

O.A.No.158/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri N.R.Saboo, Id. counsel for the applicant
and Shri V.A.Kulkarni, Id. P.O. for the Respondents.
Await service of respondents 2 & 4.

2. **S.O. after two weeks.**

Vice Chairman

rsm.

O.A.No.281/2022 (S.B.)

Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.

Shri G.N.Shinde, 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. two weeks for**
filing reply as last chance.

Vice Chairman

rsm.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri K.S.Malokar, 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. 10.01.2023 for filing reply.**

Vice Chairman

rsm.

O.A.No.424/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri P.P.Khaparde, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the Respondents.

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

Vice Chairman

rsm.

O.A.No.706/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

C.A.No.646/2023

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

2. As per the submission of learned counsel for the applicant, the applicant wants to bring on record about the subsequent events after filing the O.A..
3. Looking to the submission C.A. is allowed. Amendment be carried out within two weeks.
4. **S.O. two weeks.**

Vice Chairman

rsm.

O.A.No.822/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri S.P.Palshikar, ld. counsel for the applicant, Shri S.A.Deo, ld. C.P.O. for the Respondents 1 & 2 and Shri S.N.Gaikwad, ld. counsel for the respondent no.3.

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

3. The respondent no.3 seeks time to file reply.

4. **S.O. 12.01.2024.**

Vice Chairman

rsm.

O.A.No.912/2023 with
O.A.No.913/2023 with
O.A.No.914/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri K.Dhoble, ld. counsel for the applicants
and Shri H.K.Pande, ld. P.O. for the Respondents.

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

Vice Chairman

rsm.

O.A.No.1000/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri N.R.Saboo, ld. counsel for the applicant,
Shri S.A.Sainis, ld. P.O. for the Respondents 1 & 2 and
Adv. M.Munshi, ld. counsel for the respondent no.3.

2. Adv.M.Munshi submits that respondent no.3
is a formal party.

3. The learned P.O. has filed reply of
respondents 1 and 2. It is taken on record. As per his
submission it is sufficient. The O.A. is **admitted** and
kept for final hearing.

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

5. **S.O. after three weeks.**

Vice Chairman

rsm.

O.A.No.390/2021 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

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

2. The learned P.O. seeks time to file written notes of arguments.

3. **S.O. 03.01.2024.**

4. **P.H.**

Vice Chairman

rsm.

O.A.No.1139/2021 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri P.P.Khaparde, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. **S.O. 10.01.2024.**

Vice Chairman

rsm.

O.A.No.996/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

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

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

Vice Chairman

rsm.

O.A.No.359/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri N.D.Thombre, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the Respondents 1 to 4 and Shri S.B.Patil, ld. counsel for the respondent no.5.

2. **S.O. 14.12.2023.**

3. **P.H.**

Vice Chairman

rsm.

O.A.No.524/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri N.R.Saboo, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the Respondents.

2. **S.O. 10.01.2024.**

Vice Chairman

rsm.

O.A.No.818/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri S.M.Khan, ld. counsel for the applicant
and Shri S.A.Sainis, ld. P.O. for the Respondents 1 to 3
and Shri N.R.Saboo, ld. counsel for the respondent
no.4.

2. At the request of ld. P.O., **S.O. 19.12.2023.**

Vice Chairman

rsm.

O.A.No.853/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

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

2. **S.O. 20.12.2023.**

Vice Chairman

rsm.

O.A.No.74/2023 with
O.A.No.78/2023 with
O.A.No.193/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri S.S.Khadse, ld. counsel for the applicants
and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. **S.O. 21.12.2023.**

3. **P.H.**

Vice Chairman

rsm.

O.A.No.838/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri A.P.Khadatkar, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents 1 to 4 & 11. None for the respondents 5 to 10.

2. The learned P.O. seeks time to file reply on amended portion.

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

Vice Chairman

rsm.

O.A.No.877/2021 with
O.A.No.879/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri S.P.Palshikar, ld. Counsel for the applicants and Shri M.I.Khan, ld. P.O. for the Respondents 1 & 2. None for the respondent no.3.

2. At the request of ld. P.O., **S.O. 12.01.2024**
for filing reply.

Vice Chairman

rsm.

O.A.No.1047/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

C.A.No.566/2023

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

2. Applicant died on 22.09.2023. The applicants Mangala and Prathamesh are legal heirs of the deceased. Application is within time i.e. within 90 days after death of the applicant. Hence, C.A. is allowed. Legal heirs of the applicants be brought on record within a period of three weeks.

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

Vice Chairman

rsm.

O.A.No.549/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

C.A.Nos.411 & 614/2023

Shri P.P.Khaparde, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. The learned P.O. has filed reply of respondents 2 to 4. It is taken on record. He seeks time to file reply on C.A..

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

Vice Chairman

rsm.

O.A.No.187/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Smt.S.W.Deshpande, Id. Counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the Respondents.

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

Vice Chairman

rsm.

O.A.No.668/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Smt.S.W.Deshpande, Id. Counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the Respondents.

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

Vice Chairman

rsm.

O.A.No.1141/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Smt.S.W.Deshpande holding for Shri N.R.Saboo, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

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

Vice Chairman

rsm.

O.A.No.181/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

C.A.No.547 & C.P.No.72/2022

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

2. At the request of ld. P.O., **S.O. 18.12.2023.**
3. **Steno copy is granted.**

Vice Chairman

rsm.

C.P.No.62/2023

in

O.A.No.385/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Heard Smt.S.W.Deshpande, Id. Counsel for the applicant and Shri M.I.Khan, Id. P.O. for the Respondents.

2. As per the submission of learned counsel for the applicant, the respondents have not challenged the order of this Tribunal before the Hon'ble High Court. They are also not complying the same. Therefore, the respondents are directed to comply the order dated 03.01.2023 before the next date without fail. Hence, the Contempt Petition proceedings will be initiated.

3. **S.O. 10.01.2024.**

4. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.No.1224/2023 (D.B.)

(Dr.Amol S/o Laxamnrao Gulhane Vs. the State of Maharashtra & Others)

Coram:Shri Justice M.G.Giratkar,Vice Chairman

Dated : 12/12/2023.

Heard Shri V.G.Wankhede, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. The learned counsel for the applicant submits that in the similar matter this Tribunal has granted stay to the G.R. dated 07.08.2012. He has pointed out the order of this Tribunal in O.A.No.880/2023 dated 27.09.2023. Para 3, 4 & 5 of the said order are reproduced below-

3. The learned counsel for the applicant has pointed out the order dated 27/03/2017 passed by this Tribunal in O.A.Nos.144,158 & 159 of 2017. It is taken on record and marked Exh-X for identification. The material portion of the order is reproduced below

—

“The applicants have prayed for quashing and setting aside the impugned clause Nos. 4.1, 4.3, 4.4, 4.5 and 4.7 of the G.R. dated 7.8.2012. The learned counsel for the applicants has placed on record a copy of order passed by this Tribunal in O.A. No. 84/2017 dated 16.2.2017 in which the operation of the G.R. dated 7.8.2012 has been stayed. The Ld. CPO agrees that in many other matters, operation of the said G.R has been stayed. In view thereof, the relief claimed by the applicants and the operation of the clause of the G.R. as mentioned in para G of the prayer clause is stayed till further orders. Ld CPO seeks time to file affidavit in reply in the O.A.”

4. Heard learned CPO Shri S.A. Deo. He submits that in other O.As., stay was granted by this Tribunal in respect of the G.R. dated 7/8/2012.

5. In view of the order passed by this Tribunal and submission made by both the parties, the Clause nos. 4.1,4.3,4.4,4.5 and 4.7 of the G.R. dated 07/08/2012 is stayed till further orders.

3. The applicant is serving as a Medical Officer at Government District General Hospital, Amravati since 21.01.2009. As per the G.R. dated 07.08.2012, the respondents wanted not to pay the

non-practicing allowances because the applicant having private practice. The Hon'ble High Court has granted stay to clause nos.4.1, 4.3, 4.4 4.5 & 4.7 of the G.R. dated 07.08.2012. This Tribunal has also passed the same order in other O.As. particularly in O.A.No.880/2023. Hence, in view of the order passed by this Tribunal and submission made by learned counsel for the applicant, clause nos.4.1, 4.3, 4.4 4.5 & 4.7 of the G.R. dated 07.08.2012 is stayed until further order in respect of applicant only.

4. Issue notice to Respondents, returnable **after four weeks**. 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 on 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 four weeks.**

11. **Steno copy is granted.**

Vice Chairman

rsm.

C.P.No.120/2023

in

O.A.No.977/2020 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Heard Shri V.G.Wankhede, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the State.

2. Issue Notice to the respondents returnable after **four weeks** under Rule 8 of the MAT (Contempt of Courts) Rules, 1996 as to why they should not be proceeded for committing contempt of this Tribunal's order and as to why they shall not be punished under the Contempt of Court Act.
3. Shri A.M.Khadatkar, the learned P.O. waives notice for State. Hamdast granted.
4. **S.O. after four weeks.**

Vice Chairman

rsm.

O.A.No.863/2019 with
C.A.No.452/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Heard Shri P.D.Meghe, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents 1 to 7. None for the respondents 8, 9 and 10.

2. **S.O. 11.01.2024. Till then Status-quo order granted on 22.10.2019 is extended.**

Vice Chairman

rsm.

O.A.No.866/2022 with
C.A.No.221/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri S.Phadnis, ld. Counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the Respondents.

2. **S.O. before regular D.B..**

Vice Chairman

rsm.

O.A.No.909/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

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

2. The learned counsel for the applicant has pointed out the Judgment in Writ Petition No.1672/2022.

3. **S.O. 19.12.2023.**

4. **P.H.**

Vice Chairman

rsm.

O.A.No.160/2023 with
C.A.No.133/2023 (D.B.)

Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.

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

2. The learned counsel for the applicant has pointed out the Judgment of Hon'ble High Court Bench at Nagpur in Writ Petition No.7308/2019 decided on 02.02.2023.

3. The learned P.O. seeks time to argue the matter.

4. **S.O. 03.01.2024.**

5. **P.H.**

Vice Chairman

rsm.

O.A.No.131/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

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

2. The learned counsel for the applicant has pointed out the Judgment of Hon'ble High Court Bench at Nagpur in Writ Petition No.7308/2019 decided on 02.02.2023.

3. The learned P.O. seeks time to argue the matter.

4. **S.O. 03.01.2024.**

5. **P.H.**

Vice Chairman

rsm.

O.A.No.805/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri P.A.Kadu, ld. Counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the Respondents.

2. **S.O. 16.01.2024.**

3. **Interim relief to continue till next date.**

Vice Chairman

rsm.

O.A.No.1081/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 12/12/2023.**

Shri P.A.Kadu, ld. Counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the Respondents 1 & 2.
None for the respondents 3, 4 & 5.

2. **S.O. 16.01.2024.**

Vice Chairman

rsm.

O.A.No.1183/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

Heard 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. After Winter Vacation to file reply.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.1042/2021 (S.B.)

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

Dated : 12/12/2023.

None for the applicant. Shri A.M.Khadatkar, Id. P.O. for the Respondents. C.F. applicant has not collected hamdast for R-2 & 3.

2. **S.O. After Winter Vacation for steps.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.414/2022 (S.B.)

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

Dated : 12/12/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents. Await service of R-2 to 4.

2. Ld. counsel for the applicant seeks time to ascertain whether respondents are served and if they are not served, to take steps.

3. **S.O. After Winter Vacation.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.1189/2022 (S.B.)

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

Dated : 12/12/2023.

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

2. Ld. P.O. has filed reply of respondent no. 5. It is taken on record. Copy is served to the other side.

3. On oral request of ld. P.O., **S.O. After Winter Vacation to file reply of remaining respondents.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.Nos.1204&1205/2022 (S.B.)

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

Dated : 12/12/2023.

Heard Shri S.Pande, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the R - 1, 3 & 4 in O.A. No. 1204/2022 & ld. P.O. for R-1 & 3 in O.A. No. 1205/2022. None for the R-2 in O.A. Nos. 1204&1205/2022.

2. On oral request of ld. P.O., **S.O. three weeks to file reply.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.1250/2022 (S.B.)

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

Dated : 12/12/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents. C.F. applicant has not filed service affidavit of R-2 & 3.

2. Ld. counsel for the applicant states that the respondents are served and he will file service affidavit.

3. The ld. P.O. has filed reply on behalf of the respondent no. 3. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

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

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

6. **S.O. After Winter Vacation.**

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

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.59/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Ms. A.Tripathi holding for Shri S.S.Sanyal, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondent no. 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. After Winter Vacation.**

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

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.250/2023 (S.B.)

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

Dated : 12/12/2023.

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

2. On oral request of ld. P.O., **S.O. 01st week of January, 2024 to file reply.**

Member (J)

Date:- 12/12/2023.
aps.

C.A.No.639/2023inO.A.St.No.2975/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri A.Motlag, Id. counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the Respondents.

2. Delay is condoned for the reasons stated in the application. **C.A. is disposed of.**

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

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

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

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

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

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

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

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.679/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri R.M.Fating holding for Shri P.N.Warjekar, 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. three weeks to file reply.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.836/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri R.M.Fating, Id. counsel for the applicant, Shri A.P.Potnis, Id. P.O. for the Respondent no. 1 and Shri T.M.Zaheer, Id. counsel for the R-2 & 3.

2. On oral request of Id. P.O., **S.O. three weeks to file reply.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.920/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri N.S.Khandewale holding for Shri S.A.Puranik, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. The Id. P.O. has filed reply on behalf of the respondent no. 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 Id. P.O. waives notice for the respondents.

5. **S.O. 08.01.2024.**

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

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.1102/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri S.Khandekar, 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. 03.01.2024 to file reply as a last chance.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.1154/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri M.K.Mishra, 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. four weeks to file reply.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.1218/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

None for the applicant. Shri M.I.Khan, Id. P.O.
for the Respondents. Await service of R-2 & 3.

2. **S.O. After Winter Vacation for steps.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.1249/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents. Await service of R-2 to 6.

2. Ld. counsel for the applicant states that the respondents are served.

3. On oral request of ld. P.O., **S.O. 20.12.2023 to file reply.**

4. **Put up this matter along with O.A. No. 678/2023 with C.A. No. 542/2023.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.Nos.1192,1193,1194,1195,1196,1197,

**1198,1199,1200,1201,1202,1203,1204&1205/
2023 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.**

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

2. On oral request of ld. P.O., **S.O. three weeks
to file reply.**

Member (J)

**Date:- 12/12/2023.
aps.**

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

Dated : 12/12/2023.

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

2. Issue notice to Respondents, returnable on 01st week of Jan., 2024. 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. 01st week of Jan., 2024.**

Date:- 12/12/2023.
aps.

Member (J)

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

Dated : 12/12/2023.

Heard Shri A.A.Potnis, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 01st week of Jan., 2024. 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. 01st week of Jan., 2024.

Date:- 12/12/2023.
aps.

Member (J)

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

Dated : 12/12/2023.

Heard Shri K.V.Ghodmare, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 01st week of Jan., 2024. 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. 01st week of Jan., 2024.

Date:- 12/12/2023.
aps.

Member (J)

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

Dated : 12/12/2023.

Heard Shri A.A.Potnis, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 01st week of Jan., 2024. 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. 01st week of Jan., 2024.

Date:- 12/12/2023.
aps.

Member (J)

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

Dated : 12/12/2023.

Heard Smt. Wathore, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 01st week of Jan., 2024. 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. 01st week of Jan., 2024.

Date:- 12/12/2023.
aps.

Member (J)

O.A.Nos.1285,1287&1293/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Smt. N.S.Pathan, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 02nd week of Jan., 2024. 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. 02nd week of Jan., 2024.
9. Issue of limitation is kept open.

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.145/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.271/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.488/2019 (S.B.)

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

Dated : 12/12/2023.

Heard 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. 14.12.2023 for final hearing.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.539/2020 (S.B.)

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

Dated : 12/12/2023.

Heard Shri S.Deopujari holding for Shri S.Kulkarni, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents 1 to 3. None for the R-4 & 5.

2. It is submitted by ld. counsel for the applicant that ld. P.O. is directed to obtain record from the department and produce it before this Tribunal for perusal and decision of the O.A.. It is pointed out that sufficient time is given so far to produce the record and if the record cannot be produced the O.A. be heard without record.

3. On oral request of ld. P.O., **S.O. 20.12.2023 for final hearing.**

4. **Steno copy is granted.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.962/2020 (S.B.)

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

Dated : 12/12/2023.

None for the applicant. Shri A.M.Khadatkar,
ld. P.O. for the Respondents 1 & 2. None for the R-3
to 5.

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.1069/2021 (S.B.)

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

Dated : 12/12/2023.

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

2. On oral request of ld. counsel for the applicant, **S.O. 15.01.2024 for final hearing.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.180/2022 (S.B.)

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

Dated : 12/12/2023.

Heard Shri A.M.Tirukh, Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for the Respondents.

2. On oral request of Id. P.O., **S.O. 14.12.2023 for final hearing.**

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

Member (J)

Date:- 12/12/2023.

aps.

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

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

Dated : 12/12/2023.

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

2. Ld. counsel for the applicant submits that ld. P.O. has to make a statement as to whether order dated 11.08.2023 passed by this Tribunal directing respondent no. 4 to decide proposal dated 07.04.2018 within four weeks from date of the order is complied with.

3. Ld. P.O. shall obtain instructions and make a statement.

4. **S.O. 19.12.2023.**

5. **Steno copy is granted.**

Date:- 12/12/2023.

aps.

Member (J)

O.A.No.615/2022 (S.B.)

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

Dated : 12/12/2023.

Heard Shri S.M.Khan, 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. 15.01.2024 for final hearing.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.757/2022 (S.B.)

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

Dated : 12/12/2023.

Heard Shri S.N.Gaikwad, 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. After Winter Vacation for final hearing.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.303/2023 (S.B.)

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

Dated : 12/12/2023.

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

2. By order dated 03.11.2022 (A-6) the applicant was promoted and posted as follows:-

अ. क्र.	पोलिस अधिका-यांचे नांव	पदोन्नतीने पदस्थापना
३	श्री. सुनिल विठ्ठलराव कुंभरे	पोलीस उप अधीक्षक, पोलीस दळणवळण व माहिती तंत्रज्ञान, बिजांक कक्ष, संचालनालय, पोलीस दळणवळण, माहिती तंत्रज्ञान व परिवहन विभाग, महाराष्ट्र राज्य, पुणे. [पूर्वीचे "संचालनालय, पोलीस बिनतारी, महाराष्ट्र राज्य, पुणे"]

By order dated 30.11.2022 (also marked A-6 at P. 55) the applicant was relieved to join on the transferred post. Instant O.A. is filed on 24.03.2023. In this background it is the submission of ld. P.O. that this Bench has no jurisdiction to hear the O.A. and the O.A. ought to have been filed at Principal Bench of this Tribunal.

3. Ld. counsel for the applicant submits that he will point out on the basis of some judgments of this Tribunal that in the aforesaid factual background this Bench does have jurisdiction to hear this O.A..

4. **S.O. 13.12.2023.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.934/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

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. 01st week of January, 2024 for final hearing.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.298/2023 (S.B.)

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

Dated : 12/12/2023.

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. After Winter Vacation for final hearing.**

Member (J)

Date:- 12/12/2023.
aps.

O.A.No.406/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

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

2. **Closed for orders.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.678/2023withC.A.No.542/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the Respondents 1 & 2, Shri S.S.More, ld. counsel for the R-3 & Smt.Wathore, ld. counsel for the R-4.

2. On oral request of ld. P.O., **S.O. 20.12.2023 for final hearing.**

3. **Put up this matter along with O.A. No. 1249/2023.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.720/2023 (S.B.)

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

Dated : 12/12/2023.

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

2. On oral request of Id. P.O., **S.O. 15.12.2023 for final hearing.**

3. **Interim relief to continue.**

Member (J)

Date:- 12/12/2023.

aps.

O.A.No.916/2023withC.A.No.496/2023 (S.B.)

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

Dated : 12/12/2023.

Heard Shri S.Khandekar, ld. counsel for the applicant, Shri S.A.Deo, ld. C.P.O. for the Respondents 1 to 3 and Shri R.V.Shiralkar, ld. counsel for the R-4.

2. Ld. C.P.O. states that instructions are awaited and the O.A. be kept on 20.12.2023.

3. Ld. counsel for the applicant has placed on record communication dated 04.12.2023. It is taken on record.

4. **S.O. 20.12.2023.**

5. **Interim relief to continue.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.No.946/2023 (S.B.)

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

Dated : 12/12/2023.

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

2. Ld. counsel for the applicant specifically states that so far no chargesheet is issued to the applicant.

3. **Closed for orders.**

Date:- 12/12/2023.
aps.

Member (J)

O.A.Nos.1042,1043,1044,1045&1046/23(S.B.)

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

Dated : 12/12/2023.

Heard Shri S.P.Palshikar, ld. counsel for the applicants and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Call for record of O.A. Nos. 922, 935, 936 & 1121/2022. After receipt of record this group shall be closed for orders.

3. Hearing is concluded.

4. **S.O. 19.12.2023.**

Date:- 12/12/2023.

aps.

Member (J)

O.A.No.1300/2023 (S.B.)
Coram:Shri M.A.Lovekar, Member (J)
Dated : 12/12/2023.

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

2. In this O.A. following order is impugned:-

उपरोक्त संदर्भीय क्र.७ चे अर्जान्वये जिल्हा महिला व बाल विकास अधिकारी नागपूर कार्यालयातील बाल विकास शाखेचे कामकाज पहाणारे श्री. यु. एस. निकम, परिविक्षा अधिकारी हे दिनांक १६/११/२०२३ पासून वैद्यकीय रजेवर गेले असल्याने त्यांचेकडील बाल विकास चे महत्वपूर्ण, कालमर्यादीत कामे प्रलंबित राहू नये व कामे वेळेत पूर्ण व्हावेत या करीता कार्यालयातील महिला विकास शाखेचे कामकाज पहाणारे श्री. एम.एस झोडे, परिविक्षा अधिकारी यांचे कडे संदर्भीय क्र. ८ चे आदेशान्वये बाल विकास शाखेचा कार्यभार सोपविण्यात आलेला आहे. तथापी संदर्भीय १ ते ३, ६ व १० चे सहपत्रातील अर्जा मधील बाबी विचारात घेता तसेच संदर्भीय क्र. ८ अन्वये मा. न्यायालयाने दिलेले निर्देश व संदर्भ क्र. ४ च्या निर्देशानुसार अधिनस्त संस्था स्तरावरील कर्मचारी/अधिकारी यांचे कामकाजाचा भार व निकड लक्षात घेवून श्री. यु. एस. निकम, परिविक्षा अधिकारी, जि.म.वा.वि.अ.कार्या. नागपूर यांची शासकीय मुलांचे निरीक्षण गृह व सुरक्षा ठिकाण पाटणकर चौक नागपूर येथील परिविक्षा अधिकारी या रिक्त पदावर, अंतरीम कामकाज व्यवस्थे अंतर्गत पुढिल आदेशापर्यंत तात्पुरत्या स्वरूपात नियुक्ती करण्यात येत आहे.

3. This order is impugned on the ground that it is opposed to Section 2 (i) of the Transfer Act which reads as under:-

2. *Definition.*

i. *"Transfer" means posting of a Government servant from one post, office or Department to another post, office or Department;*

4. Said order is also impugned on the ground that respondent no. 4 was not competent to pass the same and it was respondent no. 2 who was competent to pass it.

5. *Prima facie* the wording of the order indicates that it does not amount to "Transfer".

6. Issue notice to Respondents, returnable on 20.12.2023. Learned P.O. waives notice for R-1. Hamdast allowed.

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

8. 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.

9. 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.

10. 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.

11. 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.

12. **S.O. 20.12.2023.**

Date:- 12/12/2023.

aps.

Member (J)