

O.As. 1104 & 1105 of 2021 (S.B.)

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

Dated : 11/12/2023.

Shri Y.P. Kaslikar, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for R-1 to 5. None for other respondents.

At the request of Id. counsel for applicants, **S.O. 08/01/2024.**

Vice Chairman

dnk.

O.A. 1176/2022 (S.B.)

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

Dated : 11/12/2023.

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

At the request of Id. counsel for applicant, **S.O. 18/12/2023.**

Vice Chairman

dnk.

O.A. 709/2023 (S.B.)

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

Dated : 11/12/2023.

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

At the request of Id. counsel for applicant, **S.O. 18/12/2023.**

Vice Chairman

dnk.

R.A.St.626/20 in O.A.552/16 (S.B.)

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

Dated : 11/12/2023.

C.A.108/2020 -

Heard Shri A. Motlag, Id. counsel holding for Shri R.V. Shirakar, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2 to 4.

2. At the request of Id. counsel for applicant, issue fresh notice to the respondent nos.2 to 4 returnable **after three weeks.** Hamdast allowed.

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

4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

S.O. after three weeks.

Vice Chairman

dnk.

C.A. 477/2022 in O.A. 84/2021 (S.B.)

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

Dated : 11/12/2023.

Ms. Lanjewar, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant. Shri S.A. Sainis, Id. P.O. for R-1, none for R-2 and Shri A. Motlag, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for R-3.

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

Vice Chairman

dnk.

O.A. 828/2022 (S.B.)

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

Dated : 11/12/2023.

Ms. Gosavi, Id. counsel holding for Shri G.N. Khanzode, Id. counsel for applicant and Shri S.A. Sainis, Id. P.O. for R-1 to 3. Await service of R-4.

2. The learned counsel for applicant submits that she will file service affidavit of R-4 today itself.

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

Vice Chairman

dnk.

O.A. 1132/2022 (S.B.)

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

Dated : 11/12/2023.

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

2. The Id. 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. 16/01/2024.

Vice Chairman

dnk.

O.A. 1230/2022 (S.B.)

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

Dated : 11/12/2023.

Shri R.M. Fating, Id. counsel for applicant, Shri A.M. Khadatkar, Id. P.O. for R-1 and Shri A. Motlag, Id. counsel holding for Shri H.D. Marathe, Id. counsel for R-2&3.

At the request of Id. counsel for R-2&3, **S.O. after two weeks** for filing reply as a last chance.

Vice Chairman

dnk.

Rev.A. 19/2023 in O.A.92/2022 (S.B.)

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

Dated : 11/12/2023.

Shri Pawan Raulkar, Id. counsel for the applicant (Org. resp. no.4), Shri A.M. Khadatkar, Id. P.O. for resp. nos.2&3 (Org. resp.nos.1&2) and Shri A. Khanorkar, Id. counsel for resp.no.1 (Org. applicant). Await service for R-2&3.

The applicant is directed to serve respondent nos.2&3.

S.O. 16/01/2024.

Vice Chairman

dnk.

O.A. 105/2023 (S.B.)

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

Dated : 11/12/2023.

Heard Shri Y.P. Kaslikar, Id. counsel for applicants and Shri A.M. Khadatkar, Id. P.O. for respondents.

The Id. P.O. files reply of R-3. It is taken on record. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. 08/01/2024.

Vice Chairman

dnk.

C.A. 499/2023 in O.A. 184/2023(S.B.)

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

Dated : 11/12/2023.

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

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

Vice Chairman

dnk.

O.A. 220/2023 (S.B.)

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

Dated : 11/12/2023.

Shri S.M. Khan, Id. counsel for applicant, Shri A.M. Khadatkar, Id. P.O. for R-1&2 and Shri Makkad, Id. counsel holding for Shri S.M. Bhangde, Id. counsel for R-3.

At the request of Id. counsel for R-3, **S.O. 21/12/2023** for filing reply as a last chance.

Vice Chairman

dnk.

O.A. 227/2023 (S.B.)

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

Dated : 11/12/2023.

Heard Gayatri Sharma, Id. counsel holding for Shri Sunita Kulkarni, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondents.

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

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

S.O. 03/01/2024.

Vice Chairman

dnk.

O.A. 326/2023 (S.B.)

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

Dated : 11/12/2023.

Shri B. Kulkarni, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondents.

2. On the earlier date, last chance was granted to file reply of R-2. But till date reply of R-2 is not filed. The Id. P.O. again seeks time to file reply of R-2. At his request, last chance is granted to file reply. It is made clear that on the next date, the O.A. will be admitted even if the reply is not filed.

S.O. 20/12/2023.

Vice Chairman

dnk.

O.A. 351/2023 (S.B.)

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

Dated : 11/12/2023.

Shri Kaslikar, Id. counsel holding for Shri P.S. Patil, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 596/2023 (S.B.)

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

Dated : 11/12/2023.

Shri A. Motlag, Id. counsel for applicant
and Shri A.M. Khadatkar, Id. P.O. for
respondents.

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

Vice Chairman

dnk.

O.A. 736/2023 (S.B.)

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

Dated : 11/12/2023.

None for applicant. Shri S.A. Sainis, Id.
P.O. for R-1 to 3 and Shri Kaslikar, Id. counsel
holding for Shri V.A. Kothale, Id. counsel for R-4.

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

Vice Chairman

dnk.

C.A. 399/23 in O.A.768/23 & O.A.767/23 (S.B.)

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

Dated : 11/12/2023.

Ms. Lanjewar, Id. counsel holding for Shri
N.R. Saboo, Id. counsel for applicants and shri
S.A .Sainis, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 837/2023 (S.B.)

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

Dated : 11/12/2023.

Heard Shri Rohit Joshi, Id. counsel for applicant and Shri S.A. Sainis, Id. P.O. for respondents.

2. The Id. P.O. submits that reply filed in O.A.No.1023/2022 with connected matters is sufficient to decide this O.A.

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

S.O. 12/12/2023 along with connected matters. (PH).

Vice Chairman

dnk.

O.A. 1025/2022 (S.B.)

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

Dated : 11/12/2023.

Shri S.S. Ghatge, Id. counsel for applicant
and Shri S.A. Sainis, Id. P.O. for respondents.

2. The Id. P.O. files reply of R-1 to 3. It is
taken on record and copy is served to the other
side.

**S.O. 12/12/2023 along with connected
matters.**

Vice Chairman

dnk.

O.As. 1023,1024,1049 of 2022 & 125/23 (S.B.)

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

Dated : 11/12/2023.

Heard Shri R. Joshi, Id. counsel for applicants and Shri S.A. Sainis, Id. P.O. for respondents.

2. The Id. counsel for applicants filed pursis along with chart showing the amount which was directed to be recovered from the applicants. It is taken on record and marked Exh-X for identification.

S.O. 12/12/2023 along with connected matters.

Vice Chairman

dnk.

O.A. 836/2022 (S.B.)

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

Dated : 11/12/2023.

Shri S.S. Ghatge, Id. counsel for applicant
and Shri S.A. Sainis, Id. P.O. for respondents.

**S.O. 12/12/2023 along with connected
matters.**

Vice Chairman

dnk.

O.As. 74,78 & 193 of 2023 (S.B.)

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

Dated : 11/12/2023.

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

S.O. 12/12/2023 along with connected matters.

Vice Chairman

dnk.

O.A. 840/2023 (S.B.)

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

Dated : 11/12/2023.

Shri A. Motlag, Id. counsel holding for
Shri N.S. Warulkar, Id. counsel for applicant and
Shri M.I. Khan, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 947/2023 (S.B.)

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

Dated : 11/12/2023.

Shri S.K. Sahailuddi, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1. Smt. P. Giratkar, Id. counsel for respondent no.4. Await service of R-2&3.

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

S.O. after three weeks for filing reply of R-4.

Vice Chairman

dnk.

O.As. 954 & 963 of 2023 (S.B.)

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

Dated : 11/12/2023.

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

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

Vice Chairman

dnk.

O.A. 989/2023 (S.B.)

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

Dated : 11/12/2023.

Sonali Saware, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for R-1 to 3 and Smt. U.A. Patil, Id. counsel for R-4&5. Await service of R-6.

2. At the request of Id. counsel for applicant, **S.O. 15/12/2023** for filing service affidavit of R-6.

Vice Chairman

dnk.

O.A. 594/2019 (S.B.)

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

Dated : 11/12/2023.

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

At the request of Id. counsel for applicant
and Id. P.O., **S.O. 02/01/2024.**

Vice Chairman

dnk.

O.A. 985/2021 (S.B.)

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

Dated : 11/12/2023.

Shri K.V. Kothale, Id. counsel holding for
Shri V.A. Kothale, Id. counsel for applicant and
Shri A.M. Khadatkar, Id. P.O. for respondents.

The learned counsel for applicant, **S.O.**
05/01/2023.

Vice Chairman

dnk.

O.A. 28/2022 (S.B.)

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

Dated : 11/12/2023.

Shri A. Motlag, Id. counsel holding for
Shri R.V. Shiralkar, Id. counsel for applicant,
Shri A.M. Khadatkar, Id. P.O. for R-1 to 4 & 6
and Ms. Gosavi, Id. counsel holding for Shri
G.N. Khanzode, Id. counsel for R-5.

At the request of Id. counsel for R-5, **S.O.**
19/12/2023.

Vice Chairman

dnk.

O.A. 290/2022 (S.B.)

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

Dated : 11/12/2023.

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 481/2022 (S.B.)

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

Dated : 11/12/2023.

Shri Patil, Id. counsel holding for Shri
V.A. Kothale, Id. counsel for applicant and Shri
A.M. Khadatkar, Id. P.O. for respondents.

S.O. 05/01/2024.

Vice Chairman

dnk.

O.A. 1055/2022 (S.B.)

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

Dated : 11/12/2023.

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

2. The learned counsel for applicant has pointed out the order dated 19/10/2022 passed by Member (J) Shri M.A. Lovekar.

3. Put up the matter before the same Bench on 18/12/2023.

Vice Chairman

dnk.

O.As. 1178 & 1179 of 2022 (S.B.)

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

Dated : 11/12/2023.

None for applicants. Shri S.A. Sainis, Id.
P.O. for respondents.

S.O. 19/12/2023.

Vice Chairman

dnk.

O.A. 954/2021 (S.B.)

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

Dated : 11/12/2023.

Shri S.D. Chande, Id. counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 1242/2022 (S.B.)

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

Dated : 11/12/2023.

Shri O.Y. Kashid, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**
08/01/2024.

Vice Chairman

dnk.

O.A. 642/2023 (S.B.)

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

Dated : 11/12/2023.

Shri A.C. Suryawanshi, Id. counsel holding for Shri G.R. Sadar, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**
08/01/2024.

Vice Chairman

dnk.

(D.B.)

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

Dated : 11/12/2023.

**C.A. 178/2023 in O.A.917/2017 and
C.A.179/2023 in O.A.918/2017**

Shri Y.P. Kaslikar, Id. counsel for applicants and Shri S.A. Sainis, Id. P.O. for respondent nos.1&2 and none for R-3.

2. The learned P.O. seeks time to file copy of promotion order on record. At his request
S.O. 08/01/2024.

Vice Chairman

dnk.

O.A. 1050/2021 (D.B.)

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

Dated : 11/12/2023.

Shri S.N. Gaikwad, Id. counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for R-1 to 3. None for R-4.

2. The Id. P.O. seeks further time to file reply. On the earlier date last chance was granted to file reply.

3. On the next date, the O.A. will be admitted evenif the reply is not filed.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 284/2023 (D.B.)

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

Dated : 11/12/2023.

Shri G.N. Shinde, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondent nos.1 to 4. None for R-5.

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

Vice Chairman

dnk.

O.A. 368/2023 (D.B.)

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

Dated : 11/12/2023.

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

2. As per the submission of learned counsel for applicant, this matter is covered by the Judgment of the Hon'ble Bombay High Court, Bench at Aurangabad in the case of ***Sunita Daulatrao Patil & Ors. Vs. State of Maharashtra & Ors.***

3. At the request of Id. P.O., **S.O. 18/12/2023.**

Vice Chairman

dnk.

O.A. 824/2023 (D.B.)

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

Dated : 11/12/2023.

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

2. The learned counsel for applicant has filed copy of letter dated 23/05/2023. It is taken on record and marked Exh-X for identification.

3. At the request of Id. P.O, **S.O. 02/01/2024** for filing reply.

Vice Chairman

dnk.

O.A. 1114/2023 (D.B.)

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

Dated : 11/12/2023.

Shri S.S. Patil, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for R-1. Await service of R-2 to 4.

2. The learned counsel for applicant submits that the respondents are served and he has already filed service affidavit.

3. A.Bambode, Id. counsel holding for Shri J.B. Kasat, Id. counsel appears on behalf of R-2&3 and seeks time to file reply.

S.O. 15/01/2024.

Vice Chairman

dnk.

O.As. 1127 & 1133 of 2023 (D.B.)

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

Dated : 11/12/2023.

Shri K.V. Kothale, Id. counsel holding for Shri V.A. Kothale, Id. counsel for applicants and Shri A.M. Khadatkar, Id. P.O. for R-1. Await service R-2&3.

2. The learned counsel for applicants submits that he will file service affidavit today itself.

3. At the request of Id. P.O., **S.O. 15/01/2024** for filing reply.

Vice Chairman

dnk.

C.A. 630/2023 in O.A. 723/2021 (D.B.)

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

Dated : 11/12/2023.

Mrs. S.D. Gupta, Id. counsel for applicant
and Shri A.M. Khadatkar, Id. P.O. for
respondents.

The matter pertains to the Single Bench.
Put up before Single Bench.

S.O. 18/01/2024.

Vice Chairman

dnk.

C.P.123/2023 in O.A.1225/2022 (D.B.)

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

Dated : 11/12/2023.

Heard Shri A.M. Telange, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the State.

2. Issue Notice to the respondents returnable after **four weeks** under Rule 8 of the MAT (Contempt of Courts) Rules, 1996 as to why they should not be proceeded for committing contempt of this Tribunal's order and as to why they shall not be punished under the Contempt of Court Act.

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A.1292/2023 (D.B.)

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

Dated : 11/12/2023.

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

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

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

4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry

within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

S.O. after four weeks.

Vice Chairman

dnk.

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

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

Dated : 11/12/2023.

Shri Y. P. Kaslikar, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for respondents.

At the request of Id. counsel for applicants, **S.O. 08/01/2024.**

Vice Chairman

dnk.

O.A.1074/2019 (D.B.)

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

Dated : 11/12/2023.

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

Put up before regular D.B.

Vice Chairman

dnk.

O.A.650/2023 (D.B.)

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

Dated : 11/12/2023.

Surbhi Gupta, Id. counsel holding for Shri
Abhay Sambre, Id. counsel for applicants and
Shri S.A. Sainis, Id. P.O. for respondents.

At the request of Id. counsel for
applicants, **S.O. 15/12/2023.**

Vice Chairman

dnk.

O.A. 883/2023 with C.A. 508/2023 (D.B.)

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

Dated : 11/12/2023.

Shri S.S. Patil, Id. counsel for applicants
and Shri S.A. Sainis, Id. P.O. for R-1 to 4. None
for R-5.

2. The learned counsel for applicants
submits that he will file C.A. along with O.A.

S.O. 18/12/2023.

Vice Chairman

dnk.

C.P. 86/2023 in O.A. 916/2021 (D.B.)

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

Dated : 11/12/2023.

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

2. This Tribunal had decided the O.A.No.916/2021 on 20/01/2023. The respondents were directed to give continuity of service to the applicant w.e.f.01/03/1992 for the purpose of pensionary benefits only. The respondents were directed to comply the order within a period of six months from the date of receipt of this order.

3. Sufficient time was granted to the respondents in the order itself. Even after period of six months', the respondents are not complying the order of this Tribunal.

4. The learned P.O. has filed letter dated 23/11/2023. It is taken on record and marked Exh-X for identification. As per this letter, the respondent no.1 seeks time to get the administrative approval from the department. It is pertinent to note that respondent no.1 is the authority to comply the direction of this Tribunal. From one department to other department, they are sending letters. It appears that they are

delaying to comply the order of this Tribunal. Hence, the respondents are directed to comply the order before next date or responsible Officer shall remain present before this Tribunal personally and show cause as to why the contempt proceeding should not be initiated against them.

S.O. 12/01/2024.

Steno copy is granted.

Vice Chairman

dnk.

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O.A.No.568/2018 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter
Vacation to file reply.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.398/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter
Vacation to file reply.**

Date:- 11/12/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter Vacation to file reply.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.386/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents. Dr. H.D.Nemegade, Assistant Director, Malaria, Nagpur is present in person. He submits that office has taken prompt steps to ensure payment of all retiral benefits to the applicant and in support of this stand he will place on record copies of correspondence, through ld. P.O.. Ld. counsel for the applicant submits that the applicant is present in person and she desires to place on record an affidavit showing that there has been lack of diligence on the part of the respondent department in making payment of retiral benefits.

2. On behalf of the respondents the aforesaid officer submits that approval from the Government is required to disburse remaining retiral benefits of the applicant and it has been sought. It is further submitted that getting the approval may require some time.

3. Ld. P.O. shall place on record copies of documents regarding correspondence made by the department. The applicant shall place on record her affidavit regarding factual position.

4. It is submitted on behalf of the applicant that the applicant would prefer to place her affidavit on record after receiving copies of correspondence made by the department in respect of releasing her

retiral benefits. Copies of the correspondence shall be supplied to the Advocate for the applicant and, thereafter within one week the applicant shall place on record her affidavit.

5. **S.O. 18.12.2023.**

6. For filing copies of correspondence on record one set of which shall be immediately supplied to the other side.

7. **Steno copy is granted.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.399/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

None for the applicant. Shri V.A.Kulkarni, Id.
P.O. for the Respondents 1 & 2. Await service of R-3.

2. **S.O. After Winter Vacation for steps.**

Date:- 11/12/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Smt. Gosavi, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

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

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.834/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. Today the Id. P.O. has filed reply of respondent no. 2. It is submitted that this reply is sufficient to decide the O.A. finally.

3. On behalf of the applicant it is submitted that on 24.11.2023 a proposal is sent in respect of transfer of the applicant at a suitable place and if a time frame is stipulated directing respondent no. 1 to decide this proposal and communicate the outcome to the applicant immediately, purpose of the applicant would be served.

4. Attention of the Tribunal is invited to communication dated 27.10.2023 (at P. 195) whereby a proposal is forwarded to respondent no. 1 to accommodate the applicant at Yerwada Central Jail. This recommendation is based on a decision taken by the committee. In these facts and circumstances of the case the O.A. can be disposed of by directing respondent no. 1 to decide proposal dated 24.11.2023 within two weeks from today. Further direction is required to be issued that till the decision of the proposal one post at Yerwada Central Jail shall be kept vacant. Respondent no. 1 shall decide the aforesaid proposal within two weeks

from today and till the decision of the proposal one post at Yerwada Central Jail shall be kept vacant.

5. With the above directions, O.A. is disposed of with no order as to costs.

6. Steno copy is granted.

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.848/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri G.Gadge, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondent no. 1. Await service of R-2 & 3.

2. Ld. counsel for the applicant states that the respondents are served and service affidavit is filed.

3. The ld. P.O. has filed reply on behalf of the respondent no. 3. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

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

5. The ld. P.O. waives notice for the respondents.

6. **S.O. 02nd week of January, 2024.**

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

Member (J)

Date:- 11/12/2023.
aps.

O.A.No.872/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter Vacation to file reply.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.1069/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri S.M.Bahirwar, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. Ld. P.O. submits that order of suspension of the applicant which is impugned in this O.A. is already revoked and nothing survives in this O.A..

3. Submission made on behalf of the applicant, on the other hand, is that the impugned suspension is illegal and hence the O.A. be heard on merits. It is also submitted on behalf of the applicant that the applicant is yet to receive order of his suspension which is stated have been passed.

4. **S.O. three weeks for reply.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.1075/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

C.A.No.497/2023:-

Heard Shri G.Gadge, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. **C.A.No.497/2022 for Jt. O.A. is allowed.**
3. **On oral request of ld. P.O., S.O. After Winter Vacation to file reply.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.1120/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri A.Motlag holding for Shri M.Deo,
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. After Winter
Vacation to file reply.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.1188/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri B.K.Vyas, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondent 1. Await service of R-2 & 3.

2. **S.O. After Winter Vacation for steps.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.215/2017 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri G.K.Bhusari, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. On oral request of ld. counsel for the applicant, **S.O. two weeks to carry out the amendment. Time is granted as prayed.**

Member (J)

Date:- 11/12/2023.
aps.

O.A.No.314/2019 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri M.I.Dhatrak, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents finally.

2. The applicant does not press contention based on the provisions of Gratuity Act. However, rest of contentions are agitated.

3. In reply it is submitted by ld. P.O. that criminal case is pending against the applicant and only after termination of the same appropriate order in respect of period of suspension can be passed.

He relies on Rule 72 of The Maharashtra Civil Services (Joining time, Foreign Service and Payments During Suspension, Dismissal and Removal) Rules, 1981. It is the submission of the ld. P.O. that if the contention based on the provisions of Gratuity Act is not pressed, nothing survives in the O.A..

4. Hence, **closed for orders.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.973/2019 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.**

None for the applicant. Shri M.I.Khan, ld. P.O.
for the Respondents.

2. On oral request of ld. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.Nos.453&459/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. 19.12.2023** for final hearing.

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.1110/2021 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. Ld. counsel for the applicant has placed on record judgment dated 14.12.2022 in O.A. No. 537/2021 in support of his contentions.

3. On oral request of ld. P.O., **S.O. 15.12.2023 for final hearing.**

Member (J)

Date:- 11/12/2023.
aps.

O.A.No.80/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of ld. P.O., **S.O. After Winter Vacation for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.529/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri D.R.Karnik holding for Shri P.C.Marpakwar, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. Ld. counsel for the applicant seeks time of three weeks to file application for amendment.

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

Member (J)

Date:- 11/12/2023.
aps.

O.A.No.656/2022 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of ld. P.O., **S.O. 02nd week of Jan., 2024 for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri N.D.Thombre, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. **Closed for orders.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.130/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

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

2. On oral request of Id. P.O., **S.O. After Winter
Vacation for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.303/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri D.S.Sawarkar, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. 12.12.2023 for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.414/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri A.P.Sadavarte, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents.

2. Ld. counsel for the applicant and ld. P.O. both seek time to place on record certain judgments.

3. **S.O. After Winter Vacation for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

O.A.No.718/2023 (S.B.)

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri S.N.Gaikwad, ld. counsel for the applicant, Shri M.I.Khan, ld. P.O. for the Respondents 1 to 4 and Shri G.K.Bhusari, ld. counsel for the R-5.

2. On oral request of ld. P.O., **S.O. 10.01.2024 for final hearing.**

Date:- 11/12/2023.
aps.

Member (J)

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

Coram:Shri M.A.Lovekar, Member (J)
Dated : 11/12/2023.

Heard Shri A.P.Sadavarte, ld. counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the Respondents 1 to 4 and Shri S.Kulkarni holding for Shri S.D.Chande, ld. counsel for the R-5.

2. Ld. counsel for the respondent no. 5 states that today he will place on record reply of respondent no. 5. He is directed to supply the same to the other side.

3. On oral request of ld. P.O., **S.O. 15.12.2023 for final hearing.**

Member (J)

Date:- 11/12/2023.
aps.