

O.A. 457/2019 (S.B.)

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

Dated : 26/09/2022.

Heard Shri G.G. Bade, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 557/2020 (S.B.)

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

Dated : 26/09/2022.

Heard Shri V.A. Kothale, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 3/10/2022** for filing reply.

Vice Chairman

dnk.

O.A. 659/2020 (S.B.)

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

Dated : 26/09/2022.

Heard Shri H.D. Marathe, Id. counsel holding for Shri S.N. Gaikwad, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 682/2020 (S.B.)

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

Dated : 26/09/2022.

Heard Shri V.A. Kothale, Id. counsel for applicant and Shri A.M. Khadatkar Id. P.O. for respondent no.1.

2. Shri H.D. Marathe, Id. counsel appears on behalf of R-2&3 and submits that he will file Vakalatnama and for that purpose he seeks time.

S.O. 10/10/2022.

Vice Chairman

dnk.

O.A. 791/2020 (S.B.)

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

Dated : 26/09/2022.

Heard Shri S.U. Ambabade, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 864/2020 (S.B.)

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

Dated : 26/09/2022.

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

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

Vice Chairman

dnk.

O.A. 962/2020 (S.B.)

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

Dated : 26/09/2022.

Heard Shri K.V. Bhoskar, Id. counsel for applicant, Shri M.I. Khan, Id. P.O. for R-1 and Ashwini Bhagwat, Id. counsel holding for Shri U.A. Gosavi, Id. counsel for R-2 to 5.

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

Vice Chairman

dnk.

O.A. 70/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Shri G. Iyer, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2&3.

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

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

Vice Chairman

dnk.

O.A. 516/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Smt. K.N. Saboo, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 934/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Shri R.L. Kadu, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 985/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Shri V.A. Kothale, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1.

Await service of R-2 to 4.

At the request of Id. counsel, **S.O. 10/10/2022** for filing service affidavit.

Vice Chairman

dnk.

O.A. 180/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri G. Barange, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

The applicant to remove office objections.

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

Vice Chairman

dnk.

O.A. 350/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri S. Pande, Id. counsel holding for Shri N.D. Thombre, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 395/2022 (S.B.)

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

Dated : 26/09/2022.

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

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

Vice Chairman

dnk.

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

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

Dated : 26/09/2022.

Heard Shri Amey Motlog, Id. counsel holding for Shri S.P. Palshikar, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 481/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri Kshitij Kothale, Id. counsel holding for Shri V.A. Kothale, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 03/10/2022** for filing reply.

Vice Chairman

dnk.

O.A. 598/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri Kshitij Kothale, Id. counsel holding for Shri D.P. Dapurkar, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 10/10/2022** for filing reply.

Vice Chairman

dnk.

O.A. 687/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri U.G. Bawangarh, Id. counsel holding for Shri S.M. Khan, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 742/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri G.G.Bade, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

The applicant to remove office objection.

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

Vice Chairman

dnk.

O.A. 845/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri M.R. Khan, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2.

S.O. four weeks for filing service affidavit.

Vice Chairman

dnk.

O.A. 839/2022 (S.B.)

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

Dated : 26/09/2022.

C.A. Nos. 386 & 387 of 2022 -

Heard Shri G.G. Bade, Id. counsel for applicant, Shri A.M. Khadatkar, Id. P.O. for respondents and Shri A.V. Palshikar, Id. counsel for Intervener.

The Id. counsel for applicant seeks further time. It appears that the matter is already fixed on 30/09/2022.

Hence, put up the matter **on 30/09/2022.**

Vice Chairman

dnk.

O.A. 167/2019 (S.B.)

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

Dated : 26/09/2022.

None for applicant. Heard Shri S.A. Sainis, Id. P.O. for R-1 and none for R-2&3.

As per submission of learned P.O., the applicant is seeking time bound promotion and it pertains to the jurisdiction of Division Bench. Hence, the matter be kept before **Division Bench**.

dnk.

Vice Chairman

O.A. 1077/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Shri P. Chandrapure, Id.
counsel for applicant and Shri H.K. Pande, Id.
P.O. for R-1&2. None for R-3.

2. The reply of R-2 is already filed on
record. None appeared for respondent no.3.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 236/2022 (S.B.)

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

Dated : 26/09/2022.

None for applicants. Heard Shri S.A.
Sainis, Id. P.O. for respondents.

S.O. 17/10/2022.

Vice Chairman

dnk.

O.A. 767/2016 (S.B.)

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

Dated : 26/09/2022.

Heard Smt. K.N. Saboo, Id. counsel for applicant, Shri S.A. Sainis, Id. P.O. for R-1,2,4&5 and none for other respondents.

The applicant to remove office objections.

At the request of Id. counsel for applicant, **S.O. 13/10/2022.**

Vice Chairman

dnk.

O.A. 366/2017 (S.B.)

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

Dated : 26/09/2022.

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

At the request of Id. P.O., **S.O. two weeks.**

Vice Chairman

dnk.

O.A. 925/2018 (S.B.)

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

Dated : 26/09/2022.

None for applicant. Heard Shri S.A. Sainis, Id. P.O. for R-1&2 and none for R-3.

At the request of Id. P.O., **S.O. two weeks.**

Vice Chairman

dnk.

O.A. 79/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Smt. K.N. Saboo, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondents.

At the request of Id. counsel for applicant, **S.O. 13/10/2022.**

Vice Chairman

dnk.

O.A. 418/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Shri Amey Motlog, Id. counsel holding for Shri S.P. Palshikar, Id. counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondents.

At the request of Id. counsel for applicant, **S.O. 07/10/2022.**

Vice Chairman

dnk.

O.A. 814/2021 (S.B.)

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

Dated : 26/09/2022.

Heard Shri V.A. Kothale, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**
10/10/2022.

Vice Chairman

dnk.

O.A. 189/2019 (S.B.)

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

Dated : 26/09/2022.

Heard Shri Sayajee Jagtap, Id. counsel for applicants, Shri A.M. Khadatkar, Id. P.O. for R-1&2 and Shri H.D. Marathe, Id. counsel for R-3 to 7.

The learned counsel for applicants to file copy of relevant citation on record.

S.O. 12/10/2022.

Vice Chairman

dnk.

O.A. 116/2020 (S.B.)

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

Dated : 26/09/2022.

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

S.O. 17/10/2022.

Vice Chairman

dnk.

O.A. 210/2020 (S.B.)

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

Dated : 26/09/2022.

Heard Shri R.V. Shiralkar, Id. counsel
for applicant and Shri A.M. Khadatkar, Id. P.O.
for R-1&2. None for other respondents.

S.O. 13/10/2022.

Vice Chairman

dnk.

O.A. 913/2020 (S.B.)

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

Dated : 26/09/2022.

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

The applicant to remove office objections.

S.O. 18/10/2022.

Vice Chairman

dnk.

O.A. 133/2022 (S.B.)

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

Dated : 26/09/2022.

Heard Shri A.R. Sharma, Id. counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**
04/10/2022.

Vice Chairman

dnk.

**

O.A.No.529/2021 (D.B.)

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

Dated : 26/09/2022.

C.A.No.185/2021

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

2. **C.A. No. 185/2021 for Jt. O.A. is allowed.**
3. On oral request of ld. P.O., **S.O. four weeks for filing reply.**

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.646/2021 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)

Date:-26/09/2022

rsm.

Vice Chairman

O.A.No.61/2022 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.469/2022 (D.B.)

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

Dated : 26/09/2022.

Heard Shri S.U.Nemade, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents 1 to 5. None for the respondent no.6.

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.632/2022 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.824/2022 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.863/2022 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

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

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.931/2022 (D.B.)

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

Dated : 26/09/2022.

C.A.No.375/2022

Heard Shri D.N.Mudgale, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **C.A.No.375/2022 for Jt. O.A. is allowed.**

O.A.No.931/2022

Heard Shri D.N.Mudgale, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

3. Issue notice to Respondents, returnable on **four weeks**. Learned P.O. waives notice for state. Hamdast allowed.

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

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

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

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

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.187/2022 (D.B.)

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

Dated : 26/09/2022.

Heard Shri A.P.Tathod, Id. Counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.332/2022 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.650/2022 (D.B.)

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

Dated : 26/09/2022.

Heard Shri V.G.Wankhede, Id. Counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.797/2022 (D.B.)

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

Dated : 26/09/2022.

Heard Shri A.D.Patil, Id. Counsel for the applicant and Shri H.K.Pande, Id. P.O. for the respondents.

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.946/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**
Dated : 26/09/2022.

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

2. The learned P.O. to take instructions for the respondents whether the necessary permission

under Rule 27(2)(b) of Maharashtra Civil Services, (Pension) Rules, 1982 was obtained or not from the State Government in respect of continuation of Departmental inquiry after retirement.

S.O.28.09.2022.

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.73/2017 (D.B.)

Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)
Dated : 26/09/2022.

Heard Shri M.M.Sudame, Id. Counsel for the applicant and Shri H.K.Pande, Id. P.O. for the

respondents 1 to 4. Shri A.P.Sadavarte, ld. counsel for the respondent no.5.

2. The learned P.O. has filed reply of respondent no.1. It is taken on record. Copy served to the learned counsel for the applicant.

S.O. 04.10.2022.

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.116/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**
Dated : 26/09/2022.

Heard Shri S.M.Khan, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. Shri H.D.Marathe, ld. counsel for the respondents 2 and 3.

2. On oral request of ld. counsel, **S.O.**
12.10.2022.

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.1026/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**
Dated : 26/09/2022.

Heard Shri N.N.Thengre, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. On oral request of ld. counsel, **S.O.**
11.10.2022.

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

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

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**
Dated : 26/09/2022.

Heard Shri K.J.Khanorkar, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. Shri H.D.Marathe, ld. counsel for the respondent no.3 & 4.

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.105/2019 with
O.A.No.106/2019 with
O.A.No.107/2019 (D.B.)

Coram : Shri Shree Bhagwan, Vice Chairman&

Shri M.A.Lovekar, Member (J)
Dated : 26/09/2022.

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

2. **S.O. 28.09.2022.**

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

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

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**
Dated : 26/09/2022.

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

2. S.O. 04.10.2022.

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.1028/2021 (D.B.)

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

Dated : 26/09/2022.

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

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.1059/2021 with
O.A.No.1060/2021 (D.B.)

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

Dated : 26/09/2022.

Heard Shri V.B.Gawali, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. Shri G.G.Bade for Intervenor.

2. On oral request of ld. P.O., **S.O. 03.10.2022.**

Member(J)

Date:-26/09/2022

rsm.

Vice Chairman

O.A.No.493/2022 (D.B.)

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

Dated : 26/09/2022.

Heard Shri A.I.Sheikh, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

Closed for Orders.

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

(D.B.)

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

Dated : 26/09/2022.

**O.A.No.919/2017 with O.A.No.921/2017 with
O.A.No.83/2018 with O.A.No.320/2018 with
O.A.No.321/2018 with O.A.No.322/2018 with
O.A.No.323/2018 with O.A.No.324/2018 with
O.A.No.764/2018 with O.A.No.800/2019**

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

2. **S.O. 10.10.2022.**

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

C.P.No.69/2022 **in**
O.A.No.570/2021 (D.B.)

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

Dated : 26/09/2022.

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

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 A.P.Potnis, the learned P.O. waives notice for respondent No. 6. Hamdast granted.

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

Member(J)
Date:-26/09/2022
rsm.

Vice Chairman

O.A.No.959/2022 (D.B.)

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

Dated : 26/09/2022.

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

2. In response to the advertisement dated 11.03.2016 the applicant applied for the post of Regular Field Worker. He was given an appointment by order dated 29.01.2018 from Sports Quota. By order dated 28.05.2021 the applicant was confirmed with effect from his initial date of appointment. The applicant was given appointment on the basis of his participation in Power Lifting competition. He had produced the certificate to this effect. It was verified by respondent no. 3.

3. By the impugned order dated 20.09.2022 services of the applicant have been sought to be terminated on the following ground:-

“मा. उपसंचालक, क्रिडा व युवक सेवा, नागपूर विभाग नागपूर यांचे पत्र क्रमांक जा.क्र./५७/०खेआ/प्रपअह/पावरलिफ्टिंग/रद्द/२०२२-२३/१२५ दिनांक २२.०७.२०२२ नुसार पाँवरलिफ्टिंग हा खेळ ऑलिम्पिक क्रिडा स्पर्धा, एशियन गेम्स, कॉमनवेल्थ गेम्स या स्पर्धेत खेळला जात नाही. त्यामुळे पाँवरलिफ्टिंग खेळाचे खेडाळूंना या अगोदर देण्यात आलेले वैध प्रमाणपत्र पडताळणी अहवाल परिशिष्ट - क रद्द करण्याचे निर्देश मा. आयुक्त, क्रिडा व युवक सेवा संचालनालय, महाराष्ट्र राज्य पुणे यांनी दिले आहे. करीता संदर्भ क्रमांक ६ नुसार देण्यात आलेले खेडाळू प्रमाणपत्र पडताळणी अहवाल परिशिष्ट - क रद्द करण्यात येत आहे. तरी खेडाळू आरक्षण अंतर्गत श्री अशोक रामराव केदार यांना नियुक्ती देण्यात येऊ नये. अथवा नियुक्ती दिलेली असल्यास रद्द करण्यात यावे. असे निर्देश या कार्यालयास प्राप्त झाले आहे.”

4. It is submitted on behalf of the applicant that when the applicant was given an appointment he was eligible, this was duly recognised, certificate produced by him was verified and in due course he was also confirmed. On the basis of this chronology order dated 20.09.2022 is challenged.

5. It is submitted that the relevant Rule which is sought to be relied upon by the respondents to support the impugned order could not have been made applicable retrospectively. We find merit in his submission.

6. It is further pointed out that the impugned order was passed without giving opportunity of hearing to the applicant.

7. The applicant has also relied on order dated 29.07.2022 passed by this Tribunal in O.A. No. 775/2022. Perusal of said order which is at A-6 shows that it squarely applies to the fact of this case.

8. It is also submitted on behalf of the applicant that the Hon'ble High Court Bombay has also passed order of stay in identical set of facts.

9. On behalf of the respondents grant of interim order i.e. stay to the impugned order, is resisted.

10. On considering submissions made on behalf of the applicant and papers annexed to the O.A. including order dated 29.07.2022 passed by this Bench we have come to the conclusion that effect and implementation of the impugned order dated 20.09.2022 is required to be stayed. Effect and implementation of the impugned order is accordingly stayed till returnable date. **Respondent no. 4 is directed to allow the applicant to join his duty without giving effect to the termination order.**

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

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

13. 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.

14. 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.

15. 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.

16. 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.

17. **S.O. four weeks.**

18. **Steno copy is granted.**

(Shri M.A.Lovekar)
Member (J)
Date:-26/09/2022.

(Shree Bhagwan)
Vice Chairman

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