

O.A. 47/2020 (S.B.)

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

Dated : 22/09/2022.

M.C.A.28/2022 in O.A. 47/2020

Heard Shri S.S.Bhalerao, ld .counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondent 1. Shri T.M.Zaheer, ld. counsel for the respondents 2 & 3.

2. The learned counsel for respondent no.2 & 3 submitted that as per order dated 29.03.2022 meeting was held in the Mantralaya. State Government directed to submit detailed report.

3. As per his submission two months time is required to comply the same. As mentioned in the M.C.A. process is going on to comply the order.

4. Looking to the submission, two months time is granted to comply the order.

M.C.A.No.28/2022 is disposed of.

Vice Chairman

rsm.

O.A.st. 09/2021 (S.B.)

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

Dated : 22/09/2022.

C.A.No.33/2021

None for the applicant. Heard Shri
H.K.Pande, 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. 507/2020 (S.B.)

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

Dated : 22/09/2022.

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

2. As per the submission of learned counsel for the applicant, he wants to take instruction above as to whether applicant's grievances are redressed or not.

3. The learned P.O. seeks three weeks time to file reply.

S.O. after three weeks.

Vice Chairman

rsm.

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

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

Dated : 22/09/2022.

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

2. The learned P.O. has filed reply of respondent nos.1 to 3. It is taken on record. Hence, the matter is admitted and kept for final hearing.

S.O.26.09.2022.

Vice Chairman

rsm.

O.A. 204/2021 (S.B.)

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

Dated : 22/09/2022.

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

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

Vice Chairman

rsm.

O.A. 278/2021 (S.B.)

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

Dated : 22/09/2022.

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

2. At the request of ld. P.O., three weeks time is granted as a last chance. If on that day reply is not filed by learned P.O., the matter be kept for final hearing.

S.O. after three weeks as a last chance.

Vice Chairman

rsm.

O.A. 643/2021 (S.B.)

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

Dated : 22/09/2022.

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

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

Vice Chairman

rsm.

O.A. 888/2021 (S.B.)

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

Dated : 22/09/2022.

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

2. The learned counsel for the applicant submits that respondents are served.

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

S.O.07.10.2022.

Vice Chairman

rsm.

O.A. 1016/2021 (S.B.)

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

Dated : 22/09/2022.

C.A.No.359/2022

Heard Shri A.P.Khadatkar, Id .counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the respondents. None for the respondent no.4.

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

Vice Chairman

rsm.

O.A. 87/2022 (S.B.)

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

Dated: 22/09/2022.

Heard Shri R.P.Jog, 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 as a last chance.**

Vice Chairman

rsm.

O.A. 141/2022 (S.B.)

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

Dated : 22/09/2022.

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

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

Vice Chairman

rsm.

O.A. 145/2022 (S.B.)

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

Dated : 22/09/2022.

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

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

Vice Chairman

rsm.

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

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

Dated : 22/09/2022.

Heard Shri S.Pande, ld .counsel for the applicant and Shri A.M.Khdatkar, 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. 258/2022 (S.B.)

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

Dated : 22/09/2022.

None for the applicant. Heard Shri
A.M.Khdatkar, 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. 472/2022 (S.B.)

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

Dated : 22/09/2022.

Heard Shri K.N.Jain, ld .counsel for the applicant and Shri A.M.Khdatkar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 07.10.2022 for filing reply.**

Vice Chairman

rsm.

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

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

Dated : 22/09/2022.

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

2. The learned P.O., seeks two weeks time to file reply.

S.O. after two weeks.

Vice Chairman

rsm.

O.A. 739/2022 (S.B.)

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

Dated : 22/09/2022.

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

2. On last date P.O. has filed proposal for revocation of suspension dated 13.07.2022, till date no any decision is taken. As per submission of the learned counsel for the applicant subsistence allowance is not paid during the pendency of the O.A. The respondents are directed to pay subsistence allowance to the applicant regularly. The respondents are also directed to take decision on the proposal dated 13.07.2022 within two weeks.

S.O. two weeks.

Steno copy is granted.

Vice Chairman

rsm.

O.A. 641/2022 (S.B.)

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

Dated : 22/09/2022.

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

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

Vice Chairman

rsm.

O.A. 945/2022 (S.B.)

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

Dated : 22/09/2022.

Heard Shri N.D.Thombre, Id .counsel for the applicant and Shri H.K.Pande, Id. P.O. for the respondents.

2. As per the submission of learned counsel for the applicant, the applicant is transferred to Government Medical College, Yawatmal on promotion. The applicant made application for extension of time. The respondents have granted one month time to join at the Yawatmal as per letter dated 13.09.2022. The learned counsel for the applicant submits that post is vacant at G.M.C. Nagpur, due to personal difficulty she cannot join at Yawatmal.

3. The learned P.O. to get instructions as to whether the post is vacant or not to accommodate the applicant at Nagpur.

4. Issue notice to Respondents, returnable **on 06.10.2022**. 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.

S.O. 06.10.2022.

Steno copy is granted.

Vice Chairman

rsm.

O.A. 832/2016 (S.B.)

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

Dated: 22/09/2022.

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

2. At the request of ld. counsel, **S.O. 07.10.2022.**

Vice Chairman

rsm.

O.A. 146/2017 (S.B.)

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

Dated: 22/09/2022.

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

2. **S.O. 29.09.2022.**

Vice Chairman

rsm.

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

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

Dated: 22/09/2022.

Heard Shri Anupam Thul, holding for ld. counsel for the applicant Shri G.N.Khazode and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. 13.10.2022.**

Vice Chairman

rsm.

O.A. 642/2019 (S.B.)

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

Dated: 22/09/2022.

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

2. The learned counsel for the applicant pointed out order dated 23.06.2022.

3. In the earlier order dated 23.06.2022, the learned P.O. sought time to get instructions about clarification and filing short affidavit as per the order dated 21.04.2022.

4. Today also he seeks time for the same.

S.O.12.10.2022.

Vice Chairman

rsm.

O.A. 890/2019 (S.B.)

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

Dated: 22/09/2022.

Heard Shri Anupam Thul, holding for Id.
counsel for the applicant Shri G.N.Khazode and
Shri A.M.Khadatkar, Id. P.O. for the respondents.

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

Vice Chairman

rsm.

O.A. 912/2019 (S.B.)

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

Dated: 22/09/2022.

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

2. **S.O. 12.10.2022.**

Vice Chairman

rsm.

O.A. 43/2021 (S.B.)

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

Dated: 22/09/2022.

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

2. **S.O. 12.10.2022.**

Vice Chairman

rsm.

O.A. 644/2021 (S.B.)

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

Dated: 22/09/2022.

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

2. At the request of ld. counsel for the applicant, **S.O. 13.10.2022.**

Vice Chairman

rsm.

O.A.Nos.141&718/2015&377/2016 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)
Dated : 22/09/2022.**

C.A.Nos.86,87, 88, 89 &90/2021:-

Heard Shri V.B.Rathi holding for Shri P.B.Patil in O.A. No. 141/2015, the ld. Counsel for the applicant and Shri A.M.Ghogre, the ld. P.O. for the respondents. None for the applicant in O.A. Nos. 718/2015 & 377/2016. None for the respondent nos. 4 to 6 and 6 in O.A. No. 141/2015. Shri A.P.Sadavarte, the ld. counsel for the respondent nos. 7 to 10 in O.A. No. 141/2015. Shri A.P.Sadavarte, the ld. counsel for the respondent nos. 8 to 11 in O.A. No. 718/2015. Shri A.D.Tote, Shri R.M.Fating and Shri A.M.Balpande, the ld. counsel for the Intervenor in O.A. Nos. 141 & 718/2015. None for the respondent nos. 5 to 7 in O.A. No. 718/2015.

2. Ld. counsel for the applicant has not carry out the amendment, he requires one week time to do the same, **S.O. 29.09.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.76/2021 (D.B.)

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

Dated : 22/09/2022.

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

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

Member(J)

Date:-22/09/2022.

aps.

Vice Chairman

O.A.No.180/2021 (D.B.)

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

Dated : 22/09/2022.

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

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

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.809/2021 (D.B.)

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

Dated : 22/09/2022.

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

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

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

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

5. **S.O. four weeks for final hearing.**

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

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.171/2022 (D.B.)

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

Dated : 22/09/2022.

C.A.No.138/2022:-

Heard Shri S.N.Gaikwad holding for Shri R.D.Wakode, the ld. Counsel for the applicant and Shri A.M.Ghogre, the ld. P.O. for the respondents.

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

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.392/2022 (D.B.)

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

Dated : 22/09/2022.

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

2. At the request of ld. counsel for the applicant, **S.O. 07.10.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

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

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

Dated : 22/09/2022.

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

2. At the request of ld. P.O., **S.O. 13.10.2022 to file reply as a last chance.**

3. **If reply is not file till next date, the matter be heard on merit.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.545/2022 (D.B.)

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

Dated : 22/09/2022.

C.A.No.216/2022:-

Heard Shri A.B.Moon, the ld. Counsel for the applicant and Shri S.A.Sainis, the ld. P.O. for the respondents. None for the R-4.

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

3. **Put up this matter along with O.A. No. 568/2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.670/2022 (D.B.)

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

Dated : 22/09/2022.

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

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

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.817/2022 (D.B.)

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

Dated : 22/09/2022.

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

2. The ld. C.P.O. has filed reply on behalf of the respondent nos. 1 & 2. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

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

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

5. **S.O. 11.10.2022 for final hearing.**

6. **Interim order is to be continued till next date.**

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

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.278/2018 (D.B.)

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

Dated : 22/09/2022.

C.A.Nos.23/2021 & 273/2022:-

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

2. At the request of ld. P.O., **S.O. next week to file reply.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.197/2017 (D.B.)

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

Dated : 22/09/2022.

C.A.Nos.17/2020 & 38/2022:-

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

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

3. **S.O. 06.10.2022 for final hearing.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.Nos.207&216/2022 (D.B.)

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

Dated : 22/09/2022.

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

2. At the request of ld. P.O., **S.O. 27.09.2022** for taking instructions.

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.802/2022 (D.B.)

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

Dated : 22/09/2022.

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

2. Ld. P.O. submits that department is challenging M.A.T. order before Hon'ble High Court. It is in the process. He will take instructions and file the opinion of Law and Judiciary on record.

3. **S.O. 29.09.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.924/2022 (D.B.)

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

Dated : 22/09/2022.

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

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

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

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

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

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

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

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

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

C.P.No.65/2022 in O.A.No.07/2021 (D.B.)

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

Dated : 22/09/2022.

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

2. Issue Notice to the respondents returnable in **three 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 H.K.Pande, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

4. **S.O. three weeks.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.692/14withC.A.Nos.375/17&418/19(D.B.)

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

Dated : 22/09/2022.

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

2. At the request of ld. P.O., **S.O. 06.10.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.667/2019 (D.B.)

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

Dated : 22/09/2022.

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

2. At the request of ld. counsel for the applicant, **S.O. 07.10.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.Nos.909&910/2020 (D.B.)

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

Dated : 22/09/2022.

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

2. At the request of ld. P.O., **S.O. 04.10.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.143/2020 (D.B.)

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

Dated : 22/09/2022.

Shri M.S.Kadam, applicant in person. Shri
H.K.Pande, the Id. P.O. for the respondents.

2. At the request of applicant in person, **S.O.**
07.10.2022.

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.318/2021 (D.B.)

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

Dated : 22/09/2022.

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

2. As per respondents reply filed on 01.09.2021 (PP. 100 in para no. 6) they have mentioned about D.P.C. date were 2020-2021, for D.P.C. 2020-2021, C.Rs. of 2019-2020, 2018-2019, 2017-2018, 2016-2017 and 2015-2016. All these C.Rs. should be prepared in tabular format by both the counsels.

3. **S.O. 29.09.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.435/2021 (D.B.)

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

Dated : 22/09/2022.

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

2. Ld. P.O. has filed reply of respondent no. 3. It is taken on record. Copy is served to the other side.

3. At the request of ld. counsel for the applicant, **S.O. three weeks to file Judgment on which he is relying.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.502/2021 (D.B.)

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

Dated : 22/09/2022.

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

2. The Id. counsel for the applicant has placed on record the Judgment of "**Prem Nath Bali Vs. Registrar, High Court of Delhi and Another (2017) 1 SCC (L & S) 263**". Copy is served to the other side.

3. Id. P.O. states that the complaint on the basis of which crime under the provisions of Prevention of Corruption Act was registered has been withdrawn. Departmental enquiry was initiated against the applicant and the report of enquiry has exonerated the applicant. It is submitted that in view of these developments further appropriate action is awaited regarding which he will positively make a statement on 29.09.2022.

4. **S.O. 29.09.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.523/2021withC.A.Nos.293&294/21

With O.A.Nos.524&525/2021 (D.B.)

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

Dated : 22/09/2022.

Heard Shri N.R.Shiralkar, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents. Shri S.P.Palshikar, Id. Counsel for the R-15 to 20 (Intervenor) in O.A. No.523/2021. Shri R.M.Fating, Id. Counsel for the R-6 to 8, 12 & 13 in O.A. No. 525/2021.

2. By consent, **S.O. 04.10.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.918/2021 (D.B.)

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

Dated : 22/09/2022.

Heard Shri N.G.Raut, the applicant in person and Shri S.A.Deo, the Id. C.P.O. for the respondents.

2. By order dated 11.10.2021, Interim Relief in terms of prayer clause 'b' was granted to the applicant and M.P.S.C. who is one of the respondents was directed to accept the application of the applicant for interview. It was further observed that the result shall be subject to outcome of the O.A..

3. As per the interim order mentioned above the applicant participated in the interviews.

4. On 12.07.2022 order was passed and it was stated in para no. 3 of said order:-

*"As per pleadings it appears that interviews for the post of Dean were already started on 12.07.2022 and those will come to an end on 15.07.2022, results might be declared sometime later. Respondents are directed that they should conduct the interviews but result relating to 'Dean's post' should not be published, it should be kept in sealed envelope till order of this Tribunal. Matter will be finally heard in the **first week of August, 2022.**"*

5. By order dated 04.08.2022, M.P.S.C. was directed to open the sealed envelope and announce the results. It was further specified that the appointments to be made pursuant to the Interviews would be subject to the outcome of the O.A.

6. On 30.08.2022 Id. C.P.O. made a submission that results were declared.

7. On 12.09.2022 copy of the result was placed on record along with covering letter dated 12.08.2022. Last page of the result shows that the applicant who was allowed to appear for the interview could not succeed.

8. In view of these facts, the first question which arises is whether the applicant can still be said to be 'a person aggrieved' as provided under Section 19 of the Administrative Tribunals Act.

9. It is submitted by the Id. C.P.O. that the results have been already declared and by virtue of the process which preceded declaration of results certain rights have crystallized in the successful candidates. It is his submission that in view of these facts the O.A. cannot be heard unless these successful candidates are impleaded as party respondents.

10. It is the submitted by the applicant that his basic challenge in the O.A. is to the G.R. dated 17.06.2021 as well as the advertisement dated 17.09.2021 and the objections to the same very much survive and he can prosecute this O.A..

11. As observed earlier, the applicant has to first show that he would still answer to the description of 'a person aggrieved' and he will have to further show

that this O.A. can be proceeded with even in the absence of five successful candidates. If the applicant succeeds in establishing these two aspects the matter will have to be heard on merits. The applicant to make submissions on the points mentioned above on next date, **S.O. 07.10.2022.**

Member(J)
Date:-22/09/2022.
aps.

Vice Chairman

O.A.No.1135/2021 (D.B.)

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

Dated : 22/09/2022.

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

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

Member(J)

Date:-22/09/2022.

aps.

Vice Chairman