

O.A.No.120/2021 (S.B.)

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

Dated : 06/05/2024.

Mrs.K.N.Saboo holding for ShriN.R.Saboo, ld. counsel for the applicant, ShriV.A.Kulkarni, ld. P.O. for the respondents 1 and 2 and Mrs.K.N.Saboo appearing for ShriN.R.Saboo, ld. Counsel for the respondent no.3.

2. At the request of ld. P.O., time is granted as last chance to file reply.

3. **S.O.13.06.2024.**

Vice Chairman

rsm.

O.A.No.741/2023 (S.B.)

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

Dated : 06/05/2024.

ShriS.M.Khan, ld. counsel for the applicant
and Smt.S.Khobragade, ld. P.O. for the respondents
1 and 2. None for the respondent no.3.

2. The learned P.O. seeks time to file reply.
Last chance was granted on 05.03.2024. On next
the date, O.A. will be admitted for final hearing.

3. **S.O. after vacation.**

Vice Chairman

rsm.

O.A.No.767/2023 (S.B.)

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

Dated : 06/05/2024.

Mrs.K.N.Saboo, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. The learned P.O. seeks time to file reply.
3. **S.O. after summer vacation.**

Vice Chairman

rsm.

O.A.No.1241/2023 (S.B.)

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

Dated : 06/05/2024.

ShriR.M.Fating, ld. counsel for the applicant and ShriV.A.Kulkarni, ld. P.O. for the respondents 1, 2 and 4. None for the respondent no.3.

2. The learned P.O. has filed reply of respondent no.4. It is taken on record.

3. **S.O. after summer vacation for filing reply of respondent nos.2 and 3.**

Vice Chairman

rsm.

O.A.No.31/2024 (S.B.)

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

Dated : 06/05/2024.

ShriS.N.Nandeshwar, ld. counsel for the applicant and ShriV.A.Kulkarni, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after summer vacation for filing reply.**

Vice Chairman

rsm.

O.A.No.85/2024 (S.B.)

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

Dated : 06/05/2024.

ShriD.R.Rupnarayan, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after summer vacation for filing reply.**
3. Time is granted as last chance.

Vice Chairman

rsm.

O.A.No.93/2024 (S.B.)

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

Dated : 06/05/2024.

ShriA.P.Sadavarte, ld. counsel for the applicant and ShriV.A.Kulkarni, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after summer vacation for filing reply.**

Vice Chairman

rsm.

O.A.No.115/2024 (S.B.)

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

Dated : 06/05/2024.

ShriS.M.Khan, ld. counsel for the applicant
and Smt.S.Khobragade, ld. P.O. for the
respondents.

2. At the request of ld. P.O., **S.O. after**
summer vacation for filing reply.

Vice Chairman

rsm.

O.A.No.122/2024 (S.B.)

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

Dated : 06/05/2024.

ShriK.J.Topale, ld. counsel for the applicant
and ShriV.A.Kulkarni, ld. P.O. for the respondents
1 and 2. None for the respondents 3 and 4.

2. At the request of ld. P.O., **S.O. after
summer vacation for filing reply.**

Vice Chairman

rsm.

O.A.No.133/2024 (S.B.)

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

Dated : 06/05/2024.

ShriD.R.Rupnarayan, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after summer vacation for filing reply.**

Vice Chairman

rsm.

O.A.No.190/2024 (S.B.)

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

Dated : 06/05/2024.

ShriA.Joshi holding for ShriS.N.Gaikwad, ld.
counsel for the applicant and Smt.S.Khobragade,
ld. P.O. for the respondents.

2. The learned P.O. seeks time to file reply.
3. **S.O. after summer vacation.**

Vice Chairman

rsm.

O.A.No.355/2024 (S.B.)

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

Dated : 06/05/2024.

Heard Shri R.L. Kadu, ld. counsel for the applicant and Smt. S. Khobragade, ld. P.O. for the State.

2. As per the submission of learned counsel for the applicant, respondents 2 to 5 are not served.

3. Issue fresh notice to Respondents, returnable on **27.06.2024**. 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. 27.06.2024.**

Vice Chairman

rsm.

R.A.No.07/2024 in C.A.No.357/2019

In O.A.St.No.1872/2019 (S.B.)

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

Dated : 06/05/2024.

Heard Shri R.L. Kadu, ld. counsel for the applicant and Shri A.P. Potnis, ld. P.O. for the State.

2. Issue notice to Respondents, returnable **on 27.06.2024.** Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

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

Applicant is directed to file Affidavit of compliance and notice.

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

8. **S.O. 27.06.2024.**

Vice Chairman

rsm.

O.A.No.447/2024 (S.B.)

(G.J.NistaneVs. the State of Maharashtra & Others.)

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

Dated : 06/05/2024.

Heard ShriK.Deogade, ld. counsel for the applicant and ShriA.P.Potnis, ld. P.O. for the State.

2. The applicant is transferred from Amravati to Washim. The applicant has prayed for posting at Amravati as per G.R. dated 09.04.2018. The son of applicant is having disability of AUTISM SPECTRUM DISORDER. The learned counsel for the applicant submitted that the applicant has to take care of his son as per the guidelines are given in the G.R. dated 09.04.2018.

3. The learned counsel for the applicant submits that in view of the G.R. dated 09.04.2018, the applicant is having protection.

4. Heard learned P.O. ShriA.P.Potnis, for the State. As per his submission, interim relief cannot be granted. The applicant is absent without any permission.

5. From the perusal of disability certificate of son of the applicant, it appears that it is not a permanent disability certificate. The Certificate is made applicable only till 28.02.2026. The applicant was on deputation at Amravati. There were some complaints for the pending work and therefore he was relieved. The applicant joined on 06.02.2023, but from 18.12.2023 he is absent without permission and without sanctioned of the leave.

6. It appears that applicant isremained absent without prior permission.Leavealso not sanctioned by the respondents.Moreover,the disease mentioned in the disability certificate is of temporary disability. It is not a permanent disability as mentioned in the G.R. dated 09.04.2018. The applicant is in service. He is bound by the service condition and he shall obey the direction of his Superior Officer. The applicant without any permission remained absent from duty from 06.02.2023. It appears that the applicant is absent since last one year without sanctioning of any leave. Hence, interim relief cannot be granted. Prayer for interim relief is rejected.

7. The respondents are at liberty to take action as provided in law.
8. Issue notice to Respondents, returnable **on 27.06.2024**. Learned P.O. waives notice for State. Hamdast allowed.
9. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
10. 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.
11. 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.
12. 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.
13. 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.
14. **S.O. 27.06.2024.**

Vice Chairman

rsm.

O.A.No.592/2018 (S.B.)

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

Dated : 06/05/2024.

Shri Anwar Ali Saiyed, ld. counsel for the applicant and ShriM.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O.14.06.2024.**

Vice Chairman

rsm.

O.A.No.845/2019 (S.B.)

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

Dated : 06/05/2024.

ShriP.P.Khaparde, ld. counsel for the applicant and ShriA.P.Potnis, ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O.07.05.2024.**

Vice Chairman

rsm.

O.A.No.1022/2019 (S.B.)

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

Dated : 06/05/2024.

ShriB.Chandrikapure, ld. counsel for the applicant and ShriA.P.Potnis, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of respondent no.4. It is taken on record.

3. **S.O. 18.06.2024.**

Vice Chairman

rsm.

O.A.No.950/2022 (S.B.)

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

Dated : 06/05/2024.

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

2. At the request of ld. P.O., **S.O.12.06.2024.**

Vice Chairman

rsm.

O.A.No.1138/2022 (S.B.)

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

Dated : 06/05/2024.

Smt.S.Chaware holding for ShriA.Chaware,
ld. counsel for the applicant and ShriA.P.Potnis, ld.
P.O. for the respondents.

2. At the request of ld. counsel for the
applicant, **S.O. after summer vacation.**

Vice Chairman

rsm.

O.A.No.152/2023 (S.B.)

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

Dated : 06/05/2024.

ShriS.M.Khan, ld. counsel for the applicant
and ShriA.P.Potnis, ld. P.O. for the respondents 1
and 2. None for the respondent no.3.

2. The learned counsel for the applicant has
filed written notes of arguments. Copy is supplied
to the learned P.O. for respondents 1 and 2.

3. **S.O. 09.05.2024.**

Vice Chairman

rsm.

O.A.No.642/2023 (S.B.)

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

Dated : 06/05/2024.

Heard ShriG.R.Sadar, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents.

2. **S.O. 08.05.2024.**

3. **P.H.**

Vice Chairman

rsm.

O.A.No.1236/2023 (S.B.)

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

Dated : 06/05/2024.

Heard ShriJ.R.Kidilay, ld. counsel for the applicant,ShriM.I.Khan, ld. P.O. for the respondents 1 to 6 and ShriD.R.Bhoyar, ld. counsel for the respondent no.7

2. **S.O.08.05.2024.**

3. **P.H.**

Vice Chairman

rsm.

**O.A.No.809/2023 with O.A.No.810/2023 with
O.A.No.811/2023 with O.A.No.812/2023 with
O.A.No.813/2023 with O.A.No.819/2023 with
O.A.No.830/2023 with O.A.No.831/2023 with
O.A.No.839/2023(S.B.)**

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

Dated : 06/05/2024.

Mrs.K.N.Saboo, ld. counsel for the
applicants and ShriA.P.Potnis, ld. P.O. for the
respondents.

2. **S.O. after summer vacation.**

Vice Chairman

rsm.

O.A.No.128/2020 (D.B.)

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

Dated : 06/05/2024.

Heard Shri P.B.Dhakate, applicant in person and Shri A.M.Khdatkar, ld. P.O. for the respondents.

2. The applicant has filed pursis on 11.03.2024. It is taken on record. Grievances of the applicant are now redressed. Therefore, applicant wants to withdraw this O.A..**Hence, the O.A. is disposed of as withdrawn. No order as to costs.**

Vice Chairman

rsm.

O.A.No.129/2020 (D.B.)

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

Dated : 06/05/2024.

Heard ShriR.B.Sorter, applicant in person
and ShriA.M.Khdatkar, Id. P.O. for the respondents.

2. The applicant has filed pursis on
11.03.2024. It is taken on record. As per his
submission, his grievances are now redressed.
Therefore, applicant wants to withdraw this
O.A..Hence, the O.A. is disposed of as
withdrawn. No order as to costs.

Vice Chairman

rsm.

O.A.No.130/2020 with C.A.No.374/2020 (D.B.)

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

Dated : 06/05/2024.

Heard ShriT.N.Chandekar, applicant in person and ShriA.M.Khdatkar, Id. P.O. for the respondents.

2. The applicant has filed pursis on 11.03.2024. It is taken on record. As per his submission, his grievances are now redressed. Therefore, applicant wants to withdraw this O.A..**Hence, the O.A. is disposed of as withdrawn. C.A. is disposed of. No order as to costs.**

Vice Chairman

rsm.

O.A.No.131/2020 (D.B.)

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

Dated : 06/05/2024.

Heard Ms.S.R.Khadilkar, applicant in person and ShriA.M.Khdatkar, ld. P.O. for the respondents.

2. The applicant has filed pursis on 11.03.2024. It is taken on record. As per her submission, her grievances are now redressed. Therefore, applicant wants to withdraw this O.A..Hence, the O.A. is disposed of as withdrawn. No order as to costs.

Vice Chairman

rsm.

O.A.No.771/2023 (D.B.)

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

Dated : 06/05/2024.

Heard ShriB.C.Chandriakapure, ld. counsel
for the applicant and Smt.A.Warjekar, ld. P.O. for
the respondents.

2. At the request of ld. P.O., **S.O. after
summer vacation.**

Vice Chairman

rsm.

O.A.No.1097/2023 (D.B.)

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

Dated : 06/05/2024.

Heard ShriA.Y.Kapgate, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents 1 and 2.None for the respondent no.3.

2. The learned P.O. has filed reply of respondent no.2. It is taken on record.

3. Learned counsel for the respondent no.3 seeks time to file reply.

4. **S.O. 28.06.2024.**

Vice Chairman

rsm.

O.A.No.129/2024 (D.B.)

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

Dated : 06/05/2024.

Heard Smt.S.Chaware, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after summer vacation for filing reply.**

Vice Chairman

rsm.

O.A.No.256/2024 (D.B.)

(Dr.NikhataIqbalTamboliVs. the State of Maharashtra & Others.)

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

Dated : 06/05/2024.

C.A.No.229/2024

Heard ShriT.M.Husain, ld. counsel for the applicant and ShriS.A.Deo, ld. C.P.O. for the respondents.

2. As per the submission of learned counsel for the applicant, the applicant applied for the post of Medical Officer (Specialist). The applicant is having the degree of Ophthalmology. She is senior resident at Government Medical College, Akola. The applicant has registered her name to Maharashtra Medical Council of India. She is having Registration Certificate which is valid upto01.06.2028.

3. The learned counsel for the applicant has pointed out advertisement dated 31.01.2024. As per this advertisement for the post of Medical Officer (Specialist) the candidate should have possessed the degree and also registration of Maharashtra Medical Council of India.

4. The learned C.P.O. submits that registration of P.G./ Specialisation is not in the Registration Certificate and therefore the applicant cannot claim that she should be appointed as Specialised Medical Officer.

5. Clause no.8.2 of advertisement is reproduced below-

८.२वैद्यकीयअधिकारी (विशेषज्ञ) पदासाठी:सांविधानिकविद्यापीठाची (४.२)
येथीलनमूदअभ्यासक्रमातीलपदव्युत्तरपदवी/पदविकाकिंवाभारतीयवैद्यकीयपरिषदअधिनियम,
१९५६ (१९५६चा१०२) ला
जोडलेल्याप्रथमकियाद्वितीयअनुसूचितविनिर्दीष्टकेलेल्यासमानअर्हतेचीपदव्युत्तरपदवीकिंवापदविका

6. As per this clause for Specialised Medical Officer, the P.G. degree is sufficient. As per Clause no.3.7, the registration is necessary. Clause No.3.7 is reproduced below-

३.७ अर्जाच्या दिनांकास वैध असलेले महाराष्ट्र वैद्यक परिषदेकडील
नोंदणीप्रमाणपत्र / Renewal receipt.

(MMC/NMC)

7. From the perusal of condition Nos.3.7 and 8.2 it is clear that the applicant is having P.G. Degree. She is also having Registration Certificate of Maharashtra Medical Council of India.

8. Learned C.P.O. has submitted that Certificate is not of P.G., but Clause 3.7 does not show that it should be of P.G. it only shows that candidate must have registration. The applicant is having registration and therefore, applicant has fulfilled all the criteria of advertisement dated 31.01.2024. Hence, the following order.

ORDER

1. Interim relief is granted. C.A. is disposed of.
2. Action of the respondents showing the applicant is not eligible as per order dated 29.02.2024 is stayed.
3. The respondents are directed to process the document verification etc. of the applicant for the post of Medical Officer (Specialist).
4. The respondents are directed to comply the direction till the returnable date i.e. on 24.06.2024.
5. Interim relief is subject to the decision of this O.A..
6. **S.O. 24.06.2024.**
7. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.No.350/2024 (D.B.)

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

Dated : 06/05/2024.

Heard ShriP.Naidu, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents.

2. The learned counsel for the applicant submits that today he will collect Hamdast for respondents 1 and 2.

3. **S.O. 26.06.2024.**

Vice Chairman

rsm.

O.A.No.352/2024 (D.B.)

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

Dated : 06/05/2024.

Heard ShriP.Naidu, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents.

2. The learned counsel for the applicant submits that today he will collect Hamdast for respondents 1 and 2.

3. **S.O. 26.06.2024.**

Vice Chairman

rsm.

C.P.No.33/2024 in O.A.No.889/2021 (D.B.)

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

Dated : 06/05/2024.

There is a leave note of ShriB.Kulkarni, ld. counsel for the applicant.Smt.A.Warjekar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. after summer vacation for filing reply.**

Vice Chairman

rsm.

C.P.No.48/2024 in O.A.No.877/2020 (D.B.)

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

Dated : 06/05/2024.

Heard Shri N.D. Thombre, ld. counsel for the applicant and Smt. A. Warjekar, ld. P.O. for the State.

2. Issue Notice to the respondents returnable **on 28.06.2024** 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. Smt. A. Warjekar, the learned P.O. waives notice for State. Hamdast granted.

4. **S.O.28.06.2024.**

Vice Chairman

rsm.

C.P.No.49/2024 in O.A.No.74/2021 (D.B.)

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

Dated : 06/05/2024.

Heard Shri N.D. Thombre, ld. counsel for the applicant and Smt. A. Warjekar, ld. P.O. for the State.

2. Issue Notice to the respondents returnable **on 28.06.2024** 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. Smt. A. Warjekar, the learned P.O. waives notice for State. Hamdast granted.

4. **S.O. 28.06.2024.**

Vice Chairman

rsm.

C.P.No.50/2024 in O.A.No.350/2022 (D.B.)

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

Dated : 06/05/2024.

Heard Shri N.D. Thombre, ld. counsel for the applicant and Smt. A. Warjekar, ld. P.O. for the State.

2. Issue Notice to the respondents returnable **on 28.06.2024** 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. Smt. A. Warjekar, the learned P.O. waives notice for State. Hamdast granted.

4. **S.O. 28.06.2024.**

Vice Chairman

rsm.

O.A.No.147/2024 (D.B.)

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

Dated : 06/05/2024.

Heard ShriA.M.Kukday, ld. counsel for the applicant and ShriS.A.Deo, ld. C.P.O. for the respondents.

2. **S.O. after summer vacation.**

Vice Chairman

rsm.

O.A.No.439/2024 (D.B.)

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

Dated : 06/05/2024.

Heard ShriA.A.Zade, ld. counsel for the applicant and ShriS.A.Deo, ld. C.P.O. for the respondents.

2. The learned counsel for the applicant has pointed out the impugned communication dated 20.02.2024. He has pointed out letter dated 15.02.2024 by which he was called to remain present for document verification and it was also informed that he was selected for the post.

3. The learned C.P.O. seeks time to get instructions as to why there was technical difficulty for not considering the applicant from S.T. category.

4. **S.O. 08.05.2024.**

5. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.No.477/2018 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri D.R.Rupnarayan, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents. Await service of R-4.

2. **S.O. to after summer vacation for steps.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.536/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Ms. B.C.Dhruv holding for Shri N.S.Autkar, 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. to third week of June, 2024 for filing reply as a last chance.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.892/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

C.A.No.320/2021:-

Heard Shri A.P.Sadavarte, ld. counsel for the applicant, Shri A.M.Khadatkar, ld. P.O. for the Respondents 1 to 3 and Shri N.D.Thombre, ld. counsel for the R-4.

2. Ld. P.O. states that on the next date he will positively file reply so that the O.A. can be taken up for final hearing. It is pointed out by ld. Counsel for respondent no. 4 that interim order is subsisting and because of the said order his rights are being effected.

3. On oral request of ld. P.O., **S.O. to 12.06.2024 for filing reply/for final hearing.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.435/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

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

2. On oral request of ld. P.O., **S.O. to after
summer vacation for filing reply.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.Nos.1066,1089&1295/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri R.M.Wasnik, ld. counsel for the applicants and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. Ld. P.O. states that reply of respondents 1 to 4 shall be necessary. It is pointed out by ld. Counsel for the applicant that as per order dated 12.04.2024 matter was to be heard finally today in case no reply was filed.

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

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

5. **S.O. to 13.06.2024.**

6. *Meanwhile, the respondents may avail this opportunity to file reply. In case it is not filed, O.A. shall be heard without reply of respondents.*

7. ***Steno copy is granted.***

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.1232/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri P.J.Mehta, 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. to after summer vacation.**

3. **Put up this matter along with O.A. No. 1116/2023.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.162/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

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

2. The ld. P.O. has filed reply on behalf of the respondents 1 & 3. 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. to 08.05.2024.**

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

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.219/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri N.G.Raut, the applicant in person and Shri A.M.Khadatkar, ld. P.O. for the Respondents 1 & 2. None for the R-3.

2. The office has raised an objection that the dispute raised in this O.A. does not fall within the definition of "service matters" given in Section 3 (q) of The Administrative Tribunals Act, 1985.

3. It is pointed out by the applicant that the order impugned in this O.A. is passed by respondent no. 3 and so far respondent no. 3 has not filed his reply.

4. On oral request of ld. P.O., **S.O. to 07.05.2024 to hear rival submissions on the point of maintainability of the O.A..**

5. **Steno copy is granted.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.283/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

None for the applicant. Shri A.M.Khadatkar,
ld. P.O. for the Respondents. Await service of R-2 & 3.

2. **S.O. to after summer vacation for steps.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.344/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

C.A.No.223/2024:-

Heard Shri G.N.Shinde, 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. to after summer vacation for filing reply.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.371/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri P.P.Khaparde holding for Shri G.G.Bade, 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. to 01st week after summer vacation for filing reply.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.409/2024 (S.B.)

S.J.Kendre Vs. State of Mah. & 3 Ors.

Coram:Shri M.A.Lovekar, Member (J)

Dated : 06/05/2024.

Heard Shri V.B.Bhise, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents. Await service of R-4.

2. Ld. Counsel for the applicant states that all the respondents are served.

3. When the matter came up for hearing for the first time on 18.04.2024, question of interim relief was kept open.

4. In this O.A., the impugned order dated 15.03.2024 is at A-9. By this order the applicant is transferred to National Highway Department, Amravati from his posting at Malegaon, Circle Akola. It is the contention of the applicant that he still continues to work at Malegaon, Circle Akola. By making this submission, ld. Counsel for the applicant prays for passing an order of status-quo as on today. Case is made out to pass such interim order till the next date. Status-quo as on today shall be maintained till the next date. It is reiterated that this interim order is passed on a statement made on behalf of the applicant that the applicant still continues to work on his post at Malegaon, under Akola Circle and he has not been relieved to join on his transferred post.

5. **S.O. 20.06.2024.**

6. **Steno copy is granted.**

Member (J)

Date:- 06/05/2024.

aps.

O.A.St.No.681/2024 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

C.A.Nos.141 & 150/2024:-

Heard Shri A.D.Ramteke, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents. Await service of R-2 to 10.

2. **S.O. after summer vacation for steps.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.223/2016 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

None for the applicants. Shri V.A.Kulkarni, ld.
P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to last week
of June, 2024 for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.228/2016 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Ms. T.N.Ahmed holding for Shri N.R.Saboo, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents 1 & 2. None for the R-3.

2. On oral request of ld. P.O., **S.O. to after summer vacation for final hearing.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.321/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri N.D.Thombre, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. to 08.05.2024 for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.148/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

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

2. **Closed for orders.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.517/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri P.P.Khaparde, 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. to after summer vacation for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.92/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri V.D.Awchat, 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. to after summer vacation for final hearing.**

Member (J)

Date:- 06/05/2024.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

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

2. On oral request of ld. P.O., **S.O. to after
summer vacation for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.731/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Smt. K.N.Saboo, ld. counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the Respondents 1 & 2 and Shri N.R.Raut, ld. counsel for the R-3.

2. On oral request of ld. Counsel for the applicant, **S.O. to after summer vacation for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.887/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri N.D.Thombre, 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. to after summer vacation for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.1300/2023withC.A.No.662/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri P.P.Khaparde holding for Shri G.G.Bade, 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. to after summer vacation for final hearing.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.79/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri Ajinkya Joshi holding for Shri S.N.Gaikwad, 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. to 12.06.2024 for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

O.A.No.1116/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

Heard Shri P.J.Mehta, 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. to after summer vacation for final hearing.**

3. **Put up this matter along with O.A. No. 1232/2023.**

Member (J)

Date:- 06/05/2024.
aps.

O.A.No.1290/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.

None for the applicant. Shri M.I.Khan, ld. P.O.
for the Respondents.

2. On oral request of ld. P.O., **S.O. to after
summer vacation for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

R.A.No.02/2024inO.A.No.927/2019 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 06/05/2024.**

Heard Smt. K.N.Saboo, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. On oral request of ld. Counsel for the applicant, **S.O. to 07.05.2024 for final hearing.**

Date:- 06/05/2024.
aps.

Member (J)

Rev.No.03/2024inO.A.No.364/2015 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)

Dated : 06/05/2024.

None for the applicant. Shri V.A.Kulkarni, Id.
P.O. for the respondents. Await service of R-2 to 4.

2. **S.O. to after summer vacation for steps.**

Member (J)

Date:- 06/05/2024.
aps.