

O.A. No. 707/2014 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri R.V. Shiralkar, Advocate appeared for the applicant Mrs. B.P. Maldhure. Shri A.M. Ghogre, the learned P.O. for the respondents.

Registrar to comply with the order of this Tribunal dated 26.8.2015.

Interim relief to continue till then.

S.O. **two weeks.**

Member (J)

pdg.

O.A. No. 840/2009 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

None for the applicant. Shri S.A. Deo, the learned C.P.O. for respondent No.1. Shri P.V. Shendre, Adv. holding for Shri V.G. Palshikar, learned counsel for R. 2 and 3.

At the request of Adv. for R. 2 and 3, S.O. **three weeks.**

Member (J)

pdg.

O.A. No. 751/2015 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri A.A. Khwaja, Adv. holding for Shri M.R. Khan, learned counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for the respondents.

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

Member (J)

pdg.

O.A. No. 266/2016 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri A.A. Khwaja, Adv. holding for Shri M.R. Khan, learned counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents 1 to 3. None for R. 4 & 5.

ADMIT.

Shri A.M. Khadatkar, the learned P.O. waives notice for respondent Nos. 1 to 3.

S.O. four weeks.

Member (J)

pdg.

O.A. No. 267/2016 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Heard Shri A.A. Khwaja, Adv. holding for Shri M.R. Khan, learned counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for respondents 1 to 3. None for R. 4 & 5.

Learned P.O. has filed reply of R.3. It is taken on record and copies thereof are supplied to other sides.

ADMIT.

Shri A.M. Khadatkar, the learned P.O. waives notice for respondent Nos. 1 to 3.

S.O. four weeks.

Member (J)

pdg.

O.A. No. 278/2016 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri A.D. Girdekar, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for respondents 1 & 2. Shri S.N. Gaikwad, Adv. for R. 3.

At the request of learned counsel for respondent No.3, S.O. **two weeks.**

Member (J)

pdg.

O.A. No. 223/2015 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

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

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

Member (J)

pdg.

O.A. No. 222/2013 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

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

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

Member (J)

pdg.

O.A. No. 565/2013 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

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

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

Member (J)

pdg.

O.A. No. 402/2014 (S.B.)

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

R.A. No. 03/2016.

Shri Rohit Joshi, the learned counsel for the applicant and Shri M.I. Khan, learned P.O. for respondents 2 and 3. Shri S.P. Palshikar, the learned counsel for R.1.

At the request of learned counsel for R.1, S.O. **two weeks.**

Member (J)

pdg.

O.A. No. 44/2010

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri G.G. Bade, the learned counsel for the applicant and Shri M.I. Khan, learned P.O. for respondents.

At the request of learned counsel for the applicant, put up with connected matters on qualifying service.

Member (J)

pdg.

O.A. No. 55/2010

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Miss K.K. Pathak, the learned counsel for the applicant and Shri P.N. Warjekar, learned P.O. for respondent No.1. Shri P.V. Shendre, Adv. holding for Shri V.G. Palshikar, learned counsel for R.2. None for R. 3 to 5.

Put up with connected matters when D.B. is available.

Member (J)

pdg.

O.A. No. 60/2010

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

None for the applicants. Shri V.A. Kulkarni, learned P.O. for the respondents.

Stand over.

Member (J)

pdg.

O.A. No. 62/2010

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

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

Put up before the regular D.B. when it is available.

Member (J)

pdg.

O.A. No. 63, 64 & 65 of 2010

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

None for the applicant. Shri H.K. Pande, learned P.O. for the respondents 1 and 2. None for 3 to 7.

At the request of learned P.O.,
S.O. six weeks for reply to the amended O.A.

Member (J)

pdg.

O.A. No. 188/2016

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Mrs. Kiran N. Saboo, learned counsel for the applicant and Mrs. M.A. Barabde, learned P.O. for the respondents.

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

Member (J)

pdg.

O.A. No. 106/2016

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

There is a leave note from learned counsel for the applicant. Shri S.A. Sainis, learned P.O. for the respondents.

The learned P.O. submits that he has received parawise reply. He seeks time to file the same.

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

Member (J)

pdg.

O.A. No. 133/2016

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

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

No hamdast is collected, though O.A. is filed in February 2016.

With a view to afford one more opportunity, **S.O. four weeks to take necessary steps.**

It is made clear that else the O.A. will be dismissed.

Member (J)

pdg.

O.A. No. 110/2015.

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri G.G. Bade, the learned counsel for the applicant and Shri H.K. Pande, learned P.O. for respondents.

The learned P.O. has filed reply on behalf of R.4-Dy. Superintendent of Land Records, Amgaon. It is taken on record and copies thereof are supplied to other sides.

At the request of learned P.O.,
S.O. three weeks for filing reply of R. 3 & 5.

Member (J)

pdg.

O.A. No. 429/2015.

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri R.V. Shiralkar, the learned counsel for the applicant and Smt. M.A. Barabde, learned P.O. for R. 1 and 2. Shri A.P. Sadavarte, Adv. for R. 3,5,8 and 9. None for R. 4 & 7.

The applicant has filed pursis to delete the name of R.6. It is allowed. Name of R.6 be deleted.

The learned P.O. filed reply to the amended O.A. It is taken on record and a copy thereof is supplied to the other sides.

Shri A.P. Sadavarte, Adv. for R. 3,5,8 and 9 seeks time to file reply.

S.O. **four weeks.**

Member (J)

pdg.

O.A. (St.) No. 1284/2016.

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

C.A.No.314/2016.

Heard Shri G.G. Bade, the learned counsel for the applicants and Shri S.A. Deo, learned C.P.O. for the respondents.

Since the claim of the applicant is one and the same, C.A. is allowed. It is made clear that no point other than the common interest will be agitated. C.A. stands disposed of.

O.A. (St.) No. 1284/2016.

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

Put up alongwith O.A. No. 233/2016 & others.

Member (J)

pdg.

O.A. No.150 /2016.

Coram : S.S. Hingne, M (J).

Dated : 30th September 2016.

Shri S.P. Palshikar, learned counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for the respondents 1 & 2. Shri R.V. Shiralkar, Adv. for R.3. None for R. 4 to 10.

Put up before the Registrar to pay deficit court fee.

At the request of learned CPO, for R. 1 and 2 and learned counsel for respondent No. 3, S.O. **four weeks for reply.**

Member (J)

pdg.

O.A.No. 415/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Miss. K.K.Pathak, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1 to 4. None for R-5.

At the request of learned counsel for the applicant, **S.O. 10-10.2016.**

Member (J)

dnk.

O.A.No. 34/2012

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

None for the applicant.

Shri P.N. Warjurkar, Id. P.O. for the Respts.

The applicant the Agriculture Assistant seeks regular promotion as Agriculture Supervisor. As such, it be placed before the Division Bench.

Member (J)

dnk.

O.A.No. 538/2014

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

C.A.447/2016 -

Shri M.S. Rathod, Id. counsel holding for Shri S.G. Shukla, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for R-1 to 3. None for R-4 to 6.

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

Member (J)

dnk.

Rev.A.03/2016 in O.A.402/2014

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30-8-2016.

None for the applicant (original Res.No.2), Shri S.P.Palshikar, Id. Counsel for Resp.no.1 (Org. applicant) and Shri P.N. Warjurkar, Id. PO for R-2&3 (Org. R-1&3).

At the request of Shri S.P. Palshikar, Id. counsel for Resp.no.1 (Org. applicant),
S.O. three weeks.

Member (J)

dnk.

O.A.No. 158/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri S.A. Sahu, Id. counsel for the applicants and Shri P.N. Warjurkar, Id. P.O. for the Respts.

Learned P.O. submits that he has received parawise reply and requests further time. At his request S.O. four weeks for reply by way of peremptory chance.

It is made clear that if the reply is not filed on the next date, the Director will be called to remain present.

S.O. four weeks.

Member (J)

dnk.

O.A.No. 264/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri Bharat Kulkarni, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the Respts.

At the request of learned P.O., S.O. four weeks for reply by way of last chance.

Member (J)

dnk.

O.A.No. 264/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri Bharat Kulkarni, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the Respts.

At the request of learned P.O., S.O. four weeks for reply by way of last chance.

Member (J)

dnk.

O.A.Nos. 378,379,380 & 381 of 2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri Bharat Kulkarni, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the Respts.

At the request of learned P.O., S.O. four weeks for reply by way of last chance.

Member (J)

dnk.

O.A.No. 419/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

There is a leave note from Shri N.D. Thombre, Id. counsel for the applicant.

Shri M.I. Khan, Id. P.O. for the Respts.

S.O. three weeks.

Member (J)

dnk.

O.A.No. 160/2009

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

None for the applicant. Smt. M.A.
Barabde, Id. P.O. for the Respts.

S.O. three weeks.

Member (J)

dnk.

O.A.No. 222/2013

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri S.P. Palshikar, Id. counsel for the applicants and Smt. M.A. Barabde, Id. P.O. for the Respts.

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

Member (J)

dnk.

O.A.No. 565/2013

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri S.P. Palshikar, Id. counsel for the applicants and Smt. M.A. Barabde, Id. P.O. for the Respts.

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

Member (J)

dnk.

O.A.No. 772/2014

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Ms. D.A. Thakkare, Id. counsel holding for Shri A.G. Thakkar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the Respts.

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

Member (J)

dnk.

O.A.No. 463/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.No. 464/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.No. 465/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.No. 466/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.No. 467/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.No. 468/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.No. 469/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri R.R. Dawda, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

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

Heard. Admit.

Learned P.O. waives notice for R-1&2.

S.O. three weeks for disposal.

Put up along with other connected matters.

Member (J)

dnk.

O.A.Nos. 625,626,627 & 628 of 2015

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Shri A.M. Ghare, Id. counsel for the applicants, Smt. M.A. Barabde, Id. P.O. for R-1&2 and Shri P.S. Sadavarte, Id. counsel for R-3.

At the request of learned P.O., **S.O. 20-10-2016.**

Member (J)

dnk.

O.A.No. 88/2012

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Heard Shri J.L. Bhoot, Id. counsel for the applicants and Smt. M.A. Barabde, Id. P.O. for the Respts.

The applicants are claiming the scale of Sub-Divisional Engineer contending that at present they are working as Junior Engineer and next promotional scale is Sub-Divisional Engineer. Whereas the respondents contended the Sectional Engineer is the next promotional scale of Junior Engineer.

At the request of both the parties, S.O. 24.10.2016 to clarify on the same point.

P.H.

Member (J)

dnk.

O.A.No. 192/2004

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Mrs. R.V. Siddiqui, Id. counsel for the applicants and Smt. S.V. Kolhe, Id. P.O. for the Respts.

On request of Id. counsel for the applicants, allowed to delete the names of applicant nos. 3,5,7 & 9 who are daughters-in-law.

The learned counsel for the applicant submits that her challenge in this case is restricted to competency of the authority and challenge is to the power of the authority of issuing the charge sheet and imposing the punishment. These points are legal and challenge is restricted for the same. Thus, the case to be decided purely on the legal point.

S.O. 21-10-2016.

Member (J)

dnk.

O.A.No. 613/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the Respts.

The applicant was serving in the naxalite affected area till 13th September,2014 and was getting the higher pay scale benefit. Thereafter he is transferred out of that area but the benefit continued. As the applicant is to retire on May,2017.

This mistake is not occurred due to any act on the part of the applicant. Hence recovery is stayed. Now the wisdom will dawn on the respondents to make the correct payment. The department to take necessary steps for the same.

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

Steno copy be supplied to the learned CPO.

Member (J)

dnk.

O.A.No. 655/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 30.09.2016.

Heard Shri N.R. Saboo, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for State.

2. Issue notice to R-2 & 3, returnable in three 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.

7. The applicant Junior Clerk was transferred vide order dated 30-05-2015 (A-1,P-8) from Wardha to Nagbhid. However, the learned counsel for the applicant submits that in place of the applicant in the same order one Mr. Kherde was posted from Karanja to Wardha and he had joined. However, the applicant was not relieved. The applicant made the representation on 10-03-2016 (A-2,P-12) that he should be continued at Wardha or on any post considering the difficulties. However, in the general transfers of 2016 nothing was done and remains as it is.

8. The applicant has come with a case that yesterday the Civil Surgeon, Wardha (R/3) called him and told that he shall have to handover charge and to join at Nagbhid on 1-10-2016. The learned CPO submits that he has no instructions since the matter is filed today only and offices are closed due to holiday.

9. It appears that the applicant also wants to continue. Any how fact remains that for one reason or the other and may be at the instances of either of parties the transfer order dated 30-5-2015 is not implemented. Now the period of one year and four months is lapsed.

10. In the above state of affairs, status-quo as on today be maintained in respect of posting of applicant till filing of the reply.

S.O. three weeks.

Steno copy be given to the learned CPO.

Member (J)

dnk.

