

O.A. No. 169/2023 (D.B.)

(Dr. L.V. Tamgadge Vs. State of Mah. & Ors.)

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

Dated : 15/02/2023.

Heard Shri Sandeep A. Marathe, learned counsel for the applicant and Shri S.A. Deo, learned CPO for the State.

2. As per the submission of learned counsel for the applicant, the applicant was appointed as Assistant Professor (Surgery) regularly in September, 2018. He was given promotion as Associate Professor (Surgery) on ad-hoc basis from 01/03/2019 (P-24). It was proposed as per the proposal dated 20/10/2022 for continuation of ad-hoc promotion to the applicant on the post of Associate Professor (Surgery).

3. The applicant is apprehending that the respondents may likely to terminate him and in his place, another ad-hoc employee may be replaced.

4. The learned counsel for the applicant has pointed out the Judgment of Hon'ble Bombay High Court, Bench at Aurangabad in the case of **Dr. Manisha G. Choudhary Vs. State of Maharashtra & Ors.**, wherein, the Hon'ble Lordships held that ad-hoc employee cannot be replaced by another ad-hoc employee.

5. Hence, **the interim relief is granted. The respondents are directed not to terminate the applicant as ad-hoc Associate Professor, until further orders.**

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

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

8. 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.

9. 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.

10. 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.

11. 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. 175/2023 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Deshmukh, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to the respondents returnable **28/02/2023**. 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. 28/02/2023.

Vice Chairman

O.A. 167/2023 (D.B.)

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

Dated : 15/02/2023.

Heard Shri S. P. Palshikar, Id. counsel for the applicant and Shri M.I. Khan, Id. PO for the State.

2. Issue notice to the respondents returnable **01/03/2023**. 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. 01/03/2023.

Vice Chairman

O.A. 897/2018 (D.B.)

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

Dated : 15/02/2023.

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

The Id. P.O. submits that reply of R-3 is already on record and it is sufficient to decide the matter.

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

S.O. in due course.

Vice Chairman

dnk.

O.A. 897/2020 (D.B.)

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

Dated : 15/02/2023.

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

2. The learned P.O. seeks time to file reply. On earlier two dates last chance was granted to file reply and on last date it was mentioned that if reply if not filed, the matter will be decided on merit.

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

S.O. 20/3/2023.

In the meantime, the respondents may file reply.

Vice Chairman

dnk.

O.A. 898/2020 (D.B.)

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

Dated : 15/02/2023.

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

2. The learned P.O. seeks time to file reply. On earlier two dates last chance was granted to file reply and on last date it was mentioned that if reply if not filed, the matter will be decided on merit.

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

S.O. 20/3/2023.

In the meantime, the respondents may file reply.

Vice Chairman

dnk.

O.A. 1087/2021 (D.B.)

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

Dated : 15/02/2023.

Heard Smt. S. Kamble, Id. counsel holding for Shri P.J. Mehta, Id. counsel for the applicant, Shri S.A. Deo, Id. CPO for R-1 to 4 and Shri Palshikar, Id. counsel for R-5.

The Id. CPO files reply of R-2&4. It is taken on record and submits that said reply are sufficient to decide the matter. The reply of R-5 is already on record.

The matter is admitted and kept for final hearing. The Id. CPO waives notice for R-1 to 4.

S.O. 28/2/2023.

Vice Chairman

dnk.

O.A. 129/2022 (D.B.)

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

Dated : 15/02/2023.

C.A. 89/2023 -

Heard Khanzode, Id. counsel for the applicant and Shri Ghogre, Id. P.O. for respondents.

Looking to the further development, the C.A. for amendment is allowed. Necessary amendment be carried out within two weeks.

O.A. 129/2022

Heard Khanzode, Id. counsel for the applicant and Shri Ghogre, Id. P.O. for respondents.

The applicant is directed to remove office objections.

The Id. P.O. files reply of R-1 to 4. It is taken on record and copy is given to the applicant.

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

S.O. after two weeks.

Vice Chairman

O.A. 208/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Shiralkar, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for R-1 to 4. None for other respondents.

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

Vice Chairman

dnk.

O.A. 430/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri A.M. Borkar, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

2. The learned P.O. seeks further time to file reply. The matter is already admitted.

S.O. 8/3/2023 for hearing.

In the meantime, the respondents may file reply.

Vice Chairman

dnk.

O.A. 766/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Kulkarni, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1 to 3. None for other respondents.

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

Vice Chairman

dnk.

O.A. 947/2022 (D.B.)

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

Dated : 15/02/2023.

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

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

Vice Chairman

dnk.

O.A. 951/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Shiralkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The Id. counsel for the applicant submits that the respondents are already served.

The Id. P.O. files reply of R-1 to 4. It is taken on record.

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 1020/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri G. Gadge, Id. counsel for the applicant and Shri Khadatkar, Id. P.O. for the respondents.

The Id. P.O. submits that he has received parawise reply and it will be on the next date.

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

Vice Chairman

dnk.

O.A. 1094/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Kakani, Id. counsel for the applicants and shri A.M. Khadatkar, Id. P.O. for the respondents.

The Id. PO files reply of R-1&2. It is taken on record. Copy is given to the applicant. 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. PO waives notice for respondents.

S.O. 13/03/2023.

Interim relief to continue till then.

Vice Chairman

dnk.

O.A. 1114/2022 (D.B.)

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

Dated : 15/02/2023.

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

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

Vice Chairman

dnk.

O.A. 1117/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Shinde, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for State. Await service of R-2 to 5.

2. At the request of Id. counsel for the applicant, issue fresh notice to the respondent nos.2 to 5. returnable **after four weeks.** 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. 1120/2022 (D.B.)

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

Dated : 15/02/2023.

Heard shri V.Anand, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

S.O. four weeks for filing reply.

Vice Chairman

dnk.

O.A. 32/2023 (D.B.)

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

Dated : 15/02/2023.

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

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

Vice Chairman

dnk.

O.A. 147/2023 (D.B.)

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

Dated : 15/02/2023.

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

At the request of Id. P.O., **S.O. 21/2/2023** for filing reply.

Vice Chairman

dnk.

O.A. 148/2023 (D.B.)

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

Dated : 15/02/2023.

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

At the request of Id. P.O., **S.O. 21/2/2023** for filing reply.

Vice Chairman

dnk.

C.A. 21/2022 in O.A. 978/2020 (D.B.)

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

Dated : 15/02/2023.

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

The applicant to remove office objections.

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

Put up along with connected matters.

Vice Chairman

dnk.

O.A. 1087/2019 (D.B.)

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

Dated : 15/02/2023.

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

The applicant to remove office objections.

S.O. two weeks.

Put up along with connected matters.

Vice Chairman

dnk.

O.A. 675/2019 with C.A. 340/2020 (D.B.)

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

Dated : 15/02/2023.

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

The applicant to remove office objections.

S.O. two weeks.

Put up along with connected matters.

Vice Chairman

dnk.

O.As. 851/19,296/21 & 298/21 (D.B.)

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

Dated : 15/02/2023.

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri S.A. Deo, Id. CPO for the respondents.

S.O. 03/03/2023 for final hearing.

Vice Chairman

dnk.

O.A. 858/2019 (D.B.)

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

Dated : 15/02/2023.

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

By consent of Id. counsel for both parties, **S.O. 27/2/2023.**

Vice Chairman

dnk.

O.A. 08/2021 (D.B.)

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

Dated : 15/02/2023.

Heard Shri A.P. Sadavarte, Id. counsel
for the applicant and Shri A.M. Ghogre, Id. P.O.
for the respondents.

By consent of Id. counsel for both
parties, **S.O. 08/03/2023.**

Vice Chairman

dnk.

O.A. 1041/2021 (D.B.)

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

Dated : 15/02/2023.

Heard Shri G.N. Khanzode, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

By consent of Id. counsel for both parties, **S.O. 28/2/2023.**

Vice Chairman

dnk.

O.A. 203/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri S.P. Palshikar, Id. counsel for the applicant and Shri Potnis, Id. P.O. for the respondents.

By consent of Id. counsel for both parties, **S.O. 27/2/2023.**

Vice Chairman

dnk.

O.A. 551/2022 (D.B.)

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

Dated : 15/02/2023.

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

By consent of Id. counsel for both parties, **S.O. 15/3/2023.**

Vice Chairman

dnk.

O.A. 664/2022 (D.B.)

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

Dated : 15/02/2023.

Heard Shri D.M. Kakani, Id. counsel for the applicant and Shri Sainis, Id. P.O. for the respondents.

S.O. 20/2/2023.

Vice Chairman

dnk.

O.A. 686/2022 (D.B.)

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

Dated : 15/02/2023.

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

By consent of Id. counsel for both parties, **S.O. 17/2/2023.**

Vice Chairman

dnk.

Rev.A. 31/2019 in O.A. 799/2011 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Shiralkar, Id. counsel for the
applicant and Shri Potnis, Id. P.O. for R-1 to 3.
None for R-4.

S.O. 2/3/2023.

Vice Chairman

dnk.

O.A. 756/2019 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Sadavarte, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

By consent of Id. counsel for both parties, **S.O. 8/3/2023.**

Vice Chairman

dnk.

O.A. 449/2005 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Gadge, Id. counsel holding
for Shri Kshirsagar, Id. counsel for the applicant
and Shri Ghogre, Id. P.O. for the respondents.

By consent of Id. counsel for both
parties, **S.O. 3/3/2023.**

Vice Chairman

dnk.

O.A. 261/2014 (D.B.)

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

Dated : 15/02/2023.

Heard Shri Shiralkar, Id. counsel for the applicant and Shri Ghogre, Id. P.O. for the respondents.

By consent of Id. counsel for both parties, **S.O. 13/3/2023.**

Vice Chairman

dnk.

O.As. 27 & 304 of 2022 (D.B.)

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

Dated : 15/02/2023.

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

By consent of ld. counsel for both parties, **S.O. 03/03/2023.**

Vice Chairman

dnk.

**

O.A.No.594/2019 (S.B.)

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

Dated : 15/02/2023.

Heard Shri P.S.Sahare, Id. counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the respondents.

2. Learned P.O. seeks time of one week to file reply and makes a statement that on the next date reply will be positively file.

3. **S.O. one week.** In case no reply is filed matter shall be heard without reply finally.

Member (J).

rsm.

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

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

Dated : 15/02/2023.

Heard Shri S.P.Kshirsagar, ld. counsel for the applicant and Shri V.A.Kulkarni, 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.86/2022 (S.B.)

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

Dated : 15/02/2023.

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

2. On oral request of ld. P.O., **S.O. 27.02.2023 for filing reply.**

Member (J).

rsm.

O.A.No.165/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.J.Kadu, ld. counsel for the applicant and Shri V.A.Kulkarni, 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.529/2021 (S.B.)

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

Dated : 15/02/2023.

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

2. Learned P.O. seeks time of two weeks to ascertain and place on record reply of respondent no.1 to letter dated 22.09.2022 written by respondent no.2.

3. **S.O. two weeks.** In case this communication is not placed on record on next date, the matter shall be heard finally.

4. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.531/2021 (S.B.)

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

Dated : 15/02/2023.

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

2. Learned P.O. seeks time of two weeks to ascertain and place on record reply of respondent no.1 to letter dated 22.09.2022 written by respondent no.2.

3. **S.O. two weeks.** In case this communication is not placed on record on next date, the matter shall be heard finally.

4. **Steno copy is granted.**

Member (J).

rsm.

O.A.No.669/2021 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.M.Khan, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents 1 to 3. None for the respondent no.4.

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

Member (J).

rsm.

O.A.No.673/2021 (S.B.)

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

Dated : 15/02/2023.

None for the applicant. Heard Shri H.K.Pande, ld. P.O. for the respondents.

2. Reply of respondents 2 and 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. third week of March.**

Member (J).

rsm.

O.A.No.409/2022 (S.B.)

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

Dated : 15/02/2023.

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

2. Reply of respondent no.2 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. second week of March.**

Member (J).

rsm.

O.A.No.918/2022 (S.B.)

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

Dated : 15/02/2023.

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

2. Reply of respondents 2 and 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. last week of March.**

Member (J).

rsm.

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

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

Dated : 15/02/2023.

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

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.1077/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri P.P.Khaparde, 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 for filing reply.**

Member (J).

rsm.

O.A.No.1105/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Shri M.I.Khan, 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.1169/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri N.Thamke, 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. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.1170/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Adv.A.Lanjewar, holding for Shri N.R.Saboo, 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. four weeks for filing reply.**

Member (J).

rsm.

O.A.No.1180/2022 (S.B.)

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

Dated : 15/02/2023.

C.A.No.525/2023

Heard Shri P.S.Kshirsagar, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents. Await service to respondents 2 to 4.

2. Learned counsel submits that he will take steps for carrying out correction in para 10 of the O.A. in which interim prayer is made.

3. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.1183/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri P.P.Khaparde, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

2. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.1186/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri Y.Y.Humne, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. Reply of respondents 2 and 3 filed by learned P.O.. It is taken on record. The O.A. is **admitted** and kept for final hearing.

3. **S.O. next week.**

Member (J).

rsm.

O.A.No.1188/2022 (S.B.)

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

Dated : 15/02/2023.

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

2. Learned counsel states that the respondents are served and service affidavit is filed.

3. On oral request of learned P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.1196/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

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

Member (J).

rsm.

O.A.No.1226/2022 (S.B.)

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

Dated : 15/02/2023.

C.A.No.526/2022

Heard Shri P.S.Kshirsagar, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. C.A. for Jt. O.A. is allowed.
3. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.1240/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri P.J.Mehta, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. Learned counsel states that the respondents are served and service affidavit is filed.

3. On oral request of learned C.P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.1065/2022 (S.B.)

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

Dated : 15/02/2023.

C.A.No.67/2023

Heard Shri S.A.Puranik, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents.

2. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.43/2023 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.S.Khadse, 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. four weeks for filing reply.**

Member (J).

rsm.

O.A.No.858/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri B.M.Lonare, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned P.O. has placed on record communication dated 14.02.2023 (marked X-for identification). It shows that representation of the applicant dated 11.09.2020 has been rejected by respondent no.2.

3. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.114/2023 (S.B.)

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

Dated : 15/02/2023.

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

2. **S.O. 17.02.2023.**

Member (J).

rsm.

O.A.No.168/2023 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.G.Karmarkar, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the State.

2. Issue notice to the respondents, returnable **after one week**. 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.

8. **S.O. after one week.**

Member (I).

rsm.

O.A.No.879/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri N.D.Thombre, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents 1 to 4. None for the respondent no.5.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.30/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Adv.A.Lanjewar, holding for Shri N.R.Saboo, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. Learned counsel states that the order of suspension impugned in this O.A. has been revoked and therefore, nothing survives in the O.A. The O.A. is disposed of.

Member (J).

rsm.

O.A.No.183/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.K.Bhattacharya, holding for Shri N.S.Warulkar, ld. counsel for the applicants and Shri M.I.Khan, ld. P.O. for the respondents.

2. Applicants 1 and 2 are wife and son, respectively of Rajabhau Pandit who was holding the post of Police Constable. Order removing him from service was passed. He challenged it. He died on 31.07.2009. Thereafter, by order dated 05.12.2009 order of his removal was substituted by order of stopping two increments. Initially, applicant no.1 submitted an application for appointment on compassionate ground. On 07.12.2016 applicant no.2 became major whereupon applicant no.1 moved an application dated 05.01.2018 to include name of applicant no.2 in the wait list for giving appointment on compassionate ground. Respondent no.3 concluded that in making this application delay of 29 days was caused. By communications dated 06.02.2018 (Annexures R-1 and R-2), respectively respondent no.3 are recommended condonation of delay and requested respondent no.1 accordingly as stated in para 5 of reply of respondent no.3. In this factual background following order shall meet ends of justice.

ORDER

Respondent no.1 shall decide on its own merits application dated 05.01.2018 (Annexure A-2) within one month from the date of this order. With these directions O.A. is disposed of. No order as to costs.

Member (J).

rsm.

O.A.No.61/2017 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.U.Nemade, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. Learned counsel for the applicant submits that he is confining his case to grant of only prayer (c).

3. Learned P.O. submits that he will place on record Judgment of the Hon'ble Bombay High Court to resist the prayer made by the applicant.

4. **Closed for Orders.**

Member (J).

rsm.

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

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

Dated : 15/02/2023.

Heard Adv.M.Dhawan, holding for Shri N.L.Jaiswal, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondent no.1. None for the respondents 2 to 5.

2. **S.O. one week.**

Member (J).

rsm.

O.A.No.303/2018 (S.B.)

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

Dated : 15/02/2023.

Heard Shri M.R.Khan, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondent no.1. None for the respondents 2 and 3.

2. **S.O. one week.**

Member (J).

rsm.

O.A.No.641/2018 (S.B.)

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

Dated : 15/02/2023.

Heard Shri M.K.Kulkarni, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. **S.O. third week of March.**

Member (J).

rsm.

**O.A.No.747/2018 with O.A.No.748/2018 with
O.A.No.749/2018 with O.A.No.750/2018 with
O.A.No.752/2018 with O.A.No.755/2018
(S.B.)**

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

Dated : 15/02/2023.

Heard Adv.A.Lanjewar, holding for Shri
N.R.Saboo, ld. counsel for the applicant and Shri
A.M.Ghogre, ld. P.O. for the respondents.

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

Member (J).

rsm.

O.A.No.564/2019 (S.B.)

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

Dated : 15/02/2023.

Heard Shri D.R.Rupnarayan, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. **S.O. 28.02.2023.**

Member (J).

rsm.

O.A.No.809/2019 (S.B.)

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

Dated : 15/02/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

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

Member (J).

rsm.

O.A.No.110/2020 (S.B.)

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

Dated : 15/02/2023.

Heard Shri D.R.Rupnarayan, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. **S.O. 01.03.2023.**

Member (J).

rsm.

O.A.No.476/2021 (S.B.)

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

Dated : 15/02/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents 1 and 2. None for the respondent no.3.

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

Member (J).

rsm.

O.A.No.493/2021 (S.B.)

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

Dated : 15/02/2023.

Heard Shri A.Motlog, holding for Shri R.V.Shiralkar, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. **S.O. third week of March.**

Member (J).

rsm.

O.A.No.882/2021 (S.B.)

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

Dated : 15/02/2023.

Heard Shri D.B.Wankar, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. 23.02.2023.**

Member (J).

rsm.

**O.A.No.935/2021 with O.A.No.936/2021
(S.B.)**

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

Dated : 15/02/2023.

Heard Shri G.N.Khanzode, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. 01.03.2023.**

Member (J).

rsm.

**O.A.No.1152/2021 with O.A.No.1153/2021
(S.B.)**

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

Dated : 15/02/2023.

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

2. **S.O. 27.02.2023.**

Member (J).

rsm.

O.A.No.238/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri A.Motlog, holding for Shri R.V.Shiralkar, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.495/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri S.W.Sambre, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. next week.**

Member (J).

rsm.

O.A.No.673/2022 (S.B.)

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

Dated : 15/02/2023.

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

2. **S.O. 22.02.2023.**

Member (J).

rsm.

O.A.No.1046/2022 (S.B.)

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

Dated : 15/02/2023.

Heard Shri D.B.Walthare, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. 21.02.2023.**

Member (J).

rsm.

O.A.No.905/2022 (S.B.)

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

Dated : 15/02/2023.

Later on heard Shri J.B.Kasat, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents 1 to 4. None for the respondent no.5.

2. It is submitted by learned counsel for the applicant that the impugned order has not been so far implemented and this position be directed to be maintained for a period of two weeks from today so that the applicant may challenge order of this Tribunal. Learned P.O. does not dispute that aforesaid submission is factually correct. Said prayer is allowed.

Member (J).

rsm.