

O.A. 308/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

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

2. The Id. P.O. files reply of the respondents. It is taken on record.

3. The Id. P.O. submits that the amount of DCRG has been paid to the applicant. Only issue of interest is remained.

4. The matter is admitted and kept for final hearing.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. 657/2019 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri N.B. Rathod, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1&2 and Shri A.M. Kukday, Id. counsel for R-3.

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

3. As per the submission of learned counsel for R-3, the applicant has expired. The Id. counsel for the applicant submits that he will bring L.Rs. on record.

S.O. After Vacation.

Member (J).

dnk.

O.A. 160/2020 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri R.R. Dawda, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. 7/1/2022** for filing reply as a last chance.

Member (J).

dnk.

O.A. 703/2020 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard Shri B. Dafle, Id. counsel for the applicant and Shri S.A. Deo, Id. P.O. for R-1. Await service of R-2&3.

2. The Id. counsel for the applicant submits that the respondent no.3 is served and he has filed service affidavit.

3. At the request of Id. counsel for the applicant, issue fresh notice to respondent no.2 returnable **after vacation**. 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.

S.O. after vacation.

Member (J).

dnk.

O.A. 149/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri G.R. Sadar, Id. counsel for the applicants and Shri A.P. Potnis, Id. P.O. for the respondents.

2. The Id. P.O. files reply of R-3. It is taken on record. Copy is given to the applicant. The Id. P.O. submits that reply of R-3 is sufficient for other respondents.

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

S.O. in due course.

Member (J).

dnk.

O.A. 736/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri Barhate, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. After Vacation** for filing reply.

Member (J).

dnk.

O.A. 739/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri Barhate, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1&2. None for R-3.

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

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

S.O. in due course.

Member (J).

dnk.

O.A. 750/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

None for the applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2&3.

The applicant to remove office objection.

S.O. After Vacation for filing service affidavit.

Member (J).

dnk.

O.A. 756/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

C.A. 273/2021 in O.A. 756/2021 -

Heard Shri Fidvi, Id .counsel holding for Shri M.M. Sudame, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

The applicant to remove office objection.

The reply of R-2&3 in O.A. is already filed on record.

S.O. 20/12/2021.

Member (J).

dnk.

O.A. 852/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri V.S. Alone, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. 3/1/2021** for filing reply as a last chance.

Member (J).

dnk.

O.A. 872/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

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

At the request of Id. P.O., **S.O. After
Vacation** for filing reply.

Member (J).

dnk.

O.As. 889 & 894 of 2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri S.M. Pande, Id. counsel for the applicants and Shri A.P. Potnis, Id. P.O. & other Id. P.O. for the respondents.

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

Member (J).

dnk.

O.A. 761/2020 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

C.A. 210/2021 in O.A. 761/2020 -

Heard Shri Barhate, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1. Await service of R-3 to 5.

The Id. counsel for the applicant submit that the respondents are served and he has filed service affidavits in the office.

At the request of Id. P.O., **S.O. After Vacation.**

Member (J).

dnk.

O.A. 752/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri Bhushan Dafle, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. After Vacation** for filing reply.

Member (J).

dnk.

O.A. 984/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

None for the applicant and Shri S.A.
Deo, Id. P.O. for R-1. Await service of R-2 to 4.

The applicant to remove office objection.

The Id. CPO seeks time to file reply. At
his request, **S.O. 21/12/2021.**

Member (J).

dnk.

O.A. 891/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Khadatkhar, Id. P.O. for R-1. None for R-2&3.

The applicant to remove office objection.

At the request of Id. P.O., **S.O. 21/1/2022** for filing reply.

Member (J).

dnk.

O.A. 857/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

MCA 26/2021 in O.A. 857/2021 -

Heard Shri C.A. Babrekar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. 15/12/2021** for filing C.A. for amendment.

Member (J).

dnk.

O.A. 697/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

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

The applicant to remove office objection.

At the request of Id. P.O., **S.O.**
16/12/2021.

Member (J).

dnk.

O.A. 1052/2021 (S.B.)

(A.N. Davhale Vs. State of Mah. & Ors.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard Shri A.P. Sadavarte, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the 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.

Member (J).

dnk.

O.A. 1053/2021 (S.B.)

(V.N. Phophala Vs. State of Mah. & Ors.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard Shri A.P. Sadavarte, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the 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.

Member (J).

dnk.

O.A. 959/2021 (S.B.)

(D.A. Mahato Vs. State of Mah. & Ors.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard Smt. Rashi Deshpande, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the 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.

Member (J).

dnk.

O.A. 671/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

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

2. As per the submission of the learned counsel for the applicant, the respondents have stated in reply that if applicant is otherwise eligible for grant of one step promotional pay scale of naxalite area as per the G.R., that will be considered and the respondents will extend the said benefit to her.

3. The Id. P.O. has submitted that after the D.E., the minor punishment of censure was given to the applicant.

4. As per submission of learned counsel for the applicant, the applicant was placed under suspension as per the order dated 3/12/2015, from 3/12/2015 to 12/4/2016.

5. Looking to the prayer, the following order is passed –

ORDER

(i) The O.A. is disposed of with a direction to the respondents to give benefit of G.R. of 2002

applicable to the employees working in naxalite area to the applicant, if he is otherwise eligible to get benefit of the said G.R. in respect of one step promotional pay scale and consider the representation of the applicant dated 4/7/2016 (Annex-A-5) in respect of regularisation of suspension period.

(ii) No order as to costs.

Member (J).

dnk.

O.A. 684/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

None for the applicant. Heard Shri A.M. Ghogre, Id. P.O. for R-1&2 and none for R-3.

2. On the earlier date on 3/9/2019 none appeared for applicant and also for respondent no.3.

3. Today, the learned P.O. submits that in the relief clause, it is stated that the result dated 20/6/2016 for the post of Police Patil showing that the respondent no.3 is selected as Police Patil for village Ghogra, Tq. Narkhed, Dist. Nagpur is arbitrary and quash and aside the impugned order.

4. As per the submission of Id. P.O., the tenure of Police Patil is five years and now that period is over. Therefore, the applicant appears to be not interested in prosecuting the present matter.

5. Hence, the O.A. is disposed off for want of prosecution. No order as to costs.

Member (J).

dnk.

O.A. 74/2017 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard Shri P.P. Khaparde, 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. After Vacation.**

Member (J).

dnk.

O.A. 351/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard Shri A.S. Dhore, Id. counsel for the applicant, Shri S.A. Sainis, Id. P.O. for R-1 to 3 and none for R-4.

At the request of Id. counsel for the applicant, **S.O. After Vacation.**

Member (J).

dnk.

O.A. 503/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 13/12/2021.

Heard R. Deshpande, Id. counsel for the applicant, Shri H.K. Pande, Id. P.O. for R-1 to 4 and none for R-5.

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

3. The respondent no.2 is directed to file service record of deceased Arun Lotan Mahato who was working as Attendant.

S.O. 05/01/2022 (PH).

Member (J).

*dnk.

O.A.No.187/2018 (D.B.)

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

Dated : 13/12/ 2021.

None for the applicant. Shri S.A.Sainis, the Id.
P.O. for the respondents. None for the respondent
no. 3. Await service of respondent nos. 4 to 6.

2. **S.O. after vacation to file service affidavit
of R-4 to 6.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.207/2018 (D.B.)

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

Dated : 13/12/2021.

C.A.No.109/2020:-

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

2. The Id. P.O. has filed reply on behalf of the Respondent Nos. 1 to 4. It is taken on record. Copy is served to the other side.

3. Hence, the matter is **admitted** and kept for final hearing.

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

5. **S.O. 3rd Week of January, 2022.**

6. **The Id. P.O. is directed to file reply on amended application i.e. C.A. No. 109/2020 before next date of hearing.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.495/2019 (D.B.)

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

Dated : 13/12/ 2021.

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

2. The G.R. dated 07.08.2012 regarding N.P.A. has been already stayed by Hon'ble High Court by the order dated 13.01.2015. Today, the Id. counsel for the applicant pleaded that no further development has taken place. The matter can be heard only after decision of the Hon'ble High Court.

3. Hence, the matter is **admitted** and kept for final hearing.

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

5. **S.O. in due course.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.506/2019 (D.B.)

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

Dated : 13/12/ 2021.

Heard Shri G.K.Bhusari, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents and Shri D.M.Kale, the Id. counsel for the respondent no. 2.

2. The Id. P.O. has filed reply on behalf of the respondent nos. 1 & 3. It is taken on record. Copy is served to the other side.

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

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

5. **S.O. 03rd Week of January, 2022.**

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

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.647/2019 (D.B.)

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

Dated : 13/12/2021.

C.A.No.396/2021:-

Heard Shri A.D.Girdekar, the Id. Counsel for the applicant, Shri A.P.Potnis, the Id. P.O. for the respondents and Shri R.M.Fating, the Id. counsel for the respondent no. 4.

2. C.A.No. 396/2021 for early hearing is allowed.

3. At the request of Id. P.O., S.O. 06.01.2022 for final hearing.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.107/2020 (D.B.)

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

Dated : 13/12/ 2021.

Heard Shri N.A.Jachak, 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 reply on behalf of the respondent no. 2. It is taken on record. Copy is served to the other side.

3. Today, the Id. counsel for the applicant has placed on record **Hon'ble High Court Mumbai, Bench at Aurangabad Judgment in W.P. No. 903/2020 order.** It is taken on record. Copy is served to the other side.

4. The Id. counsel for the applicant has relied on Pg. No. 33 para nos. 3 and 4 of the above said Judgment. However, it is made clear that para nos. 3 & 4 are related to only about the protection given by the Hon'ble High Court which is below:-

"3. The petitioners in all these petitions are in public employment. Their tribe claims are invalidated. The invalidation of the tribe claims by the Scrutiny Committee were assailed by these petitioners before this Court either at Principal Seat at Bombay or Benches at Nagpur and Aurangabad. The invalidation of their tribe claims were confirmed by this

Court, however, this Court granted protection to their services. The Judgments of this Court granting protection to the services of the petitioners have attained finality.

4. The action of the respondent/ employer placing the petitioners on supernumerary posts relying upon the Government Resolution dated 21st December, 2019 has given rise to present litigation. The petitioners in majority of these petitions have challenged the Government Resolution dated 21st December, 2019 and the impugned order placing them on supernumerary posts. The G.R. dated 21st December, 2019 is issued after the Judgment of the Apex Court in a case of Chairman and Managing Director, Food Corporation of India and Ors. Vs. Jagdish Balaram Bahira and Ors. reported in 2017 (8) SCC 670."

5. The Id. P.O. submits that Government desires to go in appeal before Hon'ble Apex Court in this matter. The Id. P.O. is directed to place on record during next date of hearing the progress i.e. order challenging before Hon'ble Apex Court.

6. S.O. after vacation.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.537/2020 (D.B.)

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

Dated : 13/12/ 2021.

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

2. The Id. counsel for the applicant submits that page nos. 25 & 26 are not legible and he intends to replace the pages.

3. Hence, the matter is **admitted** and kept for final hearing.

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

5. The Id. counsel for the applicant is directed to replace the above said pages, **S.O. after vacation.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.704/2020 (D.B.)

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

Dated : 13/12/2021.

Heard Shri N.D.Thombre, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents and Shri H.D.Marathe, the Id. counsel for the respondent nos. 2 to 4.

2. At the request of Id. counsel for the respondent nos. 2 to 4, **S.O. 15.01.2022 to file reply as a last chance.**

3. If reply is not file till next date of hearing, the matter be heard on merit.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.731/2020 (D.B.)

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

Dated : 13/12/ 2021.

Heard Smt. M.D.Awachat, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents. None for the respondent no. 4.

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

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.435/2021 (D.B.)

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

Dated : 13/12/2021.

Heard Shri P.M.Mandwekar, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. As submitted by Id. counsel for the applicant, three times was given to the Id. P.O. to file reply but till now reply has not been filed.

3. In view of this situation, matter will be heard after vacation, **S.O. 10.01.2022**. If, till that time Id. P.O. does not file reply, matter will be heard on merit.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.Nos.628&629/2021 (D.B.)

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

Dated : 13/12/ 2021.

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

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

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.998/2021 (D.B.)

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

Dated : 13/12/ 2021.

Heard Shri V.B.Gawali, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. after vacation to file reply.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

C.P.No.38/2021inO.A.No.53/2020 (D.B.)

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

Dated : 13/12/ 2021.

Heard Shri B.Kulkarni, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. 02nd week of January, 2022 to take instructions.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.1015/2021 (D.B.)

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

Dated : 13/12/ 2021.

Heard Shri P.S.Wathore and Shri B.Kulkarni,
the Id. Counsel for the applicant, Shri S.A.Sainis, the
Id. P.O. for the respondents and Shri S.S.Sanyal, the
Id. counsel for the respondent no. 3.

2. At the request of Id. P.O., **S.O. tomorrow
high on board.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.341/2020 (D.B.)

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

Dated : 13/12/ 2021.

Heard Shri N.A.Jachak, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents, Shri H.D.Marathe, the Id. counsel for the respondent no. 2.

2. The Id. counsel for the respondent no. 2 has filed correspondence dated 05.02.2021 and along with that he has also filed pursis. As per pursis and letter, the D.E. has been revoked and grievance of the applicant in this O.A. has been already redressed.

3. Hence, nothing survives in this O.A., **O.A. is disposed of with no order as to costs.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.913/2019 (S.B.)

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

Dated : 13/12/2021.

Heard Shri N.A.Jachak, the Id. Counsel for the applicant, Shri V.A.Kulkarni, the Id. P.O. for the respondents and Smt. J.A.Aikari, the Id. counsel for the respondent nos. 2 to 5.

2. Now, since O.A. No. 341/2020 (D.B.) has been disposed of which was earlier tagged with the present matter. Now O.A. No. 913/2019 (S.B.) matter which pertains to pensionary benefits is related to Single Bench. So this matter should be placed before Single Bench.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.1076/2021 (D.B.)

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

Dated : 13/12/ 2021.

Heard Smt. K.N.Saboo, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. Issue notice to Respondents, returnable on four 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. four weeks.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.469/2018 (D.B.)

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

Dated : 13/12/2021.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents and Shri S.M.Bhagde, the Id. counsel for the respondent no. 5.

2. At the request of Id. P.O., **S.O. 15.12.2021.**

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.114/2018 (D.B.)

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

Dated : 13/12/ 2021.

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

2. The issue related to Caste Verification of the applicant. Respondents have filed reply on 29.03.2019 and on page no. 23 in para no. 6 they have mentioned following details:-

"It is submitted that the applicant has already challenged the impugned order dated 21.12.2017 in Complaint ULP No. 17/2017 by amending his complaint and therefore subsequent O.A. is not tenable in the eye of Law"

3. Now the complaint in Industrial Court in ULP No. 17/2017 is yet to be decided. After the decision of Industrial Court the matter will be heard in this Tribunal.

4. Since both the counsels are not aware that what is the nature of complaint in Industrial Court in ULP No. 17/2017. They are directed to produce the details of proceedings pending before the Industrial Court and what is the cause for approaching the Industrial Court and what relief they have claimed?

5. The above should be filed before next date of hearing, **S.O. 11.01.2022.**

6. Matter be treated as P.H.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman

O.A.No.945/2019 (D.B.)

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

Dated : 13/12/2021.

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

2. The Id. counsel for the applicant has filed advertisement (A-15, Pg. No. 29) of Revenue and Forest Department, 2019 dated 28.02.2019. However, the Id. counsel for the applicant has not filed the online application of applicant on record. The online application of the applicant reveals many facts. Hence, it is necessary document in this matter.

3. The Id. counsel for the applicant is directed to file online application before next date of hearing and he is further directed to supply the same to the other side.

4. S.O. 22.12.2021.

5. Matter be treated as P.H.

Member (J)
Date:-13/12/2021.
aps.

Vice Chairman