

Rev.A. 03/2021 in O.A. No.184/2019 (S.B.)

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

Dated : 07/08/2023.

Shri Bhattacharya, Id. counsel holding for
Shri N.S. Warulkar, Id. Counsel for the applicant
and Shri H.K. Pande, Id. P.O. for R-1,2 & 4.
None for R-3.

At the request of learned counsel for the
applicant, **S.O. 23/08/2023.**

Vice Chairman

dnk.

O.A. No.1005/2022 (S.B.)

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

Dated : 07/08/2023.

Shri R.V. Shiralkar, learned counsel for the applicant and Shri H.K. Pande, learned P.O. for the respondents.

At the request of Id. P.O., **S.O. 28/08/2023.**

Vice Chairman

dnk.

MCA No.31/23 in O.A. No.463/2023 (S.B.)

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

Dated : 07/08/2023.

MCA No.31/2023 -

None for applicant. Heard Shri M.I. Khan,
learned P.O. for the State.

2. Notice on application be issued to the
applicant returnable in **after two weeks**.
Hamdast granted.

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

4. Respondent is authorized and
directed to serve on applicant intimation /
notice of date of hearing duly authenticated
by Registry, along with complete paper book
of the O.A.

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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. Respondent is directed to file Affidavit of compliance and notice.

S.O. after two weeks.

Vice Chairman

dnk.

O.A. No.657/2019 (S.B.)

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

Dated : 07/08/2023.

None for applicant. Heard Shri H.K. Pande, Id. P.O. for R-1&2 and Shri A.M. Kukday, Id. counsel for R-3.

2. On 13/12/2021 statement was made by the learned counsel for R-3 that the applicant has expired. Thereafter, matter was listed on 23/06/2023. On that date none were present for the applicant. On 12/07/2023, Ashwini Uikey, learned counsel holding for Shri Rathod, learned counsel for applicant appeared, but no L.Rs. are not brought on record. Today, none appeared for the applicant.

3. The reply of R-1 and 2 is already filed on record. The applicant died long back, but the L.Rs. are not brought on record. It appears that the L.Rs. of applicant are not interested.

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

Vice Chairman

dnk.

O.A. St. 1781/2022 (S.B.)

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

Dated : 07/08/2023.

C.A. 312/2022 in O.A. St. 1781/2022 -

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.607/2022 (S.B.)

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

Dated : 07/08/2023.

Heard Shri Bhendarkar, Id. counsel for applicant, Shri A.P. Potnis, Id. P.O. for R-1 to 3 and Patil, Id. counsel for R-4.

2. The learned P.O. seeks time to file reply of R-1 to 3. On last date, last chance was granted to file reply.

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

S.O. 28/08/2023.

Vice Chairman

dnk.

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

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

Dated : 07/08/2023.

Heard Shri R.V. Shiralkar, learned counsel for the applicants and Shri V.A. Kulkarni, learned P.O. for the respondents.

2. The learned P.O. files reply of R-2 to 4. 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. 05/09/2023.

Vice Chairman

dnk.

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

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

Dated : 07/08/2023.

Heard Shri R.V. Shiralkar, learned counsel for the applicants and Shri V.A. Kulkarni, learned P.O. for the respondents.

2. At the request of learned P.O., **S.O. 05/09/2023** for filing reply.

Vice Chairman

dnk.

O.A. No.265/2023 (S.B.)

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

Dated : 07/08/2023.

None for applicant. Shri V.A. Kulkarni, Id.
P.O. for R-1. Await service of R-2 to 4.

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

Vice Chairman

dnk.

O.A. No.271/2023 (S.B.)

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

Dated : 07/08/2023.

Shri V.S. Manmothe, Id. counsel holding for Shri P.S. Kshirsagar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. No.276/2023 (S.B.)

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

Dated : 07/08/2023.

Shri G.K. Bhusari, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for R-1. Await service of R-2&3.

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

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

Vice Chairman

dnk.

O.A. No.306/2023 (S.B.)

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

Dated : 07/08/2023.

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

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

Vice Chairman

dnk.

O.A. No.360/2023 (S.B.)

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

Dated : 07/08/2023.

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

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

Vice Chairman

dnk.

O.A. No.361/2023 (S.B.)

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

Dated : 07/08/2023.

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

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

Vice Chairman

dnk.

O.A. No.448/2023 (S.B.)

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

Dated : 07/08/2023.

Shri Deshmukh, learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for R-1. Await service of R-2&3.

2. At the request of learned counsel for applicant, **S.O. three weeks** for filing service affidavit.

Vice Chairman

dnk.

O.A. No.821/2023 (S.B.)

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

Dated : 07/08/2023.

Shri N.B. Kirtane, learned counsel for the applicants and Shri M.I. Khan, learned P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. No.817/2023 (S.B.)

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

Dated : 07/08/2023.

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

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

Vice Chairman

dnk.

O.A. No.655/2022 (S.B.)

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

Dated : 07/08/2023.

Shri S. Wahane, learned counsel for the applicants and Shri M.I. Khan, learned P.O. for R-1. Await service of R-4.

2. At the request of learned counsel for the applicant, **S.O. 21/8/2023** for filing service affidavit.

Vice Chairman

dnk.

O.A. No.494/2017 (S.B.)

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

Dated : 07/08/2023.

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

S.O. four weeks.

Vice Chairman

dnk.

Rev.A. 02/2018 in O.A. No.390/2014 (S.B.)

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

Dated : 07/08/2023.

Shri S.M. Pande, learned counsel for the applicants and Shri M.I. Khan, learned P.O. for the respondents.

2. At the request of learned P.O.,**S.O.**
18/08/2023.

Vice Chairman

dnk.

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

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

Dated : 07/08/2023.

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

2. The learned counsel for applicant has filed Purnis dated 7/8/2023 along with documents. It is taken on record.

3. At the request of Id. P.O., **S.O. 22/08/2023.**

Vice Chairman

dnk.

O.A. Nos.957 & 958 of 2020 (S.B.)

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

Dated : 07/08/2023.

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

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

Vice Chairman

dnk.

O.A. No.985/2021 (S.B.)

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

Dated : 07/08/2023.

Shri V.A. Kothale, learned counsel for the applicants and Shri A.M.Khadatkar, learned P.O. for the respondents.

2. At the request of learned counsel for the applicant, **S.O. 28/08/2023.**

Vice Chairman

dnk.

O.A. No.147/2022 (S.B.)

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

Dated : 07/08/2023.

None for applicant. Shri A.M. Khadatkar, Id. P.O. for R-1 and Shri T.M. Zaheer, Id. counsel for R-2.

2. On 33/11/2022 none were present for the applicant. Thereafter on 02/05/2023 none were present for the applicant. Thereafter, on 27/06/2023 none were present for applicant. Thereafter on 21/07/2023 none were present for applicant. Today also none present for the applicant.

3. As per the submission of learned P.O. and Id. counsel for R-2 on many occasions none were present for the applicant.

4. In view of above, the matter be kept on **22/08/2023** for final hearing / for dismissal of O.A..

Vice Chairman

dnk.

O.A. No.258/2022 (S.B.)

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

Dated : 07/08/2023.

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

2. On 22/08/2022 none were present for the applicant. Thereafter on 22/09/2022 none were for present for the applicant. Thereafter, on 27/06/2023 none were present for applicant. Thereafter on 20/07/2023 none were present for applicant. Today also none present for the applicant.

3. As per the submission of learned P.O. on many occasions none were present for the applicant.

4. In view of above, the matter be kept on **22/08/2023** for final hearing / for dismissal of O.A..

Vice Chairman

dnk.

O.A. No.371/2022 (S.B.)

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

Dated : 07/08/2023.

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

2. The respondents have stated in para-9 of the reply that as per Annexure-R-1 there was minutes of meeting dated 10/08/2020, but that document is not filed on record.

3. The learned P.O. seeks two weeks time to file said document on record.

S.O. two weeks.

Vice Chairman

dnk.

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

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

Dated : 07/08/2023.

Shri S.P. Palshikar, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for respondents.

2. The prayer in this O.A. is different from O.A.Nos. 817/2022 and 1050/2022.

3. Put up this matter **on 23/08/2023.**

Vice Chairman

dnk.

O.A. No.481/2022 (S.B.)

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

Dated : 07/08/2023.

Shri V.A. Kothale, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

2. The Id. P.O. seeks time to get instructions as per order dated 10/7/2023.

S.O. 28/8/2023.

Vice Chairman

dnk.

O.A. No.1064/2019 (S.B.)

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

Dated : 07/08/2023.

Smt. K.N. Saboo, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for respondents.

At the request of Id. counsel for applicant, **S.O. 10/8/2023.**

Vice Chairman

dnk.

(D.B.)

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

Dated : 07/08/2023.

C.A. 385/2023 in O.A. 340/2023 -

Shri S.M. Khan, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for respondents.

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

At the request of Id. counsel for applicant, **S.O. 9/8/2023.**

Vice Chairman

dnk.

O.A. No.874/2023 (D.B.)

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

Dated : 07/08/2023.

Shri P.P. Kotwal, learned counsel for the applicant and Shri S.A. Deo, learned CPO for the respondents.

2. The learned CPO has filed communication dated 3/8/2023. It is taken on record and marked Exh-X for identification.

3. The learned counsel for applicant has filed some citations. It is taken on record.

S.O. 10/08/2023.

Vice Chairman

dnk.

O.As. 817 & 1050 of 2022 (D.B.)

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

Dated : 07/08/2023.

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

The matters be kept as and when Division Bench is available.

Vice Chairman

dnk.

O.A. 770/2022 (D.B.)

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

Dated : 07/08/2023.

Shri S.S. Patil, learned counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1 to 4. None for R-5.

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

Vice Chairman

dnk.

O.A. 789/2022 (D.B.)

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

Dated : 07/08/2023.

Heard Shri V.B. Gawali, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

2. As per the submission of learned counsel for applicant, the departmental inquiry is complete. In the departmental inquiry, the punishment order was passed and the applicant was demoted. The Appeal was filed. In the appeal, the Appellate Authority has set aside the punishment order. Even thereafter the respondents are showing that the departmental inquiry is pending. Therefore, the learned counsel for applicant submits that the applicant is entitled for promotion. But the respondents have not granted the promotion.

3. The learned P.O. seeks time to file reply and also get instructions. At the request of Id. P.O., **S.O. three weeks.**

Vice Chairman

dnk.

O.A. No. 127/2023 (D.B.)

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

Dated : 07/08/2023.

Shri Y.P. Kaslikar, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for respondents.

2. The Id. P.O. seeks time to file reply. The learned counsel for applicant also seeks time to file relevant documents on record.

S.O. 28/8/2023.

Vice Chairman

dnk.

O.A. 131/2023 (D.B.)

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

Dated : 07/08/2023.

Shri Bharat Kulkarni, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O .for respondents.

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

Put up along with O.A.160/2023.

Vice Chairman

dnk.

C.A. 133/2023 in O.A. 160/2023 (D.B.)

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

Dated : 07/08/2023.

Shri Bharat Kulkarni, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O .for respondents.

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

Put up along with O.A.131/2023.

Vice Chairman

dnk.

O.A. 299/2023 (D.B.)

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

Dated : 07/08/2023.

Shri Bharat Kulkarni, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O .for respondents.

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

Vice Chairman

dnk.

O.A. 359/2023 (D.B.)

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

Dated : 07/08/2023.

Shri Y.P. Kaslikar, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for R-1 to 4. None for R-5.

2. The Id. P.O. seeks time to file reply. Time is granted as a last chance.

3. On the next date, if the reply is not filed, the matter will be admitted and listed for final hearing.

S.O. 21/8/2023.

Vice Chairman

dnk.

O.A. 814/2023 (D.B.)

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

Dated : 07/08/2023.

Shri S.V. Narsapurkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O .for respondent no.1. Await service of R-2 to 4.

2. At the request of Id. counsel for applicant, **S.O. 23/8/2023** for filing affidavit and taking instructions from his client.

Vice Chairman

dnk.

O.A. 552/2022 (D.B.)

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

Dated : 07/08/2023.

Shri G.C. Khond, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for R-1 to 3. Await service of R-4.

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

Vice Chairman

dnk.

O.A. 746/2023 (D.B.)

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

Dated : 07/08/2023.

Heard Shri A.D. Mhala, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2.

2. The learned counsel for applicant submits that the applicant approached to the Hon'ble Bombay High Court for relaxation of his age. This Tribunal not granted the relaxation of age in view of the G.R. / Notification dated 3/3/2023. As per this G.R. / Notification only two years relaxation was granted from 38 years to 40 years and from 43 years to 45 years. Interim relief was not granted by this Tribunal.

3. As per the submission of learned counsel for the applicant, the applicant approached to the Hon'ble Bombay High Court and Hon'ble High Court has granted relief to the applicant. Therefore, he wants to withdraw the present O.A.

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

Vice Chairman

dnk.

C.P. 44/2023 in O.A. 149/2021 (D.B.)

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

Dated : 07/08/2023.

Shri Kothale, Id. counsel holding for Shri
G.R. Sadar, Id. counsel for the applicant and
Shri A.M. Khadatkar, Id. P.O. for State. Await
service of R-1 to 4.

S.O. 28/08/2023.

Vice Chairman

dnk.

C.P. 46/2023 in O.A. 132/2022 (D.B.)

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

Dated : 07/08/2023.

Heard the applicant in person and Shri A.M. Khadatkar, Id. P.O. for State. Await service of R-1 to 3.

S.O. 06/09/2023.

Vice Chairman

dnk.

C.P. 63/2023 in O.A. 141/2021 (D.B.)

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

Dated : 07/08/2023.

Shri Dapurkar, Id. counsel for applicant
and Shri A.M. Khadatkar, Id. P.O. for State.

2. The applicant has not collected hamdast
for R-1.

3. The learned counsel for applicant
submitted that respondent no.1 is served.

4. The learned P.O. files reply of R-2. It is
taken on record. He submits that reply of
respondent no.2 is sufficient to decide the
matter.

5. At the request of Id. counsel for
applicant, **S.O. 25/08/2023 for hearing.**

Vice Chairman

dnk.

O.A. No. 565/2023 (D.B.)

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

Dated : 07/08/2023.

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

2. The learned CPO has submitted that he
wants to get instructions in respect of order
dated 10/07/2023.

S.O. 28/08/2023.

Vice Chairman

dnk.

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

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

Dated : 07/08/2023.

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

At the request of Id. counsel for applicants, **S.O. 21/08/2023.**

Vice Chairman

dnk.

O.A. No. 812/2019 (D.B.)

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

Dated : 07/08/2023.

Shri S.A. Kalbande, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No. 655/2020 (D.B.)

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

Dated : 07/08/2023.

Smt. Charlewar, Id. counsel holding for Shri D.I. Charlewar, Id. counsel for applicant, Shri M.I. Khan, Id. P.O. for R-1&2. None for other respondents.

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

Vice Chairman

dnk.

O.A. No. 272/18 with C.A.281/2023 (D.B.)

(Arvind Madhukarrao Patil Vs. State of Maharashtra and others)

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

Dated : 07/08/2023.

The regular Division Bench is not available. The Hon'ble Chairperson, M.A.T., Principal Bench, Mumbai issued Circular No. MAT/MUM/JUD/469/2023, dated 24/04/2023. As per the direction of Hon'ble Chairperson, if both the parties have consented for final disposal, then regular matter pending before the Division Bench can be disposed off finally.

2. Heard Shri V.A. Kothale, learned counsel for applicant, Shri A.M. Khadatkar, learned P.O. for R-1&2 and Shri G.K. Rao, Id. counsel holding for Shri M.A. Sable, Id. counsel for R-3. The learned counsel for both the parties have consented for final disposal and argued the matter finally.

3. The respondent no.3 has filed reply. It is taken on record and copy is served to the other side.

4. The learned counsel for applicant submitted that in the departmental inquiry, the applicant is exonerated from all the charges

levelled against him by the Inquiry Officer as per his decision / report dated 08/03/2022. The Government of Maharashtra has also taken decision as per the report of the Inquiry Officer on 30/05/2022 stating that the applicant is exonerated from all the charges levelled against him.

5. As per the submission of learned counsel for the applicant, gratuity of the applicant is withheld by the respondents from 2013.

6. In view of above, the respondents are directed to pay amount of gratuity to the applicant as per the rules within a period of four weeks. The issue in respect of interest is kept open.

7. The O.A. is disposed of. The C.A. is also disposed of. No order as to costs.

Vice Chairman

dnk.

*

O.A.No.92/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

None for the applicant. Shri A.M.Khadatkar,
Id. P.O. for the Respondents. None for the respondent
no. 3. Await service of R-2.

2. **S.O. four weeks to file service affidavit.**

Date:- 07/08/2023.
aps.

Member (J)

O.A.No.98/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Ms. Telange holding for Shri A.P.Tathod, Id. counsel for the applicant, Shri A.M.Khadatkar, Id. P.O. for the Respondents and Shri Bhattacharya holding for Shri N.S.Warulkar, Id. counsel for the R-4.

2. On oral request of Id. P.O. as well as Id. counsel for the R-4, **S.O. three weeks to file reply.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.117/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Smt. Charlewar holding for Shri V.R.Borkar, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

2.

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.1148/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Ms. L.J.Kshatri holding for Shri S.M.Bhagde, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the Respondents.

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.105/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri Y.P.Kaslikar, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the Respondents. C.F. applicant has not collected hamdast for R-2 & 3.

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

Date:- 07/08/2023.
aps.

Member (J)

O.A.No.241/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri Kothale, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.385/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Smt. Saboo, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.392/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri S.N.Gaikwad, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents. Await service of R-2 & 3.

2. On oral request of Id. counsel for the applicant, **S.O. one week to file service affidavit.**

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.410/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. Ld. counsel for the applicant states that the respondents are served and she will file service affidavit today only.

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.412/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.432/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

None for the applicant. Shri H.K.Pande, Id.
P.O. for the Respondents. Await service of R-2 to 6.

2. **S.O. four weeks to file service affidavit.**

Date:- 07/08/2023.
aps.

Member (J)

O.A.No.433/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. **S.O. four weeks to file service affidavit.**

Date:- 07/08/2023.
aps.

Member (J)

O.A.No.887/2023 (S.B.)

V.N.Lanjewar Vs. State of Mah. & 3 Ors.

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

Dated : 07/08/2023.

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

2. By order dated 27.07.2023 (A-1) the applicant is transferred from the post of Tehsildar (Sanjay Gandhi Yojna), Nagpur to the post of Tehsildar, Bhandara.

3. A-2 shows that on 28.07.2023 the applicant joined on her transferred post.

4. A-3 shows that one Shri Rahul Sarang took charge of the post at Nagpur previously held by the applicant.

5. By the impugned order dated 02.08.2023 (A-4), order dated 27.07.2023 (A-1) has been stayed.

6. It is the grievance of the applicant that the impugned order does not record any reason as to why order dated 27.07.2023 to the extend of the applicant came to be stayed.

7. Specific contention of the applicant is that since joining at Bhandara on 28.07.2023 she has been discharging her duties their.

8. It is submitted on behalf of the applicant that in the aforestated factual background the impugned order dated 02.08.2023 be stayed. It is submitted in the alternative that since the applicant is discharging her duties on her transferred post at Bhandara order of Status-quo be passed. Case is made out to pass order of Status-quo as on today till the returnable date. Till returnable date Status-quo as on today be maintained.

9. Issue notice to Respondents, returnable on next week. Learned P.O. waives notice for R-1. Hamdast allowed.

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

11. 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.

12. 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.

13. 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.

14. 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.

15. **S.O. next week.**

16. **Steno copy is granted.**

Member (J)

Date:- 07/08/2023.

aps.

O.A.No.888/2023 (S.B.)

A.P.Sarnaik Vs. State of Mah. & 4 Ors.

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

Dated : 07/08/2023.

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

2. It is the contention of the applicant that respondent no. 5 is not the resident of Village Chikhali and, therefore, is not eligible to get appointment as Kotwal for said village.

3. Another grievance of the applicant is that though as per the schedule (as A-1) results were to be declared on 08.08.2023, results have been declared hurriedly on 30.07.2023. The applicant is relying on some documents to support his contention that respondent no. 5 is not the resident of Village Chikhali.

4. In reply it is submitted by the Id. P.O. that there are documents to show that respondent no. 5 is resident of Village Chikhali.

5. It is submitted on behalf of the applicant that if respondent no. 5 is appointed to the post of Kotwal of Village Chikhali, the O.A. would become infructuous and, therefore, relief be granted that if respondent no. 5 is appointed to the post before the returnable date said appointment shall be subject to the outcome of this O.A.. No case is made out to pass interim order at this stage.

6. Issue notice to Respondents, returnable on 21.08.2023. Learned P.O. waives notice for R-1. 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.

12. **S.O. 21.08.2023.**

13. **On returnable date it would be open to the applicant to pray for appropriate interim order.**

Member (J)

Date:- 07/08/2023.

aps.

O.A.No.503/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Smt. K.N.Saboo, Id. counsel for the applicant, Shri H.K.Pande, Id. P.O. for the Respondents and Shri S.A.Sahu, Id. Counsel for the R-3.

2. On oral request of Id. P.O. and Id. Counsel for the respondent no. 3, **S.O. two weeks to file reply as a last chance.**

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

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

3. **Interim relief granted as per para 8 of order dated 16.06.2023 to continue till filing of the reply.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.597/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri P.A.Kadu, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

2. The Id. P.O. has filed reply on behalf of the respondent no. 2. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

3. Hence, O.A. is **admitted** and kept for final hearing.

4. The Id. P.O. waives notice for the respondents.

5. **S.O. 11.08.2023.**

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

Member (J)

Date:- 07/08/2023.

aps.

O.A.No.602/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.661/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri A.Motlog, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

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

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Smt.Saboo, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

2. Ld. P.O. seeks time. It is submitted by Id. Counsel for the applicant that identical matters are kept on 08.08.2023.

3. **S.O. 08.08.2023.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.867/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri S.A.Marathe, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents. Await service of R-2 to 4.

2. On oral request of Id. Counsel for the applicant, **S.O. 08.08.2023 to file service affidavit.**

Date:- 07/08/2023.
aps.

Member (J)

O.A.No.745/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. Issue notice to Respondents, returnable on four weeks. Learned P.O. waives notice for R-1. 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. four weeks.**

Member (J)

Date:- 07/08/2023.

aps.

O.A.No.765/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri M.V.Raut, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

2. Issue notice to Respondents, returnable on four weeks. Learned P.O. waives notice for R-1. 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. four weeks.**

Member (J)

Date:- 07/08/2023.

aps.

O.A.No.319/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. Additional rejoinder filed by the applicant is taken on record. By consent, **S.O. 10.08.2023 for final hearing.**

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri G.G.Bade, Id. counsel for the applicant, Shri S.A.Sainis, Id. P.O. for the Respondents and Shri A.Motlog, Id. Counsel for the respondent no. 5.

2. It is noticed that there is no proper paging. Ld. Counsel for the applicant states that he will do the needful today only.

3. S.O. 09.08.2023 high on board.

4. Interim relief to continue.

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.856/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri A.Motlog holding for Shri V.B.Bhise, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. On oral request of Id. P.O., **S.O. one week for final hearing.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.621/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. Ld. Counsel for the applicant has placed on record copy of judgment of this Bench dated 12.07.2023 in O.A. No. 546/2022. With pursis Id. P.O. has placed on record some documents.

3. **S.O. 09.08.2023 for final hearing.**

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri R.P.Ghore holding for Shri D.T.Kamble, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the Respondents.

2. On oral request of Id. Counsel for the applicant, **S.O. 23.08.2023 for final hearing.**

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. On oral request of Id. P.O., **S.O. 28.08.2023** for final hearing.

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.879/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the Respondents.

2. All retiral benefits have been admittedly paid to the applicant and now only the question of interest remains.

3. Perused pursis. It is submitted that while disposing of this O.A. question of time bound promotion claimed by the applicant be kept open.

4. **Closed for orders.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.205/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

None for the applicant. Shri V.A.Kulkarni, Id.
P.O. for the Respondents.

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

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.908/2020 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. On oral request of Id. Counsel for the applicant, **S.O. 09.08.2023 for final hearing.**

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

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

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri S.A.Marathe, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the Respondents.

2. Written notes of arguments filed by the applicant are taken on record. Copy is served to the other side.

3. **Closed for orders.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.1039/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. On oral request of Id. P.O., **S.O. 10.08.2023 for final hearing.**

Member (J)

Date:- 07/08/2023.
aps.

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

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

2. On oral request of Id. P.O., **S.O. 25.08.2023** for final hearing.

Member (J)

Date:- 07/08/2023.
aps.

O.A.No.952/2022withO.A.No.1169/2022with

C.A.Nos.235&321/23 (S.B.)

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

Dated : 07/08/2023.

Heard Shri P.D.Meghe, Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for the Respondents.

2. **Closed for orders.**

Member (J)

Date:- 07/08/2023.

aps.

O.A.No.254/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Shri N.D.Thombre, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

2. On oral request of Id. P.O., **S.O. 21.08.2023 for final hearing.**

3. **Office is further directed to keep the matter high on board.**

Member (J)

Date:- 07/08/2023.
aps.

O.A.Nos.117,118&119/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 07/08/2023.

Heard Mrs. Charlewar holding for Shri V.R.Borkar, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the Respondents.

2. The Id. P.O. has filed reply on behalf of the respondent no. 4 in O.A. No. 117/2021 and reply on behalf of the respondent no. 3 in O.A. No. 118/2021. All replies are taken on record. Copies are served to the other side. He further submits that it is sufficient to decide the matter.

3. Hence, O.A. is **admitted** and kept for final hearing.

4. The Id. P.O. waives notice for the respondents.

5. **S.O. 01st week of September, 2023.**

6. *Meanwhile, the Id. P.O. is at liberty to file Reply in O.A. No. 119/2021, if any.*

Member (J)

Date:- 07/08/2023.
aps.