

O.A. 734/2020 (S.B.)

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

Dated : 15/09/2022.

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

The Id. counsel for applicant has filed written note of arguments. It is taken on record. Copy is given to the P.O. The Id. P.O. wants to go through the same.

S.O. 23/9/2022 along with other connected matter.

Vice Chairman

dnk.

O.A. 735/2020 (S.B.)

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

Dated : 15/09/2022.

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

The Id. counsel for applicant has filed written note of arguments. It is taken on record. Copy is given to the P.O. The Id. P.O. wants to go through the same.

S.O. 23/9/2022 along with other connected matter.

Vice Chairman

dnk.

O.A. 418/2021 (S.B.)

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

Dated : 15/09/2022.

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

At the request of Id. counsel for applicant, **S.O. 26/9/2022.**

Vice Chairman

dnk.

Rev.A. 10/2022 in O.A. 282/2022 (S.B.)

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

Dated : 15/09/2022.

Heard Shri A.P. Potnis, Id. P.O. for applicants (Org. respondents) and Shri S.P. Palshikar, Id. counsel for respondent (Org. applicant).

At the request of Shri S.P. Palshikar, Id. counsel for respondent (Org. applicant), **S.O. 27/9/2022.**

Vice Chairman

dnk.

O.A. 413/2022 (S.B.)

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

Dated : 15/09/2022.

Heard Shri A.P. Sadavarte, Id. counsel
for applicant and Shri A.P. Potnis, Id. P.O. for
respondents.

At the request of Id. P.O., **S.O.**
6/10/2022.

dnk.

Vice Chairman

O.A. 818/2019 (S.B.)

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

Dated : 15/09/2022.

Heard Ms. Bhavika Hindostani, Id. counsel holding for Shri H. Dangre, Id. counsel for applicants and Shri A.M. Khadatkar, Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**
07/10/2022.

Vice Chairman

dnk.

O.A. 210/2020 (S.B.)

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

Dated : 15/09/2022.

Heard Shri A. Motlog, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for applicant, Shri A.P. Potnis, Id. P.O. for R-1&2 and Shri S.A. Puranik, Id. counsel for R-3 and none for other respondent.

At the request of Id. counsel for applicant, **S.O. 26/9/2022.**

Vice Chairman

dnk.

O.A. 107/2018 (S.B.)

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

Dated : 15/09/2022.

C.A. No.284/2022 -

Heard Shri M.R. Johrapurkar, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for respondents.

2. The learned counsel for applicant has filed C.A. for amendment mentioning therein that as one of the applicant no.2 died, his legal representatives are to be brought on record.

3. Looking to the ground, the C.A. No. 284/2022 is allowed and disposed off.

4. The names of L.Rs. be brought on record today itself.

C.A. No.285/2022 -

Heard Shri M.R. Johrapurkar, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for respondents.

2. The learned counsel for applicant has filed C.A. for early hearing.

3. Looking to the ground, C.A.No. 285/2022 is allowed and disposed off.

C.A.No. 283/2022 in O.A. 107/2018 -

Heard Shri M.R. Johrapurkar, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for respondents.

The learned counsel for applicant has filed C.A. for direction.

The learned counsel for the applicants submits that the respondents have not paid the salary of applicant no.5 since last 11 months.

This C.A. will be decided at the time of final hearing.

S.O. 27/9/2022.

Put up matter along with O.As. 877/2017, 880/2017, 108/2018 and 222/2020.

Vice Chairman

dnk.

**O.As. 877/2017,880/2017,108/2018 & 222/2020
(S.B.)**

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

Dated : 15/09/2022.

Heard Shri N.R. Saboo / M.R.
Joharapurkar, Id. counsel for applicants and Shri
H.K. Pande, Id. P.O. for respondents.

Put up the matters on 27/9/2022 along
with O.A. 107/2018.

Vice Chairman

dnk.

O.A. 202/2019 (S.B.)

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

Dated : 15/09/2022.

Heard Shri Barhate, Id. counsel holding for Shri N.R. Saboo, Id. counsel for applicant, Shri H.K. Pande, Id. P.O. for R-1,2&4 and Shri S. Paddatwar, Id. counsel holding for Shri D.M. Kale, Id. counsel for R-3.

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

Vice Chairman

dnk.

O.A. 239/2020 (S.B.)

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

Dated : 15/09/2022.

None for applicant. Heard Shri H.K. Pande, Id. P.O. for R-1 and Shri H.D. Marathe, Id. counsel for R-2.

Shri H.D. Marathe, Id. counsel file reply on behalf of R-2. It is taken on record.

The Id. P.O. submits that reply of R-2 is sufficient to decide the matter.

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

S.O. in due course.

Vice Chairman

dnk.

O.A. 275/2020 (S.B.)

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

Dated : 15/09/2022.

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

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

Vice Chairman

dnk.

O.A. 787/2020 (S.B.)

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

Dated : 15/09/2022.

C.A. 298/2021 -

Heard Shri J.R. Kidilay, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

2. As per submission of Id. counsel for applicants, the respondents have withdrawn the advertisement dated 6/8/2021, therefore, he does not want to place this C.A.

3. Hence, the C.A. is disposed off.

O.A. 787/2020 –

Heard Shri J.R. Kidilay, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

The Id. P.O. seeks time to file reply.

S.O. three weeks for filing reply as a last chance.

Vice Chairman

dnk.

O.A. 106/2021 (S.B.)

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

Dated : 15/09/2022.

Heard Shri R.M. Wasnik, Id. counsel holding for Shri I.N. Choudhari, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 441/2021 (S.B.)

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

Dated : 15/09/2022.

Heard Shri Fating, Id. counsel holding for Shri M.R. Khan, Id. counsel for applicant and Shri A.M. Khadatkhar, Id. P.O. for respondents.

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

Interim relief to continue till filing of reply.

Vice Chairman

dnk.

O.A. 718/2021 (S.B.)

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

Dated : 15/09/2022.

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

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

dnk.

Vice Chairman

O.A. 934/2021 (S.B.)

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

Dated : 15/09/2022.

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

At the request of Id. P.O., **S.O. 26/9/2022** for filing reply.

Vice Chairman

dnk.

O.A. 1016/2021 (S.B.)

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

Dated : 15/09/2022.

Heard Smt. S.W. Deshpande, 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 pointed out the suspension order dated 26/10/2021. As per her submission, till date the charge sheet is not served. She has relied on the Judgment of Hon'ble Apex Court in the case of **Ajay Kumar Choudhary Vs. Union of India and another.**

3. The Id. P.O. submits that he has received the parawise reply and therefore he seeks one week time to file reply.

S.O. 22/9/2022.

Vice Chairman

dnk.

O.A. 151/2022 (S.B.)

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

Dated : 15/09/2022.

Heard Ms. N.S. Pathan, Id. counsel for applicant and Shri A.P. Potnis, Id. P.O. for respondents.

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

It is made clear that if reply is not filed on the next date, the matter will be fixed for final hearing.

Vice Chairman

dnk.

O.A. 169/2022 (S.B.)

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

Dated : 15/09/2022.

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

2. The Id. counsel for applicant has pointed out the order dated 27/04/2022. This Tribunal has directed the respondents to act as per the proposal moved by Civil Surgeon, Amravati dated 31/8/2021, but till date nothing is pointed out about the compliance.

3. The learned counsel for applicant submits that the applicant is neither suspended nor taken on duty and therefore he is not getting any pay. From perusal of the appointment order, it appears that the applicant was appointed temporarily.

4. Looking to the submission, the respondents are directed to file reply positively on the next date, i.e., on 3/10/2022. On that date the matter will be fixed for hearing.

S.O. 3/10/2022.

Vice Chairman

dnk.

O.A. 181/2021 (S.B.)

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

Dated : 15/09/2022.

Heard Shri S.R. Bhongade, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for State. Await service of R-2 to 5.

2. The Id. counsel for applicant submits that the respondent nos.4&5 are served and he will file service affidavit.

3. At the request of Id. counsel issue fresh notice to respondent nos.2&3 returnable **after three weeks**. Hamdast allowed.

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

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

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

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

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

S.O. after three weeks.

Vice Chairman

dnk.

O.As. 195 & 196 of 2021 (S.B.)

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

Dated : 15/09/2022.

None for applicants. Heard Shri A.M. Khadatkar, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. 189/2022 (S.B.)

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

Dated : 15/09/2022.

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

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

Vice Chairman

dnk.

O.A. 190/2022 (S.B.)

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

Dated : 15/09/2022.

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

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

Vice Chairman

dnk.

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

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

Dated : 15/09/2022.

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

The applicant to remove office objections.

At the request of Id. P.O., **S.O. 13/10/2022** for filing reply.

Vice Chairman

dnk.

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

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

Dated : 15/09/2022.

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

The applicant to remove office objections.

At the request of Id. P.O., **S.O. 13/10/2022** for filing reply.

Vice Chairman

dnk.

O.A. 197/2022 (S.B.)

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

Dated : 15/09/2022.

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

At the request of Id. P.O., **S.O. 13/10/2022** for filing reply.

Vice Chairman

dnk.

O.A. 390/2022 (S.B.)

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

Dated : 15/09/2022.

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

2. The Id. P.O. files reply of R-3. 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 respondents.

S.O. 4/10/2022.

Vice Chairman

dnk.

O.A. 630/2022 (S.B.)

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

Dated : 15/09/2022.

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

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

Vice Chairman

dnk.

O.A. 704/2022 (S.B.)

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

Dated : 15/09/2022.

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

Hamdast not collected.

S.O. after four weeks.

dnk.

Vice Chairman

O.A. 713/2022 (S.B.)

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

Dated : 15/09/2022.

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

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

Vice Chairman

dnk.

O.A. 757/2022 (S.B.)

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

Dated : 15/09/2022.

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

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

Vice Chairman

dnk.

O.A. 869/2022 (S.B.)

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

Dated : 15/09/2022.

Heard Shri A.P. Sadavarte, Id. counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for State.

2. As per submission of Id. counsel for applicant, the applicant is a retired person. Amount of Rs.4,29,587/- is already recovered from the pensionary benefits of the applicant.

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

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

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

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

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

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 859/2022 (S.B.)

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

Dated : 15/09/2022.

Heard Shri A.P. Sadavarte, Id. counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for State.

2. Issue notice to the respondents returnable **after four weeks**. Learned 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. 21/2016 (S.B.)

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

Dated : 15/09/2022.

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

2. As per submission of learned counsel for applicant, the applicant has completed 45 years of age. In view of the G.R. of 2017, the dependent of the deceased employee should be below 45 years of age.

3. The Id. counsel for applicant seeks time to get instructions from the applicant in this regard.

S.O. 29/9/2022.

Vice Chairman

dnk.

O.A. 183/2021 (S.B.)

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

Dated : 15/09/2022.

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

At the request of Id. P.O., **S.O.**
6/10/2022.

Vice Chairman

dnk.

O.As. 351,352,353 & 354 of 2022 (S.B.)

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

Dated : 15/09/2022.

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

At the request of Id. P.O., **S.O.**
4/10/2022.

dnk.

Vice Chairman

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

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

Dated : 15/09/2022.

Heard Shri Ishant Tombi, Id. counsel holding for Shri K. Deogade, Id. counsel for applicant and Shri V.A. Kulkarni, Id. P.O. for R-1 to 3. None for R-4.

Shri Ishant Tombi, Id. counsel submits that his senior counsel Shri K. K. Deogade, Id. counsel is busy in the High Court therefore seeks further time.

At the request of Id. counsel for applicant, **S.O. 10/10/2022.**

Vice Chairman

dnk.

O.A. 260/2022 (S.B.)

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

Dated : 15/09/2022.

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

At the request of Id. P.O., **S.O.
27/9/2022.**

Vice Chairman

dnk.

O.A. 146/2017 (S.B.)

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

Dated : 15/09/2022.

Heard Shri S.N. Gaikwad, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. This matter is remanded back by the Hon'ble High Court with direction to decide the same within four months.

3. The Id. P.O. seeks time to argue the matter.

S.O. 22/9/2022.

Vice Chairman

dnk.

O.A. 1063/2019 (S.B.)

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

Dated : 15/09/2022.

Heard Shri G.G. Bade, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for State.

2. As per submission of learned counsel for applicant, the applicant not contacted him since filing of the O.A.

3. Heard learned P.O. Shri A.M. Khadatkar. He has pointed out the order/ letter dated 20/02/2019 issued by the Sub Divisional Magistrate, Hinganghat, Dist. Wardha to the applicant. As per this order / letter dated 20/02/2019, the Sub Divisional Magistrate, Hinganghat, Dist. Wardha rejected the selection of the applicant for the post of Police Patil on the ground that as per the character verification from the Police Station, Girad, the applicant was prosecuted for the offence punishable under Section 354 (d), 323 of the IPC and Sub section 11,12 of the POCSO Act. The said order is challenged in this O.A. It appears that the applicant is not interested, therefore, he has not contacted his counsel.

4. The period of Police Patil is of five years and selection process is of the year 2019. Now the period of three years is already gone.

5. Looking to the order dated 20/2/2019, the rejection of selection of applicant for the post of Police Patil appears to be proper. Hence, the O.A. is dismissed. No order as to costs.

dnk.

Vice Chairman

O.A. 758/2022 (S.B.)

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

Dated : 15/09/2022.

C.A. 286/2022 -

Heard Shri U.J. Deshpande, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for State.

2. As per the submission of learned counsel for applicants, all the applicants were retired on 30th June of the respective years. All they were entitled for increment which falls on 1st July of the respective year, therefore, filing of common O.A. is perfectly legal and correct.

3. Heard learned P.O. Shri M.I. Khan. He has pointed out the order of this Tribunal dated 27/7/2022. In the said order, the applicants' counsel submitted that the applicant nos.1 to 17 are concerned they be permitted to file joint O.A. since they belong to the same department and so far as applicants 18 and 19 are concerned, he would file separate O.A. The learned P.O. has strongly objected for filing Joint O.A.

4. The issue involved in this O.A. is as to whether the applicants are entitled for the increment which falls on 1st July of their respective year of retirement.

5. As per submission of learned counsel for applicants, all applicants were retired on the last day of month of June and therefore, they are entitled for increment which falls on 1st July. This Tribunal has decided other O.As. holding that the Government employees who retired on 30th June of the respective year, they are entitled to get increment which falls on 1st July.

6. In view thereof, the C.A. for filing Joint O.A. is allowed.

O.A. 758/2022 –

Heard Shri U.J. Deshpande, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for State.

2. As per submission of learned P.O., the necessary parties such as Education Officer, Zilla Parishad, Nagpur, Amravati, Wardha, Yavatmal, Chandrapur, Gadchiroli etc. are necessary parties so that this Tribunal can ascertain for filing of documents by appointing authority / establishment as to when the applicants are retired.

3. The learned counsel for applicants is directed to join them in this O.A. as party / respondents.

S.O. after one week.

Vice Chairman

dnk.

C.P.No.33/2022 in O.A.No.89/2017 (D.B.)

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

Dated : 15/09/2022.

Heard Ms. R.Gaikwad holding for Shri S.D.Chande, 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. two weeks to carry out the amendment.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.279/2022 (D.B.)

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

Dated : 15/09/2022.

C.A.No.140/2022:-

Heard Shri Waghmare holding for Shri P.B.Patil, ld. Counsel for the applicant and Shri A.M.Ghogre, ld. P.O. for the respondents.

2. Closed for orders.

**Member(J)
Date:-15/09/2022.
aps.**

Vice Chairman

O.A.No.364/2015 (D.B.)

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

Dated : 15/09/2022.

C.A.No.366/2022:-

Heard Shri V.R.Borkar, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the respondents. None for Spl. Counsel for the forest dept..

2. C.A. No. 366/2022 for early hearing is allowed and disposed of.

3. S.O. 13/10/2022.

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

C.A.38/22inC.P.17/20inO.A.197/2017 (D.B.)

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

Dated : 15/09/2022.

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

2. At the request of ld. counsel for the applicant, **S.O. 22.09.2022.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.Nos.279&280/2019 (D.B.)

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

Dated : 15/09/2022.

Heard Shri Moltlog holding for Shri R.V.Shiralkar, 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. two weeks to file reply.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.466/2021 (D.B.)

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

Dated : 15/09/2022.

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. four weeks to file reply as a last chance.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.530/2021 (D.B.)

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

Dated : 15/09/2022.

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. four weeks to file reply as a last chance.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.796/2021 (D.B.)

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

Dated : 15/09/2022.

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

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

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

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

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

Dated : 15/09/2022.

Heard Shri B.Kulkarni, 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. one week to file reply.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.1041/2021 (D.B.)

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

Dated : 15/09/2022.

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

2. Ld. P.O. has filed reply on behalf of the respondent no. 2 & 3. It is taken on record. Copy is served to the other side.

3. **S.O. next week.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.1140/2021 (D.B.)

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

Dated : 15/09/2022.

Heard Shri P.S.Wathore, ld. Counsel for the applicant and Shri A.M.Ghogre, 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. 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. 13.10.2022 for final hearing.**

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

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.316/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri N.R.Kanungo, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State. Hamdast not collected.

2. At the request of ld. Counsel for the applicant, **S.O. two weeks to collect hamdast.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.Nos.438,439&449/2021 (D.B.)

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

Dated : 15/09/2022.

Heard Shri R.S.Khobragade, ld. Counsel for the applicant and Shri H.K.Pande, ld. P.O. for the State. Await service of R-2 to 4.

2. Ld. counsel for the applicant states that he has served the notices. **Ld. counsel for the applicant further states that O.A. No. 438/2022 is different and O.A. Nos. 439 & 449/2022 should be remain clubbed.**

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

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.490/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri R.M.Fating, 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. two weeks to file reply.**

3. **The interim relief will be continued till next date.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.506/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri S.P.Palshikar, ld. Counsel for the applicant, Shri H.K.Pande, ld. P.O. for the respondents and Shri S.Katkar, ld. Counsel for the respondent no. 2.

2. Ld. P.O. has filed reply on behalf of the respondent no. 1. It is taken on record. He is directed to supply the same to the ld. counsel for the respondent no. 2.

3. **S.O. two weeks to file rejoinder, if any.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.587/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri G.G.Bade, 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. three weeks to file reply.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.710/2022 (D.B.)

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

Dated : 15/09/2022.

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

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

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.745/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri S.P.Palshikar, 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. two weeks.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.775/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri S.Katkar holding for Shri K.P.Mahalle, 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. two weeks.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

C.A.No.353/2022 in O.A.No.795/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri M.Deo, ld. Counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the respondents. None for the R-4 & 5. Await service of R-2 to 5.

2. The C.A. No. 353/2022 is allowed and disposed of.

3. The underline portion in the prayer made in the C.A. shall be added as para no. 8(a) in order dated 04.08.2022. Registry is directed to comply the same.

4. S.O. two weeks.

5. Put this matter along with O.A. Nos. 796 & 842/2022.

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.Nos. 842 & 796/2022 (D.B.)

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

Dated : 15/09/2022.

Heard Shri M.Deo, ld. Counsel for the applicant in O.A. No. 796/2022, Shri S.N.Gaikwad, ld. Counsel for the applicant in O.A. No. 842/2022 and Shri S.A.Sainis, ld. P.O. for the respondents. None for the R-4, 5 & 6 in O.A. No. 796/2022. Await service of R-2 to 9 in O.A. No. 842/2022.

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

3. **Put up this matter along with O.A. No. 795/2022.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

Rev.Appl.No.08/2022inO.A.No.206/2022 (D.B.)

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

Dated : 15/09/2022.

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

2. Ld. counsel for the applicant submits that he desires to withdraw the application. Hence, **application is disposed of as withdrawn with no order as to costs.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

C.P.No.49/2022 in O.A.No.357/2019 (D.B.)

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

Dated : 15/09/2022.

Heard Shri V.Anand, Id. Counsel for the applicant, Shri S.A.Sainis, Id. P.O. for the respondent nos. 1 to 7 and Shri R.M.Fating, Id. Counsel for the R-8.

2. Considering the affidavit in reply of respondent nos. 1 and 2 dated 18.08.2022 pages 28 & 29, **S.O. six weeks.**

3. Ld. P.O. is at liberty to file reply of other respondents.

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

C.P.No.66/2022 in O.A.No.212/2021 (D.B.)

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

Dated : 15/09/2022.

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

2. Issue Notice to the respondents returnable in **two weeks** under Rule 8 of the MAT (Contempt of Courts) Rules, 1996 as to why they should not be proceeded for committing contempt of this Tribunal's order and as to why they shall not be punished under the Contempt of Court Act.

3. Shri M.I.Khan, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

4. **S.O. two weeks.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

C.P.No.67/2022 in O.A.No.775/2013 (D.B.)

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

Dated : 15/09/2022.

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

2. Issue Notice to the respondents returnable in **four weeks** under Rule 8 of the MAT (Contempt of Courts) Rules, 1996 as to why they should not be proceeded for committing contempt of this Tribunal's order and as to why they shall not be punished under the Contempt of Court Act.

3. Shri M.I.Khan, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

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

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.761/2022 (D.B.)

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

Dated : 15/09/2022.

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

2. Issue notice to Respondents, returnable on one week. 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. one week.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.825/2022 (D.B.)

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

Dated : 15/09/2022.

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

2. The Id. counsel for the applicant has filed document and submits that applicant has been reinstated. Now, nothing survives in this original application. Hence, **O.A. is disposed of with no order as to costs.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.78/2010 (D.B.)

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

Dated : 15/09/2022.

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. counsel for the applicant, **S.O. next week.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.159/2013 (D.B.)

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

Dated : 15/09/2022.

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

2. The ld. P.O. has filed affidavit in reply on behalf of the respondent no. 2 i.e. S.P., Yavatmal. It is taken on record. Copy is served to the other side.

3. Ld. counsel for the applicant wants to go through the same, **S.O. 29.09.2022.**

4. Ld. counsel for the applicant is at liberty to file rejoinder, if any.

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.791/2013 (D.B.)

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

Dated : 15/09/2022.

Heard Shri S.P.Palshikar, 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. 04.10.2022.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.13/2017 (D.B.)

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

Dated : 15/09/2022.

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

2. It appears that for deciding the matter R & P would be necessary. Call R & P from S.P., Gadchiroli.

3. **S.O. 29.09.2022.**

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

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.28/2019 (D.B.)

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

Dated : 15/09/2022.

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

2. The Id. P.O. has filed reply of respondent no. 8. It is taken on record. Copy is served to the other side.

3. **Closed for orders.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.773/2019 (D.B.)

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

Dated : 15/09/2022.

Heard Shri S.M.Khan, 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. 29.09.2022.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.903/2019 (D.B.)

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

Dated : 15/09/2022.

Heard Shri A.Motlog holding for Shri R.V.Shiralkar, 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. next week.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.66/2021 (D.B.)

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

Dated : 15/09/2022.

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

2. The applicant was appointed on compassionate ground in Class-IV cadre. Appointment letter is at A-1, P.B., Pg. Nos. 11 & 12. At the page no. 12, condition no. 10 is reproduced below:-

“१०. सदर नियुक्ती गट-क पदाच्या उपलब्धतेअभावी आपल्या विनंती अर्जांनुसार गट-ड मधील रिक्त पदावर तात्पुरती नियुक्ती देण्यात येत असून भविष्यात गट-क मधील पद उपलब्ध होताच आपणांस गट-क पदावर प्राधान्याने नियुक्ती करण्यात येईल.”

3. Id. counsel for the applicant submits that there is a vacancy in Senior Clerk as well as Senior Assistant. Whether there is any vacancy or not? Why applicant is not accommodated if any vacancy is showing in the concerned department?

4. Id. P.O. is directed to ask the department to file on record as and when how many vacancies are showing in the department, **S.O. 28.09.2022.**

5. Matter be treated as P.H.

6. Steno copy is granted.

**Member(J)
Date:-15/09/2022.**

Vice Chairman

aps.

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

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

Dated : 15/09/2022.

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

2. Ld. counsel for the applicant submits that applicant has not received salary for few months. Ld. P.O. is directed to take instructions that what is the hurdle for not paying the salary, **S.O. 29.09.2022.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.553/2022 (D.B.)

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

Dated : 15/09/2022.

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

2. The Id. P.O. submits that entire record is already available with him. That should be made available to the Id. counsel for the applicant to go through it, **S.O. 04.10.2022.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman

O.A.No.734/2022 (D.B.)

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

Dated : 15/09/2022.

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

2. Ld. counsel for the applicant submits that from 18.09.2022 training is going to commence, duration of the training is of 9 months and if the applicant loses this opportunity of attending the training he will have to wait till the next batch is sent for training. The applicant would be at liberty to pray for allowing him to join the training after it is commenced on 18.09.2022 depending upon further progress of this original application.

3. **S.O. 27.09.2022.**

4. **Steno copy is granted.**

Member(J)
Date:-15/09/2022.
aps.

Vice Chairman