

O.A. 585/2019 (S.B.)

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

Dated : 28/03/2022.

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

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

Member (J).

dnk.

O.A. 159/2020 (S.B.)

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

Dated : 28/03/2022.

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

2. The Id. P.O. files reply of R-4. It is taken on record. Copy is given to the applicant.

3. At the request of Id. P.O., **S.O. three weeks** for filing reply of R-2.

Member (J).

dnk.

O.A. 966/2020 (S.B.)

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

Dated : 28/03/2022.

None for the applicant. Heard Shri H.K. Pande, Id. P.O. for R-1,3 to 5 and Shri T.M. Zaheer, Id. counsel for R-2.

The reply of R-2 & 4 are already filed on record.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for R-1,3 to 5

S.O. in due course.

Member (J).

dnk.

O.A. 957/2020 (S.B.)

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

Dated : 28/03/2022.

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

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

Member (J).

dnk.

O.A. 958/2020 (S.B.)

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

Dated : 28/03/2022.

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

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

Member (J).

dnk.

O.A. 84/2021 (S.B.)

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

Dated : 28/03/2022.

Heard Shri N.R. Saboo, Id. counsel for the applicant, Shri H.K. Pande, Shri R.V. Shiralkar, Id .counsel for R-3 and Shri S. Majid, Id. counsel for R-2.

With the consent of Id. counsel for parties, **S.O. two weeks.**

Member (J).

dnk.

O.A. 235/2021 (S.B.)

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

Dated : 28/03/2022.

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

The applicant has not collected hamdast
for R-2 to 5.

S.O. four weeks for filing service
affidavit.

Member (J).

dnk.

O.A. 467/2021 (S.B.)

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

Dated : 28/03/2022.

Heard Shri N.S. Bhelkar, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. 11/4/2022** for filing reply as a last chance.

Member (J).

dnk.

O.A. 571/2021 (S.B.)

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

Dated : 28/03/2022.

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

At the request of Id. P.O., **S.O. 11/4/2022**
for filing reply.

Member (J).

dnk.

O.A. 678/2021 (S.B.)

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

Dated : 28/03/2022.

Heard Shri R.V. Shiralkar, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

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

Member (J).

dnk.

O.A. 706/2021 (S.B.)

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

Dated : 28/03/2022.

Heard Shri N.D. Thombre, 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. three
weeks** for filing reply.

Member (J).

dnk.

O.A. 791/2021 (S.B.)

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

Dated : 28/03/2022.

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

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

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

S.O. 1/4/2022.

Member (J).

dnk.

O.A. No. 1005 of 2021 (S.B.)

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

Dated : 28/03/2022.

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

2. The learned counsel for the applicant has pointed out the representation made by the applicant on 11/8/2020 (P-67) and recommendation by the Chief Officer, Nagar Panchayat, Dharni dated 4/8/2021 (P-62).

3. The applicant is working at Dharni, District Amravati in tribal area since 2017. The applicant requested for transfer in Buldhana district. The applicant had given choice of posting in view of the G.R. dated 6/8/2002.

4. As per the G.R. dated 6/8/2002, the employees who worked in tribal / naxalite area for a period of two years, have right to get choice posting. The applicant has worked in the tribal area since 2017.

5. In that view of the matter, the respondents are directed to consider the request of the applicant within a period of one month and if possible to transfer him in the general transfers of April/ May,2022.

6. With this direction, the O.A. stands disposed off. No order as to costs.

Member (J).

dnk.

O.A. No. 1007 of 2021 (S.B.)

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

Dated : 28/03/2022.

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

2. The applicant is working at Municipal Council, Chikhaldara since 2017. The applicant is seeking transfer at Mehkar, District Buldhana.

3. Heard Shri P.S. Patil, Id. counsel for the applicant. He has pointed out representation made by the applicant dated 16/9/2021 (A-9,P-73) and recommendation by the Chief Officer, Municipal Council, Chikhaldara dated 4/8/2021 (P-62).

4. The respondents are directed to consider the representation of the applicant within a period of one month and if possible to transfer him as per choice posting in the General transfers of April/May,2022.

5. With this direction, the O.A. stands disposed off. No order as to costs.

Member (J).

dnk.

O.A. 113/2022 (S.B.)

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

Dated : 28/03/2022.

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

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

Member (J).

dnk.

O.A. 114/2022 (S.B.)

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

Dated : 28/03/2022.

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

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

Member (J).

dnk.

O.A. 192/2022 (S.B.)

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

Dated : 28/03/2022.

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

The applicant to remove office objection.

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

Member (J).

dnk.

O.A. 235/2022 (S.B.)

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

Dated : 28/03/2022.

Heard Shri S.N. Gaikwad, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.

The applicant has not collected hamdast for R-2 to 5.

At the request of Id. counsel, **S.O.** **6/4/2022** for filing service affidavit.

Member (J).

dnk.

O.A. 671/2021 with C.As.332/21 & 251/21 (S.B.)

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

Dated : 28/03/2022.

Heard Shri S.P. Kshirsagar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for respondent nos.1 to 4. None for other respondents.

2. The learned counsel for the applicant pointed out the order passed by this Tribunal dated 17/8/2021. The Id. counsel has submitted that the applicant is working on the same post at the same place. Therefore, direction be given to the respondents / authority to comply the order dated 17/8/2021.

3. The learned counsel for the applicant has submitted that the applicant has already given choices as per the G.R. dated 9/4/2018 as directed by this Tribunal. The Id. P.O. submitted that no choices are given by the applicant as per the said G.R.

4. In view of above submission, the applicant is directed to submit his choices of posting as per the order dated 17/8/2021 within a period of one week. After submission of applicant's choices for posting, the respondents / authority are directed to comply the order as per para-3 of this Tribunal dated 17/8/2021. The

para-3 of this Tribunal order dated 17/8/2021 is reproduced as below –

“(3) In view of this situation, transfer order dated 9/8/2021 (A-A-1,Pg.No.21) to the extent of applicant is stayed till filing of the reply. Meanwhile, applicant is directed by keeping in mind G.R. dated 9/4/2018, he should submit all the 10 choices and respondents are at liberty to consider the applicant’s representation. The Id. counsel for the applicant further submits that nobody has been posted in place of the applicant.”

5. In view of above, the O.A. is disposed off. The C.As. are also stand disposed off accordingly. No order as to costs.

Member (J).

dnk.

O.A. 1072/2019 (S.B.)

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

Dated : 28/03/2022.

Heard Shri D.M. Surjuse, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 3,5 & 6 and Shri T.M. Zaheer, Id .counsel for R-4.

2. The Id. counsel for R-4 filed Pursis dated 28/3/2022 and submitted that the respondent no.4 is adopting the reply filed by respondent nos.1 to 6 more particularly the respondent no.5. It is taken on record and marked Exh-X for identification.

3. In that view of the matter, the matter is admitted and kept for final hearing. The Id. P.O. waives notice for R-1 to 3,5 & 6.

4. The applicant is at liberty to file rejoinder, if any.

S.O. in due course.

Member (J).

dnk.

O.A. 381/2021 (S.B.)

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

Dated : 28/03/2022.

Heard Shri N.R. Saboo, Id. counsel for the applicant, Shri H.K. Pande, Id. P.O. for respondent nos.1&2, Shri B.B. Pantawane, Id. counsel for R-4 and none for respondent no.3.

2. By way of interim order dated 17/5/2021 the transfer of respondent no.4 is stayed. The respondent nos.1 to 3 seeking time from time to time.

3. Looking to the submission of learned counsel for R-4, time is granted to the respondent nos.1 to 3 to file reply. It is made clear that if the reply is not filed till the next date, the matter will be fixed for final hearing.

S.O. after two weeks.

Member (J).

dnk.

O.A. 849/2021 (S.B.)

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

Dated : 28/03/2022.

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

At the request of Id. P.O., **S.O. three
weeks** for filing reply of R-1.

Member (J).

dnk.

O.A. 366/2017 (S.B.)

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

Dated : 28/03/2022.

Heard Shri K. Mahalle, 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. two weeks.**

Member (J).

dnk.

O.A. 124/2019 (S.B.)

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

Dated : 28/03/2022.

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

At the request of Id. counsel, **S.O.**
6/4/2022.

Member (J).

dnk.

O.A. 666/2020 (S.B.)

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

Dated : 28/03/2022.

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

At the request of Id. counsel, **S.O.**
6/4/2022.

Member (J).

dnk.

O.A. 882/2020 (S.B.)

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

Dated : 28/03/2022.

Heard Shri K.S. Malokar, 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. two weeks.**

Member (J).

dnk.

O.A. 209/2021 (S.B.)

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

Dated : 28/03/2022.

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

At the request of Id. counsel, **S.O.**
5/4/2022.

Member (J).

dnk.

O.A. 814/2021 (S.B.)

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

Dated : 28/03/2022.

Heard Shri Sadar, Id. counsel holding for Shri V.A. Kothale, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**
11/4/2022.

Member (J).

dnk.

O.As. 483/18, 255,256,257 & 258 of 2019 (S.B.)

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

Dated : 28/03/2022.

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

At the request of Id. counsel, **S.O.**
11/4/2022.

Member (J).

dnk.
**

O.A.No.954/2018 (D.B.)

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

Dated : 28/03/ 2022.

C.A.No.121/2019:-

Heard Shri Amay Motlog holding for Shri S.U.Nemade, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.125/2019 (D.B.)

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

Dated : 28/03/ 2022.

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

2. The Id. 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. **S.O. two weeks to file to file rejoinder.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.558/2020 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri Amay Motlog holding for Shri D.M.Surjuse, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

2. The Id. P.O. submits that reply has been already filed. Hence, matter is **admitted** and kept for final hearing.

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

4. **S.O. due course.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.510/2021 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri G.Mate, the Id. Counsel for the applicant and Shri A.P.Potnis, 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:-28/03/2022.
aps.

Vice Chairman

O.A.No.597/2021 (D.B.)

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

Dated : 28/03/ 2022.

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

2. The Id. P.O. has filed reply of respondent no.
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. last week of April, 2022.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No. 598/2021 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State. Await service of R-2 to 4.

2. The Id. counsel for the applicant submits that service has been served and instruction has been received by the Id. P.O.. The Id. P.O. desires three weeks time to file reply.

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.1143/2021 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri R.G.Waghmare, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State. Await service of R-2.

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.164/2022 (D.B.)

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

Dated : 28/03/ 2022.

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

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.208/2022 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri B.G.Kulkarni, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State. Await service of R-2 to 7. Ku.S.J.Dharmasare i.e. R-5, Shri S.A.Meher, i.e. R-6 and Shri S.L.Dhumne i.e. R-7 personally present.

2. The Id. counsel for the applicant submits that he will file service affidavit during the course of the day. At the request of Id. P.O., **S.O. four weeks to file reply.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.215/2022 (D.B.)

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

Dated : 28/03/ 2022.

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. counsel for the applicant, **S.O. four weeks.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.703/2017 (D.B.)

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

Dated : 28/03/2022.

Heard Shri N.R.Saboo, the Id. Counsel for the applicant, Shri A.P.Potnis, the Id. P.O. for the respondents and Shri M.L.Vairagade, the Id. counsel for the respondent no. 4.

2. The matter was heard on 30.11.2021 and in para no. 4 following observation has been made:-

*"4. It appears from the letter that proposal is pending before Hon'ble C.M. Office since February, 2020. It is not desirable in the Governance such matter should be kept pending for more than a year. Hence as recommendation made by Civil Services Board and after approval of Hon'ble Minister, the Hon'ble Chief Minister Office needs to decide this matter **preferably within two weeks** time as the Id. counsel for the applicant has filed pursis for early order."*

3. Again, matter was heard on 21.12.2021 and in para no. 3 following specific observation was given:-

"3. It is duty of the Health Secretary of State to follow and get the file as early as possible. Since file is pending more than one year. The Secretary of Health Department i.e. respondent no. 1 is directed to get necessary order in this regard and produce it before the Tribunal during next date of hearing. If order is complied, then it may be filed on record, otherwise, the respondent no. 1 the Secretary of Health Department i.e. respondent no. 1 should be personally present before this Tribunal on the next date and submit the reason for delay."

4. Subsequent to that applicant posting order was issued by the Government vide order dated 03.01.2022 which is marked 'Exh.-X' for the purpose of identification. It is taken on record. Copy is served to the other side.

5. By the above letter applicant has been posted at Primary Health Centre, Tebrusonda, Tah. Chikaldara, Dist. Amravati but order of M.A.T. dated 30.01.2021 is partially complied.

6. Subsequently, matter was heard on 10.01.2022 and in para no. 3 & 4 following observations have been made:-

"3. However, as prayer clause no. 9 (ii) at page no. 9 of O.A., the applicant has prayed all consequential relief with back wages. That part is yet to be complied.

4. The respondents are directed to comply remaining part as per prayer clause no. 9 (ii) and file relevant document on record."

7. The above para is yet to be complied. The matter was again heard on 14.02.2022 and again the above same observation was made in response to that. Today the matter was again heard and it appears that Z.P. vide letter dated 23.02.2022 have submitted proposal to Deputy Director, Health Services, Akola Circle, Akola for complying the prayer clause 9 (ii) regarding payment of backwages as per the order of M.A.T. dated 14.02.2022. This document is further marked Exh.-X-1 for the purpose of identification. Subsequent to this document Deputy Director, Health Services, Akola Circle, Akola has taken a plea that if court order is issued regarding this they will comply this order. Hence, respondent no. 3 is directed that he should go through the order of M.A.T. as well as prayer clause no. 9 (ii) which has not been complied and posting of the order was partial compliance of the order.

8. In view of this, it is directed to respondent no. 3 to submit the proposal to the Government (R-1) follow it and ensure that order should be fully complied and applicant should be paid backwages as per prayer clause 9 (ii) within two months from the date of receipt of this order.

9. With this direction, **O.A. is disposed of with no order as to costs.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.90/2019 (D.B.)

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

Dated : 28/03/ 2022.

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

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.561/2019 (D.B.)

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

Dated : 28/03/ 2022.

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

2. As suggested by Id. P.O., matter is adjourned
for next date, **S.O. four weeks.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.67/2022 (D.B.)

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

Dated : 28/03/ 2022.

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

2. We have perused the G.R. dated 15.12.2017; in this G.R. para no. 6 is reproduced below:-

"6- foHkxh; i nkWurh I fertP; k cBdlP; k frukdlP; k 6 efgU; kurj ekgjcm i kdHkr Bogyys idj.k fu; Qrh i kf/kdkjh ; kuh i qfoy/kdr djkos i qfoy/kdluP; koGh fuy:hr vf/kdk&; kl i q%LFkfi r dsysvl Y; kpsO R; kpsO /n dkskrhgh f'kLrHkxfo"K; d dk; bkgH I q >kysyh ul Y; kps vk<Gu vkY; kl] ekgjcm fyQkQk m?Wmu R; krty fu"d"kkZuq kj rks i nkWurhl ik= vI Y; kl R; kl i nkWurh ns; kr ; koh- rI p T; k vf/kdkjh@ depl&; kfo: /nph f'kLrHkxfo"K; d dk; bkgH I a qVkr ; suu f'k{k fnyh vl Y; kl] v'kk vf/kdkjh@depl&; kps I hycm fyQkQs u m?Mkr R; kph i nkWurhl kBph ik=rk i q:ty fu; fer foHkxh; i nkWurh I fertP; k cBdlhe/; srikl .; kr ; koh-

3. We have also seen para no. 11. For such cases after two years competent authority requires to take decision after two years. As pleading done by the Id. counsel for the applicant, it appears that applicant's junior have been promoted ignoring the claim of the applicant. It is crystal clear by the fact of G.R. dated 15.12.2017 and its provision are clearly in the favour of the applicant. However, three weeks time is granted to file reply on record.

4. S.O. three weeks.

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

C.P.No.33/2020 in O.A.No.845/2018 (D.B.)

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

Dated : 28/03/ 2022.

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

2. The Id. P.O. has filed reply by Deputy Director, Ground Water Survey and Development Agency, Amravati Division, Amravati dated 28.02.2022. According to this letter service book of the applicant has been sent to Pay Verification Unit and in the last line it has been mentioned that:-

“orū i MrkG.kh >kY; kurj ; k dk; kŷ; kdMu fuoRrtoru
i dj.kh i f-y dk; bŷgh **bojir** dj.; kr ; bŷ”

3. It is directed to Id. P.O. that he should take instructions from both i.e. Pay Verification Unit as well as Department that '**bojir**' will not be accepted by the Bench; they should give particular time frame.

4. The Id. P.O. submits that he will take instructions in this regard, **S.O. six weeks.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

C.P.No.45/2021 in O.A.No.565/2020 (D.B.)

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

Dated : 28/03/ 2022.

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

2. At the request of Id. counsel for the applicant, **S.O. 11.04.2022.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.204/2019 with C.A.No.101/2019 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri A.C.Dharmadhikari, the Id. Counsel for the applicant, Shri A.M.Ghogre, the Id. P.O. for the State, Shri H.Dangre, the Id. counsel for the R-1 & 2 and Shri N.S.Khubalkar, the Id. counsel for the Respondent nos. 3 to 127.

2. As per the order dated 25.03.2022, Id. counsel for the applicant submits notes of arguments on behalf of the applicant. It is taken on record. Copy is served to the other sides.

3. As requested by all the counsels that Bench should go through the entire records, then tomorrow if any query will arise or if any ultimate pleadings will requires; they will proceed.

4. With these understandings, **matter is kept tomorrow i.e. 29.03.2022 high on board.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.265/2010 (D.B.)

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

Dated : 28/03/ 2022.

Heard Ms.N.Pathan holding for
Smt. R.S.Sirpurkar, the Id. Counsel for the applicant
and Shri M.I.Khan, the Id. P.O. for the respondents.
None for the R-3.

2. Office is directed to place this matter before
Single Bench, **S.O. 30.03.2022.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.500/2015 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri V.N.Patre, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.60/2019 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri A.J.Kadu, the Id. Counsel for the applicant, Shri M.I.Khan, the Id. P.O. for the respondents and Shri S.N.Gaikwad, the Id. counsel for the respondent no. 4.

2. At the request of Id. P.O., **S.O. 11.04.2022.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

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

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

Dated : 28/03/ 2022.

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

2. At the request of Id. P.O., **S.O. 08.04.2022.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.758/2019 (D.B.)

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

Dated : 28/03/ 2022.

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

2. **Closed for orders.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.No.436/2020 (D.B.)

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

Dated : 28/03/ 2022.

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

2. At the request of Id. counsel for the applicant, **S.O. tomorrow i.e. 29.03.2022 for taking instructions.**

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman

O.A.Nos.193&194/2018 (D.B.)

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

Dated : 28/03/ 2022.

Heard Shri A.P.Sadavarte, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents. None for the respondent nos. 6 to 8.

2. It appears that there are three private respondents i.e. 6, 7 & 8 and Shri S.N.Gaikwad are appearing in this matter. In view of order dated 02.04.2019, Shri S.N.Gaikwad was withdrawn his power.

3. Hence, Issue notice to Respondent nos. 6 to 8, returnable on four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

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

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

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

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

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

Member(J)
Date:-28/03/2022.
aps.

Vice Chairman