

O.A. No.433/2022 (S.B.)

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

Dated : 08/06/2023.

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

At the request of learned counsel for the applicant, **S.O. 19/06/2023.**

Vice Chairman

dnk.

(S.B.)

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

Dated : 08/06/2023.

**O.As.250,251,252,253,254,255,256,257,262 &
269 of 2022 -**

Shri H.M. Bobade, Id. counsel for the applicants and Shri A.M. Ghogre, Id. counsel for the R-1. Await service of R-2 to 3, R-2 to 4 and R-2 to 5 in the respective O.As. None for R-4 in the respective O.As.

2. The learned counsel for the applicants submits that the respondents are served and he will file service affidavit within two weeks.

S.O. after two weeks.

Vice Chairman

dnk.

O.A. No.857/2022 (S.B.)

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

Dated : 08/06/2023.

Shri K.S. Malokar, 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. four weeks.**

Vice Chairman

dnk.

O.A. No.455/2023 (S.B.)

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

Dated : 08/06/2023.

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

2. The learned counsel for the applicant submits that similar matter i.e. O.A.1014/2021 is listed on 19/6/2023, therefore, this matter may also be kept on the same date.

3. At the request of learned counsel for the applicant, **S.O. 19/06/2023** along with similar matter.

Vice Chairman

dnk.

O.A. No.456/2023 (S.B.)

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

Dated : 08/06/2023.

Shri N.R. Saboo, Id. counsel holding for Shri A.P. Tathod, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

2. The learned counsel for the applicant submits that similar matter i.e. O.A.1014/2021 is listed on 19/6/2023, therefore, this matter may also be kept on the same date.

3. At the request of learned counsel for the applicant, **S.O. 19/06/2023** along with similar matter.

Vice Chairman

dnk.

O.A. No.457/2023 (S.B.)

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

Dated : 08/06/2023.

Heard Shri N.R. Saboo, Id. counsel holding for Shri A.P. Tathod, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

3. The learned counsel for the applicant submits that similar matter i.e. O.A.1014/2021 is listed on 19/6/2023, therefore, this matter may also be kept on the same date.

4. At the request of learned counsel for the applicant, **S.O. 19/06/2023** along with similar matter.

Vice Chairman

dnk.

O.A. No.137/2017 (S.B.)

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

Dated : 08/06/2023.

Shri N.R. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. At the request of Id. Counsel for the applicant, **S.O. 21/06/2023.**

Vice Chairman

dnk.

O.A. No.183/2021 (S.B.)

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

Dated : 08/06/2023.

Shri N.R. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. At the request of Id. Counsel for the applicant, **S.O. 21/06/2023.**

Vice Chairman

dnk.

O.A. No.27/2016 (S.B.)

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

Dated : 08/06/2023.

Shri G.K. Bhusari, Id. Counsel holding for
Shri S.N. Gaikwad, Id. counsel for the applicant
and Shri M.I. Khan, Id. P.O. for respondents.

2. At the request of Id. Counsel for the
applicant, **S.O. 15/06/2023.**

Vice Chairman

dnk.

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

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

Dated : 08/06/2023.

None for applicant. Shri M.I. Khan, Id. P.O. for R-1 and Shri H.D. Marathe, Id. Counsel for R-2. None for other respondents.

At the request of Shri H.D. Marathe, Id. Counsel for R-2, **S.O. 22/06/2023.**

Vice Chairman

dnk.

O.A. No.531/2023 (S.B.)

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

Dated : 08/06/2023.

Heard Shri A.P. Tathod, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. As per submission of learned counsel for the applicant, the applicant wants to file Writ Petition before the Hon'ble High Court, therefore, he wants to withdraw the present O.A.

3. In view of above, the O.A. is disposed off as withdrawn. No order as to costs.

Vice Chairman

dnk.

O.A. No.933/2022 (S.B.)

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

Dated : 08/06/2023.

Shri B. Kulkarni, Id. Counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 22/06/2023.**

Vice Chairman

dnk.

Rev.A. 05/2020 in O.A. No.481/2018 (S.B.)

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

Dated : 08/06/2023.

None for applicant. Shri H.K. Pande, Id. P.O. for R-1 to 3. Preetam Raje, Id. Counsel holding for Shri Bhutada, Id. Counsel for R-4.

As per order dated 25/02/2020 of Hon'ble High Court, Bench at Nagpur, the present application is stayed.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.741/2022 (S.B.)

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

Dated : 08/06/2023.

Heard Shri Barhate, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. The applicant has filed pursis dated 05/06/2023. As per pursis, the applicant is transferred as Sub Divisional Agricultural Officer, Yavatmal. Accordingly he joined on the said post of transfer. Grievance of the applicant is now redressed, therefore, he wants to withdraw the O.A.

3. In view of above, the O.A. is disposed of as withdrawn. No order as to costs.

Vice Chairman

dnk.

O.A. No.783/2022 (S.B.)

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

Dated : 08/06/2023.

Shri A.R. Chavhan, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. after one week.**

Vice Chairman

dnk.

O.A. No.201/2023 (S.B.)

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

Dated : 08/06/2023.

Shri S.D. Chande, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. after two weeks** for filing reply as a last chance.

Vice Chairman

dnk.

O.A. No.227/2023 (S.B.)

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

Dated : 08/06/2023.

Shri S.D. Chande, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Await service of R-2&3.

2. The Id. Counsel for applicant submits that the respondents are served and he will file service affidavit within two weeks.

S.O. two weeks.

Interim relief granted on 9/3/2023 to continue till next date.

Vice Chairman

dnk.

O.A. No.296/2023 (S.B.)

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

Dated : 08/06/2023.

Shri K.J. Topale, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Await service of R-2&3.

2. The Id. Counsel for applicant submits that the respondents are served and he will file service affidavit within two weeks.

3. The Id. P.O. seeks time to file reply.

S.O. after two weeks.

Vice Chairman

dnk.

O.A. No.352/2023 (S.B.)

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

Dated : 08/06/2023.

Mrs. S.D. Anjankar, Id. Counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.355/2023 (S.B.)

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

Dated : 08/06/2023.

None for the applicant. Shri H.K.
Pande, Id. P.O. for R-1. Await service of R-2&3.

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.469/2023 (S.B.)

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

Dated : 08/06/2023.

Heard Shri Barhate, Id. Counsel for the applicant and Shri H.K. Pande, Id. P.O. for the State.

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

Vice Chairman

dnk.

O.As. 491,492,493 & 503 of 2023 (S.B.)

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

Dated : 08/06/2023.

Heard Shri N.R. Saoo, Id. Counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the State.

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

S.O. after two weeks.

Vice Chairman

dnk.

O.A. No.526/2023 (S.B.)

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

Dated : 08/06/2023.

Heard Shri R.M. Fating, Id. Counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for the State.

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

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.541/2023 (S.B.)

(P.P. Lende Vs. State of Mah. & Ors.)

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

Dated : 08/06/2023.

Heard Shri A.M. Tirukh, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. As per submission of learned counsel for the applicant, the applicant is carrying the pregnancy of seven months. She is transferred from Akola to Dharni (difficult / hilly area). The applicant has made representation dated 24/05/2023. Her representation is recommended by the Project Officer, Akola on 24/05/2023. The applicant is not relieved by the Project Officer. The learned counsel for the applicant has pointed out the letter dated 30/05/2023 issued by the Project Officer, Akola to the Additional Commissioner, Tribal Development Department, Amravati. From this letter, it appears that the applicant is not relieved. The recommendation of the Project Officer shows that the Additional Commissioner, Tribal Development Department, Amravati is requested by the Project Officer, Akola to consider the grievances of the applicant. As per the submission of learned counsel for the applicant, the mother-in-law of applicant is suffering from paralysis. As per the guidelines of Govt. Notification / GR dated 9/4/2018 in Appendix-1, if the dependent of the employee is suffering from paralysis, cancer etc., then transfer should be given as per the convenience of the employee.

3. Heard Shri S.A. Deo, Id. CPO for the State. He has strongly objected the O.A. He has submitted that the applicant is working at Akola since 2015. It is not a transfer. The applicant is transferred on promotion. The applicant is at liberty to refuse promotion and may get transfer as cancelled from the appropriate authority.

4. Looking to the submission, ***status-quo* in respect of the impugned order dated 22/05/2023 is granted till next date.**

5. Issue notice to the respondents returnable **after three 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 three weeks.

Vice Chairman

dnk.

O.A. No.540/2023 (S.B.)

(V.A. Khangar Vs. State of Mah.&Ors.)

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

Dated : 08/06/2023.

Heard Shri U.S. Dupare, Id. Counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for the State.

2. The learned counsel for the applicant has pointed out the Govt. Notification / GR dated 09/04/2018. As per the guidelines of Govt. Notification / GR dated 9/4/2018 in Appendix-1 in column no.6 (P-21), if the dependent of the employee is suffering from paralysis, cancer etc., then transfer should be given as per the convenience of the employee. The learned counsel for the applicant has submitted that the mother-in-law of applicant is suffering from paralysis. The applicant has made representation dated 24/03/2023, but it is not considered. The applicant is transferred from Nagpur to Amravati, therefore, she prayed to stay to the impugned transfer order.

3. Heard Shri S.A. Deo, Id. C.P.O. for the State. As per his submission, the applicant was working at Nagpur since 2010, therefore, she is transferred to Amravati. The applicant is relieved on 31/05/2023 and one Manju Gaikwad joined in place of the applicant. The learned CPO has filed relieving letter and joining letter. Those are marked as Exh-X and X1 for identification. The applicant is already relieved and one Manju Gaikwad has already joined in place of the applicant. Moreover, the applicant has not made Manju Gaikwad as a party / respondent. If the O.A. is allowed, then Manju Gaikwad will likely to be affected. Hence, she is necessary party / respondent. The applicant is directed to make Manju Gaikwad as a respondent no.4 in this O.A.

4. Issue notice to the respondents returnable **after three weeks**. Learned C.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. after three weeks.

Vice Chairman

dnk.

O.A. No.799/2015 (S.B.)

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

Dated : 08/06/2023.

Shri D.M. Surjuse, Id. Counsel holding
for Shri S.U. Nemade, Id. Counsel for the
applicant and Shri A.M. Ghogre, Id. P.O. for
R-1&2. None for R-3.

At the request of Id. Counsel for the
applicant, **S.O. after three weeks.**

Vice Chairman

dnk.

O.A. No.481/2021 (S.B.)

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

Dated : 08/06/2023.

Shri R.V. Shiralkar, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 19/06/2023 (PH).**

Vice Chairman

dnk.

O.A. Nos.141 & 145 of 2022 (S.B.)

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

Dated : 08/06/2023.

Shri R.V. Shiralkar, Id. Counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for respondents.

At the request of Id. Counsel for the applicants, **S.O. 19/06/2023.**

Vice Chairman

dnk.

O.A. No.330/2023 (S.B.)

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

Dated : 08/06/2023.

C.A. 212/2023 -

Heard Shri D.S. Sawarkar, Id. Counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. By this C.A. and pursis filed today the applicant wants to delete the name of 9 applicant. The C.A. is allowed and disposed off.

3. The names of applicants stated in the C.A. be deleted. After deleting the names of 9 applicants, necessary corrections be made in title clause.

C.A. 163/2023 -

Heard Shri D.S. Sawarkar, Id. Counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. As per submission of learned counsel for the applicants, all the applicants (except deleted applicants) are applying three advance increments. Grievances of all the applicants (except deleted applicants) are common. Hence, C.A. for filing Jt. O.A. is allowed and disposed off.

O.A. 330/2023 –

Heard Shri D.S. Sawarkar, Id. Counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the State.

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

S.O. after three weeks.

Vice Chairman

dnk.

O.A. St.2744/2022 (D.B.)

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

Dated : 08/06/2023.

C.A. 515/2022 -

Heard Shri D.S. Sawarkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the State.

2. In para-2 of the application it is mentioned that because of Covid-2019, the applicant could not approach before this Tribunal. Therefore, there is a delay of 2 years and 60 days.

3. Looking to the submission, the C.A. is allowed and disposed off. The O.A. be registered.

O.A. St.2744/2022 –

Heard Shri D.S. Sawarkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the State.

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

S.O. after four weeks.

Vice Chairman

dnk.

C.P. 03/2023 in O.A. No.416/2022 (D.B.)

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

Dated : 08/06/2023.

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

2. The Id. P.O. submits that the order is complied and he will file relevant documents on the next date.

S.O. 27/6/2023.

Vice Chairman

dnk.

O.A. No.402/2023 (D.B.)

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

Dated : 08/06/2023.

Shri G.K. Bhusari, Id. Counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1. Await service of R-4 to 8.

2. The Id. Counsel for applicant submits that the respondents are served and he will file service affidavit.

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

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.411/2023 (D.B.)

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

Dated : 08/06/2023.

C.A. 226/2023

Heard Shri A.P. Sadavarte, Id. Counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the State.

2. All the applicants are working as Sr. Clerk in Agriculture Department, they are not promoted on the post of Assistant Superintendent. In view of the G.R. dated 1/8/2019 they are entitled to get promotion. The common issue is involved in this O.A. Hence, the C.A. is allowed and disposed off.

O.A. No.411/2023 -

Heard Shri A.P. Sadavarte, Id. Counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the 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.A. No.228/2023 (D.B.)

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

Dated : 08/06/2023.

Shri N.D. Thombre, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.331/2023 (D.B.)

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

Dated : 08/06/2023.

Shri N.D. Thombre, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.344/2023 (D.B.)

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

Dated : 08/06/2023.

Heard Shri S.N. Gaikwad, Id. counsel for the applicant and Shri V.A. Kulkarni, 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.A. No.347/2023 (D.B.)

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

Dated : 08/06/2023.

None for applicant. Heard Shri V.A. Kulkarni, 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.

C.P. 36/2023 in O.A. No.729/2021 (D.B.)

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

Dated : 08/06/2023.

Heard Shri R.M. Fating, Id. counsel for the applicant and Shri V.A. Kulkarni, 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.719/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. Learned counsel for the applicant submits that he will take instructions and make a statement.

3. **S.O.21.06.2023.**

Member (J).

rsm.

**O.A.No.657/2021 with O.A.No.658/2021
(S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents 1 & 2 and Shri S.M.Bhangde, ld. counsel for the respondent no.3.

2. On oral request of ld. P.O., **S.O. 12.06.2023 for filing reply.**

Member (J).

rsm.

**O.A.No.69/2022 with O.A.No.266/2022 with
O.A.No.1109/2021 with O.A.No.1021/2022
with O.A.No.1022/2022 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri J.S.Deshmukh, ld. counsel for the applicants and Shri A.P.Potnis, ld. P.O. for the respondents 3 & 6. None for the respondents 4 and 5. Shri S.M.Bhangde, ld. counsel for the respondents 4 and 5, Shri S.Katkar, ld. counsel for the respondent no.2 and Shri H.N.Jaipurkar, ld. counsel for the respondents 4 and 5.

2. **S.O. 18.07.2023.**

Member (J).

rsm.

O.A.No.470/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. On oral request of Id. P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.624/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri P.S.Verma, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the respondents.

2. Learned counsel for the applicant submits that reply has not been filed by the respondents. It is pointed out that the last representation was made by the applicant on 22.06.2021 (Annexure A-7).

3. **Respondent no.4 shall decide representation (Annexure A-7) within three weeks from today.** In case the representation is not decided within this time frame the matter shall be heard finally.

4. **S.O. three weeks.**

5. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.1073/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

None for the applicant. Heard Shri
S.A.Sainis, ld. P.O. for the respondents.

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

Member (J).

rsm.

O.A.No.14/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. On oral request of ld. P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.20/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

C.A.No.170/2023

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

2. On oral request of ld. P.O., **S.O. one week.**

Member (J).

rsm.

O.A.No.58/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. On oral request of ld. P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.101/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. On oral request of Id. P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.403/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

2. It is submitted that departmental appeal filed by the applicant is pending before respondent no.1. The applicant seeks direction to respondent no.1 to decide the appeal within the stipulated time. Respondent no.1 shall decide the appeal of the applicant within one month from today.

3. In case the applicant comes to know that D.P.C. may be held prior to expiry of stipulated time frame, he would be at liberty to approach this Tribunal.

4. **S.O. one month.**

5. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.421/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Smt.Singh, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. Await service of respondents 2 to 4.

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

Member (J).

rsm.

**O.A.No.248/2018 with O.A.No.1108/2021
(S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri J.S.Deshmukh, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents 1 to 3 & 6. None for the respondents 4 and 5.

2. **S.O. 18.07.2023.**

Member (J).

rsm.

O.A.No.344/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri G.K.Bhusari, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents 1 to 3 & 5 and Shri H.D.Marathe, ld. counsel for the respondent no.4.

2. Reply of respondent no.3 filed by learned P.O. It is taken on record. It is stated to be sufficient. The O.A. is **admitted** and kept for final hearing.

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

Member (J).

rsm.

O.A.No.583/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. **S.O. 15.06.2023.**

Member (J).

rsm.

O.A.No.922/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. Learned counsel for the applicant submits that applicant has retired and this subsequent development would necessitate amendment of O.A. and hence this O.A. be detached from the group. This prayer is allowed.

3. **S.O. 15.06.2023.**

Member (J).

rsm.

**O.A.No.921/2020 with O.A.No.923/2020 with
O.A.No.924/2020 with O.A.No.925/2020
(S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

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

2. O.A.No.921/2020, O.A.No.923/2020, O.A.No.924/2020 and O.A.No.925/2020 are finally heard. Learned counsel for the applicant shall prepare a chart and place it on record giving therein details of each of these four O.As. which are heard together.

3. **S.O. 15.06.2023 for filing chart.**

4. **P.H.**

Member (J).

rsm.

O.A.No.848/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri R.M.Fating, holding for Shri S.A.Marathe, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant, **S.O. 15.06.2023.**

Member (J).

rsm.

O.A.No.982/2017 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri J.S.Deshmukh, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 to 3 & 6 and Shri Nalim Majithia, ld counsel for the respondents 4 and 5.

2. On oral request of ld. counsel for the respondents 4 and 5, **S.O. 18.07.2023.**

Member (J).

rsm.

**O.A.No.241/2019 with O.A.No.622/2018 with
O.A.No.920/2018 with O.A.No.240/2019 with
O.A.No.988/2019 with O.A.No.989/2019 with
O.A.No.990/2019 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 08/06/2023.

Heard Shri J.S.Deshmukh, ld. counsel for the applicants, Shri M.I.Khan, ld. P.O. for the respondents 1 to 3 & 6, Shri A.S.Deshpande, ld. counsel for the respondent no.5, Shri B.N.Jaipurkar, ld. counsel for the respondent no.5, Shri S.R.Bhakar, ld. counsel for the respondents 4 & 5 and Shri M.V.Bute, ld. counsel for the respondents 4 & 5.

2. Communication dated 08.06.2023 is placed on record by learned P.O. which is marked Exhibit-X for identification.

3. **Closed for Orders.**

4. Learned counsel and learned P.O. desire to place on record some citations. They will place it on record within three days from today.

Member (J).

rsm.

