

O.A. No.231/2021 (S.B.)

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

Dated : 24/07/2023.

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of learned counsel for applicant, **S.O. 11/08/2023.**

Vice Chairman

dnk.

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

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

Dated : 24/07/2023.

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

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

Vice Chairman

dnk.

O.A. No.1154/2021 (S.B.)

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

Dated : 24/07/2023.

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

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

Vice Chairman

dnk.

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

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

Dated : 24/07/2023.

Heard Shri S.J. Kadu, Id. Counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondents.

2. The Id. P.O. files reply of R-2&3. It is taken on record.

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

S.O. 10/8/2023.

Vice Chairman

dnk.

O.A. No.908/2022 (S.B.)

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

Dated : 24/07/2023.

Shri Y.P. Kaslikar, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1 to 3. None for other respondents.

At the request of learned P.O., **S.O. 21/8/2023** for filing reply as a last chance.

Vice Chairman

dnk.

O.A. No.1219/2022 (S.B.)

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

Dated : 24/07/2023.

Shri A. Motlag, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.1242/20221 (S.B.)

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

Dated : 24/07/2023.

Shri Nishant Patil, Id. Counsel holding for
Shri O.Y. Kashid, Id. counsel for the applicant
and Shri S.A. Sainis, Id. P.O. for R-1.

Hamdast not collected for R-2.

At the request of learned counsel for
applicant, **S.O. 31/7/2023.**

Vice Chairman

dnk.

O.A. No.1243/2022 (S.B.)

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

Dated : 24/07/2023.

Shri A. Motlag, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.06/2023 (S.B.)

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

Dated : 24/07/2023.

None for applicant. Shri S.A. Deo, Id.
C.P.O. for respondents.

2. The Id. C.P.O. files reply of R-2&3. It is
taken on record.

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

S.O. 21/08/2023.

Vice Chairman

dnk.

O.A. No.142/2023 (S.B.)

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

Dated : 24/07/2023.

Shri G. Gadge, Id. counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.163/2023 (S.B.)

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

Dated : 24/07/2023.

Smt. N.S. Pathan, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

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

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

Dated : 24/07/2023.

Shri P.P. Khaparde, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1 to 4. None for other respondents.

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

Vice Chairman

dnk.

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

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

Dated : 24/07/2023.

Shri D.S. Sawarkar, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

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

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

Dated : 24/07/2023.

Shri D.S. Sawarkar, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The learned P.O. submits that he has received parawise reply and it will be filed within two weeks.

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

Vice Chairman

dnk.

O.A. No.439/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri M.R. Khan, Id. Counsel for applicant and Shri A.P. Potnis, Id. P.O. for R-1. Await service of R-2&3.

2. The learned counsel for applicant submitted the respondent nos.2&3 are served.

3. The Id. P.O. files reply of R-3. It is taken on record. The Id. P.O. submits that said reply is sufficient to decide the matter.

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

5. In the meantime, the applicant is at liberty to file rejoinder, if any.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.476/2023 (S.B.)

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

Dated : 24/07/2023.

Shri Kaslikar, Id. Counsel holding for Shri S.M. Vaishnav, Id. Counsel for applicant, Shri A.P. Potnis, Id. P.O. for R-1&2 and Shri P.P. Deshmukh, Id. Counsel for R-3.

2. At the request of Id. P.O. and learned counsel for R-3, **S.O. 21/08/2023** for filing reply.

Vice Chairman

dnk.

O.A. No.477/2023 (S.B.)

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

Dated : 24/07/2023.

Shri P.P. Khaparde, Id. Counsel holding
for Shri G.G. Bade, Id. Counsel for applicant and
Shri M.I. Khan, Id. P.O. for R-1 to 4. None for
respondent no.5.

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

Vice Chairman

dnk.

O.A. No.606/2023 (S.B.)

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

Dated : 24/07/2023.

Shri Bhavesh Vyas, Id. Counsel holding for Shri A.M .Tirukh, Id. Counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2 to 4.

2. The Id. Counsel for applicant submitted that the respondent nos.2 to 4 are served.

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

Vice Chairman

dnk.

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

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

Dated : 24/07/2023.

Heard S.M. Khan, Id. Counsel for applicant and Shri S.A. Deo, Id. CPO for R-1.

2. The applicant has not collected hamdast for R-2 to 4.

2. Shri N.R. Saboo, learned counsel appears on behalf of R-4. He has filed civil application for vacation of ad-interim order dated 20/07/2023. It is taken on record.

3. The learned counsel for applicant has filed pursis dated 24/07/2023. It is taken on record.

S.O. 26/07/2023.

Vice Chairman

dnk.

O.A. No.808/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri R.V. Shiralkar, Id. Counsel for applicant and Shri S.A. Deo, Id. CPO for 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.

O.As. 126 & 189 of 2015 (S.B.)

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

Dated : 24/07/2023.

Shri N.R. Saboo, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**
10/08/2023.

Vice Chairman

dnk.

O.A. No.452/2016 (S.B.)

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

Dated : 24/07/2023.

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

2. As per submission of learned counsel for applicant, the applicant died. Long back L.Rs. are not brought on record.

3. In view of above, the O.A. is disposed of as abated.

Vice Chairman

dnk.

O.A. No.773/2019 (S.B.)

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

Dated : 24/07/2023.

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

At the request of learned P.O., **S.O.**
07/08/2023.

Vice Chairman

dnk.

O.A. No.864/2020 (S.B.)

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

Dated : 24/07/2023.

Herd Shri P.S. Patil, learned counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for respondents.

2. The learned counsel for applicant has pointed out letter dated 17/08/2022 issued by the Incharge Assistant Director of Vocational Education and Training, Amravati. As per this letter, one Committee was formed and Committee was directed to complete the inquiry till 19/8/2022 and submit the report before 22/8/2022. As per submission of learned counsel for applicant, the report of Committee is necessary.

3. The learned P.O. seeks time to file report on record.

S.O. after two weeks.

Vice Chairman

dnk.

O.A. No.1113/2021 (S.B.)

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

Dated : 24/07/2023.

None for applicant. Shri S.A. Sainis, Id.
P.O. for R-1 to 3. None for R-4.

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.1141/2021 (S.B.)

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

Dated : 24/07/2023.

Shri N.S. Warulkar, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The learned P.O. files reply of R-3. It is taken on record.

3. The learned counsel for applicant prayed to grant seniority to the applicant from the date of majority and include his name at appropriate stage in the waiting list for compassionate appointment.

4. The learned counsel to show any relevant citation / documents in this respect.

S.O. after two weeks (PH).

Vice Chairman

dnk.

O.A. Nos.1238 & 1246 of 2022 (S.B.)

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

Dated : 24/07/2023.

Shri S.Y. Deopujari (in O.A.1238/22) and Shri P.S. Patil (in O.A.1246/22) for the applicants and Shri S.A. Sainis, Id. P.O. for respondents in both the O.As.

2. At the request of Id. P.O., **S.O. 21/08/2023** for filing additional affidavit.

Interim relief to continue till then.

Vice Chairman

dnk.

O.A. No.02/2023 (S.B.)

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

Dated : 24/07/2023.

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

Closed for orders.

Vice Chairman

dnk.

(S.B.)

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

Dated : 24/07/2023.

**Rev.A. 06/2023 in C.A. 178/2020 in
O.A.St.800/2020 -**

Heard Shri N.S. Warulkar, learned counsel for applicant and Shri A.P. Potnis, learned P.O. for respondents.

2. The learned counsel for applicant has filed on record copy of Judgment of Hon'ble Bombay High Court, Bench at Nagpur in W.P. No.6285/2018, dated 4/3/25020 and also copy of Judgment of Hon'ble Bombay High Court, Bench at Aurangabad in W.P.No.439/2020 dated 20/10/2021.

3. The learned P.O. has filed on record copy of Judgment of Hon'ble Bombay High Court in W.P.No.11067/2022, dated 15/12/2022 and copy of Hon'ble Supreme Court in Civil Appeal No.6910/2021, decided on 18/11/2021 and copy of Hon'ble Bombay High Court in W.P. No.9197/2022, decided on 3/2/2023 and copy of Hon'ble Bombay High Court, Bench at Nagpur in W.P. No.43/2020, decided on 6/12/2021.

S.O. 26/07/2023 (PH).

Vice Chairman

dnk.

O.A. No.1152/2022 (S.B.)

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

Dated : 24/07/2023.

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

S.O. 28/7/2023 (PH) for filing relevant G.R. by the applicant.

Vice Chairman

dnk.

**O.A.No. 830/2023 (Dr.A.D. Vaidya (Deshpande) Vs. State of Mah.& ors.) and
O.A.No. 831/2023 (Dr. K.A. Dhabarde Vs. State of Mah. & Ors.) (S.B.)**

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

Dated : 24/07/2023.

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

At the request of learned counsel for applicants the matters are taken on today's board.

2. Grievances of the applicants are as follows.

(i) List of employees due for transfer was not prepared as provided in Section 4(2) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short "Transfers Act, 2005").

(ii) To the knowledge of the applicants Civil Services Board was not constituted.

(iii) The transfers could have been effected only till 30-06-2023. All the impugned orders of transfer are passed after this deadline i.e. on 13.07.2023.

3. On behalf of the applicants it is submitted on instructions that these applicants have not been relieved so far.

4. Learned C.P.O. makes a statement that he has no instructions whether these applicants have been relieved or not.

5. It is submitted on behalf of the applicants that interim order like the one passed by this Bench on 14.07.2023 and Aurangabad Bench on 06.07.2023 deserves to be passed in the facts and circumstances of all these cases. There is merit in this submission.

6. Issue notice to the respondents returnable **on 08.08.2023**. The CPO waives notice for State. Hamdast allowed. **Till the returnable date the respondents shall permit the applicants to discharge their duties on their existing posts.**

7. **It is clarified that if appointment or transfer has been made in place of any applicant and said person has been relieved from his earlier post prior to passing of this order, the said applicant would be liable to be relieved from his existing post.**

8. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
9. The applicants are 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. Respondents are 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 consigned to record.
13. **S.O. 08.08.2023.**
14. **Steno copy is granted..**

Vice Chairman

dnk.

O.A. No.491/2022 (S.B.)

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

Dated : 24/07/2023.

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

2. The learned P.O. has submitted that as per his instructions the applicant retired on 31/3/2015, but he has not vacated the Govt. Quarter till 30/11/2017. Therefore, the respondent has made recovery in respect of occupation charges towards house rent.

3. The learned counsel for applicant has pointed out the order passed by the respondents dated 11/02/2020. As per his submission, the amount of Rs.2,16,000/- is already recovered by the respondents. Again the respondents wanted to recover the amount of Rs.1,25,120/- (in addition to that amount). He pointed out the Judgment of this Tribunal in O.A.Nos. 89 & 193 of 2017. This Tribunal directed the respondents to give opportunity to the applicant and after giving him opportunity of hearing, the respondents are authorised to initiate action as per the law to recover occupation charges. The amount of Rs.2,14,980/- was to be recovered.

The said amount is already recovered by the respondents.

4. The learned P.O. seeks time to verify from the department in this regard.

S.O. 02/08/2023 (PH).

Vice Chairman

dnk.

O.A. No.1002/2021 (D.B.)

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

Dated : 24/07/2023.

C.A. 332/2023 -

Heard Shri S.P. Palshikar, learned counsel for applicant and Shri H.K. Pande, learned P.O. for respondents.

2. As per submission of Id. Counsel for applicant, the applicant wants to make amendment in view of the Judgment of Hon'ble Bombay High Court in W.P.No.7415/2003 with connected matters and the Judgment of this Tribunal in O.A.No.686/2018 with connected matters.

3. Looking to the ground, the C.A. for amendment is allowed and disposed of. Necessary amendment be carried out within one week.

O.A. No.1002/2021 –

S.O. after one week.

Vice Chairman

dnk.

O.A. No.1167/2021 (D.B.)

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

Dated : 24/07/2023.

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

2. The Id. P.O. files reply of R-1&2. It is
taken on record.

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

S.O. in due course.

Vice Chairman

dnk.

O.A. No.618/2022 (D.B.)

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

Dated : 24/07/2023.

Heard Shri S.P. Palshikar, Id. Counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for R-1&2. None for R-3.

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

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for R-1&2.

4. The applicant is at liberty to file rejoinder, if any.

The matter be kept as and when regular D.B. is available or at the request of applicant.

Vice Chairman

dnk.

O.A. No.126/2023 (D.B.)

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

Dated : 24/07/2023.

Shri Y.P. Kaslikar, Id. Counsel for applicant and Shri S.A. Deo, Id. CPO for respondents.

At the request of Id. CPO, **S.O. 21/8/2023.**

Vice Chairman

dnk.

O.A. No.310/2023 (D.B.)

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

Dated : 24/07/2023.

Shri R.M. Fating, Id. Counsel for applicant and Shri A.M. Khadatkar, Id. PO for respondents.

2. The Id. P.O. files reply of R-5. It is taken on record.

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

Vice Chairman

dnk.

O.A. No.555/2023 (D.B.)

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

Dated : 24/07/2023.

Shri Vishal Anand, Id. Counsel for applicant and Shri A.M. Ghogre, Id. PO for respondents.

2. The Id. Counsel for applicant submits that after passing order dated 25/8/2021, the respondents are not paying any pension to the applicant.

3. The Id. P.O. seeks time to get instructions from the respondents.

S.O. 28/7/2023.

Vice Chairman

dnk.

O.A. No.824/2023 (D.B.)

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

Dated : 24/07/2023.

C.A. 359/2023 -

Heard Shri S.N. Gaikwad, Id. Counsel for applicants and Shri S.A. Deo, Id. CPO for State.

2. Looking to the ground, the C.A. for filing Jt. O.A. is allowed and disposed of.

O.A. No.824/2023 –

Heard Shri S.N. Gaikwad, Id. Counsel for applicants and Shri S.A. Deo, Id. CPO for State.

2. The learned counsel for applicants has submitted that the list of eligible candidates of Kotwal (P-32&33) is published and next stage is called for interview.

3. As per the submission of learned CPO, the programme of interview is not yet published. At this stage stay cannot be granted to the recruitment process. In the meantime, the applicant is at liberty to press for interim relief, if any urgency is occurred.

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

Vice Chairman

dnk.

C.P. 30/23 in O.A. No.803/19 (D.B.)

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

Dated : 24/07/2023.

Shri Fating, Id. Counsel holding for Shri P. Ramteke, Id. Counsel for applicants and Shri S.A. Sainis, Id. PO for R-5. Await service of R-1 to 4.

2. The Id. Counsel for applicants submits that the respondents are served. The Id. P.O. seeks time to file reply.

3. As per submission of Id. P.O., the order passed by this Tribunal in O.A. 803/2019, dated 14/6/2022 is challenged before the Hon'ble High Court in W.P. St. 14059/2023 and it is pending.

S.O. after four weeks.

Vice Chairman

dnk.

C.P. 13/23 in O.A. No.896/2021 (D.B.)

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

Dated : 24/07/2023.

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

2. The learned P.O. submits that grievances of applicant are likely to be redressed and therefore the matter may be kept on the next date.

3. In view of above, Put up the matter **on 4/8/2023**. In the meantime, grievances of the applicant likely to be redressed.

Vice Chairman

dnk.

C.P. 63/23 in O.A. No.141/2023 (D.B.)

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

Dated : 24/07/2023.

Shri D.P. Dapurkar, Id. Counsel for applicant and A.M. Khadatkar, Id. P.O. for the State.

2. The learned counsel for applicant submitted that the order of this Tribunal is not complied.

3. Issue Notice to the respondents returnable **on 7/8/2023** 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.

4. The learned P.O. waives notice for State. Hamdast granted.

S.O. 7/8/2023.

Vice Chairman

dnk.

O.A. No.632/2017 (D.B.)

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

Dated : 24/07/2023.

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

S.O. 11/08/2023.

Vice Chairman

dnk.

O.As. 256, 257 & 258 of 2019 (D.B.)

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

Dated : 24/07/2023.

Shri Y.P. Kaslikar, Id. Counsel for applicant and A.M. Khadatkar, Id. P.O. for the respondents.

S.O. 7/8/2023.

Vice Chairman

dnk.

O.A. No.448/2022 (D.B.)

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

Dated : 24/07/2023.

Shri S.N. Gaikwad, Id. Counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. With the consent of learned counsel for both the parties, **S.O. three weeks.**

Vice Chairman

dnk.

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O.A.No.210/2019 (S.B.)

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

Dated : 24/07/2023.

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

2. Reply of respondent no.2 filed by learned P.O. 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 August.**

Member (J).

rsm.

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

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

Dated : 24/07/2023.

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

2. Learned counsel for the applicant states that the respondents are served and service affidavit is filed.
3. Learned P.O. seeks time to file reply.
4. **S.O. 02.08.2023.**

Member (J).

rsm.

O.A.No.1044/2022 (S.B.)

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

Dated : 24/07/2023.

Heard Shri U.T.Deshpande, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents. Await service of respondent no.2.

2. **S.O. six weeks for steps.**

Member (J).

rsm.

O.A.No.1063/2022 (S.B.)

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

Dated : 24/07/2023.

None for the applicant. 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.291/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri Y.P.Kaslikar, 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.315/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri S.P.Palshikar, 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 for filing reply.**

Member (J).

rsm.

O.A.No.316/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri S.P.Palshikar, 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 for filing reply.**

Member (J).

rsm.

O.A.No.318/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri S.P.Palshikar, 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 for filing reply.**

Member (J).

rsm.

O.A.No.423/2023 (S.B.)

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

Dated : 24/07/2023.

None for the applicant. 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.498/2023 with O.A.No.499/2023 with O.A.No.500/2023 with O.A.No.502/2023 with O.A.No.511/2023 with O.A.No.513/2023 with O.A.No.515/2023 with O.A.No.523/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicants and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. In all these Original Applications common grievance of the applicants is that their options were not considered at all by the authorities while transferring them. It is submitted that this Tribunal has directed the respondents to consider options given by these applicants and take appropriate decision thereon. It is further submitted that for this exercise time was given more than once but nothing appears to have been done so far. It is the apprehension of the applicants that by now regular transfers have been effected but still some request transfer applications are pending consideration and if such request transfer applications are decided at least some of the Original Applications may become infructuous. This apprehension is not unfounded. Sufficient time was given so far to the authorities to consider options given by the applicants and pass appropriate orders thereon. Still this exercise has not been done.

3. Learned P.O. has sought time till 28.07.2023 to make the position clear about reconsideration of options given by the applicants. As stated above, the applicants apprehend that the authorities may pass orders in the meantime rendering at least some of these Original Applications infructuous. In these facts it would be appropriate to direct the respondents not to pass any final order on any of the pending request transfer applications till the returnable date. No final order will be passed on any of the pending request transfer applications till 28.07.2023.

4. **S.O. 28.07.2023.**

Member (J).

rsm.

O.A.No.574/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri S.P.Palshikar, 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. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.589/2023 (S.B.)

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

Dated : 24/07/2023.

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

2. Learned P.O. seeks time of two weeks for filing reply.
3. Till the returnable date interim order shall stand extended.
4. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.588/2023 (S.B.)

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

Dated : 24/07/2023.

C.A.No.343/2023

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

2. Learned counsel for the applicant has relied upon orders passed by the Principal Bench for passing an interim order of stay. These orders are attached to C.A.No.343/2023.

3. Learned P.O. seeks time till day after tomorrow to go through these orders and make submissions whether there is any distinction available to be made either on facts or on law.

4. **S.O. 26.07.2023.**

Member (J).

rsm.

O.A.No.620/2023 (S.B.)

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

Dated : 24/07/2023.

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

2. Learned P.O. seeks time to file reply. Learned P.O. submits that on that day he will positively file reply.

3. **S.O. 01.08.2023.**

Member (J).

rsm.

O.A.No.644/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri G.K.Busari, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. Learned counsel for the applicant states that today he will collect Hamdast and do the needful.

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

Member (J).

rsm.

O.A.No.686/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents. Await service of respondents 2 and 3.

2. **S.O. one week for steps.**

Member (J).

rsm.

O.A.No.516/2023 (S.B.)

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

Dated : 24/07/2023.

Heard Shri A.Sambre, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the respondent no.1 and Shri M.I.Dhatrak, ld. counsel for the respondent no.2.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.38/2022 (S.B.)

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

Dated : 24/07/2023.

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

2. Learned P.O. seeks time till day after tomorrow to file written submission.

3. **S.O. 26.07.2023.**

Member (J).

rsm.

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

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

Dated : 24/07/2023.

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

2. Learned counsel for the applicant states that the O.A. has become infructuous. **In view of this statement the O.A. is disposed of.**

Member (J).

rsm.

O.A.No.770/2019 (S.B.)

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

Dated : 24/07/2023.

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

2. Learned counsel for the applicant desires to delete prayer clauses 4 and 5. Permission as sought is granted. Necessary amendment shall be carried out within one week.

3. **S.O. one week.**

Member (J).

rsm.

O.A.No.1007/2019 with
O.A.No.1008/2019 (S.B.)

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

Dated : 24/07/2023.

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

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

Member (J).

rsm.

O.A.No.433/2020

with

O.A.No.434/2020 (S.B.)

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

Dated : 24/07/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicants and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. **S.O. first week of August.**

Member (J).

rsm.

O.A.No.535/2020 (S.B.)

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

Dated : 24/07/2023.

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

2. **S.O. first week of August.**

Member (J).

rsm.

O.A.No.536/2020 (S.B.)

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

Dated : 24/07/2023.

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

2. **S.O. first week of August.**

Member (J).

rsm.

O.A.No.682/2020 (S.B.)

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

Dated : 24/07/2023.

Heard Shri V.A.Kothale, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the respondent no.1 and Shri T.M.Zaheer, ld. counsel for the respondents 2 and 3.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.250/2021 (S.B.)

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

Dated : 24/07/2023.

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

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

Member (J).

rsm.

O.A.No.871/2021 (S.B.)

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

Dated : 24/07/2023.

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

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.446/2022 (S.B.)

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

Dated : 24/07/2023.

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

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.707/2022 (S.B.)

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

Dated : 24/07/2023.

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

2. **S.O. 07.08.2023.**

Member (J).

rsm.

O.A.No.854/2022 (S.B.)

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

Dated : 24/07/2023.

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

2. **S.O. two weeks.**

Member (J).

rsm.

O.A.No.484/2023 (S.B.)

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

Dated : 24/07/2023.

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

2. **S.O. 26.07.2023.**

Member (J).

rsm.