

O.A.No.158/2018 (S.B.)

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

Dated : 23/07/2024.

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

2. Document is already filed on record. The O.A. is listed for final hearing.

3. **S.O. 29.07.2024 for final hearing.**

Put up this matter high on board.

Vice Chairman

rsm.

O.A.No.365/2022 (S.B.)

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

Dated : 23/07/2024.

Shri G.G.Bade, ld. counsel for the applicant
and Smt.A.Warjekar, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of
respondent no.3. It is taken on record. As per his
submission, it is sufficient to decide the O.A.. The
O.A. is **admitted** and kept for final hearing.

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

4. **S.O. 19.08.2024.**

Vice Chairman

rsm.

O.A.No.645/2023 (S.B.)

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

Dated : 23/07/2024.

Shri P.J.Mehta, ld. counsel for the applicant
and Smt.A.Warjekar, ld. P.O. for the respondents.

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

Vice Chairman

rsm.

O.A.No.881/2023 (S.B.)

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

Dated : 23/07/2024.

Shri R.M.Fating, ld. counsel for the applicant and Smt.A.Warjekar, ld. P.O. for the respondents.

2. The learned P.O. has filed reply of respondents 2 and 3. It is taken on record. Hence, the O.A. is **admitted** and kept for final hearing.

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

4. **S.O.19.08.2024.**

Vice Chairman

rsm.

O.A.No.985/2023 (S.B.)

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

Dated : 23/07/2024.

Shri S.A.Sahu holding for Shri A.A.Choube, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents 1 and 2 and Shri M.A.Vishnu appearing for Shri H.D.Marathe, ld. counsel for the respondent no.4. None for the respondent no.5.

2. Reply of respondents 3 and 4 is already filed on record.

3. The learned P.O. submits that respondent no.1 wants to go through the same reply.

4. Interim order dated 28.08.2023 is continued till next date.

5. **S.O. 12.08.2024.**

Vice Chairman

rsm.

O.A.No.998/2023 (S.B.)

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

Dated : 23/07/2024.

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

2. The learned P.O. seeks time to file reply.

3. **S.O. two weeks.**

Vice Chairman

rsm.

O.A.No.1244/2023 (S.B.)

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

Dated : 23/07/2024.

Shri A.Motlag, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents 1 and 2. None for the respondent no.3.

2. The learned P.O. has filed reply of respondents 1 and 2. It is taken on record. The O.A. is **admitted** and kept for final hearing.

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

4. **S.O. 13.08.2024.**

Vice Chairman

rsm.

O.A.No.224/2024 (S.B.)

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

Dated : 23/07/2024.

C.A.No.298/2024

Heard Shri A.Kuril, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. Applicant is claiming benefit of 6th Pay Commission and also wants to make some typing mistake.

3. Looking to the submission, C.A. is allowed and disposed of. Amendment be carried out within two weeks.

O.A.No.224/2024

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

Vice Chairman

rsm.

O.A.No.226/2024 (S.B.)

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

Dated : 23/07/2024.

C.A.No.299/2024

Heard Shri A.Kuril, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. Applicant is claiming benefit of 6th Pay Commission and also wants to make some typing mistake.

3. Looking to the submission, C.A. is allowed and disposed of. Amendment be carried out within two weeks.

O.A.No.226/2024

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

Vice Chairman

rsm.

O.A.No.261/2024 (S.B.)

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

Dated : 23/07/2024.

Shri M.A.Vishnu, ld. counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondents 1 to 4 Shri Kothari appearing for Shri S.D.Chopde, ld. Counsel for the respondent no.5.

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

Vice Chairman

rsm.

O.A.No.311/2024 (S.B.)

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

Dated : 23/07/2024.

Heard Shri H.R.Meshram, ld. counsel for the applicant and Smt.S.Khobragade, ld. P.O. for the respondents.

2. Issue notice to the newly added Respondent no.1, returnable **on 12.08.2024.** Learned P.O. waives notice for respondents 2 to 4. 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. 12.08.2024.**

Vice Chairman

rsm.

O.A.No.314/2024 (S.B.)

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

Dated : 23/07/2024.

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

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

Vice Chairman

rsm.

O.A.No.435/2024 (S.B.)

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

Dated : 23/07/2024.

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. after two weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.525/2024 (S.B.)

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

Dated : 23/07/2024.

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

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

Vice Chairman

rsm.

O.A.No.397/2024 (S.B.)

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

Dated : 23/07/2024.

Shri S.S.Ghate, 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. 13.08.2024**
for filing reply..

Put up this matter with C.P.No.43/2024 in
O.A.No.1025/2022 (Division Bench Admission
matter).

Vice Chairman

rsm.

O.A.No.45/2024 (S.B.)

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

Dated : 23/07/2024.

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

2. Issue notice to Respondents, returnable **on 20.08.2024.** Learned C.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. 20.08.2024.**

Vice Chairman

rsm.

O.A.No.536/2024 (S.B.)

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

Dated : 23/07/2024.

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

2. The learned C.P.O. has submitted that order dated 05.12.2022 is challenged in this O.A.. The O.A. is not within limitation.

3. The learned counsel for the applicant seeks time to argue on the point of limitation and also the Jurisdiction/cause of action to file this O.A..

4. **S.O. 02.08.2024.**

Vice Chairman

rsm.

O.A.No.623/2024 (S.B.)

(Ramkrushna Shalikram Giripunje Vs. the State of Maharashtra & Others)

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

Dated : 23/07/2024.

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

2. As per submission of the learned counsel for the applicant, applicant was first appointed at Sant Dnyaneshwar Madhyamic Adiwasi Ashram School Pandharabodi, District Gondia. That School was closed. Thereafter, he was absorbed in the School at Kosambi Taluka - Devri, District Gondia. That School was also closed. Thereafter, the applicant was absorbed in Ashram School Wadegaon, Taluka-Kurkheda, District Gadchiroli. Now, by the impugned order dated 08.07.2024, he is transferred and absorbed in the School at Dabhadi, Taluka Malegaon, District Nashik.

3. One Shikshan Sanstha filed Writ Petition No.3212/2018. It is pending before the Hon'ble High Court.

4. The learned counsel for the applicant has pointed out decision of the Hon'ble Bombay High Court in Writ Petition No.4305/2009 and Writ Petition No.3728/2012.

5. The learned P.O. submits that applicant is excess employee in the Ashram School at Wadegaon, Taluka-Kurkheda, District Gadchiroli. Therefore, he is transferred / absorbed at Dabhadi, Taluka-Malegaon, District Nashik. Therefore, interim stay cannot be granted.

6. The Hon'ble High Court in Writ Petition No.4305/2009 has held as under –

Though, there are some affidavits filed on record to show that the staff in the ashram school at Kayar have willingly joined their service at the ashram school at Jebapur, we can visualize the circumstances in which the staff must have been forced to shift from the Vidarbha region to the North Maharashtra region due to the transfer of the ashram school from village Kayar in Yavatmal district to village Jebapur in Dhule district.

13. We find that the State was not empowered to transfer the ashram school at village Kayar in Yavatmal district to village Jebapur in Dhule district, specially when the two districts are located in different regions of the State of Maharashtra. The State of Maharashtra could not have granted permission to the respondent no.3 to run the ashram school at village Jebapur, in place of the ashram school, which was being run since the year 1999 in village Kayar in Yavatmal district. The transfer of the ashram school has been effected by the respondent no.1 by giving a total go bye to the provisions of the Ashram School Code. We find from the communications placed on record that the impugned Government Resolution dated 29.08.2009 was issued by the respondent no.1 in view of political pressure. The State has acted in this case at an electrifying speed so as to grant the ashram school at Kayar in favour of the respondent no.3-Trust, to be run and administered at village Jebapur in Dhule district. The said Government Resolution is bad in law and is liable to be set aside.

14. Hence, for the reasons aforesaid, the writ petition is partly allowed.

The impugned Government Resolution, dated 29.08.2009 is quashed and set aside. The respondent no.1-State of Maharashtra is directed to consider the proposal of the petitioner-society, dated 27.05.2009 as also the proposal for transfer of the management, afresh on merit along with the proposals of the other societies, if any.

7. In view of Judgment of the Hon'ble Bombay High Court in Writ Petition No.4305/2009 and Writ Petition No.3728/2012, **the impugned order dated 08.07.2024 issued by respondent no.2 is stayed till the filing of reply.**

8. Issue notice to Respondents, returnable **on 21.08.2024**. 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. 21.08.2024.**

15. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.No.691/2022 (S.B.)

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

Dated : 23/07/2024.

Shri P.S.Kshirsagar, 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. two weeks.**

Vice Chairman

rsm.

O.A.No.627/2017 (S.B.)

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

Dated : 23/07/2024.

Shri S.N.Gaikwad, 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. 26.07.2024.**

Vice Chairman

rsm.

O.A.No.754/2019 (S.B.)

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

Dated : 23/07/2024.

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

2. The learned P.O. has filed documents. Those are marked Exhibit-X for identification.

3. The learned P.O. seeks time to argue this O.A..

4. **S.O. 07.08.2024.**

Vice Chairman

rsm.

O.A.No.159/2020 (S.B.)

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

Dated : 23/07/2024.

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

2. The learned counsel for the applicant
seeks time to get instructions from the applicant.

3. **S.O. 08.08.2024.**

Vice Chairman

rsm.

O.A.No.244/2020 (S.B.)

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

Dated : 23/07/2024.

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

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

Vice Chairman

rsm.

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

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

Dated : 23/07/2024.

Ms.T.Ahmed holding for Shri N.R.Saboo, Id.
counsel for the applicant and Shri V.A.Kulkarni, Id.
P.O. for the respondents.

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

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

Vice Chairman

rsm.

O.A.No.472/2021 (S.B.)

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

Dated : 23/07/2024.

Shri M.Randive holding for Shri K.Deogade,
ld. counsel for the applicant, Shri A.M.Khadatkar,
ld. P.O. for the respondents 1 to 3 and Shri
G.G.Bade, ld. counsel for the respondent no.4.

2. Advocate Shri G.G.Bade has filed reply of
respondent no.4. It is taken on record. Copy is
supplied to the other side.

3. **S.O.19.08.2024.**

Vice Chairman

rsm.

O.A.No.128/2022 (S.B.)

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

Dated : 23/07/2024.

Shri B.Vyas holding for Shri A.M.Tirukh, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the respondents 1, 2 and 4 and Shri S.A.Sahu, ld. counsel for the respondent no.3.

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

Vice Chairman

rsm.

O.A.No.1054/2022 (S.B.)

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

Dated : 23/07/2024.

Shri S.P.Palshikar, 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. two weeks.**

Vice Chairman

rsm.

O.A.No.1207/2022 (S.B.)

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

Dated : 23/07/2024.

Shri S.N.Gaikwad, ld. counsel for the applicant and Shri M.I.Khan, 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. 29.07.2024.**

Vice Chairman

rsm.

O.A.No.119/2023 (S.B.)

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

Dated : 23/07/2024.

Shri S.P.Palshikar, 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. 06.08.2024.**

Vice Chairman

rsm.

O.A.No.220/2023 (S.B.)

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

Dated : 23/07/2024.

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

2. The learned P.O. seeks time as to whether applicant is similarly situated employee like the employees shown in the seniority list dated 01.01.1995.

3. **S.O.08.08.2024.**

4. **P.H.**

5. **Steno copy is granted.**

Vice Chairman

rsm.

O.A.No.439/2023 (S.B.)

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

Dated : 23/07/2024.

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

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

3. **S.O.30.07.2024.**

4. **P.H.**

Vice Chairman

rsm.

O.A.No.966/2023 (S.B.)

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

Dated : 23/07/2024.

Shri A.Korpenwar holding for Shri
G.N.Khazode, ld. counsel for the applicant and
Shri S.A.Deo, ld. C.P.O. for the respondents.

2. The learned C.P.O. seeks time to file reply.
The O.A. is already admitted.

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

Vice Chairman

rsm.

O.A.No.1296/2023 (S.B.)

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

Dated : 23/07/2024.

None present for the applicant. Shri S.A.Sainis, Id. P.O. for the respondents 1 and 2. None for the respondent no.3.

2. None were present for the applicant on 09.02.2024, 23.02.2024, 18.03.2024, 08.05.2024 and 01.07.2024.

3. **List for final hearing / order on 13.08.2024.**

Vice Chairman

rsm.

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

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

Dated : 23/07/2024.

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

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

Vice Chairman

rsm.

O.A.No.1250/2023 (S.B.)

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

Dated : 23/07/2024.

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

2. **S.O. 08.08.2024.**

Vice Chairman

rsm.

O.A.No.1217/2023 (D.B.)

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

Dated : 23/07/2024.

Ms.T.Ahmed holding for Shri N.R.Saboo, 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 three
weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.47/2024 (D.B.)

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

Dated : 23/07/2024.

Shri K.Dhoble, 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 three
weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.202/2024 with O.A.No.203/2024 (D.B.)

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

Dated : 23/07/2024.

Mrs.S.Kulkarni holding for Shri
S.D.Chande, ld. counsel for the applicants and
Smt.A.Warjekar, ld. P.O. for the respondents.

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

Vice Chairman

rsm.

O.A.No.394/2024 (D.B.)

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

Dated : 23/07/2024.

Shri J.S.Wankhede, 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 two weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.495/2024 (D.B.)

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

Dated : 23/07/2024.

Shri T.Ahmed holding for Shri D.M.Kakani,
ld. counsel for the applicant and Shri
A.M.Khadatkar, ld. P.O. for the respondents.

2. The learned P.O. seeks time to file reply.
3. **S.O. after four weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.496/2024 (D.B.)

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

Dated : 23/07/2024.

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

2. The learned P.O. seeks time to file reply.
3. **S.O. after four weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.504/2024 (D.B.)

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

Dated : 23/07/2024.

Shri A.P.Sadavarte, 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 three weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.506/2024 (D.B.)

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

Dated : 23/07/2024.

Shri A.P.Sadavarte, 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 three weeks for filing reply.**

Vice Chairman

rsm.

O.A.No.548/2024 (D.B.)

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

Dated : 23/07/2024.

Shri M.A.Sable, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the respondents.
Await service of respondents 2 to 6.

2. **S.O. 13.08.2024.**

Vice Chairman

rsm.

O.A.No.367/2024 (D.B.)

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

Dated : 23/07/2024.

Shri M.A.Sable, ld. counsel for the applicant
and Shri M.I.Khan, ld. P.O. for the respondents.

2. **S.O. 13.08.2024 before regular Division
Bench for final hearing.**

Vice Chairman

rsm.

O.A.No.544/2024 (D.B.)

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

Dated : 23/07/2024.

Heard Shri S.T.Harkare, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. The learned P.O. has pointed out order dated 06.12.1999.
3. The learned P.O. has submitted that this O.A. is not within limitation.
4. **S.O. after two weeks for deciding the point of limitation.**

Vice Chairman

rsm.

O.A.No.595/2024 (D.B.)

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

Dated : 23/07/2024.

Heard Shri P.N.Shende, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the State.

2. Issue notice to Respondents, returnable **on 21.08.2024.** 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. 21.08.2024.**

Vice Chairman

rsm.

O.A.No.620/2024 (D.B.)

(Prasad Vishnu Misal Vs. the State of Maharashtra and Others)

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

Dated: 23/07/2024.

Heard Shri M.A.Vishnu, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the State.

2. As per submission of learned counsel for the applicant, the name of applicant is at Sr.No.1 in the revised waiting list. The applicant secured 140 marks. The respondents have issued appointment order to respondent no.5, who has secured only 136 marks. As per the advertisement, 5 posts are reserved for Project Affected Persons. **Hence, the respondents are directed to keep one post vacant until further order by this Tribunal.**

3. Issue notice to Respondents, returnable **on 21.08.2024**. 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. 21.08.2024.**

10. **Steno copy is granted.**

Vice Chairman

rsm.

C.P.No.84/2023 in O.A.No.146/2017 (D.B.)

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

Dated : 23/07/2024.

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

2. **S.O. 13.08.2024 before regular D.B..**

Vice Chairman

rsm.

C.P.No.33/2023 in O.A.No.642/2019 (D.B.)

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

Dated : 23/07/2024.

Heard Shri V.Anand, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. The learned P.O. has filed documents. Those are marked Exhibit-X for identification. As per these documents, compliance of the order of this Tribunal is in progress.

3. **S.O. 20.08.2024.**

Vice Chairman

rsm.

C.P.No.43/2024 in O.A.No.1025/2022 (D.B.)

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

Dated : 23/07/2024.

Heard Shri S.S.Ghate, 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, applicant is not getting pension. On last date, respondents were directed to pay the provisional pension before the returnable date. As per his submission, provisional pension is not paid.

3. The learned P.O. is directed to get instructions as to why provisional pension is not paid to the applicant as per order dated 15.07.2024.

4. **S.O. 13.08.2024.**

5. **Steno copy is granted.**

Put up this matter with O.A.No.397/2024 (Single Bench Order matter).

Vice Chairman

rsm.