

O.A. No.619/2022 (S.B.)

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

Dated : 01/11/2023.

Shri S.M. Khan, Id. counsel for applicant
and Shri A.P. Potnis, Id. P.O. for respondents.

At the request of Id. counsel for the
applicant, **S.O. 22/11/2023.**

Vice Chairman

dnk.

O.A. No.67/2023 (S.B.)

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

Dated : 01/11/2023.

Shri S. Pande, Id. counsel for applicants
and Shri A.P. Potnis, Id. P.O. for respondents.

At the request of Id. counsel for the
applicants, **S.O. after four weeks.**

Vice Chairman

dnk.

O.A. No.676/2017 (S.B.)

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

Dated : 01/11/2023.

None for applicant. Shri A.P. Potnis, Id.
P.O. for R-1, Shri S.N. Gaikwad, Id. counsel
holding for Shri H.D. Marathe, Id. counsel for
R-2 to 5.

At the request of Id. counsel for R-2 to 4,
S.O. after four weeks.

Vice Chairman

dnk.

C.A.410/23 in O.A. No.323/2022 (S.B.)

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

Dated : 01/11/2023.

Shri N.R. Saboo, Id. counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondents.

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

Vice Chairman

dnk.

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

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

Dated : 01/11/2023.

Shri N.R. Saboo, Id. counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.As. 1079,1080 & 1081 of 2021 (S.B.)

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

Dated : 01/11/2023.

Heard Shri S.N. Gaikwad, Id. counsel for applicants and Shri A.P. Potnis, Id. P.O. for respondents.

2. The Id. P.O. files reply of R-3 in all the O.As. Same are taken on record.

3. As per the submission of learned counsel for applicants, as per the instructions received from the applicants, the suspension of all the applicants are revoked.

4. In view of above, the O.As. are disposed of as the grievances of the applicants are redressed.

Vice Chairman

dnk.

O.A. No.1182/2023 (S.B.)

Devashish P. Anvekar Vs. State of Mah. & Ors.)

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

Dated : 01/11/2023.

ORDER

Heard Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the State.

2. The respondent no.3, Shri Aakash M. Shengade was working at Bembla Project, Sub Division no.3, Kalamb, Division Yavatmal. As per the order dated 30/06/2023, he was transferred to Gosikhurd Project Division, Wahi, Division Nagpur.

3. As per the submission of learned counsel for the applicant, the respondent no.3 not joined at the place of transfer as per the order dated 30/06/2023. Now on his own request, respondent no.1 issued transfer order dated 31/10/2023 and respondent no.3 is posted in place of the applicant and the applicant is transferred, but the post is not given.

4. Looking to the earlier transfer order dated 30/06/2023, respondent no.3 was already transferred in Nagpur Division, but he has not joined on the said post. But without following the due procedure, the applicant is transferred and respondent no.3 is posted as per his request. It is a mid-term transfer. Hence, **the stay is granted to the impugned transfer order dated 31/10/2023 till filing of reply.**

5. Issue notice to the respondents returnable **after four weeks**. Learned P.O. waives notice for State. Hamdast allowed.

6. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

8. 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.

9. 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.

10. 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.

S.O. after four weeks.

Steno copy is granted...

Vice Chairman

dnk.

O.A. No.1127/2021 (S.B.)

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

Dated : 01/11/2023.

Shri S.N. Gaikwad, Id. counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondent no.1. Await service of R-2&3.

S.O. after three weeks for filing service affidavit.

Vice Chairman

dnk.

O.A. No.1145/2021 (S.B.)

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

Dated : 01/11/2023.

Smt. Lanjewar, Id. counsel holding for
Shri Saboo, Id. counsel for applicant and Shri
A.M. Khadatkar, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. No.1149/2021 (S.B.)

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

Dated : 01/11/2023.

None for applicants. Shri A.M. Khadatkar, Id. P.O. for respondent nos.1&2 and Shri Zaheer, Id. counsel for R-3&4.

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

Vice Chairman

dnk.

O.A. No.1150/2021 (S.B.)

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

Dated : 01/11/2023.

None for applicant. Heard Shri A.M. Khadatkar, Id. P.O. for respondents.

The Id. P.O. files reply of R-1 to 3. It is taken on record.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.37/2022 (S.B.)

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

Dated : 01/11/2023.

None for applicant. Heard Shri A.M. Khadatkar, Id. P.O. for respondents.

The Id. P.O. files reply of R-2. It is taken on record. The Id. P.O. submits that said reply is sufficient to decide the matter.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.186/2022 (S.B.)

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

Dated : 01/11/2023.

None for applicant. Shri A.M. Khadatkar,
Id. P.O. for respondent nos.1 to 3. None for R-4.

The Id. P.O. files reply of R-2. It is taken
on record.

At the request of Id. P.O., **S.O. after four
weeks** for filing reply of other respondents.

Vice Chairman

dnk.

O.A. No.152/2023 (S.B.)

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

Dated : 01/11/2023.

Heard Shri S.M. Khan, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondent nos.1&2 and Laxmi Mallewar, Id. counsel for R-3.

Laxmi Mallewar, Id. counsel files reply of R- 3. It is taken on record. The reply of R-2 is already filed on record.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. 23/11/2023.

Vice Chairman

dnk.

O.A. No.212/2023(S.B.)

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

Dated : 01/11/2023.

Shri P.P. Khaparde, Id. counsel for applicant, Shri A.M. Khadatkar, Id. P.O. for R-1 to 4 and none for R-5.

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

Vice Chairman

dnk.

O.A. No.308/2023 (S.B.)

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

Dated : 01/11/2023.

Heard Shri V.R. Borkar, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

The Id. P.O. files reply of R-4&5. It is taken on record. The Id. P.O. submits that said reply is sufficient to decide the matter.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.309/2023 (S.B.)

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

Dated : 01/11/2023.

Heard Shri V.R. Borkar, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

The Id. P.O. files reply of R-4&5. It is taken on record. The Id. P.O. submits that said reply is sufficient to decide the matter.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.851/2023(S.B.)

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

Dated : 01/11/2023.

Shri R.V. Shiralkar, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.As. 1042,1043,1044,1045 & 1046 of 2023 (S.B.)

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

Dated : 01/11/2023.

Heard Shri S.P. Palsikar, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

The Id. P.O. files reply of R-2&3 in all matters. Same are taken on record.

The matters are admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. 22/11/2023.

Vice Chairman

dnk.

O.A. No.1174/2023 (S.B.)

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

Dated : 01/11/2023.

C.A. 584/2023 -

Heard Shri S. Pande, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for State.

2. Both the applicants are claiming common relief. Hence, the C.A. for filing Jt. O.A. is allowed and disposed of.

O.A. No.1174/2023 -

Heard Shri S. Pande, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for State.

2. Issue notice to the respondents returnable **after four weeks**. 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.

S.O. after four weeks.

Vice Chairman

dnk.

O.As. 445,446 & 447 of 2015 (S.B.)

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

Dated : 01/11/2023.

Heard Shri N.B. Bargat, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 22/11/2023.**

Vice Chairman

dnk.

O.A. No.1055/2022 (S.B.)

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

Dated : 01/11/2023.

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

S.O. 21/11/2023.

Vice Chairman

dnk.

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

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

Dated : 01/11/2023.

Shri S.M. Khan, Id. counsel for applicant, Shri M.I. Khan, Id. P.O. for respondent nos.1 to 3 and Shri N.R. Saboo, Id. counsel for R-4.

2. Shri N.R. Saboo, Id. counsel has filed counter affidavit on behalf of R-4. It is taken on record.

3. The learned counsel for applicant has filed written notes of argument. It is taken on record.

4. The Id. P.O. seeks time to argue the matter.

S.O. 21/11/2023.

Vice Chairman

dnk.

O.A. No.328/2023 (D.B.)

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

Dated : 01/11/2023.

Shri K.S. Agrawal, Id. counsel for applicants and Shri A.P. Potnis, Id. P.O. for R-1, Await service of R-2 to 4.

2. The learned counsel for applicants submits that the respondents are served and he will file service affidavit in the office.

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

Vice Chairman

dnk.

O.As. 676 & 678 of 2020 (D.B.)

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

Dated : 01/11/2023.

None for the applicants. Shri A.P.
Potnis, Id. P.O. for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.897/2020 (D.B.)

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

Dated : 01/11/2023.

C.A. 350/2023 -

Heard Shri G.K. Bhusari, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. The applicant wants to amend the O.A. He is claiming the old pension as he was appointed in the year 1996.

3. The learned counsel for applicant submitted that he could not produce any document earlier in this regard. But after the Judgment of the M.A.T. Principal Bench, Mumbai in O.As. 553&554 of 2022, decided on 14/06/2023 he wants to amend the O.A.

4. Looking to the submission, the C.A. is allowed and disposed of. Necessary amendment be carried out within three weeks and amended copy be supplied to the other side.

O.A. No.897/2020 –

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.340/2023 (D.B.)

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

Dated : 01/11/2023.

Heard Shri S.M. Khan, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 24/11/2023** for filing reply.

Vice Chairman

dnk.

O.A. No.875/2023 (D.B.)

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

Dated : 01/11/2023.

Shri S.B. Gandhe, Id. counsel for applicants, Shri M.I. Khan, Id. P.O. for R-1 & 2 and Shri M. Deo, Id. counsel for R-3&5 to 7.

At the request of Id. P.O., **S.O. 29/11/2023** for filing reply.

Vice Chairman

dnk.

O.As. 925 & 1020 of 2023 (D.B.)

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

Dated : 01/11/2023.

Shri N.D. Thombre, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

2. The learned P.O. wants time to get instructions as per the order of this Tribunal dated 11/10/2023.

3. The Id. P.O. is directed to get instructions positively and file reply before next date.

S.O. 07/11/2023.

Vice Chairman

dnk.

O.A. No.1051/2023 (D.B.)

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

Dated : 01/11/2023.

Shri R.V. Shiralkar, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 07/11/2023** for filing reply.

Vice Chairman

dnk.

O.A. No.1158/2023 (D.B.)

(Khan K. A. M. Ullah Vs. State of Mah. & Ors.)

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

Dated : 01/11/2023.

C.A. No. 583/2023 -

Heard R.D. Karode, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1.

2. Hamdast for R-2 is not collected.
3. On the very first date i.e. on 27/10/2023 interim relief was not granted.
4. The applicant has filed this C.A. to grant interim relief directing the respondents to allow his application to appear in the interview for the post of Assistant Commissioner, Animal Husbandry. On the very first date, the learned counsel for applicant has submitted that the applicant has committed mistake while filling the form for the post of Assistant Commissioner, Animal Husbandry. In the form, he was to mention that his service was 'contractual' but he has wrongly mentioned as 'contributory'. Therefore, his form was not accepted.
5. The counsel for applicant again seeking the same relief. The Interim relief was not granted on the ground that the applicant was required to fill the form cautiously. Now the respondents cannot be directed to allow the applicant to appear in the said examination. Again the same relief is claim by filing this C.A. Hence, the C.A. is disposed of as not maintainable.

O.A. No.1158/2023 -

The applicant is directed to serve the respondents positively before the next date.

S.O. 20/11/2023.

Steno copy is granted...

Vice Chairman

dnk.

O.A. No.1119/2023 (D.B.)

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

Dated : 01/11/2023.

C.A. 528/2023 -

Heard Shri M. Deo, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for the State.

2. For the reasons stated in the application, the C.A. for filing Jt. O.A. is allowed and disposed of.

O.A. No.1119/2023 -

Heard Shri M. Deo, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for the State.

2. All the applicants are selected for the post of Police Constable in the establishment of respondent no.3. They are directed to produce caste validity certificate.

3. The learned counsel for applicants has pointed out the Judgment of Hon'ble Bombay High Court, Bench at Nagpur in the case of ***Shrikant C. Saindane Vs. State of Mah. & Ors., 2012 (1) Mh.L.J.,787***. After this Judgment, the Government of Maharashtra has issued the G.R. dated 12/12/2011.

4. The learned counsel for applicants has pointed out the advertisement and more particularly Clause (i) (2) of the advertisement. As per this advertisement, the candidates who are selected for the reserved posts, they will be appointed, but their appointments will be subject to the caste validity and they are required to get caste validity within six months, in view of the Judgment of Hon'ble Bombay High Court in the case of ***Shrikant C. Saindane Vs. State of Mah. & Ors., 2012 (1) Mh.L.J.,787*** and G.R. dated 12/12/2011.

5. The learned P.O. raised objection for grant of interim relief at this stage.

6. In the meanwhile, the Id. P.O. is directed to get instructions from the respondents in this regard before the next date. On the next date, the O.A. will be decided finally.

7. Issue notice to the respondents returnable **07/11/2023**. Learned P.O. waives notice for State. Hamdast allowed.
8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
9. 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.
10. 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.
11. 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.
12. 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.

S.O. 07/11/2023.

Vice Chairman

dnk.

C.A.547/23 in C.P.72/22 in O.A.181/22 (D.B.)

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

Dated : 01/11/2023.

Heard Shri S.P. Palshikar, Id. counsel for applicants and Shri A.P. Potnis, Id. P.O. for respondents.

2. The Id. P.O. is directed to call the concerned Officer to remain present before this Tribunal on the next date.

S.O. 23/11/2023.

Steno copy is granted..

Vice Chairman

dnk.

O.A. No.1179/2023 (D.B.)

(Dr.Shivani A. Deshmukh Vs.State of Mah. & ors.)

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

Dated : 01/11/2023.

Heard Shri M. Deo, learned counsel for the applicant and Shri A.P. Potnis, learned P.O. for the State.

2. The applicant was appointed on the post of Assistant Professor at G.M.C., Nagpur as per the order dated 24/11/2022 for a particular period on contract basis. The said order was extended from time to time and lastly as per order dated 19/07/2023 the extended period will come to an end **on 21/11/2023**.

3. The learned counsel for the applicant has pointed out the Judgment of Hon'ble Supreme Court in the case of ***Hargur Pratap Singh Vs. State of Punjab & Ors., (2007) 13 SCC,292*** and the order of this Tribunal dated 27/10/2023 in O.A.1162/2023. Hence, the following order –

ORDER

(i) The respondents are directed to comply the condition no.1 in the appointment orders on contract basis dated 24/11/2022, 20/03/2023 and 19/07/2023. The applicant shall not be discontinued till the candidate is made available by MPSC.

4. In the meantime, issue notice to the respondents returnable **07/11/2023**. 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 to 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.

S.O. 07/11/2023.

Steno copy is granted...

Vice Chairman

dnk.

C.P. 114/2023 in O.A. No.620/2012 (D.B.)

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

Dated : 01/11/2023.

Heard Shri S.D. Patil, Id. counsel for applicant and Shri A.P. Potnis, Id. 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. The learned P.O. waives notice for State. Hamdast granted.

S.O. after four weeks.

Vice Chairman

dnk.

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

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

Dated : 01/11/2023.

Heard Shri P.D. Meghe, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for the respondent nos.1 to 7. Await service of R-9. None for other respondents.

2. The respondent No.8, Mirza Sagir Baig sent letter dated 27/10/2023. It is taken on record and marked Exh-X for identification. As per this letter, he is already retired from service and therefore he is not concerned with this O.A. Hence, his name i.e. respondent no.8 be deleted from this O.A.

3. As per the submission of learned counsel for applicant, the newly added respondents have not joined the duties and therefore he will get information in that regard and file relevant document on record.

4. The O.A. was already heard. When it is reserved for Judgment, this Tribunal has pointed out the learned counsel for applicant that the affected persons are necessary parties. Thereafter, they are made party / respondent. Hence, the applicant is directed to serve the newly added respondents before next date.

5. So far as respondent no.7 is concerned, the learned P.O. waives notice for respondent no.7.

6. Till the next date, if the newly added respondents are not served, the status-quo order will be vacated.

7. The applicant is directed to serve the newly added respondents by any mode till next date.

S.O. 29/11/2023 (PH).

Vice Chairman

dnk.
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O.A.No.248/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.Nos.464&465/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Smt. Saboo, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. Ld. counsel for the applicant states that the O.A. has become infructuous and nothing survives in it. In view of this statement, **O.A. is disposed of with no order as to costs.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.1056/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri T.M.Zaheer, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents. Shri A.P.Mohod, applicant in person present.

2. Ld. counsel for the applicant makes a statement that the applicant is unconditionally withdrawing the O.A.. The applicant is present in person.

3. **The O.A. is disposed of as withdrawn.**

Member (J)

Date:- 01/11/2023.
aps.

O.A.No.1071/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri A.Joshi holding for Shri S.N.Gaikwad, ld. counsel for the applicant and Shri S.A.Sainis, 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. 01st week of December, 2023.**

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

Member (J)

Date:- 01/11/2023.
aps.

O.A.No.24/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

2. The Id. P.O. has filed reply on behalf of the respondents 3, 4 & 5. 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. 01st week of December, 2023.**

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

Member (J)

Date:- 01/11/2023.
aps.

O.A.No.35/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.1016/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. Ld. P.O. submits that affidavit is ready but it could not be sworn.

3. **S.O. 22.11.2023.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.Nos.10&14/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

2. On oral request of ld. P.O., **S.O. 24.11.2023 to file reply.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.613/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

C.A.No.430/2023:-

Heard Shri K.S.Motwani, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 1 & 2. 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. 28.11.2023.**

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

Member (J)

Date:- 01/11/2023.
aps.

O.A.No.614/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

C.A.No.431/2023:-

Heard Shri K.S.Motwani, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the Respondents 1 & 2 and Shri R.K.Taiwade, ld. counsel for the R-3.

2. The ld. P.O. has filed reply on behalf of the respondents 1 & 2. 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. 28.11.2023.**

6. *Meanwhile, the ld. counsel for the applicant is at liberty to file Rejoinder as well as ld. counsel for the respondent no. 3 to file reply, if any.*

Member (J)

Date:- 01/11/2023.
aps.

O.A.No.750/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.**

Heard Shri K.Dhoble, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.856/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.877/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.978/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

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

Date:- 01/11/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri S.Khandekar, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. 28.11.2023 to file reply.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.1039/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri A.Joshi holding for Shri S.N.Gaikwad, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents. Await service of R-2 to 4.

2. Ld. counsel for the applicant states that he will ascertain that whether respondents are served, **S.O. three weeks.**

Member (J)

Date:- 01/11/2023.
aps.

O.A.No.1070/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri N.Lade, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents. Await service of R-2.

2. Ld. counsel for the applicant states that respondents are served and he will file service affidavit, **S.O. two weeks.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.70/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri S.S.Ghate, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the Respondents.

2. In this case one of the solitary issue is whether G.R. dated 30.01.2017 will have retrospective application or prospective application. It is the contention of the applicant that the G.R. will have retrospective application. According to respondents the G.R. applies prospectively.

3. These being controversy, **the O.A. be placed before Division Bench.**

Date:- 01/11/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Smt. K.N.Saboo, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.633/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the Respondents 1 to 3, Shri A.M.Motlag, ld. counsel for the R-4 and Shri R.D.Karode, ld. counsel for the R-5.

2. On oral request of ld. counsel for the applicant, **S.O. 06.11.2023.**

3. **Interim relief to continue.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.25/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

2. None for the applicant since long. **The O.A.**
is dismissed for want of prosecution.

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.26/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

2. None for the applicant since long. **The O.A.**
is dismissed for want of prosecution.

Member (J)

Date:- 01/11/2023.
aps.

O.A.Nos.59&60/2017 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents. None for the R-4 & 5.

2. On oral request of ld. P.O., **S.O. 23.11.2023 for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.94/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri S.C.Deshmukh, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents. None for the R-3.

2. On oral request of ld. counsel for the respondents, **S.O. after Diwali Vacation for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.553/2019 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.**

Heard Shri A.S.Shukla, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents. None for the R-4 & 5.

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.1066/2019 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.**

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

2. On oral request of ld. P.O., **S.O. 03.11.2023 for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.894/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri B.Kulkarni, 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. 02.11.2023 for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.889/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

2. **Closed for orders.**

Date:- 01/11/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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. P.O., **S.O. after Diwali Vacation for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.162/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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. 29.11.2023 for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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. P.O., **S.O. after Diwali Vacation for final hearing.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.657/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri S.P.Kshirsagar, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. **Closed for orders.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.Nos.697&774/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

None for the applicant. Shri H.K.Pande, ld.
P.O. for the Respondents. None for the R-4 & 5 in O.A.
No. 774/2022.

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.750/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. **Closed for orders.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.870/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

2. **Closed for orders.**

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.129/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

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

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

Date:- 01/11/2023.
aps.

Member (J)

O.A.No.401/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 01/11/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

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

Date:- 01/11/2023.
aps.

Member (J)