

O.A. No. 897/2012 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri S.P. Palshikar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

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

Member (J)

Vice Chairman

dnk.

O.A. No. 346/18 with C.As.208/18, 149/19
180/19 **(DB)**

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri M.V. Joshi, Id. counsel for the
applicant and Shri H.K. Pande, Id. P.O. for
the respondents.

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

Member (J)

Vice Chairman

dnk.

O.A. No. 411/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

The learned P.O. files reply on behalf of R-1&2. It is taken on record. Copy is served on the other side.

S.O. 23/8/2019.

Put up along with CP 23/18 in O.A.480/16

Member (J)

Vice Chairman

dnk.

C.P. 23/18 in O.A. No. 480/16 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

S.O. 23/8/2019.

Put up along with O.A. 411/2018.

Member (J)

Vice Chairman

dnk.

O.A. St.No. 266/19 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

C.A. 53/2019 -

Shri O.Y. Kashid, Id .counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

The Id. P.O. files reply of R-2&3 to the C.A. It is taken on record. Copy is served on the applicant.

S.O. 26/8/2019.

Member (J)

Vice Chairman

dnk.

O.A. No. 157/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

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

Member (J)

Vice Chairman

dnk.

O.A. No. 192/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri S.P. Palshikar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1,2&4 and Shri S.N. Gaikwad, Id. counsel for R-3.

At the request of Id. P.O. as well as Id. counsel for R-3, **S.O. four weeks** for filing reply.

Member (J)

Vice Chairman

dnk.

O.A. No. 204/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

C.A.101/2019

Shri D.T. shinde, Id. counsel holding for Shri A.C. Dharmadhikari, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1&2 and shri N.S. Khubalkar, Id. counsel for R-3 to 127.

2. The learned P.O. has produced the order dated 8/8/2019 passed by the Commissioner, Live Stock Development Department. Copy of the same is taken on record.

3. The learned P.O. as well as Id. counsel for R-3 to 127 requested that two weeks time is required to comply the earlier order.

4. At the request of Id. P.O. as well as Id. counsel for R-3 to 127, **S.O. two weeks.**

Member (J)

Vice Chairman

O.A. No. 534/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

C.A. 311/2019 -

Ms. Jogi, Id. counsel holding for Shri N.B. Bargat, Id .counsel for the applicants, Shri A.M. Ghogre, Id. P.O. for R-1 to 3, Shri S.S. More, Id. counsel for R-5,7&8 and Shri D.T. Shinde, Id .counsel for Intervener. Await service of R-4&6.

The learned counsel for Intervener submitted that he has handed over the copy of the application to the applicant as well as respondent nos. 1 to 3.

S.O. three weeks.

Member (J)

Vice Chairman

dnk.

O.A. No. 537/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

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

Member (J)

Vice Chairman

dnk.

O.A. No. 571/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri S.M. Vaishnav, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2&3.

At the request of Id. counsel for the applicant, **S.O. two weeks** for filing service affidavit of R-2&3.

Member (J)

Vice Chairman

dnk.

O.A. No. 602/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

C.A. 310/2019 -

Heard Shri S.N. Gaikwad, Id .counsel for the applicant and shri S.A. Deo, Id. CPO for the State.

2. In view of prayer in the C.A. to amend the O.A., the same is allowed. Necessary amendment be carried out within two weeks and amended copy be supplied to the other side well in advance.

O.A. 602/2019 -

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

2. Issue notice to R-2 to 4, returnable **after three weeks**. Learned C.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. after three weeks.**

Member (J)

Vice Chairman

dnk.

O.A. No. 652/2015 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Heard Shri S.M. Bhangade, Id.
counsel for the applicant and Shri P.N.
Warjurkar, Id. P.O. for the respondents.

Closed for orders.

Member (J)

Vice Chairman

dnk.

O.A. No. 555/2018 (DB)

Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).

Dated : 09.08.2019

C.As. 305/19 & 245/19

Shri A.Z. Jibhkate, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for R-1 to 3 and Shri A.Y. Kapgade, Id. counsel for R-4&5.

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

Member (J)

Vice Chairman

dnk.

O.A. No. 420/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,
Vice-Chairman &
Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

C.A. 304/2019 -

Heard Ms. S.R. Bhure, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1 to 3 and none for remaining respondents.

2. In view of the Notification dated 6/6/2017 the applicant is entitled for the benefit. By this Notification proviso is inserted in the Recruitment Rules of 2017 which is as under –

“ Provided also that, the persons who are holding the post in Group “D” and who have passed the Secondary School Certificate Examination and possess qualifications mentioned in sub clause (iii) of clause (b), before the date of publication of these rules in the Maharashtra Government Gazette, shall also be considered for promotion under clause (a) above, for next five years from the date of publication of these rules.”

3. In view of this amendment, the applicant is entitled to be considered for promotion and also for the deemed date. Hence, the C.A. 304/2019 is allowed in terms of prayer clause “A”.

4. Accordingly, the O.A. also stands disposed of. No order as to costs.

Member (J)

Vice Chairman

dnk.

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O.A. No. 301/19 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

The Id. P.O. files reply on behalf of R-1&2. It is taken on record. Copy is served on the applicant.

Heard. Admit.

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

S.O. 19/8/2019.

Member (J)

dnk.

O.A. No. 377/19 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri P.J. Mehta, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

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

Member (J)

dnk.

O.A. No. 403/2019 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Heard Shri N.R. Saboo, Id .counsel for the applicant, shri V.A. Kulkarni, Id. P.O. for R-1 to 4 and Shri Zinjarde, Id .counsel for R-5.

It is submitted by the Id. P.O. that proposal is already forwarded to the Government about the grievance of the applicant. The Id. P.O. is directed to file copy of that proposal before the Bench.

S.O. 19/8/2019.

Member (J)

dnk.

O.A. No. 420/19 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Heard Shri P.K. Bezalwar, Id. counsel for the applicant and shri S.A. Deo, Id. CPO for the respondents.

The Id. CPO files reply on behalf of R-1 to 3. It is taken on record. Copy is served on the applicant.

Heard. Admit.

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

S.O. 20/8/2019.

Member (J)

dnk.

O.A. No. 338/19 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri A.P. Chaware, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

At the request of Id. CPO, **S.O.**
22/8/2019 for filing reply.

Member (J)

dnk.

Rev. A.St. 370/19 in O.A. No. 724/12 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

C.A. 68/2019 -

Smt. R.V. Palaspagar, Id .counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1&2, Smt. Satpute, Id .counsel for R-3 and none for R-4.

Two weeks time is granted to file reply to the C.A.

S.O. 30/8/2019.

Member (J)

dnk.

O.A. No. 154/2019 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri A.D. Girdekar, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The respondent no.1 is directed to take decision on the representation dated 10/12/2018 submitted by the applicant for his inter division transfer.

S.O. four weeks.

Steno copy is granted.

Member (J)

dnk.

O.A. No. 698/2017 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Heard Shri S.C. Deshmukh, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for the respondents.

The learned counsel for the applicants has filed the copy of the order passed in O.A.739/2017.

The matter is partly heard.

S.O. 20/8/2019 (PH).

Member (J)

dnk.

O.A. No. 444/2018 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Heard Shri N.R. Saboo, Id. counsel for
the applicant and Shri P.N. Warjurkar, Id.
P.O. for R-1 to 3. None for R-4.

Member (J)

dnk.

O.A. No. 511/2018 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

Shri O.Y. Kashid, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

The learned counsel for the applicant has submitted that he has received copy of reply today, therefore, further time may be granted.

At the request of Id. counsel for the applicant, **S.O. 26/8/2019.**

Member (J)

dnk.

O.A. No. 471/2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

The matter is partly heard. The learned P.O. requested time to seeks instructions from the Department. At his request, **S.O. 19/8/2019 (PH).**

Member (J)

dnk.

O.A. No. 511/2019 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 09.08.2019

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

S.O. 20/8/2019.

Interim relief to continue till then.

Member (J)

dnk.

O.A.Nos. 958 & 959/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

None for the applicant. Shri
P.N.Warjurkar, the Id. P.O. for the respondents.

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

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 61/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

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

2. The Id. P.O. was explained about the order dated 01/08/2019 on record. However, Id. P.O. seeks time till 16.08.2019.

3. S.O. 16.08.2019.

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 173/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

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

2. The Id. P.O. seeks further one week time to file reply. As a last chance, **S.O. 22.08.2019.**

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 345/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

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

2. The Id. counsel for the applicant is advise to consult his client and if possible add Deputy Director, Health Services, Nagpur. Meanwhile, the Id. P.O. seeks three weeks time to file reply. **S.O. three weeks.**

Vice

Chairman
Date:-09/08/2019.
aps.

O.A.No. 169/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

Heard Shri O.Y.Kashid, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents.

2. In order dated 05.08.2019 in para no. 2 clear observations was made regarding appeal before Director General of Police. However, the Id. counsel for the applicant feels that due to two points, it is not feasible.

A. First 60 days time has already expired.

B. Appeal before Director General of Police may not be effective.

3. The Id. P.O. will file reply. **S.O.**
09.09.2019.

Vice

Chairman

Date:-09/08/2019.

aps.

O.A.No. 527/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

Heard Shri S.M.Khan, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents.

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

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 529/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

Heard Shri M.R.Rajgure, the Id. Counsel for the applicant, Shri S.A.Deo, the Id. P.O. for the respondent nos. 1 & 2 and Shri Chawre holding for Shri Saoji, the Id. counsel for the respondent no. 3 going to file vakalatnama on behalf of the respondent no. 3.

2. The Id. counsel for the respondent no. 3 as well as Id. C.P.O. seeks time. **S.O. three weeks.**

Chairman
Date:-09/08/2019.
aps.

Vice

**O.A.No.71/2017 with C.A.No.41/2017
(S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.**

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

2. The Id. P.O. has pointed out the relief clause mentioned at P.B., Pg. No. 14:-

"At this stage, the applicant does not wish to pray for interim relief but reserves his right to pray for the same as and when the occasion arises and it is considered necessary."

3. As pointed out by Id. counsel for the applicant Additional Director General of Police (Administration) of the office of Director General of Police M.S., Mumbai vide his order dated 16.10.2017 (Annexure-A-3, P.B., Pg. No. 66) has asked in appeal to conduct *De-nov* Enquiry from the stage of service of chargesheet. The Id. P.O. submits that this issue is not in relief clause. However, I personally feel that progress on this order at the level of respondent no. 2 is pending since more than 1 ½ years.

4. The Id. P.O. is directed to take instructions from the respondent no. 2 about the progress and directions given by the D.G., Police.

5. S.O. 29/08/2019.

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 338/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

Heard Shri O.Y.Kashid, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

2. The Id. P.O. has filed the G.R. No. vdi k&1004@izd:51@2004@vIB] fnukd 22-08-2005- In this G.R., there is no provision of any other persons after original relative has been taken in the list of compassionate ground and after attaining the age of 40 years desires to substitute other name. However, this G.R. seems to be very old. The Id. P.O. is directed to produce latest G.R. and policy of Government on compassionate ground.

3. S.O. 26.08.2019.

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 292/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

Heard Shri S.P.Palshikar, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

2. As per the request of Id. counsel for the applicant, **S.O. 16.08.2019.**

Chairman
Date:-09/08/2019.
aps.

Vice

O.A.No. 840/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :09th Aug. 2019.

Heard Shri M.D.Kulsane the applicant in person. Shri H.K.Pande, the Id. P.O. for the respondents.

2. The applicant in person submits that his counsel is out of station. **S.O. two weeks.**

Chairman
Date:-09/08/2019.
aps.

Vice