

O.A. No. 363/2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri S. M. Khan, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents 1 to 3.

Await service to R.4.

Learned P.O. has filed reply of R. 1 to 3. It is taken on record and a copy thereof is supplied to the learned counsel for the applicant.

At the request of learned counsel for the applicant, S.O. **three weeks.**

V.C.

pdg

O.A. No. 814/2015.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri N.R. Saboo, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents 1 and 2. None for R.3.

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

V.C.

pdg

O.A. No. 343/2015.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri N.R. Saboo, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents 1 to 3. None for R.4.

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

V.C.

pdg

O.A. No. 736/2015.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

R.A. No. 09/2016.

Shri R.V. Shiralkar, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents 1 to 3. None for R.4.

At the request of learned counsel for the applicant, S.O. **three weeks.**

V.C.

pdg

O.A. No. 463,464,465,466,467,468,469 & 557 of 2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri R.R. Dawda, learned counsel for the applicants and Shri M.I. Khan, learned P.O. for the respondents 1 & 2. None for R.3.

At the request of learned counsel for the applicant, S.O. **three weeks for filing rejoinder.**

V.C.

pdg

O.A. No. 537/2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri R.S. Khobragade,
learned counsel for the applicants
and Shri A.M. Ghogre, learned P.O.
for the respondents.

At the request of learned P.O.,
S.O. **four weeks for filing reply of
R.1.**

V.C.

pdg

O.A. No. 397, 398 & 399 of 2010.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

None for the applicants. Shri H.K. Pande, learned P.O. for the respondents.

The learned P.O. submits that the notification dated 2.2.2009 is under challenge. The Full Bench of this Tribunal in O.A. No.204/2009, R.A. Gaikwad and others decided on 30.3.2010 and another Full Bench of this Tribunal vide its orders dated 26.4.2010, 4.5.2010 and 1.7.2010 has decided the issue and challenge to the validity of the G.R. dated 2.2.2009 is dismissed. As such, fate of this O.A. is sealed. As none appeared for the applicants today, hence with a view to afford one more opportunity, S.O. **two weeks for dismissal.**

V.C.

pdg

O.A. No. 183/ 2015.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

None for the applicant.

2. Heard Smt. S.V. Kolhe, learned P.O. for the respondents 1 to 3. None for R. 5 to 7.

3. Earlier notice was issued long back. But no fruitful purpose is served.

4. Issue fresh notice to R.4 retruabne after service.

5. Smt. S.V. Kolhe, learned P.O. waives notice for respondents 1 to 3. Hamdast granted.

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

7. 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

8. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals (Procedure) Rules,1988, and the questions such as

limitation and alternate remedy are kept open.

9. The service may be done by hand delivery, speed post or courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within three weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. **after service.**

V.C.

pdg

O.A. No. 618/ 2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri S.M. Khan, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the respondents.

At the request of learned P.O.,
S.O. **four weeks for reply.**

V.C.

pdg

O.A. No. 699/ 2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri N.R. Saboo, learned counsel for the applicant and Shri H.K. Pande, learned P.O. for the respondents.

At the request of learned P.O.,
S.O. **three weeks for reply.**

V.C.

pdg

O.A. No. 09/ 2015.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri G.K. Bhusari, learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for the respondents.

It reveals from the earlier order that the Director of Health Services, Mumbai was asked to comply. However, it is clear from the communication dated 27.6.2016 that only the communication asking the Director to seek time from this Tribunal, meaning thereby whatever steps are taken at a Govt. level and as such there is no point to direct the Director for taking steps.

At the request of learned P.O.,
S.O. **four weeks.**

V.C.

Pdg

O.A. No. 562/ 2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

The applicant is present in person. His counsel is absent.

Shri A.M. Ghogre, learned P.O. for the respondents 1 to 3. Shri G.K. Bhusari, Adv.for R. 4 & 5. None for R. 6 & 7.

At the request of learned P.O.,
S.O. **four weeks for reply.**

V.C.

Pdg

O.A. No. 769/ 2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Shri G.K. Bhusari, Ld. counsel
for the applicant and Shri S.A. Deo,
learned C.P.O. for the respondents.

At the request of learned
C.P.O., S.O. **four weeks for reply.**

V.C.

Pdg

O.A. No. 537 /2016.

CORAM : S.S. Hingne,V.C.

DATE : 21st December 2016.

Heard Shri R.S. Khobragade, learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for the respondents.

2. The learned counsel for the applicant prays for interim relief on the ground that in identical matters, interim reliefs are granted in several cases.

3. In several matters wherein Craft Instructors, Group Instructors in Industrial Training Institutes, were appointed and discontinued, but the orders of interim relief are issued observing that if the posts are vacant and are not filled in, the applicants be appointed on the same posts as earlier on contractual basis till the duly appointed candidates are available or till the shift is continued and the respondents require services of Craft Instructors.

4. In the case in hand, the applicant's services are terminated on 18.4.2015. Relying on orders passed earlier and the applicant can get relief. Hence, on the same line, respondents to appoint the applicant on earlier terms and conditions, if

shifts are continuing and the posts are vacant and the respondents require somebody to man the said posts. The appointment will be till duly appointed candidate is available or till the vacancy exists or till the respondents require to man the post, whichever is earlier.

5. The applicants will not, however, be entitled to the pay during the period they were out of service and they be appointed on contractual basis as above.

6. At the request of learned P.O., S.O. **four weeks for filing reply of R.1.**

V.C.

O.A.No.529/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Ms. Sahu, Id. counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the Respts.

Ms. Sahu, Id. counsel submits that Shri S. Malode, Id. counsel for the applicant is out of station and hence she sought an adjournment. The O.A. is for disposal. The applicant is seeking transfer out of naxalite affected area to (1) Pune, (2) Satara and (3) Kolhapur and he made representation dated 5-7-2016 (P-54). The O.A. can be disposed of by giving directions to decide the representation. The learned counsel wants to take instructions.

S.O. three weeks for disposal.

V.C.

dnk.

O.A.No.831/2014

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri P.V. Thakre, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the Respts.

Learned P.O. submits that the record is yet not received. At his request, **S.O. three weeks.**

V.C.

dnk.

O.A.No.84/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri S.N. Gaikwad, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. four weeks for reply.**

V.C.

dnk.

O.A.No.375/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri B.D. Pandit, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the Respts.

Heard. Admit.

Learned P.O. waives notice on behalf of the Respts.

S.O. After four weeks.

Put up along with O.A.No. 681/2015

V.C.

dnk.

O.A.No.497/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri R.S. Khobragade, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. two weeks for reply.**

V.C.

dnk.

O.A.No.591/2015

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri D.S. Walthare, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. four weeks for reply.**

V.C.

dnk.

O.A.No.630/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri Anand Deshpande, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 4 and Shri T.U. Tathod, Id. counsel for R-5.

The learned P.O. files the copy of orders in W.P.No.9499 of 2016 & ors. are decided by the Mumbai High Court. Copy of the same is taken on record and marked "X" for identification.

Learned P.O. also files reply on behalf of R-4,i.e., the Collector, Akola. It is taken on record. Copies of the same are supplied to the other sides.

At the request of Id. P.O., **S.O. 22-12-2016 to file reply of R-1 to 3.**

V.C.

O.A.Nos.679,680,681,382 & 683 of 2016.

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri S.N. Gaikwad, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the Respts.

The learned P.O. files the order of revocation of the suspension dated 20-12-2016 (P-92) and submits that thus the O.A. can be disposed of. The learned counsel for the applicant wants to take instructions.

S.O. 22-12-2016 for disposal.

V.C.

dnk.

O.A.No.674/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri N.D.Thombre, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. four weeks for reply.**

V.C.

dnk.

O.A.No.687/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri S. Lacvhalwar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. four weeks for reply.**

V.C.

dnk.

O.A.No.723/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

None for the applicant. Shri H.K. Pande, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. four weeks for reply.**

V.C.

dnk.

O.A.No.729/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

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

Learned P.O. files reply on behalf of R-2&3. It is taken on record. Copy is served to the Id. counsel for the applicant.

Heard. Admit.

Learned P.O. waives notice for the respondents.

Hearing expedited.

S.O. four weeks.

V.C.

O.A.No.732/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Ms. Jogi, Id. counsel holding for Shri N.B. Bargat, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

At the request of Id .P.O., **S.O. four weeks for reply.**

V.C.

dnk.

O.A.No.747/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

There is a leave note from Shri S.P. Palshikar, Id. counsel for the applicant. The applicant in person present. Smt. M.A. Barabde, Id. P.O. for the Respts.

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

V.C.

dnk.

O.A.No.272/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri R.P. Tiwari, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the Respts.

Learned P.O. files Copies of the G.Rs. on record. At the request of Id. counsel for the applicant, **S.O. three weeks.**

V.C.

dnk.

O.A.No.138/2013

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Heard Shri M.V. Joshi, Id. counsel holding for Shri P.S. Wathore, Id. counsel for the applicant, Smt. S.V. Kolhe, Id. P.O. for R-1 and Shri P.V. Thakre, Id. counsel for R-2.

S.O. in the 1st week of January,2017.

P.H.

V.C.

dnk.

O.A.No.65/2015

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

None for the applicant. Shri H.K.
Pande, Id. P.O. for the Respts.

S.O. four weeks.

V.C.

dnk.

O.A.No.425/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri R.A. Haque, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

At the request of Id. P.O., **S.O. three weeks for reply by way of peremptory chance.**

V.C.

dnk.

O.A.No.323/2015

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Shri P.A. Jibhkate, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

The applicant is retired on 31-7-2015. However, his pension case is yet not finalized on the ground that the nature of certain period is to be decided. The O.A. can be disposed of giving some directions. However, the learned counsel for the applicant wants to take the instructions.

S.O. 23-12-2016.

P.H.

V.C.

C.A. No.416/2016 in O.A. (St.) No. 1385/2016, C.A. No.417/2016 in O.A. (St.) No. 1384/2016, C.A. No.418/2016 in O.A. (St.) No. 1383/2016, C.A. No.419/2016 in O.A. (St.) No. 1380/2016, C.A. No.420/2016 in O.A. (St.) No. 1381/2016, C.A. No.421/2016 in O.A. (St.) No. 1382/2016 C.A. No.422/2016 in O.A. (St.) No. 1379/2016 and C.A.No.423/2016 in O.A.St.1377/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

C.A.Nos.416 to 423 of 2016 –

On hearing, the C.As. are disposed of keeping the aspect of limitation open and will be considered at the time of hearing of the O.As.

O.A. (St.) Nos. 1385/2016, 1384/2016, 1383/2016, 1380/2016, 1381/2016, 1382/2016, 1379/2016 and O.A.St.1377/2016

1. Heard Shri T.U. Tathod, Id. counsel holding for Shri A.D. Girdekar, Id. counsel for the applicants and Shri S.A. Deo, Id. CPO for R-1.

2. Issue notice to R-2 to 4, returnable in **four weeks**. Learned C.P.O. waives notice for R-1.

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.

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

V.C.

dnk.

C.A. 411/2016 in O.A.No.138/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 21.12.2016.

Heard Uday Dastane, Id. Counsel for the applicant, Shri S.A. Sainis, Id. P.O. for R-3 and Shri V.G. Palshikar, Id. Counsel for R-1,2 &4.

Closed for orders.

V.C.

dnk.

