

O.A. 912/2019 (S.B.)

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

Dated : 13/12/2022.

Heard Shri Motlog, Id. counsel holding for Shri R.V. Shiralkar, learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. 12/01/2023.**

Vice Chairman

dnk.

O.A. 180/2019 (S.B.)

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

Dated : 13/12/2022.

Heard Shri I.N. Choudhari, Id. counsel for applicant, Shri A.M. Khadatkar, Id. P.O. for R-1 to 3, None for R-4.

At the request of Id. counsel for the applicant, **S.O. Next week.**

Vice Chairman

dnk.

O.A. 580/2021 (S.B.)

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

Dated : 13/12/2022.

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

At the request of Id. counsel for the applicant, **S.O. 10/01/2023.**

Vice Chairman

dnk.

O.A. 710/2021 (S.B.)

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

Dated : 13/12/2022.

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

At the request of Id. counsel for the applicant, **S.O. 10/01/2023.**

Vice Chairman

dnk.

O.A. 04/2022 (S.B.)

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

Dated : 13/12/2022.

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

At the request of Id. counsel for the applicant, **S.O. 21/12/2022.**

Vice Chairman

dnk.

O.As. 363 & 447 of 2019 (S.B.)

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

Dated : 13/12/2022.

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

The learned P.O. seeks time.

The matter be kept tomorrow.

S.O. 14/12/2022 (PH).

Vice Chairman

dnk.

O.A. Nos.445,446 & 447 of 2015 (S.B.)

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

Dated : 13/12/2022.

Heard Shri Prashant Thakur, Id. counsel holding for Shri N.B. Bargat, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for respondent nos.1 to 3 & 5. None for R-4.

At the request of Id. counsel for applicants, **S.O. 21/12/2022.**

Vice Chairman

dnk.

O.A. 682/2017 (S.B.)

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

Dated : 13/12/2022.

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

At the request of Id. counsel for the applicant, **S.O. 05/01/2023.**

Vice Chairman

dnk.

O.A. 836/2022 (S.B.)

(Dr. Manish M. Tiwari Vs. State of Mah. & Ors.)

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

Dated : 13/12/2022.

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

2. The learned counsel for the applicant has pointed out the order passed in O.A.No.1025/2022 with other connected O.As. The applicant was granted advance increment and after the pay fixation of 6th Pay Commission, those advance increment is not taken into account and reduced the pay of the applicant. This Tribunal has decided other O.As. holding that the advance increment granted, cannot be withdrawn. Hence, **the impugned order dated 12/07/2022 is stayed until further orders.** ‘

S.O. 09/01/2023.

Put up this matter along with O.A.Nos.1025/2022,1023/2022,1024/2022 & 1049/2022.

Vice Chairman

dnk.

O.As. 877/2017,880/2017, 107/2018 with
C.A.283/2022, 108/2018,392/2021 & 395/2021
(S.B.)

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

Dated : 13/12/2022.

Heard Shri Saboo / Joharapurkar, Id.
counsel for the applicants and Shri H.K. Pande,
Id. P.O. and other Id. P.Os. for respondents.

At the request of Shri H.K. Pande, Id.
P.O. for respondents, **S.O. 16/12/2022.**

Vice Chairman

dnk.

O.A. 70/2021 (S.B.)

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

Dated : 13/12/2022.

Heard Shri S.S. Ghate, Id. counsel for applicants and Shri S.A. Sainis, Id. P.O. for respondents.

2. It appears that on the earlier two dates last chance was given to file reply. Today also Id. P.O. seeks further time to file reply.

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents. In the meantime, the respondents may file reply.

S.O. 5/1/2023.

Vice Chairman

dnk.

O.A. 80/2021 (S.B.)

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

Dated : 13/12/2022.

Heard Shri P.S. Verma, Id. counsel for applicant and Shri S.A. Sainis, Id. P.O. for respondents.

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

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

Vice Chairman

dnk.

O.A. 251/2021 (S.B.)

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

Dated : 13/12/2022.

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

2. The learned counsel for the applicant has filed Pursoris dated 30/11/2022 and submitted that the applicant does not want to prosecute the matter and wants to withdraw the O.A.

3. In view of above, the O.A. is disposed of as withdrawn. No order as to costs.

Vice Chairman

dnk.

O.A. 550/2021 (S.B.)

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

Dated : 13/12/2022.

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

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

Vice Chairman

dnk.

O.A. 669/2021 (S.B.)

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

Dated : 13/12/2022.

Heard Shri S.M. Khan, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for R-1 to 3. None for R-4.

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

Vice Chairman

dnk.

O.A. 811/2021 (S.B.)

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

Dated : 13/12/2022.

Heard Smt. K.N. Saboo, Id. counsel for the applicants and Shri A.M. Khadatkhar, Id. P.O. for R-1. Await service of R-2&3.

At the request of Id. counsel for applicant, **S.O. one week** for filing service affidavit.

Vice Chairman

dnk.

O.A. 87/2022 (S.B.)

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

Dated : 13/12/2022.

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

2. The Id. P.O. files reply of R-1&2. It is taken on record and copy is given to the applicant.

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

4. In the meantime, the applicant to remove office objections.

S.O. 10/01/2023.

Vice Chairman

dnk.

O.A. 105/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 175/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri S.A. Deo, Id. C.P.O. for the respondents.

The applicant to remove office objection.

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

Vice Chairman

dnk.

O.A. 395/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri R. Waghmare, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 624/2022 (S.B.)

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

Dated : 13/12/2022.

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

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

Vice Chairman

dnk.

O.A. 674/2022 (S.B.)

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

Dated : 13/12/2022.

Heard F.C. Badani, Id. counsel for applicant, Shri S.A. Sainis, Id. P.O. for R-1 to 4 and Shri S.N. Singh, Id. counsel for R-6 to 8.

The Id. P.O. files reply of R-3. It is taken on record. Shri S.N. Singh, Id. counsel also files reply of R-6 to 8. It is taken on record.

S.O. 4/1/2023.

Vice Chairman

dnk.

O.A. 687/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri S.M. Khan, 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. after three weeks** for filing reply as a last chance.

Vice Chairman

dnk.

O.A. 744/2022 (S.B.)

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

Dated : 13/12/2022.

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

2. The Id. P.O. files reply of R-1 to 3. It is taken on record.

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

S.O. 06/01/2023. Till then, interim relief to continue.

Vice Chairman

dnk.

O.A. 838/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri Sayajee, Id. counsel for applicants and Shri A.M. Ghogre, Id. P.O. for respondents.

2. The Id. P.O. files reply of R-3&4. It is taken on record. The Id. P.O. submits that it is sufficient to decide the matter.

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 889/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri S.N. Gaikwad, 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. three weeks** for filing reply.

Vice Chairman

dnk.

O.A. 899/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri S.C. Deshmukh, 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.

Vice Chairman

dnk.

O.A. 910/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri Motlog, Id. counsel holdingfor
Shri Shiralkar, 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.

Vice Chairman

dnk.

O.A. 912/2022 (S.B.)

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

Dated : 13/12/2022.

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

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

Vice Chairman

dnk.

O.A. 920/2022 (S.B.)

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

Dated : 13/12/2022.

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

At the request of Id. P.O., **S.O. 22/12/2022** for filing reply / hearing.

Vice Chairman

dnk.

O.A. 948/2022 (S.B.)

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

Dated : 13/12/2022.

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

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

Vice Chairman

dnk.

O.A. 945/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri N.D. Thombre, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for respondents.

2. The Id. CPO seeks time to file reply.

3. As per the submission of Id. CPO and Id. counsel for applicant, the proposal for posting of the applicant at GMC, Nagpur is pending before the Chief Minister.

S.O. 06/01/2023.

Interim order dated 7/10/2022 to continue till filing of reply.

Put up along with O.A. 1045/2022.

Vice Chairman

dnk.

O.A. 1045/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri N.D. Thombre, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for respondents.

2. The Id. CPO seeks time to file reply.

S.O. 06/01/2023.

Put up along with O.A. 945/2022.

Vice Chairman

dnk.

O.A. 1053/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri Motlog, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 1113/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri N.D. Thombre, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. As per the submission of learned counsel for applicant, the applicant is posted at Nagpur and she has joined on 12/12/2022.

3. The learned counsel for applicant has submitted that only direction be given to the respondents to pay the salary.

4. In view of above, the O.A. is disposed off with direction to the respondents to pay the salary, if she is entitled for salary.

Vice Chairman

dnk.

O.A. 1164/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Smt. K.N. Saboo, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for the State.

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

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

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

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

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

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

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 1129/2022 (S.B.)

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

Dated : 13/12/2022.

Heard G.R. Diw, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for the State.

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

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

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

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

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

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

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

S.O. after four weeks.

Vice Chairman

dnk.

**C.A. 108/2020 in Rev.A.St.626/2020 in
O.A.552/2016 (S.B.)**

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

Dated : 13/12/2022.

Heard Shri Motlog, Id. counsel holding for Shri R.V. Shiralkar, learned counsel for the applicant and Shri S.A. Sainis, learned P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 301/2022 (S.B.)

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

Dated : 13/12/2022.

MCA 43/2022 in O.A.301/2022 -

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

2. In the application, it is mentioned that in the Judgment dated 25/11/2022 mistakenly the date of order is mentioned as 20/12/2021 instead of **28/12/2021 in para 3,8,9 and in order clause (b)**. So also the applicant was working at Bhandara and he was holding additional charge of Gondia. Therefore in second line of para one, the word Gondia is required as **Bhandara** and in third line of same para, the word Bhandara is required as **Gondia**. Therefore prayed to correct the same. It be corrected as prayed in the MCA.

3. Registry is directed to make correction in the Judgment as prayed in the MCA.

4. In view of above, the MCA is disposed off. No order as to costs.

Vice Chairman

dnk.

O.A. 302/2022 (S.B.)

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

Dated : 13/12/2022.

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

The Id. P.O. files reply of R-2&3. It is taken on record. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

S.O. 19/12/2022 for final hearing.

Vice Chairman

dnk.

O.A. 726/2017 (S.B.)

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

Dated : 13/12/2022.

Heard Shri A.P. Sadavarte, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for R-1 to 3. None for R-4.

2. The learned counsel for applicant has filed Pursis dated 08/12/2022 along with Annex-A-17 and 18. It is marked Exh-X for identification. The grievances of the applicant are now redressed. The applicant's pay protection and pay fixation are made by the respondents as per the orders dated 20/06/2022 and dated 21/7/2022. Therefore, nothing remains in this O.A. and hence the O.A. is disposed off. No order as to costs.

Vice Chairman

dnk.

O.A. 927/2017 (S.B.)

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

Dated : 13/12/2022.

C.A. 404/2022 -

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

2. The learned counsel for applicant has filed C.A.404/2022 for taking necessary action against the respondents for non compliance of the order dated 3/1/2020. It is mentioned in the C.A. that the respondents have committed contempt. The learned counsel for applicant might not having any knowledge about initiating proceeding of contempt, it is a jurisdiction of Division Bench.

3. The applicant is at liberty to move the contempt petition before the Division Bench of this Tribunal.

4. Hence, the C.A. is disposed of.

O.A. 927/2017 –

S.O. 12/01/2023.

Vice Chairman

dnk.

O.A. 518/2018 (S.B.)

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

Dated : 13/12/2022.

None for applicant. Heard Shri H.K.
Pande, Id. P.O. for respondents.

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 539/2020 (S.B.)

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

Dated : 13/12/2022.

Heard Mrs. S. Kulkarni, Id. counsel for applicant and Shri A.M. Ghogre, Id. P.O. for respondents.

S.O. 20/12/2022.

Vice Chairman

dnk.

O.A. 683/2020 (S.B.)

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

Dated : 13/12/2022.

Heard Shri V.B. Gawali, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

S.O. 16/12/2022.

Vice Chairman

dnk.

O.A. 789/2020 (S.B.)

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

Dated : 13/12/2022.

Heard Shri Rupnarayan, Id. counsel for applicant and Shri S.A. Sainis, Id. P.O. for respondents.

S.O. 11/01/2023.

Vice Chairman

dnk.

O.A. 857/2020 (S.B.)

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

Dated : 13/12/2022.

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

S.O. 20/12/2022.

Vice Chairman

dnk.

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

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

Dated : 13/12/2022.

Heard Shri J.S. Wankhede, Id. counsel
for applicant and Shri A.P. Potnis, Id. P.O. for
respondents.

S.O. 16/12/2022.

Vice Chairman

dnk.

O.A. 472/2021 (S.B.)

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

Dated : 13/12/2022.

Heard K. Deogade, Id. counsel for applicant, Shri A.M. Khadatkar, Id. P.O. for R-1 to 3 and none for R-4.

S.O. After Vacation.

Vice Chairman

dnk.

O.A. 368/2022 (S.B.)

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

Dated : 13/12/2022.

Heard Shri M.G. Sarda, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

S.O. 03/01/2023.

Vice Chairman

dnk.

M.C.A.41/22inC.P.04/22inO.A.330/21 (D.B.)

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

Dated : 13/12/2022.

Heard Shri G.N.Khazode, Id. Counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the respondents.

2. Ld. P.O. submits that he has no instructions as per order dated 08.12.2022. Hence, during next date of hearing Joint Secretary, Revenue Department dealing with the establishment matters should be personally present before the Tribunal and explains what is the hurdle in implementing the order passed in this original application. He is further directed to bring all those documents originally.

3. S.O. 21.12.2022.

4. Steno copy is granted.

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.Nos.277,285,286&287/2019 (D.B.)

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

Dated : 13/12/2022.

Heard Shri A.Barahate holding for 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.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.925/2019 (D.B.)

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

Dated : 13/12/2022.

None for the applicant. Shri A.M.Ghogre, Id.
P.O. for the State. Await service of R-2 to 5.

2. **S.O. six weeks to file service affidavit.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.947/2019 (D.B.)

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

Dated : 13/12/2022.

Heard Shri S.Kapse holding for Shri B.Dafle,
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. two weeks to
file reply.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.38/2020 (D.B.)

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

Dated : 13/12/2022.

Heard Smt. M.Chandurkar, Id. Counsel for the applicant and Shri A.M.Ghogre, Id. P.O. for the respondents.

2. Ld. P.O. is directed to take instructions that why successful candidates are not allowing to join.

3. At the request of Id. Counsel for the applicant, **S.O. 21.12.2022 to carry out the amendment.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.211/2022 (D.B.)

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

Dated : 13/12/2022.

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

2. The Id. P.O. has filed reply on behalf of the respondents 1 & 2. 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 Id. P.O. waives notice for the respondents.

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

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

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

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

Dated : 13/12/2022.

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

2. As agreed by both the counsels, matter is **admitted** and kept for final hearing.

3. Id. P.O. waives notice for the respondents.

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

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.927/2021 (D.B.)

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

Dated : 13/12/2022.

Heard Shri D.M.Kakani, ld. Counsel for the applicant and Shri A.P.Potnis, ld. P.O. for the respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 1 to 4. 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. in due course.**

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.997/2021 (D.B.)

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

Dated : 13/12/2022.

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

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.Nos.1152&1153/2021 (D.B.)

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

Dated : 13/12/2022.

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

2. At the request of ld. P.O., **S.O. 21.12.2022 to file reply.**

3. **Put up this matter along with O.A. No. 86/2022.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.438/2022 (D.B.)

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

Dated : 13/12/2022.

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

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.762/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri G.G.Bade, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.951/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the State. Await service of R-2 to 4.

2. At the request of ld. Counsel for the applicant, **S.O. three weeks to file service affidavit.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.1027/2022 (D.B.)

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

Dated : 13/12/2022.

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

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.1050/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri S.Phadnis, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the State. Await service of R-2.

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.1103/2022 (D.B.)

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

Dated : 13/12/2022.

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

2. At the request of ld. Counsel for the applicant, **S.O. one week to file service affidavit.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.Nos.1106,1107&1108/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri S.N.Gaikwad, ld. Counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the State. Await service of R-2 & 3.

2. At the request of ld. Counsel for the applicant, **S.O. four weeks to file service affidavit.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.1119/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri Kalwaghe & Shri Gaikwad, Id. Counsels for the applicant and Shri S.A.Deo, Id. C.P.O. for the State. Await service of R-2 to 5. None for the R-4 & 5.

2. Id. Counsel for the applicant submits that yesterday he has filed the service affidavit.

3. Grievance of the applicant is that before changing the seniority list as on 01.01.2022 by issuing the corrigendum hearing was not given to him and as a result he came to be shown as junior to respondents 4 & 5 contrary to his position in seniority list as on 01.01.2022 (at p.p. 60 to 62).

4. In reply Id. C.P.O. invited our attention to remarks in column no. 10 on p. 76 in respect of the circumstances under which the impugned corrigendum came to be issued.

5. Our attention is also invited to para 3 on p. 58 of circular dated 13.07.2022.

6. It is categorically stated by Id. Counsel for the applicant that before issuing the impugned corrigendum and adversely affecting his seniority no opportunity of hearing was given to the applicant. We find that case is made out to pass interim order till returnable date. Respondent no. 1 is restrained

from promoting respondents 4 & 5 on the post of S.D.O. (Civil). This interim order shall subsist only till the returnable date. It is made clear that the interim order concerns only respondents 4 & 5 and the respondent department shall be at liberty to proceed with the promotion of other eligible persons.

7. At p. 83 there is a representation submitted by the applicant to respondent no. 1, Respondent no. 1 shall make an endeavour to decide the representation before this returnable date.

8. S.O. 09.01.2023.

9. Steno copy is granted.

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.178/2021 (D.B.)

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

Dated : 13/12/2022.

Heard Ms.Sharma, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents.

2. At the request of ld. Counsel for the applicant, **S.O. after winter vacation.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.349/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri G.G.Bade, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents. None for the R-4.

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

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

C.P.No.80/2022inO.A.No.559/2021 (D.B.)

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

Dated : 13/12/2022.

Heard Shri Humne, 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. 21.12.2022 to take instructions regarding order dated 20.10.2022.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.665/2020 (D.B.)

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

Dated : 13/12/2022.

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

2. A statement is made by the Id. P.O. that the departmental inquiry has been concluded and now the order remains to be passed by the disciplinary authority i.e. respondent no. 1. The departmental inquiry is stated to have been concluded in the meantime around June, 2022.

3. There is a communication dated 09.06.2022 on record which is a covering letter with which papers of the departmental inquiry have been forwarded to respondent no. 1.

4. On hearing both the parties, we have come to the conclusion that the O.A. can be disposed of by directing respondent no. 1 to pass the final order within the time to be stipulated. **Respondent no. 1 shall pass the final order in the departmental inquiry within two months from today.**

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

**Member(J)
Date:-13/12/2022.**

Vice Chairman

aps.

O.A.No.664/2020 (D.B.)

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

Dated : 13/12/2022.

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

2. At the request of Id. Counsel for the applicant, Id. P.O. is directed to call record of departmental inquiry. **S.O. 16.01.2023 for final hearing.**

3. **Matter be treated as P.H..**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.715/2020 (D.B.)

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

Dated : 13/12/2022.

Heard Shri N.B.Rathod, ld. Counsel for the applicant and Shri M.I.Khan, ld. P.O. for the respondents. None for the R-4.

2. At the request of ld. P.O., **S.O. 10.01.2023** for filing reply.

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.570/2022withC.A.No.249/2022 (D.B.)

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

Dated : 13/12/2022.

Heard Shri D.T.Shinde, 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. 14.12.2022** for final hearing.

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.885/2020 (D.B.)

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

Dated : 13/12/2022.

Heard Shri D.M.Kakani, ld. Counsel for the applicant, Shri A.M.Ghogre, ld. P.O. for the respondents and Shri A.D.Girdekar, ld. Counsel for the R-3 to 10.

2. At the request of ld. Counsel for the R-3 to 10, **S.O. tomorrow i.e. 14.12.2022 for final hearing. On tomorrow he will place on record copy of W.P. No. 3165/2022.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.508/2018 with C.A.No.213/2019 with

O.A.Nos.74,75,76,77,78,79, 80 & 1076/19(D.B.)

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

Dated : 13/12/2022.

Heard Shri P.N.Shende & S.A.Marathe, ld.
Counsel for the applicants and Shri A.P.Potnis, ld.
P.O. for the respondents.

2. At the request of ld. Counsel for the
applicants, **S.O. after winter vacation for final
hearing.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.555/2018withC.A.Nos.245&305/2019

& 392/2021 (D.B.)

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

Dated : 13/12/2022.

Heard Shri A.Z.Jibhkate, ld. Counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the respondents. None for the R-4 & 5.

2. Ld. P.O. needs time to take instructions regarding prayer clause (ii) in C.A. No. 392/2021, **S.O. 21.12.2022 for final hearing.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.738/2018 (D.B.)

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

Dated : 13/12/2022.

Heard Shri A.Barahate holding for Shri N.R.Saboo, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents. None for the R-4.

2. At the request of ld. Counsel for the applicant, **S.O. 02nd week of Jan. 2023 for final hearing.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

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

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

Dated : 13/12/2022.

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

2. **Closed for orders.**

Member(J)

Date:-13/12/2022.

aps.

Vice Chairman

O.A.No.773/2020 (D.B.)

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

Dated : 13/12/2022.

None for the applicant. Shri H.K.Pande, Id.
P.O. for the respondents.

2. **S.O. six weeks for final hearing.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.774/2020 (D.B.)

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

Dated : 13/12/2022.

None for the applicant. Shri H.K.Pande, Id.
P.O. for the respondents.

2. S.O. six weeks for final hearing.

**Member(J)
Date:-13/12/2022.
aps.**

Vice Chairman

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

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

Dated : 13/12/2022.

Heard Smt. S.W.Deshpande, Id. Counsel for the applicant, Shri H.K.Pande, Id. P.O. for the respondents and Ms. Pande, Id. Counsel for the R-5 to 10.

2. Ld. Counsel for the applicant submits that his client is not getting salary. However, Id. P.O. submits that applicant is getting salary regularly.

3. Ld. P.O. is directed to produce documents by which it reflects that applicant is getting the salary. As well as Id. Counsel for the applicant should also verify from the applicant and bring on record passbook of the applicant which shows that applicant is getting the salary or not?

4. **S.O. 03rd Week of January, 2023.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.916/2021 (D.B.)

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

Dated : 13/12/2022.

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

2. Ld. P.O. has filed on record reply of R-4. It is taken on record. Copy is served to the other side.

3. **S.O. 10.01.2023 for final hearing.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.No.1157/2021 (D.B.)

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

Dated : 13/12/2022.

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

2. **S.O. six weeks for final hearing.**

Member(J)
Date:-13/12/2022.
aps.

Vice Chairman

O.A.Nos.27&304/2022 (D.B.)

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

Dated : 13/12/2022.

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

2. S.O. 11.01.2023 for final hearing.

Member(J)

Date:-13/12/2022.

aps.

Vice Chairman