

O.A. 750/2019 (S.B.)

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

Dated : 21/04/2022.

Heard Shri N.C. Phadnis, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

2. The Id. P.O files reply for R-1 to 3. It is taken on record. Copy is given to the applicant. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. After Vacation.

Member (J).

dnk.

O.A. 586/2021 (S.B.)

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

Dated : 21/04/2022.

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

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

Member (J).

dnk.

O.A. 863/2021 (S.B.)

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

Dated : 21/04/2022.

Heard Shri N.D. Thombre, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. As per the submission of Id. counsel for the applicant, O.A. 864/2021 is connected matter praying same relief. Hence, O.A. 864/2021 be kept along with present matter.

3. At the request of Id. P.O., **S.O. After Vacation** for filing reply as a last chance.

Put up along with O.A. 864/2021.

Member (J).

dnk.

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

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

Dated : 21/04/2022.

Heard Smt. R. Deshpande, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. The Id. P.O. files reply of R-2&3. He submits that it is sufficient to decide the matter. It is taken on record. Copy is given to the applicant.

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

S.O. after vacation for final hearing.

Member (J).

dnk.

O.A. 939/2021 (S.B.)

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

Dated : 21/04/2022.

Heard Shri N.R. Shiralkar, Id. counsel for the applicant, Shri A.M. Khadatkhar, Id. P.O. for R-1 and Shri T.M. Zaheer, Id. counsel for R-2 &3.

2. Shri Zaheer, Id. counsel files reply of R-2 to 3. It is taken on record. Copy is given to the other side.

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

S.O. after vacation.

Member (J).

dnk.

O.A. 947/2021 (S.B.)

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

Dated : 21/04/2022.

Heard Shri N.R. Shiralkar, Id. counsel for the applicant, Shri H.K. Pande, Id. P.O. for R-1 and Shri T.M. Zaheer, Id. counsel for R-2 to 4.

2. Shri Zaheer, Id. counsel files reply of R-2 to 3. It is taken on record. Copy is given to the other side.

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

S.O. after vacation.

Member (J).

dnk.

O.A. 1045/2021 (S.B.)

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

Dated : 21/04/2022.

Heard Shri R.M. Fating, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1&2 and Shri T.M. Zaheer, Id. counsel for R-3&4.

2. Shri Zaheer, Id. counsel files reply of R-2 to 4. It is taken on record. Copy is given to the other side.

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

S.O. after vacation.

Member (J).

dnk.

O.A. 1124/2021 (S.B.)

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

Dated : 21/04/2022.

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

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

Member (J).

dnk.

O.A. 1125/2021 (S.B.)

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

Dated : 21/04/2022.

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

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

Member (J).

dnk.

O.A. 194/2022 (S.B.)

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

Dated : 21/04/2022.

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

The applicant to remove office objections.

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

Member (J).

dnk.

O.A. 195/2022 (S.B.)

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

Dated : 21/04/2022.

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

The applicant to remove office objections.

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

Member (J).

dnk.

O.A. 196/2022 (S.B.)

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

Dated : 21/04/2022.

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1 to 4. None for R-5.

The applicant to remove office objections.

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

Member (J).

dnk.

(S.B.)

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

Dated : 21/04/2022.

C.A. 100/2022 in O.A. 221/2022 -

None for the applicant. Shri M.I. Khan,
Id. PO for the State.

Await service of R-2 to 4.

S.O. After Vacation.

Member (J).

dnk.

O.A. 261/2022 (S.B.)

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

Dated : 21/04/2022.

Heard Shri S. Pande, Id. counsel for the applicant and Shri M.I. Khan, Id. PO for State.

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

Member (J).

dnk.

(S.B.)

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

Dated : 21/04/2022.

C.A. No.86/2022 in O.A. St.522/2022 -

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

Await service of R-2&3.

S.O. After Vacation.

Member (J).

dnk.

O.A. 892/2020 (S.B.)

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

Dated : 21/04/2022.

Heard Shri P.S. Kshirsagar, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. The Id. P.O. has pointed out letter dated 13/12/2021 issued by respondent no.1. It is marked Exh-X for identification. As per this letter, the applicants are entitled for one step promotional pay as per G.R. dated 6/8/2002.

3. The Id. counsel has submitted that the difference of pay is not paid. The respondents / authority are directed to decide about entitlement of difference of pay as per the G.R. dated 6/8/2002 and in view of letter dated 13/12/2021.

4. In that view of the matter, the O.A. is disposed off. No order as to costs.

Member (J).

dnk.

O.A. 122/2017 (S.B.)

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

Dated : 21/04/2022.

None for the applicant. Heard Shri M.I. Khan, Id. P.O. for R-1 to 3 and Shri Jayant Mokadam, Id. counsel for R-4.

2. As per order dated 14/01/2021, this Tribunal has directed the respondents to consider the case of the applicant in view of G.R. dated 10/6/2014 and take decision within a period of six weeks from the date of order.

3. The Id. P.O. has filed decision taken by the respondents dated 24/2/2021. It is taken on record and marked Exh-X for identification. The decision is taken by the respondents to pay 75% pay and allowances during suspension period. Today none appeared for the applicant. Hence, the matter be kept for hearing **on 9/6/2022.**

S.O.9/6/2022.

Member (J).

dnk.

O.A. 320/2019 (S.B.)

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

Dated : 21/04/2022.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. 642/2019 (S.B.)

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

Dated : 21/04/2022.

Heard Shri V. Anand, 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 short affidavit **(PH)**.

Member (J).

dnk.

O.A. 381/2020 with C.A. 223/2021 (S.B.)

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

Dated : 21/04/2022.

Heard Shri Meshram, Id. counsel holding
for Shri P.D. Meghe, Id. counsel for the applicant
and Shri M.I. Khan, Id. P.O. for the respondents.

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

Member (J).

dnk.

O.A. 947/2020 (S.B.)

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

Dated : 21/04/2022.

Heard G.D. Mankar, Id. counsel for the applicants and Shri A.P. Potnis, Id. P.O. for the respondents.

Shri Potnis, Id. P.O. submitted that Shri V.A. Kulkarni, Id. P.O. is not available today for arguing the matter and therefore further time may be granted. At the request of Id. P.O., **S.O. 9/6/2022** for final hearing.

Member (J).

dnk.

O.A. 797/2021 (S.B.)

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

Dated : 21/04/2022.

Heard Shri R.L. Kadu, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

2. As per the submission of learned counsel for the applicant, the applicant was transferred from Morshi Open Prison to Chandrapur District Prison as per the order dated 13/5/2016. The applicant has submitted that in view of the G.R. dated 6/8/2002 employees who worked in naxalite area for 2/3 years, then those employees are entitled for choice posting.

3. The learned counsel for the applicant has submitted that in view of the G.R. dated 6/8/2002, the applicant is entitled for choice posting at Morshi Open Prison.

4. Heard Shri A.P. Potnis, Id. P.O. for the respondents. He has submitted that the applicant is getting more pay at Chandrapur as per the said G.R. He was earlier posted at Morshi and again he cannot be posted at the same place. Hence, the O.A. is liable to be rejected. The G.R. dated 6/8/2002 is very clear and guidelines are given regarding promotional pay / choice posting etc. As per the said G.R.,

the employees who worked in naxalite are for 2/3 years, then they are entitled to get choice posting.

5. The applicant has completed five years at Chandrapur District Prison. The Government has notified Chandrapur as a naxalite area. In view of G.R. dated 6/8/2002, the applicant is entitled for choice posting.

6. In that view of the matter, the O.A. is partly allowed. The respondents are directed to consider the representations of applicant dated 28/1/2019 and 27/1/2021 in the coming general transfers of April/May, 2022.

Member (J).

dnk.

O.A. 957/2021 (S.B.)

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

Dated : 21/04/2022.

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

S.O. After Vacation.

Member (J).

dnk.

O.A.No.583/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

M.C.A.No.09/2022:-

Heard Shri B.Kulkarni, the ld. Counsel for the applicant & Shri H.K.Pande, the ld. P.O. for the respondents. None for the R-3, 4 & 5.

2. The ld. P.O. has filed M.C.A. No. 09/2022 for extension of time. However, considering the previous hearing when three months extension was given. Now, again six months time cannot be granted at this stage. As documents submitted by ld. counsel for the applicant, enquiry officer has called for enquiry on 09.02.2022 and he has kept for one more hearing on 08.04.2022. It means that enquiry is at the fag end.

3. Hence, three months time is granted as on today to complete the enquiry and pass the final order. If final order will not pass then enquiry not survives and applicant will get exonerated from all the charges.

4. **S.O. after summer vacation.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.109/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 21/04/2022.

Heard Shri S.A.Sahu, the ld. Counsel for the applicant & Shri A.M.Khadatkar, the ld. P.O. for the respondents.

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

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.1023/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

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

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

3. The ld. counsel for the applicant submits that not many points have been raised in the reply. In view of this, matter will be kept in next week for disposal.

4. **S.O. 28.04.2022.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.260/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

Heard Shri D.U.Thakre, the ld. Counsel for the applicant & Shri A.M.Khadatkar, the ld. P.O. for the respondents..

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

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.553/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

Heard Shri N.D.Thombre, the ld. Counsel for the applicant & Shri M.I.Khan, the ld. P.O. for the respondents.

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

3. Matter will be finally heard after vacation and interim relief will be decided at the time of final hearing. Whatever promotion should be done of the candidates who are involved in the O.A. that will be subject to the outcome of the O.A.. The ld. counsel for the applicant is directed that the candidates who are affected by this order, he should make party to them.

4. **S.O. after summer vacation.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.809/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

C.A.No.380/2021:-

Heard Shri B.Kulkarni, the ld. Counsel for the applicant & Shri A.M.Khadatkar, the ld. P.O. for the respondents.

2. The ld. counsel for the applicant has filed C.A. No. 380/2021 for condonation of delay. The delay is about 12 years. The ld. P.O. is opposing the condonation of delay and desires to file reply on C.A..

3. **S.O. after summer vacation to file reply on condonation of delay.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.838/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 21/04/2022.

C.A.No.376/2021:-

Heard Smt. S.W.Deshpande, the ld. Counsel for the applicant, Shri H.K.Pande, the ld. P.O. for the respondents and Ms. A.A.Pande, the ld. counsel for the respondent nos. 5 to 10.

2. The ld. counsel for the applicant has filed C.A. No. 376/2021, it is disposed of.

3. The ld. P.O. desires time to file reply, S.O. 28.04.2022.

**Member(J)
Date:-21/04/2022.
aps.**

Vice Chairman

O.A.No.1130/2021 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

Heard Shri V.M.Moon, the ld. Counsel for the applicant & Shri A.M.Ghogre, the ld. P.O. for the respondents.

2. The ld. counsel for the applicant submits that for starting enquiry government permission is required. However, he is directed to file relevant Rule regarding the same on record.

3. **S.O. after summer vacation.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.204/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 21/04/2022.

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

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

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.210/2022 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

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

2. At the request of ld. P.O., **S.O. 08.06.2022** to **file reply.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

C.P.No.48/2020 in O.A.No.15/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 21/04/2022.

Heard Shri R.M.Ahirrao, the ld. Counsel for the applicant & Shri A.M.Ghogre, the ld. P.O. for the respondents..

2. As admitted by ld. counsel for the applicant, applicant has been paid G.P.F. and he has been paid provisional pension. The ld. P.O. submits that he will file reply within two weeks.

3. **S.O. 2nd week of June, 2022.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

C.P.No.05/2021inO.A.No.871/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**

Dated : 21/04/2022.

Heard Shri B.Kulkarni, the ld. Counsel for the applicant, Shri A.M.Khadatkar, the ld. P.O. for the respondents and Shri S.S.Handa holding for Smt. U.A.Patil, the ld. counsel for the respondent nos. 2 to 6.

2. As submitted by ld. counsel for the applicant, Executive Engineer has filed W.P. No. 2475/2021 before Hon'ble High Court and it was decided on 05.04.2022 and W.P. has been dismissed.

3. At the request of ld. counsel for the respondent nos. 2 to 6, **S.O. after summer vacation.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.946/2018 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)**
Dated : 21/04/2022.

Heard Shri K.P.Mahalle, the ld. Counsel for
the applicant & Shri A.M.Khadatkar, the ld. P.O. for
the respondents.

2. **Closed for orders.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.579/2017 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

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

2. The matter has been heard and detailed order has been passed on 16.03.2022. Hence, ld. P.O. is seeking time for compliance of the said order, **S.O. after summer vacation.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.193/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &
Shri Justice M.G.Giratkar, Member (J)
Dated : 21/04/2022.**

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

2. At the request of ld. P.O., **S.O. 26.04.2022.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman

O.A.No.563/2021 (D.B.)

N.Balasubramanian Vs. State of Maharashtra & 3 Ors.

Coram : Shri Shree Bhagwan, Vice Chairman & Shri Justice M.G.Giratkar, Member (J)

Dated : 21/04/2022.

Heard Shri B.Kulkarni, the ld. Counsel for the applicant & Shri A.P.Potnis, the ld. P.O. for the respondents..

2. The grievance of the applicant has been solved by Government letter dated 28.12.2021 address to Commissioner, Soil and Water Department, Aurangabad. By page nos. 86 & 87 he has been granted 2nd time bound promotion.

3. Now, the ld. counsel for the applicant filed pursis and in that pursis he has mentioned order dated 15.02.2022 and in that letter time bound promotion is granted. Now, pay-scale of Rs.15,600/- to 39,100/- G.P. Rs. 6600/- from 01.08.2013 is granted. The ld. counsel for the applicant is satisfied with this letter. Since, applicant's relief clause on page no. 6 para no. 11 (i) has been redressed by this Government letter and pursis filed by the ld. counsel for the applicant. So, that issue is closed.

4. Now, the ld. counsel for the applicant submits that his prayer clause 11(ii) i.e. arrears since 2013 that has not been paid.

5. Respondents are directed to consider the prayer since by their own order they have granted

A.C.P. from 2013, they should consider the second prayer also according to the existing rules and regulations **within three months from the date of receipt of this order.**

6. With the above directions, **O.A. stands disposed of with no order as to costs.**

Member(J)
Date:-21/04/2022.
aps.

Vice Chairman