

O.A.Nos.767&768/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. At the request of ld. P.O., **S.O. 11.08.2023 to file reply.**

3. **Till then interim order passed on 14.07.2023 is to continue.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.47/2022 (S.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

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

2. Ld. Counsel for the applicant submits that he is not pressing Relief Clause Nos. I, III & III (a). He is only pressing Relief Clause Nos. II & III (b). Relief Clause No. II only to the extent to quash and Set aside order of recovery dated 24.06.2021 and Relief Clause No. III (b).

3. **S.O. 09.08.2023.**

4. As per the submission of ld. Counsel for the applicant, applicant is at liberty to file separate O.A..

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.107/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

None for the applicant. Shri A.M.Ghogre, Id.
P.O. for the Respondents.

2. None were present for the applicant on
28.09.2022, 22.11.2022, 04.12.2022 & 03.05.2023.

3. It appears that applicant is not interested to
prosecute this matter. Hence, **Dismiss in Default for
want of prosecution.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.825/2023 (S.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

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

2. Ld. Counsel for the applicant submits that impugned suspension order is malafide and, therefore, liable to be quashed.

3. Ld. C.P.O. strongly objects to grant interim relief at this stage. He further submits that employer is always at liberty to conduct enquiry against the employee in respect of his misconduct.

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

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

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

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

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

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

10. **S.O. after three weeks.**

Vice Chairman

Date:-25/07/2023.

aps.

O.A.No.827/2023 (S.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

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

2. Issue notice to Respondents, returnable on after six 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. after six weeks.**

9. **Respondents are directed to decide the representation within a period of six weeks.**

Vice Chairman

Date:-25/07/2023.

aps.

O.A.No. 839/2023 (Dr.S.V.Warade Vs. State of Mah. & 2 ors.) (S.B.)

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

Dated : 25/07/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the State.

2. Grievances of the applicants are as follows.

(i) List of employees due for transfer was not prepared as provided in Section 4(2) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short "Transfers Act, 2005").

(ii) To the knowledge of the applicant Civil Services Board was not constituted.

(iii) The transfer could have been effected only till 30-06-2023. All the impugned orders of transfer are passed after this deadline i.e. on 13.07.2023.

3. On behalf of the applicant it is submitted on instructions that this applicant has not been relieved so far.

4. Learned C.P.O. makes a statement that he has no instructions whether this applicant has been relieved or not.

5. It is submitted on behalf of the applicant that interim order like the one passed by this Bench on 14.07.2023 and Aurangabad Bench on 06.07.2023 deserves to be passed in the facts and circumstances of all these cases. There is merit in this submission.

6. Issue notice to the respondents returnable **on 08.08.2023**. The CPO waives notice for State. Hamdast allowed. **Till the returnable date the respondents shall permit the applicant to discharge their duties on their existing posts.**

7. **It is clarified that if appointment or transfer has been made in place of any applicant and said person has been relieved from his earlier post prior to passing of this order, the said applicant would be liable to be relieved from his existing post.**

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

9. The applicants are 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.

Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

13. **S.O. 08.08.2023.**

14. **Steno copy is granted..**

Vice Chairman

aps.

O.A.No.954/2021 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.Kulkarni holding for Shri S.D.Chande, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. Ld. P.O. submits that reply of respondents 3 & 5 are already on record.
3. Matter is **admitted and kept for final hearing.**
4. Ld. P.O. waives notice for the respondents.
5. **S.O. 17.08.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.750/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

None for the applicant. Shri A.M.Ghogre, Id.
P.O. for the Respondents.

2. The Id. P.O. has filed reply on behalf of the respondents 1 to 4. 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 Id. P.O. waives notice for the respondents.

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

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.857/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

C.A.No.361/2023:-

Heard Shri K.S.Malokar, Id. counsel for the applicant, Shri M.I.Khan, Id. P.O. for the Respondents and Smt. M.P.Munshi, Id. Counsel for the respondent no. 5.

2. Smt. M.P.Munshi, Id. Counsel for the respondent no. 5 submits that O.A. is not maintainable against the respondent no. 5.

3. **S.O. 09.08.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.998/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

C.A.No.496/2022:-

Heard Shri N.S.Warulkar, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. Ld. P.O. submits that his affidavit is ready but concerning officer is on leave. Therefore, he could not file the same on record.

3. At the request of ld. P.O., **S.O. 31.07.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

Rev.No.01/2023inO.A.No.1159/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

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

2. The impugned order is under reference before the larger bench which is pending before bench at Aurangabad, **S.O. 24.08.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

Rev.No.02/2023inO.A.No.527/2019 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

None for the applicant. Shri A.M.Ghogre, ld.
P.O. for the Respondents. Await service of R-2 to 4.

2. **S.O. three weeks.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.227/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.Kulkarni, 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 to file reply.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.322/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri G.K.Bhusari holding for Shri S.N.Gaikwad, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents.

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.230/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

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

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.319/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri A.Motlog, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the Respondents and Shri L.Y.Malekar, ld. Counsel for the R-2 & 3.

2. At the request of ld. P.O. and ld. Counsel for the R-2 & 3, **S.O. three weeks to file reply.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.325/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri N.D.Thombre, 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. four weeks to file reply as a last chance.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.326/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.Pande, 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.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.366/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents. C.F. applicant has not filed service affidavit of R-2.

2. At the request of ld. Counsel for the applicant, **S.O. 03.08.2023 to file service affidavit.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.474/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

None for the applicant. Shri V.A.Kulkarni, ld.
P.O. for the Respondents. None for the R-2.

2. **S.O. three weeks to file reply.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.504/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

None for the applicant. 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.**

Vice Chairman

Date:-25/07/2023.

aps.

O.A.No.541/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri B.Vyas holding for Shri A.M.Tirukh, ld. counsel for the applicant, Shri A.M.Ghogre, ld. P.O. for the Respondents and Shri P.S.Kshirsagar, ld. Counsel for the respondent no. 5. None for the R-6 & 7.

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

3. Till then interim relief to continue.

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.1260/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

C.A.No.364/2023:-

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

2. Looking to the ground, **C.A. No. 364/2023 is allowed.** Amendment be carried out within two weeks.

3. Ld. P.O. has filed reply of respondents 1 & 2. Ld. P.O. further seeks time to file additional reply to the amended portion.

4. **S.O. two weeks.**

Vice Chairman

Date:-25/07/2023.
aps.

C.A.No.365/2023inO.A.No.762/2023 with

C.A.No.366/2023inO.A.No.763/2023 with

C.A.No.367/2023inO.A.No.764/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

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

2. As per the submission of ld. Counsel for the applicant, proclamation is issued by the respondents to fill up the post of Kotwal.

3. As per the submission of ld. C.P.O., reservation is to be decided tomorrow. Ld. C.P.O. is requested to get instructions and file reply positively so that O.A. will be decided expeditiously.

4. **S.O. 31.07.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.388/2023 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.Borkute, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.744/2019 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 21.08.2023 for final hearing.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.647/2021 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri A.C.Dharmadhikari, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents. None for the R-5.

2. As per the submission of ld. Counsel for the applicant during the pendency of this O.A. some amount is paid to the applicant.

3. At the request of ld. P.O., **S.O. 08.08.2023 to get instructions.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.1077/2021 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri B.C.Chandrakapure, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents. None for the R-3.

2. Ld. Counsel for the applicant has filed citation along with list. It is marked Exh. X for the purpose of identification.

3. At the request of ld. P.O., **S.O. 08.08.2023 to file reply in respect of citation filed by ld. Counsel for the applicant.**

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.201/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

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

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

Vice Chairman

Date:-25/07/2023.

aps.

O.A.No.227/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. Ld. P.O. has pointed out para no. 6 of reply and letter dated 17.02.2009. Ld. P.O. has further filed letter dated 06.03.2009, 12.03.2009 and 04.05.2009 those all are marked Exh. 'X' for the purpose of identification.

3. **S.O. 09.08.2023.**

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.267/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri R.M.Fating, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. **Closed for orders.**

Vice Chairman

Date:-25/07/2023.

aps.

O.A.No.302/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Smt. Charlewar, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents. None for the R-4 & 5.

2. At the request of ld. Counsel for the applicant, **S.O. 31.07.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.556/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri G.K.Bhusari holding for Shri G.G.Bade, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

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

3. **S.O. 10.08.2023 for final hearing.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.Nos.836,1023,1024,1025,1049/2022,

74,78,125&193/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 25/07/2023.**

Heard Shri M.Deo, Shri A.Joshi holding for Shri S.S.Ghate, ld. counsel for the applicants and Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. Ld. P.O. has filed reply of respondents 1 to 3 in O.A. No. 1023/2022. It is taken on record. Copy is served to the other side.
3. Ld. P.O further submits that he will adopt the same reply in other connected O.As.
4. **S.O. 09.08.2023 for final hearing.**
5. Interim order in all the O.As. are continued.

Vice Chairman

Date:- 25/07/2023.
aps.

O.A.No.927/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Smt. N.S.Pathan, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

2. **S.O. 10.08.2023 for final hearing.**

Vice Chairman

Date:-25/07/2023.

aps.

O.A.Nos.1178&1179/2022 (S.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Smt. N.S.Pathan, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

2. **S.O. 10.08.2023 for final hearing.**

Vice Chairman

Date:-25/07/2023.

aps.

O.A.No.823/2023 (D.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

Heard Shri B.Kulkarni, 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.**

9. **Office is to verify that whether this matter is of S.B. or of D.B.. If it is of S.B. matter, list before S.B..**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.1131/2022 (D.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

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

2. The ld. P.O. has filed reply on behalf of the respondents 1 to 3 & 4. 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. 17.08.2023.**

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.124/2023 (D.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

Heard Shri A.C.Dharmadhikari, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 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. P.O. waives notice for the respondents.

5. **S.O. 08.08.2023 for final hearing.**

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

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.232/2023 (D.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.N.Gaikwad, 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. three weeks to file reply.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.327/2023 (D.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.N.Gaikwad, 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. three weeks to file reply.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.314/2023 (D.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri S.Pande, 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. three weeks to file reply.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.437/2023 (D.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri V.Rathi, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents. C.F. applicant has not collected hamdast for R-2 & 3.

2. At the request of ld. Counsel for the applicant, **S.O. two weeks to verify that whether the respondents are served or not.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.710/2023 (D.B.)
Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.
C.A.No.374/2023:-

Heard Shri K.N.Jain, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. Ld. Counsel for the applicant submits that name of the applicant No. 4 Prakash Jadhao is in the interview list. Therefore, he prayed for direction to allow applicants 1 to 3.

3. On 10.07.2023, ld C.P.O. Shri Deo has pointed out paras 6 & 7 of the interim order passed on 10.07.2023.

4. In the prayer clause of the C.A., applicants 1 to 3 prayed for direction to respondents to allow them for interview. It is pertinent to note that on 10.07.2023 specific order was passed. On that day ld. C.P.O. has filed one document marked Exh.-X-1. As per his letter issued by M.P.S.C. except Bhate no other applicant was obtained more than 150 marks. Therefore, Shri Bhate was allowed to appear in the interview. Again the applicant is making some prayer which seems that repetition of prayer made in the O.A. which was rejected by this Tribunal on 10.07.2023. **Hence, C.A. is dismissed.**

5. **S.O. after four weeks.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.810/2015 (D.B.)

Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.

Heard Shri A.C.Dharmadhikari, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents. None for the Pvt. Respondents.

2. Ld. Counsel for the applicant has filed pursis along with letter dated 03.12.2020 issued by respondent no. 2. The pursis is marked Exh. X for the purpose of identification. It is served to the other side.

3. **S.O. 22.08.2023.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.959/2020 (D.B.)

**Coram:ShriJustice M.G.Giratkar,Vice Chairman
Dated :25/07/2023.**

Heard Shri M.M.Awode, 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.**

Vice Chairman

Date:-25/07/2023.
aps.

O.A.No.865/2018 (S.B.)

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

Dated : 25/07/2023.

None for the applicant. Shri A.M.Khadatkar, Id.
P.O. for the respondents. Await service of respondents
2 to 4.

2. **S.O. four weeks for steps.**

Member (I).

rsm.

O.A.No.66/2019 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (J).

rsm.

O.A.No.886/2020 (S.B.)

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

Dated : 25/07/2023.

Heard Shri A.D.Patil, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents 1 to 3. None for the respondent no.4.

2. On oral request of ld. counsel for the applicant,
S.O. two weeks.

Member (J).

rsm.

O.A.No.88/2022 (S.B.)

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

Dated : 25/07/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents. Await service of respondents 2 and 3.

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

Member (J).

rsm.

O.A.No.470/2022 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (J).

rsm.

O.A.No.1241/2022 (S.B.)

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

Dated : 25/07/2023.

Heard Shri I.G.Meshram, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondent no.1 and Shri A.W.Paunikar, ld. counsel for the respondents 2 and 3.

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

Member (J).

rsm.

O.A.No.31/2023 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (J).

rsm.

O.A.No.58/2023 (S.B.)

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

Dated : 25/07/2023.

Heard Shri S.Y.Deopujari, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents 1 & 2 and Shri R.N.Ghuge, ld. counsel for the respondent no.3.

2. Learned counsel for the applicant has filed pursis. It is submitted that grievance of the applicant is redressed. The O.A. is sought to be withdrawn. **The O.A. is disposed of.**

Member (J).

rsm.

O.A.No.87/2023 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (J).

rsm.

O.A.No.101/2023 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (I).

rsm.

O.A.No.429/2023 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (J).

rsm.

O.A.No.550/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Learned counsel for the applicant states that grievance of the applicant is redressed and nothing survives in the O.A.. **The O.A. is disposed of.**

Member (J).

rsm.

O.A.No.560/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Learned counsel for the applicant states that in spite of direction of this Tribunal dated 12.06.2023 to decide representation of the applicant by 30.06.2023, said representation is still not decided.

3. Learned P.O. states that he has no instructions whether the representation is decided and on 28.07.2023 he will make a statement after obtaining instructions.

4. **S.O. 28.07.2023.**

Member (J).

rsm.

O.A.No.597/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Learned P.O. submits that Shri H.K.Pande is conducting this matter and today he is not well.

3. **S.O. 28.07.2023.**

Member (J).

rsm.

O.A.No.632/2023 (S.B.)

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

Dated : 25/07/2023.

Heard Shri A.G.Hunge, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. Copy of reply of respondents is given to the applicant. Learned counsel for the applicant seeks time till day after tomorrow to argue the O.A. finally.

3. The O.A. is **admitted** and kept for final hearing on 27.07.2023.

4. **S.O. 27.07.2023.**

Member (J).

rsm.

O.A.No.678/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Reply of respondents 1 and 2 filed by learned P.O. is taken on record.
3. Learned Advocate Shri S.S.More is appearing for respondent no.3 and seeks time to file reply.
4. **S.O. two weeks.**
5. **Interim relief to continue till filing of reply of respondent no.3.**

Member (J).

rsm.

O.A.No.569/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Learned counsel for the applicant invites attention to order dated 23.06.2023 directing respondent no.1 to file copy of concerned transfers. These papers are yet to be filed.

3. Learned P.O. seeks time of two weeks to comply with these directions.

4. **S.O. two weeks for compliance.**

5. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.599/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Learned counsel for the applicant has placed on record communication dated 26.06.2023 (marked-X) addressed to respondent no.2. It is submitted that if respondent no.2 passes an order pursuant to communication dated 26.06.2023 grievance of the applicant may be redressed. Respondent no.2 is directed to take decision pursuant to communication dated 26.06.2023 within three weeks from today.

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

4. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.682/2023 with O.A.No.683/2023 with O.A.No.684/2023 with O.A.No.685/2023 with O.A.No.687/2023 with O.A.No.688/2023 with O.A.No.689/2023 with O.A.No.690/2023 with O.A.No.691/2023 with O.A.No.692/2023 with O.A.No.694/2023 with O.A.No.695/2023 with O.A.No.696/2023 with O.A.No.697/2023 with O.A.No.698/2023 with O.A.No.699/2023 with O.A.No.700/2023 with O.A.No.701/2023 with O.A.No.702/2023 with O.A.No.703/2023 with O.A.No.716/2023 with O.A.No.717/2023 with O.A.No.790/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. It is submitted by learned counsel for the applicants that Dean of G.M.C., Nagpur has not issued any official communication to the applicants regarding resumption of duty by them pursuant to interim order passed by this Tribunal. It is submitted that such official communication is made to those applicants who are working in Vasant Rao Naik G.M.C., Yavatmal. Learned C.P.O. states that he will ascertain the position and make a statement on the next date.
3. The C.P.O. submits that in connected matters before the other Single Bench at Nagpur returnable date is 11.08.2023. By consent this group of O.As. is kept on 11.08.2023 for reply of the respondents.
4. Interim order to continue till the returnable date. A statement is made on behalf of the applicants that in all the matters of this group the respondents have been served and service affidavits are filed.
5. **S.O. 11.08.2023.**

Member (J).

rsm.

O.A.No.734/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. Learned counsel for the applicant states that the respondents are served and he will file service affidavit within one week.
3. Learned C.P.O. seeks time to file reply.
4. Interim order to continue till filing of reply.
5. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.414/2015 (S.B.)

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

Dated : 25/07/2023.

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

2. On oral request of ld. counsel for the applicant,
S.O. two weeks.

Member (J).

rsm.

O.A.No.510/2017 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (J).

rsm.

O.A.No.41/2018 (S.B.)

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

Dated : 25/07/2023.

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

2. On oral request of ld. counsel for the applicant,
S.O. next week.

Member (J).

rsm.

O.A.No.875/2019 (S.B.)

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

Dated : 25/07/2023.

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

2. By the impugned order (Annexure A-1) the applicant was transferred from Yavatmal to Pandharkawada. During pendency of this O.A. one Santosh Rathod is transferred on the said post at Pandharkawada by order dated 25.05.2023.

3. It is submitted that the applicant is going to retire on 31.07.2024. The applicant has made a representation to respondent no.3 to retain him on the post where he is presently working. It is submitted that the O.A. may be disposed of by directing respondent no.3 to consider representation of the applicant dated 19.07.2023. Considering facts of the case this submission deserves to be accepted. Respondent no.3 shall consider and decide representation dated 19.07.2023 made by the applicant within one month from today. **With these directions the O.A. is disposed of.**

4. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.349/2019 (S.B.)

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

Dated : 25/07/2023.

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

2. On oral request of ld. P.O., **S.O. 08.08.2023.**

Member (I).

rsm.

O.A.No.443/2022 (S.B.)

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

Dated : 25/07/2023.

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

2. **S.O. 02.08.2023.**

Member (I).

rsm.

O.A.No.444/2022 (S.B.)

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

Dated : 25/07/2023.

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

2. **S.O. 02.08.2023.**

Member (I).

rsm.

O.A.No.445/2022 (S.B.)

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

Dated : 25/07/2023.

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

2. **S.O. 02.08.2023.**

Member (I).

rsm.

O.A.No.534/2022 (S.B.)

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

Dated : 25/07/2023.

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

2. Communication dated 19.01.2019 and 20.02.2019 are placed on record by learned counsel for the applicant (marked X-1 & X-2).

3. It is submitted by learned counsel for the applicant that Divisional Commissioner i.e. respondent no.3 has written a letter to respondent no.2 on 01.02.2022 and this letter is necessary to decide the O.A..

4. Learned P.O. is directed to produce copy of this communication on record.

5. **S.O. two weeks.**

6. **P.H.**

7. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.964/2022 (S.B.)

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

Dated : 25/07/2023.

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

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

Member (I).

rsm.

O.A.No.1068/2022 (S.B.)

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

Dated : 25/07/2023.

Heard Shri S.I.Khan, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the respondents.

2. Representation dated 07.06.2021 made to respondent no.3 and which has been forwarded by respondent no.3 to respondent no.2.

3. It is submitted that if respondent no.2 is directed to decide this representation within the stipulated time grievance of the applicant for the present shall stand redress. This submission deserves to be accepted. Respondent no.2 is directed to decide representation dated 07.06.2021 made by the applicant on its own merits within two months from today. **With these directions the O.A. is disposed of.**

Member (J).

rsm.

O.A.No.09/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. **S.O. next week.**

Member (I).

rsm.

O.A.No.20/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.633/2023 (S.B.)

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

Dated : 25/07/2023.

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

2. **S.O. 27.07.2023.**
3. **Interim relief to continue till next date.**

Member (J).

rsm.

O.A.No.681/2023 (S.B.)

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

Dated : 25/07/2023.

C.A.No.372/2023

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

2. By order dated 03.07.2023 following interim relief was granted –

5. If the applicant is not relieved he shall not be relieved till the returnable date i.e. 14.07.2023.

3. Thereafter, on 04.07.2023 respondent no.2 passed the following order-

आदेश

उपरोक्त संदर्भ १ अन्वये पोनि चंद्रशेखर कडू नेमणुक पो.स्टे. सिटीकोतवाली यांची प्रशासकीय कारणास्तव पो.स्टे.एमआयडीसी येथे प्रभारी अधिकारी म्हणुन नेमणुक / बदली करण्यात आली होती.

सपोनि-किशोर सुदाम वानखडे यांनी बदली संदर्भात महाराष्ट्र प्रशासकीय न्यायाधीकरण खंडपीठ नागपुर येथे मुळ चाचीका क्रमांक ६८१/२०२३ दाखल केल्याने संदर्भ क्रमांक ३ मध्ये दिलेल्या आदेशानुसार त्यांची पो.स्टे. अकोटफेल येथे दुय्यम अधिकारी म्हणुन करण्यात आलेल्या बदलीच्या आदेशाला स्थगिती देण्यात आल्याने पोनि-चंद्रशेखर कडू यांची पो.स्टे. एमआयडीसी प्रभारी अधिकारी म्हणुन करण्यात आलेले आदेश या आदेशाव्दारे रद्द करण्यात येत असुन त्यांची तात्पुरती नेमणुक पोलीस नियंत्रण कक्ष, अकोला येथे करण्यात येत आहे.

4. Now the grievance of the applicant is regarding order dated 24.07.2023 whereby one Smt.Vaishali Bharat Mule is transferred on request on the post which the applicant continues to hold by virtue of interim order passed by this Tribunal on 03.07.2023.

5. It is the apprehension of the applicant that if further interim order is not passed order dated 24.07.2023 shall be carried into effect and the applicant would be in a hanging position. To avoid such prejudice the applicant prays for an order of "status -quo".

6. It is submitted by Advocate Shri S.N.Gaikwad that today itself he will add Smt.Vaishali Mule as party respondent and tomorrow he will move an application for amendment of pleading.

7. Learned counsel for the applicant states that till tomorrow order of status-quo be passed and tomorrow he will move an application to amend the O.A. A case is made out to pass order of status-quo till tomorrow. Status-quo shall be maintained till tomorrow in respect of order dated 24.07.2023. After necessary amendment is carried out tomorrow further order will be passed.

8. **S.O.26.07.2023.**

9. **Steno copy is granted.**

Member (I).

rsm.