

**O.A. No. 548/2016.**

**CORAM:S.S.Hingne,Vice-Chairman.**  
**DATE : 28<sup>th</sup> November 2016.**

Shri P.D. Sharma, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents.

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

**Vice-Chairman**

pdg

**O.A. No. 631 /2016.**

**Coram: S.S.Hingne,Vice-Chairman.**  
**Date : 28<sup>th</sup> November 2016.**

Shri A.D. Girdekar, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondent No.1. Mrs. N.A. Palshikar, Adv. for R.2 to 4.

At the request of learned counsel for R.2 to 4, **S.O. two weeks for reply.**

Vice-Chairman

pdg

**O.A. No. 173 /2011.**

**Coram: S.S.Hingne,Vice-Chairman.**  
**Date : 28<sup>th</sup> November 2016.**

Smt. K.N. Saboo, Adv. holding for Shri N.R. Saboo, the learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents.

The learned P.O. submits that the D.P.C. proceedings are available.

At the request of learned counsel for the applicant, **S.O. one week.**

To be treated as part heard.

Vice-Chairman

pdg

**O.A. No. 666 /2010.**

**Coram: S.S.Hingne,Vice-Chairman.  
Date : 28<sup>th</sup> November 2016.**

None for the applicant. Shri A.M. Ghogre, learned P.O. for the respondents 1 to 3. Shri R.N. Ghuge, Adv. for R.4. None for R.5.

**Stand over.**

Vice-Chairman

pdg

**O.A. No. 555/2010.**

**Coram: S.S.Hingne,Vice-Chairman.  
Date : 28<sup>th</sup> November 2016.**

None for the applicant. Shri P.N. Warjekar, learned P.O. for the respondents.

**Stand over.**

Vice-Chairman

pdg

**O.A. No. 770/2010.**

**Coram: S.S.Hingne,Vice-Chairman.**

**Date : 28<sup>th</sup> November 2016.**

**C.A. No.508/2016.**

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

For the reasons stated in the  
application, C.A. is allowed and  
disposed of.

**O.A. No. 770/2010.**

Heard both sides.

Closed for orders.

Vice-Chairman

pdg

**O.A. No. 530/2010.**

**Coram: S.S.Hingne,Vice-Chairman.  
Date : 28<sup>th</sup> November 2016.**

None for the applicant. Mrs. M.A. Barabde, learned P.O. for the respondents.

**Stand over.**

Vice-Chairman

pdg

**O.A. No. 443/2010.**

**Coram: S.S.Hingne,Vice-Chairman.  
Date : 28<sup>th</sup> November 2016.**

None for the applicant. Mrs. M.A. Barabde, learned P.O. for the respondents.

**Stand over.**

Vice-Chairman

Pdg



**O.A. No. 445/2010.**

**Coram: S.S.Hingne,Vice-Chairman.**  
**Date : 28<sup>th</sup> November 2016.**

Shri R.V. Shiralkar, learned counsel for the applicants and Shri P.N. Warjekar, learned P.O. for the respondents.

**Place before the regular**  
**Division Bench when available.**

Vice-Chairman

pdg

**O.A. No. 746/2016.**

**Coram: S.S.Hingne, Vice-Chairman.**  
**Date : 28<sup>th</sup> November 2016.**

Shri P.V. Thakre, learned counsel for the applicant and Shri S.A. Deo, learned C.P.O. for the respondents.

The learned CPO submits that the respondents require 10 days' time to decide the representation of the applicant and hence he prays that the O.A. be disposed of.

The learned counsel for the applicant requests that if the O.A. can be decided after 10 days, no prejudice would be caused, because he has made specific prayer that the applicant is to retire within three months.

S.O. **after 10 days for disposal.**

Vice-Chairman

**O.A. No. 604/2010.**

**Coram: S.S.Hingne,Vice-Chairman.  
Date : 28<sup>th</sup> November 2016.**

Shri M.Y. Wadodkar, learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents.

At the request of learned counsel for the applicant, **Stand over.**

Vice-Chairman

Pdg

**O.A. No. 253/2016.**

**Coram: S.S.Hingne, Vice-Chairman.**

**Date : 28<sup>th</sup> November 2016.**

**C.A. No.485/2016.**

Mrs. K.N. Saboo, learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents 1 to 3. None for R. 4 and 5.

2. Since the appointment is made on the post, the applicant wants to add prayer clause ii-b). Hence, the C.A. is allowed. Necessary amendment be carried out forthwith.

3. After carrying out amendment, issue notice to the newly added respondent returnable **after service**.

4. Smt. S.V. Kolhe, learned P.O. waives notice for respondent No.1 to 3. Hamdast granted.

5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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

7. 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.

8. 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.

Vice-Chairman

Pdg

**O.A. No. 240 /2016.**

**Coram: S.S.Hingne,Vice-Chairman.**  
**Date : 28<sup>th</sup> November 2016.**  
**C.A. No.496/2016.**

Shri V.N. Patre, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents.

The learned counsel for both the parties agree that the matter is decided by the Single Bench. Hence, the C.A. is disposed of.

**O.A. No. 240 /2016.**

Put up with identical matter.

S.O. **2.12.2016.**

Vice-Chairman

Pdg

**O.A. No. 565 /2015.**

**Coram: S.S.Hingne,Vice-Chairman.**

**Date : 28<sup>th</sup> November 2016.**

**C.A. No.512/2016.**

None for the applicant. Shri H.A. Pande, learned P.O. for the respondents.

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

Vice-Chairman

Pdg

**O.A. No. 554/2014.**

**Coram: S.S.Hingne,Vice-Chairman.**

**Date : 28<sup>th</sup> November 2016.**

**R.A. No.11/2016.**

Shri G.R. Sadar, learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents.

**Put up before regular D.B.  
when available.**

Vice-Chairman

Pdg



**O.A. No. 353/2016.**

**Coram: S.S.Hingne,Vice-Chairman.**  
**Date : 28<sup>th</sup> November 2016.**

Shri P.V. Thakre, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents.

At the requests of learned counsel for the applicant, S.O. **30.11.2016 for disposal.**

Vice-Chairman

Pdg

**O.A. No. 554/2016.**

**Coram: S.S.Hingne,Vice-Chairman.  
Date : 28<sup>th</sup> November 2016.**

None for the applicant. Shri A.P. Potnis, learned P.O. for the respondents.

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

Vice-Chairman

Pdg

O.A. No.241/2016

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

Dated : 28.11.2016.

Shri S.N. Gaikwad, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1&2, Await service of R-3.

2. At the request of Id. CPO, S.O. three weeks for reply of R-1&2.

3. Issue fresh notice to R-3, returnable in **three weeks**. 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. **S.O. three weeks.**

**V.C.**

dnk.

O.A. No.367/2016

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

Dated : 28.11.2016.

None for the applicant. Smt. S.V. Kolhe, Id. P.O. for R-1&2. Await service of R-3.

Learned P.O. files reply on behalf of R-2, i.e., SDO, Wani. It is taken on record. She undertakes to serve the copy to the Id. counsel for the applicant. R-3. Is not yet served though six months period is lapsed. The O.A. is filed on January,2016. With a view to afford one more opportunity, S.O. two weeks for taking steps to serve R-3 and remove the office objections.

It is made clear that on the next date if none appears for the applicant and no steps are taken, the O.A. will be dismissed.

**S.O. two weeks for dismissal.**

**V.C.**

dnk.

O.A. No.484/2016

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

Dated : 28.11.2016.

None for the applicant. Shri S.A. Deo, Id. CPO for the State.

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

The applicant to remove the office objections.

**S.O. three weeks.**

**V.C.**

dnk.

O.A. No.73/2016

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

Dated : 28.11.2016.

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

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

**V.C.**

dnk.

O.A. No.152/2016

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

Dated : 28.11.2016.

S. Dhote, Id. counsel for the applicant, Shri S.A. Sainis, Id. P.O. for R-1 to 5, none for R-6 and Shri M.R. Rajgure, Id. counsel for R-7.

Learned counsel files reply / preliminary objection on behalf of R-7. It is taken on record.

At the request of Id. counsel for the applicant, **S.O. two weeks for filing rejoinder.**

**V.C.**

dnk.

O.A. No.157/2016

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

Dated : 28.11.2016.

Shri P.V. Thakre, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 and none for R-2.

At the request of Id. P.O., **S.O. one week for reply of R-1.**



**V.C.**

dnk.

O.A. No.365/2016

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

Dated : 28.11.2016.

None for the applicant. Shri P.N. Warjurkar, Id. P.O. for the Respts.

Learned P.O. files reply on behalf of R-3. It is taken on record. He undertakes to serve the copy to the Id. counsel for the applicant.

**Heard. Admit.**

Learned P.O. waives notice for the respondents.

**Hearing expedited.**

**S.O. two weeks.**

**V.C.**

dnk.

O.A. No.405/2016

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

Dated : 28.11.2016.

Shri S.M. Khan, Id. counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the Respts.

The learned counsel for the parties to give the table mentioning disbursement of the amount etc. so that the O.A. can be disposed of.

**S.O. two weeks for disposal.**

**V.C.**

dnk.

O.A. Nos.422,431,432,433 & 434 of 2016

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

Dated : 28.11.2016.

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

Learned P.O. undertakes to file reply during the course of day and serve the copy to the learned counsel for the applicant.

**Heard. Admit.**

Learned P.O. waives notice for the respondents.

**Hearing expedited.**

**S.O. three weeks.**

**V.C.**

dnk.

O.A. No.527/2016

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

Dated : 28.11.2016.

Shri G.K. Bhusari, Id. counsel for the applicant and Smt.M.A. Barabde, Id. P.O. for the Respts.

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

**Heard. Admit.**

Learned P.O. waives notice for the respondents.

**S.O. four weeks.**

**V.C.**

dnk.

O.A. No.534/2016

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

Dated : 28.11.2016.

Shri S.C. Deshmukh, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

Ld. P.O. files the communication dated 15-11-2016 (P-44) to the effect that the suspension of the applicant is revoked and his suspension allowance and salary is also paid to the applicant. The learned counsel for the applicant wants to contradict the same.

**S.O. one week for disposal.**

**V.C.**

dnk.

O.A. Nos.445,446,447, & 448 & 533 of 2016

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

Dated : 28.11.2016.

None for the applicants. Shri P.N. Warjurkar, Id. P.O. for the Respts.

Learned P.O. submits that the charge sheets are served to the applicants.

**S.O. two weeks.**

**V.C.**

dnk.

O.A. No.566/2016

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

Dated : 28.11.2016.

Shri P.V. Thakre, 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. two weeks for reply by way of peremptory chance. It is made clear that on the next date if reply is not files the S.P., Washim shall have to remain present.

**S.O. two weeks.**

**V.C.**

dnk.

O.A. No.593/2016

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

Dated : 28.11.2016.

Shri S.N. Gaikwad, Id. counsel for the applicant and Shri Khadatkar, 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.614/2016

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

Dated : 28.11.2016.

Shri P.P. Khaparde, Id. counsel for the applicant and Shri V.A.Kulkarni, 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.623/2016

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

Dated : 28.11.2016.

None for the applicants. Shri Khadatkar, Id. P.O. for the Respts.

Learned P.O. undertakes to files reply during the course of day and supply the copy to the other side.

**Heard. Admit.**

Ld. P.O. waives notice for the respondents.

**S.O. four weeks.**

**V.C.**

dnk.

O.A. No.741/2016

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

Dated : 28.11.2016.

None for the applicant. Shri S.A. Deo,  
Id. CPO for the Respts.

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

**V.C.**

dnk.

O.A. No.135/2016

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

Dated : 28.11.2016.

None for the applicant. Shri V.A.  
Kulkarni, Id. P.O. for R-1 to 4. None for R-5.

**S.O. two weeks.**

**V.C.**

dnk.

O.A. No.740/2016 (D.B.)

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

Dated : 28.11.2016.

Shri P.V. Thakre, Id. counsel holding for Shri S.P. Palshikar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO R-1. Await service of R-2&3.

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

**V.C.**

dnk.

O.A. No.675/2016

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

Dated : 28.11.2016.

Shri S.C. Deshmukh, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1 to 3 and Shri K.D. Deshpande, Id. counsel for R-4.

The matter is today taken up on mention of Mr. Deshpande, Id. counsel for R-4 and made the submission that the applicant is not cooperating in submitting the photo etc. and therefore the order may not be complied with. The Tribunal has directed to submit the proposal before 30-11-2016. After hearing both the Id. counsel for parties, they have put the official and administrative difficulties.

In the above state of affairs, as per Tribunal's order dated 23-11-2016 the time limit for compliance was given 30-11-2016 but now it is extended upto 15-12-2016.

**S.O. 19-12-2016.**

**V.C.**

**O.A.No. 585 of 2016.**

Coram :- Hon'ble Shri S.S. Hingne, Vice  
Chairman.

Dated :- 28.11.2016.

**ORDER**

Heard Shri A.J. Kadu, Id. counsel  
for the applicant and Smt. V.A. Kulkarni, Id. P.O.  
for R-1. None for R-2.

2. The applicant was transferred  
from Ner to Mangrulpir vide transfer order dated  
31-5-2016 (A-1,P-14). The applicant was due for  
transfer. The Tribunal passed order of status-  
quo. Thereon applicant being 75% disability  
physically handicapped (A-2,P-19), the  
department placed the matter before the Civil  
Services Board. The Civil Services Board in its  
meeting dated 17-10-2016 approved the  
applicant's case and vide communication dated  
18-10-2016 (P-25) informed the Commissioner  
(Education), Pune to take the necessary steps

for prior approval. However, yet no progress in the matter.

3. The learned P.O. requested that one month time will be required. The period of one month and seven days is already lapsed. Though the transfer order was issued on 31-5-2016, the contention of the applicant is that he was not relieved. However, since the transfer order was issued long back, the order of status-quo was passed on 31-8-2016.

4. The applicant's case is that the Education Officer (Primary), Z.P., Yavatmal (R/2) is not allowing the applicant to work contending that the applicant is relieved and the order of status-quo is passed.

5. However, the learned counsel for the applicant submits that no person is posted at Ner from where the applicant is transferred and that post is lying vacant.

6. In the above circumstances, no fruitful purpose will be served if the applicant remains idle. Therefore, the Education Officer (R/2) to allow him to join and work at Ner, if the post is vacant, till 31-12-2016, i.e., issuance of order by department.



7. It is manifest on the communication dated 18-10-2016 that Civil Services Board has proposed the transfer of the applicant on his request. Thus the formalities are to be completed, one month period was available for that. As such further extension of one month period cannot be granted as prayed for. Respondent no.1 to take decision on that proposal on or before 31-12-2016.

8. With this, the O.A. stands disposed of.

**Vice-Chairman.**

dnk.