

O.A.No.859/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Reply of respondent no.3 filed by learned P.O. is taken on record. It is stated to be sufficient. The O.A. is **admitted** and kept for final hearing.

3. **S.O. second week of August.**

Member (J).

rsm.

O.A.No.937/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

None for the applicant. Heard Shri S.A.Deo, ld.
C.P.O. for the respondents.

2. Learned Advocate Shri S.V.Ladikar, holding for
Shri A.P.Thakre states that instructions have been
received to appear in this O.A. for respondent no.6 Zilla
Parishad and he will be filing Vakalatnama in this O.A.
today itself.

3. Learned C.P.O. seeks time of four weeks to file
reply.

4. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.938/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

None for the applicant. Heard Shri S.A.Deo, ld.
C.P.O. for the respondents.

2. Learned Advocate Shri S.V.Ladikar, holding for
Shri A.P.Thakre states that instructions have been
received to appear in this O.A. for respondent no.6 Zilla
Parishad and he will be filing Vakalatnama in this O.A.
today itself.

3. Learned C.P.O. seeks time of four weeks to file
reply.

4. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.939/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

None for the applicant. Heard Shri S.A.Deo, Id.
C.P.O. for the respondents.

2. Learned Advocate Shri S.K.Majid states that instructions have been received to appear in this O.A. for respondents 3 & 6 and he will be filing Vakalatnama in this O.A. today itself.

3. Learned C.P.O. seeks time of four weeks to file reply.

4. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.940/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

None for the applicant. Heard Shri S.A.Deo, Id.
C.P.O. for the respondents.

2. Learned Advocate Shri S.K.Majid states that instructions have been received to appear in this O.A. for respondents 3 & 6 and he will be filing Vakalatnama in this O.A. today itself.

3. Learned C.P.O. seeks time of four weeks to file reply.

4. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.941/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

None for the applicant. Heard Shri S.A.Deo, ld.
C.P.O. for the respondents.

2. Learned Advocate Shri S.V.Ladikar, holding for
Shri A.P.Thakre states that instructions have been
received to appear in this O.A. for respondent no.6 Zilla
Parishad and he will be filing Vakalatnama in this O.A.
today itself.

3. Learned C.P.O. seeks time of four weeks to file
reply.

4. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.942/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

None for the applicant. Heard Shri S.A.Deo, Id.
C.P.O. for the respondents.

2. Learned Advocate Shri S.V.Ladikar, holding for
Shri A.P.Thakre states that instructions have been
received to appear in this O.A. for respondent no.6 Zilla
Parishad and he will be filing Vakalatnama in this O.A.
today itself.

3. Learned C.P.O. seeks time of four weeks to file
reply.

4. **S.O. four weeks.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri B.Kulkarni, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the respondents.

2. On oral request of ld. C.P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Learned C.P.O. seeks time to file reply for rest of the respondents. Time of three weeks is granted as last chance.

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

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, 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. three weeks for filing reply.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Learned counsel for the applicant states that the respondents are served and within one week he will file service affidavit.

3. On oral request of learned P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. On oral request of learned P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

O.A.No.446/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Learned counsel for the applicant states that the respondents are served and during the course of the day he will file service affidavit.

3. On oral request of learned P.O., **S.O. three weeks for filing reply.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant, Shri A.M.Khadatkar, ld. P.O. for the respondents and Shri M.I.Dhatrak, ld. Counsel for the respondent no.3.

2. On oral request of ld. P.O., **S.O. three weeks for filing reply as last chance.**

Member (J).

rsm.

O.A.No.583/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri P.T.Nagdeve, holding for Shri N.D.Thombre, 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. two weeks for filing reply as last chance.**

Member (J).

rsm.

O.A.No.584/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri P.T.Nagdeve, holding for Shri N.D.Thombre, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned P.O. has placed on record communication dated 05.07.2023 (marked- X) which shows that pursuant to the impugned order of transfer dated 13.06.2023 (Annexure A-2) the applicant has joined on the transferred post on 04.07.2023. To this communication joining report is also attached (marked-X-1). **In view of these developments nothing survives in the O.A. it is accordingly disposed of.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. On oral request of ld. P.O., **S.O. three weeks
for filing reply.**

Member (J).

rsm.

O.A.No.610/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. On oral request of Id. P.O., **S.O. two weeks for filing reply.**

Member (J).

rsm.

O.A.No.621/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. Await service of respondents 2 and 3.

2. On oral request of ld. P.O., **S.O. four weeks for filing reply.**

Member (J).

rsm.

O.A.No.632/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Learned P.O. states that para wise reply is received and on Friday i.e. 21.07.2023. He will positively file reply.

3. **S.O. 21.07.2023.**

Member (J).

rsm.

O.A.No.662/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Adv.A.Telenge, holding for Shri A.P.Tathod, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned counsel for the applicant seeks liberty to withdraw this O.A.. Learned counsel for the applicant desires unconditionally withdraw this O.A.. **The O.A. is allowed to be withdrawn and disposed of.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents. Await service of respondents 2 and 3.

2. Learned counsel for the applicant seeks time of one week to take steps.

3. **S.O. one week.**

Member (J).

rsm.

O.A.No.689/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Learned counsel for the applicant states that the respondents are served and service affidavit is filed. He further states that the connected O.As. are kept on 25.07.2023.

3. **S.O. 25.07.2023.**

Member (J).

rsm.

O.A.No.691/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned counsel for the applicant states that the respondents are served and he has filed services affidavit.

C.A.No.344/2023

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. In a batch of 8 identical matters interim order is passed on 14.07.2023 after hearing both sides.

3. It is submitted that on 14.07.2023 this matter could not be listed because report of service on the respondents was not filed. As stated above, now service report is filed. The applicant prays that identical interim order be passed. The connected matters are kept on 25.07.2023. Hence, the order.

ORDER

1. Till the returnable date i.e. 25.07.2023 the respondents shall permit the applicant to discharge her duties on her existing post.
2. It is clarified that if appointment or transfer has been made in place of the applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from his existing post.
3. **C.A. is disposed of.**
4. **S.O. 25.07.2023.**
5. **Steno copy is granted.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

C.A.No.329/2023

Heard Shri G.G.Bade, ld. counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents 1 to 3 and Shri R.V.Shiralkar, ld. counsel for the respondent no.4. None for intervenor.

2. Rejoinder of the applicant to the reply filed by respondent no.3 is placed on record. Reply to the C.A. filed by the applicant is also placed on record.

3. **S.O. 21.07.2023.**

4. **Interim relief to continue till next date.**

Member (J).

rsm.

O.A.No.126/2015 with O.A.No.189/2015
(S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents.

2. Learned counsel for the applicant states that the matter is heard in part by my learned brother Justice Giratkar. It be placed before the said Bench.

Member (J).

rsm.

O.A.No.770/2019 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. On oral request of ld. counsel for the applicant,
S.O. one week.

Member (J).

rsm.

O.A.No.809/2019 with O.A.No.1196/2022
(S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. Learned counsel for the applicant states that the O.A.No.41/2023 involved in identical issue is pending before the Principal Bench of this Tribunal.

3. **S.O. four weeks.**

Member (J).

rsm.

O.A.No.535/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (I)**

Dated : 17/07/2023.

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

2. On oral request of ld. P.O., **S.O. 24.07.2023.**

Member (I).

rsm.

O.A.No.536/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. On oral request of ld. P.O., **S.O. 24.07.2023.**

Member (J).

rsm.

O.A.No.573/2020 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

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

Member (J).

rsm.

O.A.No.379/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

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

Member (J).

rsm.

O.A.No.871/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri S.M.Bhagde, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. On oral request of ld. counsel for the applicant,
S.O. next week.

Member (J).

rsm.

**O.A.No.1152/2021 with O.A.No.1153/2021
with O.A.No.86/2022 (S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. **S.O. 26.07.2023.**

Member (J).

rsm.

O.A.No.1155/2021 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri C.A.Babrekar, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. The applicant is relying on some provisions of godown manual.

3. **Closed for Orders.**

Member (J).

rsm.

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

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri R.M.Fating, 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. 26.07.2023.**

Member (J).

rsm.

O.A.No.315/2022 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Miss B.V.Reddy, Id. counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.474/2022 with O.A.No.475/2022
(S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri M.R.Rajgure, ld. counsel for the applicant, Shri A.P.Potnis, ld. P.O. for the respondent no.1 and Shri T.M.Zaheer, ld. counsel for the respondents 2 and 3.

2. **Closed for Orders.**

Member (J).

rsm.

O.A.No.780/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri D.P.Dapurkar, Id. counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the respondents.

2. The impugned order transferring the applicant from Morshi to Warud is at Annexure A-1.
3. It is stated that the distance between Morshi and Warud is around 40 km.
4. It is also pointed out that the applicant has served at Morshi for five years and nine months. Thus, it cannot be disputed that the applicant was due for transfer.
5. It is the grievance of the applicant that counselling was not done, list of employees due for transfer was not prepared, only 30% employees could have been considered for transfer on the basis of their respective tenure at the existing post, employees who had served for a longer duration at the same place were retained and the applicant though she had served for a lesser period was transferred.
6. It is further submitted on behalf of the applicant that her husband is serving at Amravati, their daughter is in 8th Standard and if the applicant is now transferred studies of her daughter will suffer.
7. It is also submitted on behalf of the applicant that the applicant has not been relieved and M.G.Chuavan on whose place she is transferred is also not relieved.
8. On the basis on above referred circumstances learned Advocate for the applicant submits that interim order of status-quo be passed at least till the returnable date.
9. It is also submitted on behalf of the applicant that respondent no.4 was not competent to issue the impugned order of transfer.
10. Learned C.P.O. has pointed out Annexure A-7 which shows that list of employees due for transfer was prepared. It is the contention of the C.P.O. that case of the applicant for transfer falls within the 30% limit prescribed under the Rules and hence the impugned transfer is well within the four corners of law.
11. I have considered rival submissions. At this stage no case is made out to grant interim relief.

12. Learned Advocate for the applicant states that the applicant may make a representation for retention at Morshi. In case such representation is filed respondents 3 and 4 shall decide it on its own merits within two weeks from the date of receipt thereof.
13. Issue notice to the respondents, returnable **on 04.08.2023**. Learned C.P.O. waives notice for State. Hamdast allowed.
14. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
15. 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.
16. 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.
17. 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.
18. 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.
19. **S.O. 04.08.2023.**
20. **Steno copy is granted.**

Member (I).

rsm.

O.A.No.781/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. By the impugned order dated 13.07.2023 (Annexure A-1) the applicant is transferred from Yavatmal to Dharashiv.
3. The aforesaid order is impugned on the following grounds-
 - (i) Options were not called.
 - (ii) List of eligible employees due for transfer was not prepared.
 - (iii) Civil Services Board was not constituted.
 - (iv) It was passed after extended deadline on 30.06.2023 was over.
4. It is further submitted that the applicant has not been relieved so far.
5. In reply it is submitted by the C.P.O. that he has no instructions whether the applicant is relieved or not.
6. The applicant is relying on orders which are passed in identical Original Applications, today.
7. In this factual background till the returnable date i.e. 08.08.2023 the respondents shall permit the applicant to discharge his duties on his existing post.
8. It is clarified that if appointment or transfer has been made in place of applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from his existing post.
9. Issue notice to the respondents, returnable **on 08.08.2023**. Learned P.O. waives notice for State. Hamdast allowed.
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

11. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
12. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.
13. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
14. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
15. **S.O. 08.08.2023.**
16. **Steno copy is granted.**

Member (I).

rsm.

O.A.No.782/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. By the impugned order dated 13.07.2023 (Annexure A-1) the applicant is transferred from Yavatmal to Parbhani.
3. The aforesaid order is impugned is impugned on the following grounds-
 - (i) Options were not called.
 - (ii) List of eligible employees due for transfer was not prepared.
 - (iii) Civil Services Board was not constituted.
 - (iv) It was passed after extended deadline on 30.06.2023 was over.
4. It is further submitted that the applicant has not been relieved so far.
5. In reply it is submitted by the C.P.O. that he has no instructions whether the applicant is relieved or not.
6. The applicant is relying on orders which are passed in identical Original Applications today.
7. In this factual background till the returnable date i.e. 08.08.2023 the respondents shall permit the applicant to discharge his duties on his existing post.
8. It is clarified that if appointment or transfer has been made in place of applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from his existing post.
9. Issue notice to the respondents, returnable **on 08.08.2023**. Learned P.O. waives notice for State. Hamdast allowed.
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

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

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

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

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

15. **S.O. 08.08.2023.**

16. **Steno copy is granted.**

Member (I).

rsm.

O.A.No.783/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

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

2. By the impugned order dated 13.07.2023 (Annexure A-1) the applicant is transferred from Yavatmal to Baramati.
3. The aforesaid order is impugned is impugned on the following grounds-
 - (i) Options were not called.
 - (ii) List of eligible employees due for transfer was not prepared.
 - (iii) Civil Services Board was not constituted.
 - (iv) It was passed after extended deadline on 30.06.2023 was over.
4. It is further submitted that the applicant has not been relieved so far.
5. In reply it is submitted by the C.P.O. that he has no instructions whether the applicant is relieved or not.
6. The applicant is relying on orders which are passed in identical Original Applications today.
7. In this factual background till the returnable date i.e. 08.08.2023 the respondents shall permit the applicant to discharge his duties on his existing post.
8. It is clarified that if appointment or transfer has been made in place of applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from his existing post.
9. Issue notice to the respondents, returnable **on 08.08.2023**. Learned P.O. waives notice for State. Hamdast allowed.
10. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

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

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

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

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

15. **S.O. 08.08.2023.**

16. **Steno copy is granted.**

Member (I).

rsm.

O.A.No.784/2023 with O.A.No.785/2023 with O.A.No.786/2023 with O.A.No.787/2023 with O.A.No.791/2023 with O.A.No.789/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicants and Shri S.A.Deo, Id. C.P.O. for the respondents.

2. Grievances of the applicants are as follows.

(i) List of employees due for transfer was not prepared as provided in Section 4(2) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short "Transfers Act, 2005").

(ii) To the knowledge of the applicants Civil Services Board was not constituted.

(iii) The transfers could have been effected only till 30-06-2023. All the impugned orders of transfer are passed after this deadline i.e. on 13.07.2023.

3. It is submitted by the C.P.O. that all these applicants have been relieved to take charge of their respective post.

4. Contention of the applicants is that they had worked till evening of 14.07.2023 on their present post.

5. It is submitted on behalf of the applicants that interim order like the one passed by this Bench on 14.07.2023 and Aurangabad Bench on 06.07.2023 deserves to be passed in the facts and circumstances of all these cases. There is merit in this submission.

6. Issue notice to the respondents returnable on 08.08.2023. Till the returnable date the respondents shall permit the applicants to discharge their duties on their existing posts.

7. It is clarified that if appointment or transfer has been made in place of any applicant and said person has been relieved from his earlier post prior to passing of this order, the said applicant would be liable to be relieved from his existing post.

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

9. The applicants are 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. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.

10. 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.

11. 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.

12. 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 consigned to record.

13. **S.O. 08.08.2023.**

14. **Steno copy is granted.**

Member (I).

rsm.

**O.A.No.788/2023 with O.A.No.792/2023 with O.A.No.793/2023 with O.A.No.794/2023
(S.B.)**

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicants and Shri S.A.Deo, Id. C.P.O. for the respondents.

2. Grievances of the applicants are as follows.

(i) List of employees due for transfer was not prepared as provided in Section 4(2) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short "Transfers Act, 2005").

(ii) To the knowledge of the applicants Civil Services Board was not constituted.

(iii) The transfers could have been effected only till 30-06-2023. All the impugned orders of transfer are passed after this deadline i.e. on 13.07.2023.

3. On behalf of the applicants it is submitted on instructions that these applicants have not been relieved so far.

4. Learned C.P.O. makes a statement that he has no instructions whether these applicants have been relieved or not.

5. It is submitted on behalf of the applicants that interim order like the one passed by this Bench on 14.07.2023 and Aurangabad Bench on 06.07.2023 deserves to be passed in the facts and circumstances of all these cases. There is merit in this submission.

6. Issue notice to the respondents returnable on 08.08.2023. Till the returnable date the respondents shall permit the applicants to discharge their duties on their existing posts.

7. It is clarified that if appointment or transfer has been made in place of any applicant and said person has been relieved from his earlier post prior to passing of this order, the said applicant would be liable to be relieved from his existing post.

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

9. The applicants are 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.

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

10. 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.

11. 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.

12. 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 consigned to record.

13. **S.O. 08.08.2023.**

14. **Steno copy is granted.**

Member (I).

rsm.

O.A.No.790/2023 (S.B.)

**Coram: Hon'ble Shri M.A.Lovekar,
Member (J)**

Dated : 17/07/2023.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri S.A.Deo, Id. C.P.O. for the respondents.

2. Grievances of the applicant are as follows.

(i) List of employees due for transfer was not prepared as provided in Section 4(2) of the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short "Transfers Act, 2005").

(ii) To the knowledge of the applicant Civil Services Board was not constituted.

(iii) The transfers could have been effected only till 30-06-2023. All the impugned orders of transfer are passed after this deadline i.e. on 13.07.2023.

3. It is submitted by the C.P.O. that the applicant has been relieved to take charge of their respective post.

4. In a batch of Original Applications, on identical facts order was passed on 11.07.2023.

5. It is the contention of the applicant that so far he has not been relieved by respondent no.4. Reply of the C.P.O. to this assertion is that he has no instructions as to whether or not the applicant is relieved.

6. Identical matters are kept on 25.07.2023. Hence, the order.

ORDER

1) Issue notice to the respondents returnable on 25.07.2023. Till the returnable date the respondents shall permit the applicant to discharge their duties on his existing post.

2) It is clarified that if appointment or transfer has been made in place of any applicant and said person has been relieved from his earlier post prior to passing of this order, the applicant would be liable to be relieved from her existing post.

3) Learned C.P.O. waives notice for State.

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

- 5) The applicants are 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. Respondents are 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 consigned to record.
- 9) **S.O. 25.07.2023.**
- 10) **Steno copy is granted.**

Member (I).

rsm.

O.A.St.No.1781/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

C.A.No.312/2022:-

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

2. At the request of ld. Counsel for the applicant, **S.O. 07.08.2023.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.927/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. The ld. P.O. has filed reply on behalf of the respondents 2 & 3. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

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

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

5. **S.O. 25.07.2023.**

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.998/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

C.A.No.496/2022:-

Heard Shri N.S.Warulkar, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. Ld. P.O. submits that his reply is ready, he further seeks time to file the same on record.

3. At his request, **S.O. 25.07.2023 to file reply positively.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.1001/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri R.M.Fating, ld. counsel for the applicant, Shri A.M.Ghogre, ld. P.O. for the Respondents and Shri T.M.Zaheer, ld. Counsel for the R-2 & 3.

2. Respondent nos. 2 & 3 are the main contesting respondents and the reply of the same are on record. Reply of respondent no. 1 is not on record.

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

4. At the request of ld. P.O., **S.O. 04.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.120/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. Ld. P.O. submits that he has received parawise comments but seek time to file it on record, **S.O. 01.08.2023 to file reply on record.**

Vice Chairman

Date:- 17/07/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri S.A.Marathe, ld. counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the Respondents. Await service of R-2 to 4.

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

Vice Chairman

Date:- 17/07/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

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

Vice Chairman

Date:- 17/07/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri G.K.Bhusari, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents. Await service of R-2 & 3.

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

Vice Chairman

Date:- 17/07/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents.

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.Nos.360&361/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.461/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri A.Mardikar, ld. counsel for the applicant, Shri A.M.Ghogre, ld. P.O. for the Respondents, Shri A.D.Girdekar, ld. Counsel for the R-5 & Shri D.N.Mudgale, ld. Counsel for the R-6.

2. The ld. P.O. has filed reply on behalf of the respondents 2 to 4. It is taken on record. Copy is served to the other side. Respondents 5 & 6 have already filed reply.

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

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

5. **S.O. 26.07.2023.**

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.482/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri Kunal Pandey holding for Shri D.H.Sharma, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. As per the submission of ld. Counsel for the applicant, applicant do not want to prosecute the matter.

3. In view of this submission, **O.A. is disposed of as withdrawn.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.508/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri S.N.Gaikwad, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. Ld. Counsel for the applicant submits that the respondents are served. Ld. P.O. seeks time to file reply, **S.O. after three weeks to file reply.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.512/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri S.Phadnis, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents. Await service of R-2 & 3.

2. As per the submission of ld. Counsel for the applicant, service affidavit is already filed in the office. Ld. P.O. seeks time to file reply, **S.O. after three weeks.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.773/2023 (S.B.)
Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.
(P.M.Kadu Vs. State of Maharashtra and 3 Ors.)

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the State.

2. Applicant is transferred as per transfer order dated 02.06.2023. Name of the applicant is mentioned at Sr. No. 37 and he has been transferred from Irrigation Department, Nagpur to Quality Control Department, Nagpur on the vacant post. The applicant was relieved on 23.06.2023. The applicant joined at the transfer place on 26.06.2023. The applicant signed muster role for three days but thereafter he is not allowed to work on the transferred place.

3. The applicant made grievance to respondent no. 2. The respondent no. 2 issued letter dated 12.07.2023 directing the respondent no. 3 to allow the applicant to sign on the muster role and continue him at the transferred place. But respondent no. 3 is not allowing applicant.

4. As per the submission of the ld. Counsel for the applicant even after direction of respondent no. 2, respondent no. 3 is not allowing the applicant to work at the transferred place. The document filed on record shows that the applicant is transferred from the establishment of respondent no. 4 to the establishment of respondent no. 3. The applicant has joined on the said post. He is transferred on vacant post. The applicant has signed the muster role for three days even though he is not allowing to work there. Therefore, he made his grievance to the respondent no. 2. Respondent no. 2 issued letter to respondent no. 3 with direction to allow the applicant to work on the transferred place but as per the submission of ld. Counsel for the applicant he is not allowed to work.

5. **Respondent no. 3 is directed to allow the applicant to work at the transferred place.** Ld. P.O. is requested to get instruction as to why applicant is not allowed to work at the transferred place and signed on the muster role.

6. Issue notice to Respondents, returnable on 26.07.2023. Learned P.O. waives notice for R-1. Hamdast allowed.

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

8. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
9. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.
10. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.
11. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.
12. **S.O. 26.07.2023.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.Nos.536,537&538/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri Bharat Kulkarni, ld. counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the Respondents.

2. On last date ld. P.O. was requested to make statement specifically as to whether the representation of the applicant is considered or not for posting at Delanwadi or Purada. Ld. P.O. submits that he has not received any instruction.

3. **S.O. 31.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.301/2018 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri S.M.Bhagde, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents. None for the R-5.

2. At the request of ld. Counsel for the applicant, **S.O. 02.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.570/2019 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 31.07.2023 for taking instructions.**

3. **Put up this matter along with O.A. No. 1019/2022 (S.B.).**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.744/2019 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 25.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.435/2020 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri Yash Jaiswal holding for Shri R.Joshi, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents.

2. At the request of ld. Counsel for the applicant, **S.O. 02.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.692/2020 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. **S.O. after three weeks for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.142/2020 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 26.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.1077/2021 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri P.Ramteke, ld. counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the Respondents. None for the R-3.

2. At the request of ld. P.O., **S.O. 25.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.47/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri R.M.Fating, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. At the request of ld. Counsel for the applicant, **S.O. 25.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.247/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 02.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.412/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri C.Nagdeve holding for Shri N.D.Thombre, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. At the request of ld. Counsel for the applicant, **S.O. two weeks for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri S.S.Patil holding for Shri V.A.Kothale, 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. 07.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.Nos.1178&1179/2022 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Smt.N.S.Pathan, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. At the request of ld. Counsel for the applicant, **S.O. 25.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.49/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, ld. counsel for the applicant and Shri H.K.Pande, ld. P.O. for the Respondents.

2. At the request of ld. Counsel for the applicant, **S.O. 03.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.468/2023 (S.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated : 17/07/2023.**

Heard Shri S.O.Ahmed, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents. None for the R-3 & 4.

2. At the request of ld. P.O., **S.O. 19.07.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.201/2021 (D.B.)

Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.

Heard Ms. Khobragade holding for Shri D.A.Sonwane, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents. None for the R-5.

2. Ld. P.O. has filed reply of respondent no. 4. It is taken on record. Copy is served to the other side.

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.751/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri A.S.Bhendarkar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.153/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri Y.P.Kaslikar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 14.08.2023 to file reply as a last chance.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.St.No.2268/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

C.A.Nos.405/2022 & 259/2023

None for the applicant. Shri S.A.Sainis, ld.
P.O. for the respondents. Await service of R-4

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.770/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri S.S.Patil, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents. None for the R-5.

2. At the request of ld. P.O., **S.O. 07.08.2023 to file reply.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.1019/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents.

2. At the request of ld. Counsel for the applicant, **S.O. 31.07.2023 for taking instructions.**

3. Put up this matter along with O.A. No. 570/2019 (S.B.).

Vice Chairman

Date:- 17/07/2023.
aps.

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

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri Y.P.Kaslikar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 07.08.2023 to file reply as a last chance.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.359/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri Y.P.Kaslikar, ld. Counsel for the applicant, Shri S.A.Sainis, ld. P.O. for the respondents and Shri S.B.Patil, ld. Counsel for the R-5.

2. At the request of ld. P.O., **S.O. 07.08.2023 to file reply as a last chance.**

Vice Chairman

Date:- 17/07/2023.
aps.

C.P.No.44/2023inO.A.No.149/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri Y.P.Kaslikar holding for Shri G.R.Sadar, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents. Await service of R-1 to 4.

2. At the request of ld. Counsel for the applicant, **S.O. 07.08.2023.**

Vice Chairman

Date:- 17/07/2023.
aps.

C.P.No.49/2023 in O.A.No.122/2020 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri C.Nagdeve holding for Shri N.D.Thombre, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents. Await service of R-1 to 4.

2. At the request of ld. Counsel for the applicant, **S.O. after three weeks.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.766/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri B.Kulkarni, Id. Counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the respondents. None for the R-4 & 5.

2. On the last date specific order was passed. Today also Id. P.O. seeks time to file reply, **S.O. 03.08.2023 to file reply as a last chance.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.146/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Ms. Jayshree holding for Shri B.A.Abhyankar, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

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

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.285/2023 (D.B.)

Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.

Heard Shri P.D.Ganvir, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the State.

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

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

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

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

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

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original

Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. **S.O. four weeks.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.638/2023 (D.B.)

Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.

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

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

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

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

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

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

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original

Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. **S.O. four weeks.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.772/2023 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

(M.S.Patil Vs. State of Maharashtra & 3 Ors.)

Heard Shri Jain holding for Shri S.S.Dhengale, Id. Counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the State.

2. The applicant has scored 180 marks. As per the communication filed by the Id. P.O. Shri Ghogre (Marked Exh. 'X' for the purpose of identification). It appears that the Benchmark is 150 marks. The applicant has scored 180 marks, therefore, applicant should have been called for interview.

3. Hence, **respondents are directed to issue interview call to the applicant to appear for the interview to be held in between 12.07.2023 to 28.07.2023.**

4. Issue notice to Respondents, returnable on three weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

6. 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.

7. 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.

8. 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.

9. 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.

10. **S.O. four weeks.**

11. **Steno copy is granted.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.663/2017 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

None for the Applicants 1 & 2. Heard Shri S.A.Marathe, ld. Counsel for the applicants 3 & 4, Shri V.A.Kulkarni, ld. P.O. for the respondents & Shri G.G.Bade, ld. Counsel for the R-4, 5, 9 & 10. None for the R-6, 7 & 8.

2. At the request of ld. Counsel for the respondents 4, 5, 9 & 10, **S.O. 03.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.91/2019 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 03.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.90/2020 with C.A.No.83/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

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

2. At the request of ld. Counsel for the applicant, **S.O. 03.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.918/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Dr.N.G.Raut, applicant in person, Shri A.M.Ghogre, ld. P.O. for the respondents and Shri M.Deo, ld. Counsel for the R-7 to 9. None for the R-5 & 6.

2. At the request of ld. Counsel for the applicant, **S.O. 21.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.Nos.565&731/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri Jain holding for Shri S.S.Dhengale, ld. Counsel for the applicant and Shri V.A.Kulkarni, ld. P.O. for the respondents. None for the R-4 to 6 in O.A. No. 565/2022.

2. At the request of ld. Counsel for the applicant, **S.O. after two weeks for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.965/2022 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Shri S.A.Marathe, ld. Counsel for the applicant, Shri V.A.Kulkarni, ld. P.O. for the respondents and Shri S.Khandekar, ld. Counsel for the Intervenor/R-7 to 11. None for the R-3 to 5.

2. At the request of ld. Counsel for the applicant, **S.O. 03.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.149/2020 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

Heard Ms. A.D.Kolhe, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. At the request of ld. P.O., **S.O. 21.08.2023 for final hearing.**

Vice Chairman

Date:- 17/07/2023.
aps.

O.A.No.728/2021 (D.B.)

**Coram:Shri Justice M.G.Giratkar,Vice Chairman
Dated :17/07/2023.**

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

2. At the request of ld. P.O., **S.O. 22.08.2023**
for final hearing.

Vice Chairman

Date:- 17/07/2023.
aps.