

O.A. 202/2019 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri A.M. Khadatkar, Id. P.O. for R-1&4. None for other R-3. Await service of R-2.

The applicant is directed to file service affidavit of R-2.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 1085/2019 (S.B.)

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

Dated : 08/08/2022.

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

2. The Id. P.O. submits that choice posting is given to the applicant. He has filed order dated 18/7/2022. It is taken on record and marked Exh-X for identification.

S.O. 12/8/2022.

Vice Chairman

dnk.

O.A. 864/2020 (S.B.)

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

Dated : 08/08/2022.

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

At the request of Id. P.O., **S.O. 29/8/2022** for filing reply.

Vice Chairman

dnk.

O.A. 516/2021 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard 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. 732/2021 (S.B.)

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

Dated : 08/08/2022.

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

As per the submission of learned P.O., suspension of applicant is revoked and she has joined on the post.

S.O. 12/8/2022.

Vice Chairman

dnk.

O.A. 1006/2021 (S.B.)

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

Dated : 08/08/2022.

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

At the request of Id. P.O., **S.O. 17/8/2022**
for filing reply.

Vice Chairman

dnk.

O.A. 1104/2021 (S.B.)

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

Dated : 08/08/2022.

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

The Id. P.O. files reply of R-2 to 7. It is taken on record.

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

S.O. 29/8/2022.

Vice Chairman

dnk.

O.A. 1105/2021 (S.B.)

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

Dated : 08/08/2022.

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

The Id. P.O. files reply of R-2 to 7. It is taken on record.

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

S.O. 29/8/2022.

Vice Chairman

dnk.

O.A. 236/2022 (S.B.)

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

Dated : 08/08/2022.

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

At the request of Id. P.O., **S.O. 22/8/2022** for filing reply.

Vice Chairman

dnk.

O.A. 470/2022 (S.B.)

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

Dated : 08/08/2022.

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

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

Vice Chairman

dnk.

O.A. 561/2022 (S.B.)

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

Dated : 08/08/2022.

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

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

Vice Chairman

dnk.

O.A. 598/2022 (S.B.)

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

Dated : 08/08/2022.

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

At the request of Id. P.O., **S.O. 29/08/2022** for filing reply.

Vice Chairman

dnk.

O.A. 776/2022 (S.B.)

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

Dated : 08/08/2022.

C.A. 307/2022 -

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

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

O.A. 776/2022 –

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. After amendment, issue notice to the **corrected respondent** returnable on **29/8/2022**. 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. 29/8/2022.

Put up along with similar matters.

Vice Chairman

O.A. 777/2022 (S.B.)

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

Dated : 08/08/2022.

C.A. 308/2022 -

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

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

O.A. 777/2022 –

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. After amendment, issue notice to the **corrected respondent/ newly added respondent** returnable on **29/8/2022**. 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. 29/8/2022.

Put up along with similar matters.

Vice Chairman

O.A. 778/2022 (S.B.)

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

Dated : 08/08/2022.

C.A. 309/2022 -

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

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

O.A. 778/2022 –

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. After amendment, issue notice to the **corrected respondent** returnable on **29/8/2022**. 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. 29/8/2022.

Put up along with similar matters.

Vice Chairman

O.A. 779/2022 (S.B.)

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

Dated : 08/08/2022.

C.A. 310/2022 -

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

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

O.A. 779/2022 –

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. After amendment, issue notice to the **corrected respondent** returnable on **29/8/2022**. 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. 29/8/2022.

Put up along with similar matters.

Vice Chairman

dnk.

O.A. 780/2022 (S.B.)

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

Dated : 08/08/2022.

C.A. 311/2022 -

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

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

O.A. 780/2022 –

Heard Shri Amey Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for the State.

2. After amendment, issue notice to the **corrected respondent** returnable on **29/8/2022**. 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. 29/8/2022.

Put up along with similar matters.

Vice Chairman

O.A. 147/2022 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri A.P.
Potnis, Id. P.O. for R-1. None for R-2.

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

Vice Chairman

dnk.

O.A. 581/2019 with C.A. 150/2021 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri A.P.
Potnis, Id. P.O. for respondents.

At the request of Id. P.O., **S.O. 30/8/2022**
for filing reply on amended portion of O.A.

Vice Chairman

dnk.

O.A. 654/2022 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri S.A. Deo,
Id. CPO for State.

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

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

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

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

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

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

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 784/2022 (S.B.)

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

Dated : 08/08/2022.

Heard Shri G.K. Bhusari, Id. counsel holding for Shri S.N. Gaikwad, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

At the request of Id. counsel for applicant, **S.O. 10/08/2022.**

Vice Chairman

dnk.

O.A. 801/2022 (S.B.)

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

Dated : 08/08/2022.

Heard Shri M.R. Khan, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

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

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

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

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

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

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

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

S.O. after three weeks.

Vice Chairman

dnk.

O.A. 437/2016 (S.B.)

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

Dated : 08/08/2022.

Heard Shri G.K. Bhusari, Id. counsel for applicants and Shri A.M. Khadatkar, Id. P.O. for respondents.

2. The learned counsel for applicants has pointed out the order dated 24/2/2015 in O.A. 68/2014. In this order, the reference is made about order dated 10/2/2015, but it is not filed on record.

3. The applicant is directed to file the copy of said order on record before next date.

S.O. 22/8/2022.

Vice Chairman

dnk.

O.A. 373/2017 (S.B.)

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

Dated : 08/08/2022.

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

S.O. 23/8/2022.

Vice Chairman

dnk.

O.A. 70/2019 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri A.P. Potnis, Id. P.O. for respondent nos.1&2 and Shri V.S. Giramkar, Id. counsel for R-3.

2. Shri V.S. Giramkar, Id. counsel for R-3 has filed Pursis dated 8/8/2022 along with Xerox copy of School Leaving Certificate of Shri Pandit Desu Chavhan (R/3). It is taken on record and marked Exh-X for identification.

S.O. 26/8/2022.

Vice Chairman

dnk.

O.A. 801/2019 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri A.P.
Potnis, Id. P.O. for respondents.

S.O. 24/8/2022.

Vice Chairman

dnk.

O.A. 883/2019 (S.B.)

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

Dated : 08/08/2022.

None for applicant. Heard Shri M.I. Khan, Id. P.O. for R-1 to 5. None for R-6.

The Id. P.O. submits that provisional pension is paid to the applicant. He further submits that the departmental inquiry is pending against the applicant.

S.O. 24/8/2022.

Vice Chairman

dnk.

O.A. 580/2020 (S.B.)

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

Dated : 08/08/2022.

Heard Shri G.K. Bhusari, Id. counsel holding for Shri S.N. Gaikwad, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 559/2021with C.A.394/2021 (S.B.)

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

Dated : 08/08/2022.

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

At the request of Id. counsel for applicant, **S.O. 29/8/2022.**

Vice Chairman

dnk.

O.A. 1126/2021 (S.B.)

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

Dated : 08/08/2022.

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

The Id. counsel for applicant to file relevant citation on record.

S.O. 19/8/2022.

Vice Chairman

dnk.

**

O.A.No.556/1995 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.Nos.43&53/2016:-

Heard Shri K. Deogade, Id. Counsel for the applicant. Shri A.M. Ghogre, Id. P.O. for the respondents and None Id. Counsel for the respondent no. 4.

2. The learned P.O. has filed affidavit-in-reply of respondents. It is taken on record.

S.O.18.08.2022.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.950/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri M.R. Puranik, Id. Counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. In the first round of litigation, the order was passed by this Tribunal in O.A.No. 782/2015 on 17/2/2016 (A-9,P-45). In last para of the order respondent no.2 was directed to decide appeals within three months of receipt of the order. The applicant was also given liberty to approach the Tribunal if he is aggrieved with the decision of the respondents on his appeals.

3. The learned P.O. is directed to take instructions from respondent no.2 in this regard and submitted it till next date.

S.O.12.08.2022.

Steno copy is granted.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.484/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri N.R.Saboo, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. three weeks to file reply. It should be treated as a last chance.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.1140/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. At the request of ld. P.O., **S.O. three weeks
to file reply.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.Nos.1090/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri G.G.Bade, ld. Counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the respondents. Shri T.M.Zaheer, ld. Counsel for the respondent no. 4.

2. The learned counsel for the applicant seeks three weeks time to file reply of respondent no.4.

S.O. after three weeks.

Member(J)
Date:-08/08/2022.

rsm.

Vice Chairman

O.A.Nos.1092/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri G.G.Bade, Id. Counsel for the applicant, Shri A.P.Potnis, Id. P.O. for the respondents.

2. The learned counsel for the applicant VIDC is not present. I.R. granted in both the three matters.

3. The learned P.O. seeks three weeks time to file reply.

S.O. after three weeks.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.Nos.1099/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri G.G.Bade, Id. Counsel for the applicant, Shri A.P.Potnis, Id. P.O. for the respondents. Shri A.S.Wankhade, Id. Counsel for the Caveator.

2. The learned counsel for the applicant VIDC is not present. I.R. granted in both the three matters.

3. The learned P.O. seeks three weeks time to file reply.

S.O. after three weeks.

Put up this matter with other connected matter.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.Nos.1100/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.No.414/2021

Heard Shri G.G.Bade, ld. Counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the respondents. Shri A.S.Wankhade, ld. Counsel for the Caveator.

2. The learned counsel for the applicant VIDC is not present. I.R. granted in both the three matters.

3. The learned P.O. seeks three weeks time to file reply.

S.O. after three weeks.

Put up this matter with other connected matter.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.237/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri R.Fating, Id. Counsel for the applicant and Shri M.I.Khan, Id. P.O. for the respondents.

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

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.323/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. At the request of ld. P.O., **S.O. three weeks to file reply.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.332/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. The learned P.O. submits that he will file reply on first week of September.

3. The learned counsel has mainly challenge Clause no.8 of G.R. dated 19.10.2020 (Annexure A-6 at page no.50). The contention is on page no.51. It is ready for verification of the applicant by Caste Scrutiny Committee. Hence, the matter will be heard on 06.09.2022.

S.O.06.09.2022.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.333/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri N.B.Rathod, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. 22.08.2022** for filing reply.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.570/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.No.249/2022:-

Heard Shri D.T.Shinde, Id. Counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

2. The learned counsel for applicant has filed C.A.No.249/2022 for passing appropriate order / direction against respondent no.2 and prayed in prayer clause (i) which is reproduced as follows –

(i) issue appropriate direction / order against the respondent no.2, no promotion order shall be issued against the respondent no.3 unless and until the applicant's seniority in the final district level seniority list of Talathi cadre as on 1/1/2021 is finalised on the basis of the judgments delivered by this Hon'ble Tribunal in O.A.749/2015 & 285/2018 with 286/2018 respectively, within such time as this Hon'ble Tribunal may deem fit and proper."

3. The learned P.O. desires to file reply as per para 2 of the order dated 20.05.2022 which is reproduced below.

2. Respondents are directed that before going ahead with the promotion order; they should verify the seniority list as per Rules and Regulations whether it is correct or not?

4. The learned P.O. seeks three weeks time to file reply. Time is granted.

S.O.29.08.2022.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

C.A.No.234/2022 in
O.A.No.648/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**
Dated : 08/08/2022.

Heard Shri R.D.Hajare, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. 17.08.2022.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.652/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

C.A. No. 320/2022-

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

2. **C.A. No. 320/2022 for amendment is allowed and disposed of.** The ld. counsel for the applicant is directed to carryout the amendment within two weeks. He is further directed to supply amended copy to the other side.

C.A. No. 238/2022 -

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

3. As submitted by ld. counsel for the applicant; the grievances of both the applicants are same. Hence, considering similar cause and similar relief, **C.A. No. 238/2022 for Jt. O.A. is allowed and disposed of.**

O.A.No.652/2022 -

4. At the request of ld. P.O., **S.O. four weeks to file reply.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.765/2022(D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.No.288/2022:-

Heard Shri R.V. Shiralkar, Id. Counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the State.

2. As submitted by Id. counsel for the applicants, the grievances of the applicants are same. Hence, considering similar cause and similar relief, **C.A. Nos. 288/2022 for filing Jt. O.A. is allowed and disposed of.**

O.A.No.765 /2022 -

Heard Shri R.V. Shiralkar, Id. Counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the State.

2. Issue notice to Respondents, returnable **after four weeks**. Learned C.P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

S.O. after four weeks.

Put up along with similar matter.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.785 /2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.No.305/2022:-

Heard Shri R.V. Shiralkar, Id. Counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the State.

2. As submitted by Id. counsel for the applicants, the grievances of the applicants are same. Hence, considering similar cause and similar relief, **C.A. Nos. 305/2022 for filing Jt. O.A. is allowed and disposed of.**

O.A.No.785 /2022 -

Heard Shri R.V. Shiralkar, Id. Counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the State.

2. Issue notice to Respondents, returnable **after four weeks**. Learned C.P.O. waives notice for State. Hamdast allowed.

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

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

notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

S.O. after four weeks.

Put up along with similar matter.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.St.No.1085/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.No.170/2022:-

Heard Shri P.M.Tembhurnikar, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. four weeks to file reply.**

Member(J)

Date:-08/08/2022.

rsm.

Vice Chairman

O.A.St.No.1794/2022 (D.B.)

**Coram :Shri Shree Bhagwan, Vice Chairman&
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

C.A.No.319/2022:-

Heard Shri S.P.Palshikar, Id. Counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the State.

2. The Id. counsel for applicant has filed C.A. No. 319/2022 for condonation of delay. As per submission made by learned counsel, the delay from 3.10.2019 to 08.10.2022 may be allowed.

3. The learned counsel has made submission in para 3 & 4 on Civil Application on page 3 & 4 which is reproduced below-

“(3) It is further submitted that since the applicant was arrested and was put behind the bar right from 03/10/2019 till 08/03/2022 he could not assailed the order of dismissal dated 09/10/2019 and therefore, he could not approach before this Hon'ble Tribunal well within time. It is therefore, crystal clear that after release from the prison applicant is immediately approaching this Hon'ble Tribunal as per Section 21 of the Administrative Tribunals Act the limitation starts for the applicant the day on which he was released from the prison i.e. on 08/03/2022 and therefore, there is no delay in approaching this Hon'ble Tribunal.

(4) It is further submitted that if this Hon'ble Tribunal comes to a conclusion that there is delay in approaching this Hon'ble Tribunal then that delay has to be condoned as per the judgment delivered by the Hon'ble Apex Court a copy of which is enclosed herewith as DOCUMENT NO.1. It is further submitted that order of dismissal was passed on 09/10/2019, therefore, limitation was of one year ,which comes to an end sometime on 08/10/2020 applicant

craves leave of this. Hon'ble Tribunal to point out the relevant observation of ' the judgment delivered by the Hon 'ble Apex Court, therefore, taking into consideration of this fact applicant submits that if this Hon'ble Tribunal is of the view that there is a delay then that delay is liable to be condoned in view of the Hon'ble Apex Court's Judgment cited supra".

4. He has also relied on Apex Court judgment of Hon. Supreme Court in M.A. No.21/2022, dated 10.01.2022 as per judgment 10.01.2021 at page 11 of the judgment following observation has been made relying on both this points C.A. for condonation of delay has been allowed & disposed of.

O.A.St.No.1794/2022

5. Issue notice to Respondents, returnable on four weeks. Learned C.P.O. waives notice for R-1. Hamdast allowed.

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

7. 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.

8. 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.

9. 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.

10. 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.

11. **S.O. 29.08.2022.**

Member(J)
Date:-08/08/2022.

Vice Chairman

Rev.No.02/2022 in O.A.No.864/2017 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. The learned counsel for the applicant has filed Review Application No. 02/2022 in O.A.No.864/2017 and which order was passed on 14.12.2021. The order is very clear in its para 6 & 7 and hence Review Application is not maintainable. Review Application is dismissed. There seems to be no error in passing the order dated 14.12.2021 and **in view of this review application is dismissed.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.94/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri N.B.Rathod, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

2. The learned counsel for the applicant has submitted that the applicant has appeared in exam of 'Talathi' and in that question of English which was referred to Bombay University and finally as per the opinion of Bombay University, applicant succeeded in that application and he obtained 174 marks, so he became eligible for appointment.

3. The learned counsel for the applicant is further pointing out order dated 20.06.2022, where chart shows vacancies in O.B.C. in horizontal category and he also rely on the Judgment of Hon'ble High Court Allahabad and he was further directed to place on record the Hon'ble Apex Court judgment in which the Judgment of the said Hon'ble High Court was upheld.

4. The learned P.O. is directed to take instructions from the department and what is hurdle in recommending the applicant?

5. Matter be treated as P.H.

6. S.O. after two weeks.

7. Steno copy is granted.

Member(J)

Vice Chairman

Date:-08/08/202

O.A.No.541/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri N.B.Rathod, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the State.

2. The applicant challenging D.E. against the applicant where chargesheet dated 09.09.2021 Annexure A-6 at page 37 and as submitted by learned counsel the Enquiry Officer has been appointed from Aurangabad. The applicant is staying at Nagpur and department has finally appointed a retired officer as an Enquiry Officer. Since, the enquiry officer is appointed from Nagpur then applicant has to travel from Nagpur to Aurangabad. Again look at this matter, Government has to pay T.A. and D.A. to the applicant to travel from Nagpur to Aurangabad.

3. Issue notice to Respondents, returnable on four weeks. Learned C.P.O. waives notice for respondent -1. Hamdast allowed.

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

5. 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.

6. 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.

7. 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.

8. 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.

9. **S.O. four weeks.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.683/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. The learned P.O. submits that he will file reply on 11.08.2022. Hence, matter is kept on 11.08.2022 for disposal of.

S.O.11.08.2022.

**Member(J)
Date:-08/08/2022.**

rsm.

Vice Chairman

O.A.No.792/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri S.P.Palshikar, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the State.

2. The applicant has preferred an appeal before respondent no. 2, Director General of Police, State of Maharashtra which was received the appeal on 08.01.2022. It seems that a lot of time has elapsed and appeal is not yet decided.

3. The learned counsel for the applicant submits that appeal is yet not decided. Hence, **Respondent no. 2 is directed to decide the above said appeal within 60 days from the date of receipt of this order. Hence, O.A. is disposed of.**

4. **Steno copy is granted.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.278/2012 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. At the request of Id. P.O., **S.O. next week.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.113/2015 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri P.S.Sahare, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents 1 to 3. Shri S.N.Gaikwad, ld. counsel for R-5 to 7. None for the respondents 4, 8 & 9.

2. At the request of ld. P.O., **S.O. 12.08.2022.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.647/2016 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri S.U. Ambagade, Id. Counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. 18.08.2022.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.579/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A. Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. At the request of ld. P.O., **S.O. six weeks.**

Member(J)

Date:-08/08/2022.

rsm.

Vice Chairman

O.A.No.854/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri V.P.Thakre, Id. Counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

2. By consent of both the parties, **S.O. 10.08.2022.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.167/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. At the request of ld. C.P.O., **S.O. 17.08.2022.**

Member(J)

Date:-08/08/2022.

rsm.

Vice Chairman

O.A.No.949/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

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

2. The learned counsel has filed Judgment of Principal Bench 1009 of 2021 which is taken on record. It is marked Exh.-X for the purpose of Identification.

Closed for orders.

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.19/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri R.V.Shiralkar, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. **S.O. after ten days.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

O.A.No.416/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri M.A.Lovekar, Member (J)**

Dated : 08/08/2022.

Heard Shri P.J.Mehta, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. next week.**

Member(J)
Date:-08/08/2022.
rsm.

Vice Chairman

