, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. As agreed by both the counsels, matter is **admitted** and kept for final hearing.

3. Ld. P.O. waives notice for the respondents.

4. **S.O. 04th Week of January, 2023.**

Member(J)

Date:-22/12/2022.

aps.

Vice Chairman

O.A.No.967/2019 (D.B.)

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

Dated : 22/12/2022.

Heard Smt.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. three weeks to file reply.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.996/2019 (D.B.)

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

Dated : 22/12/2022.

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.199/2021 (D.B.)

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

Dated : 22/12/2022.

Heard Shri B.J.Lonare, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. Hamdast not collected.

2. Ld. Counsel for the applicant submits that he will file service affidavit within one week. At the request of ld. P.O., **S.O. four weeks to file reply.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.999/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri G.K.Bhusari holding for Shri N.D.Thombre, 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:-22/12/2022.
aps.

Vice Chairman

O.A.No.1094/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri D.M.Kakani, 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. 11.01.2023 to file reply.**

3. **Interim relief is to be continued till further order.**

Member(J)

Date:-22/12/2022.

aps.

Vice Chairman

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

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

Dated : 22/12/2022.

Heard Shri P.S.Wathore, 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 as a last chance.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.1134/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents. Await service of R-2 & 3.

2. Ld. Counsel for the applicant states that he will file service affidavit today itself. At the request of Id. P.O., **S.O. four weeks to file reply.**

Member(J)

Date:-22/12/2022.

aps.

Vice Chairman

O.A.St.No.2744/2022 (D.B.)

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

Dated : 22/12/2022.

C.A.No.515/2022:-

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

2. Notice on C.A. to Respondents be issued returnable in **four weeks**.
3. Shri S.A.Deo, the learned C.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.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

Rev.No.31/2019inO.A.No.799/2011 (D.B.)

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

Dated : 22/12/2022.

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents. Await service of R-4.

2. Ld. Counsel for the applicant states that he will file service affidavit today itself. At the request of Id. P.O., **S.O. four weeks to file reply.**

Member(J)

Date:-22/12/2022.

aps.

Vice Chairman

C.A.360/17inC.P.38/17inO.A.662/2012 (D.B.)

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

Dated : 22/12/2022.

Heard Smt.Saboo, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. Await service of R-2 & 4.

2. Ld. Counsel for the applicant states that she will file service affidavit today itself. At the request of ld. P.O., **S.O. four weeks to file reply.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

C.P.No.70/2022inO.A.No.506/2017 (D.B.)

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

Dated : 22/12/2022.

Heard Smt.Saboo, 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. four weeks to file reply.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

C.P.No.78/2022inO.A.No.418/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri G.G.Bade, 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. three weeks to file reply.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.Nos.1228&1229/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri S.N.Gaikwad, 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:-22/12/2022.
aps.

Vice Chairman

C.P.No.88/2022inO.A.No.798/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri A.Motlog holding for Shri S.P.Palshikar, ld. Counsel for the applicant and Shri M.I.Khan, 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 M.I.Khan, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.448/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri S.N.Gaikwad, 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. 05.01.2023 to file reply as a last chance.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.1119/2022 (D.B.)

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

Dated : 22/12/2022.

C.A.No.524/2022:-

Heard Shri S.N.Gaikwad, ld. Counsel for the applicant, Shri S.A.Deo, ld. C.P.O. for the respondents and Shri Aditya Joshi holding for Shri S.S.Ghate, ld. Counsel for the R-4 & 5.

2. **C.A. No. 524/2022 for amendment is allowed and disposed of.** The ld. counsel for the applicant is directed to carryout the amendment within one week. He is further directed to supply the same to the other side.

3. At the request of ld. P.O., **S.O. 10.01.2023 to file reply.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.532/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri S.M.Prasad, 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:-22/12/2022.
aps.

Vice Chairman

O.A.No.1160/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri A.P.Sadavarte, ld. Counsel for the applicant, Shri M.I.Khan, ld. P.O. for the respondents and Shri A.N.Darunde, Ld. Counsel for the Zilla Parishad, Akola going to file vakalatnama.

2. Ld. P.O. has filed reply on behalf of the respondent no. 1. It is taken on record. Copy is served to the other side.

3. If any promotion is given it should be subject to the outcome of the original application. This order is in respect of respondent nos. 5 & 6.

4. **S.O. 18.01.2023.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.Nos.538&1134/2021 (D.B.)

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

Dated : 22/12/2022.

Heard Smt.M.Chandurkar, ld. Counsel for the applicants and Shri A.M.Khadatkar, ld. P.O. for the respondents. None for the R-6 to 15.

2. It appears that as per order of 31.01.2022 in para no. 4 respondents have revised the list but it has not been communicated to the applicants. It should be fair on the part of applicants if respondents first intimate the applicants about revised list. Ld. P.O. submits that he will file affidavit in this regard. As requested by ld. Counsel for the applicants, after filing the affidavit the same should be supplied to the other side in advance.

3. Ld. P.O. is directed to ascertain whether any promotion have been done after revising the list. **He is further directed not to issue any further promotion order till next date.**

4. **S.O. 09.01.2023.**

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.1227/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri C.N.Deshpande, Id. Counsel for the applicant and Shri M.I.Khan, Id. P.O. for the State.

2. Shri R.V.Meshram, Statistic, Bhandara is already retired. Respondents are directed to keep this Bhandara post vacant.

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

C.P.No.87/2022inO.A.No.887/2021 (D.B.)

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

Dated : 22/12/2022.

Heard Shri A.P.Barahate, ld. Counsel for the applicant and Shri M.I.Khan, 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 M.I.Khan, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

C.P.No.89/2022inO.A.No.792/2022 (D.B.)

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

Dated : 22/12/2022.

Heard Shri S.P.Palshikar, ld. Counsel for the applicant and Shri M.I.Khan, 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 M.I.Khan, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.620/2012 (D.B.)

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

Dated : 22/12/2022.

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

2. Closed for orders.

**Member(J)
Date:-22/12/2022.
aps.**

Vice Chairman

O.A.No.638/2017 (D.B.)

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

Dated : 22/12/2022.

Heard Shri R.Joshi, ld. Counsel for the applicant, Shri M.I.Khan, ld. P.O. for the respondents and Shri A.Barahate holding for Shri A.R.Fule, ld. Counsel for the R-2.

2. At the request of ld. Counsel for the R-2, **S.O. 18.01.2023 for final hearing.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.207/2018withC.A.No.109/2020 (D.B.)

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

Dated : 22/12/2022.

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

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.100/2019 (D.B.)

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

Dated : 22/12/2022.

None for the applicant. Shri M.I.Khan, Id. P.O.
for the respondents. None for the R-3 & 4.

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

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.239/2021 (D.B.)

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

Dated : 22/12/2022.

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. 12.01.2023.**

Member(J)
Date:-22/12/2022.
aps.

Vice Chairman

O.A.No.546/2021 (D.B.)

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

Dated : 22/12/2022.

Heard Shri S.M.Khan, 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. 09.01.2023.**

Member(J)

Date:-22/12/2022.

aps.

Vice Chairman

O.A.Nos.628&629/2021 (D.B.)

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

Dated : 22/12/2022.

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

2. At the request of Id. Counsel for the applicant, **S.O. 03rd Week of January, 2023.**

Member(J)

Date:-22/12/2022.

aps.

Vice Chairman