

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

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

Dated : 17/12/2021.

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

S.O. After Vacation for filing reply.

Member (J).

dnk.

O.A. 782/2021 (S.B.)

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

Dated : 17/12/2021.

C.A. 372/2021 in O.A. 782/2021 -

Shri R.M. Fating, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1&3, Shri N.D. Thombre, Id. counsel for R-4 and none for other respondents.

S.O. 22/12/2021.

Member (J).

dnk.

O.A. 522/2021 (S.B.)

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

Dated : 17/12/2021.

Shri J.H. Aloni, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1,4&5. None for other respondents.

S.O. After Vacation for filing reply.

Member (J).

dnk.

O.A. 163/2018 (S.B.)

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

Dated : 17/12/2021.

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

2. It appears that reply of R-1 is not filed on record. The Id. P.O. submitted that reply of R-1 is not necessary. The contesting party is the Zilla Parishad (R/2). The reply of R-2 is already filed on record.

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

S.O. 12/1/2022.

Member (J).

dnk.

O.A. 802/2019 (S.B.)

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

Dated : 17/12/2021.

Ms. S. Thakur, 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. three weeks** for filing reply.

Member (J).

dnk.

O.A. 1056/2021 (S.B.)

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

Dated : 17/12/2021.

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

2. The Id. counsel for the applicant wants to make some correction in para-6.3 of the O.A. He is permitted to do so.

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

4. Issue notice to the respondents returnable **after vacation**. Learned P.O. waives notice for State. Hamdast allowed.

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

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

7. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the

questions such as limitation and alternate remedy are kept open.

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

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

S.O. after vacation.

Member (J).

dnk.

O.A. 51/2020 (S.B.)

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

Dated : 17/12/2021.

Heard Shri A.V. Wankhede, 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. Copy is given to the other side.

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

S.O. in due course.

Member (J).

dnk.

O.A. 559/2021 (S.B.)

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

Dated : 17/12/2021.

C.A. 394/2021 in O.A. 559/2021 -

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

2. The Id. counsel for the applicant submits that the applicant is not relieved as per the impugned transfer order.

3. The Id. P.O. submits that the applicant is relieved, but the relieved letter is not filed on record.

4. The Id. P.O. is directed to place relieved letter on record.

S.O. 22/12/2021.

Member (J).

dnk.

O.A. 461/2021 (S.B.)

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

Dated : 17/12/2021.

Shri P.S. Patil, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O .for R-1&2&4. The applicant to collect hamdast R-3.

S.O. After Vacation.

Member (J).

dnk.

O.A. 965/2021 (S.B.)

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

Dated : 17/12/2021.

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

S.O. After Vacation for filing reply.

Member (J).

dnk.

O.A. St.09/2021 (S.B.)

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

Dated : 17/12/2021.

C.A. 33/2021 in O.A. St.09/2021

Heard Shri Mohd. Shakir, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1.

2. At the request of Id. counsel, issue fresh notice on C.A. to respondent no.2 returnable **After Vacation.** Hamdast granted.

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 the C.A.

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 an affidavit of compliance in the

Registry as far as possible once week before the date fixed by this Tribunal. Applicant is directed to file Affidavit of compliance and notice.

S.O. After Vacation.

Member (J).

dnk.

O.A. 864/2020 (S.B.)

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

Dated : 17/12/2021.

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

S.O. After Vacation for filing reply.

Member (J).

dnk.

O.A. 647/2021 (S.B.)

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

Dated : 17/12/2021.

R.P. Jog, Id. counsel for the applicant,
Shri A.M. Ghogre, Id. P.O. for R-1 to 4 and none
for R-5.

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

Member (J).

dnk.

O.A. 1027/2021 (S.B.)

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

Dated : 17/12/2021.

Heard R.P. Jog, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for 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.

Member (J).

dnk.

O.A. 1119/2021 (S.B.)

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

Dated : 17/12/2021.

Heard Alpesh Deshmukh, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

2. Issue notice to the respondents returnable **after vacation.** 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 vacation.

Member (J).

dnk.

O.A. 575/2021 (S.B.)

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

Dated : 17/12/2021.

Heard A. Dhawas, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for 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.

Member (J).

dnk.

O.A. 970/2021 (S.B.)

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

Dated : 17/12/2021.

Shri G.N. Khanzode, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for the State.

The applicant to remove office objections.

S.O. After Vacation.

Member (J).

dnk.

O.A. 1110/2021 (S.B.)

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

Dated : 17/12/2021.

Heard Shri R.V. Shiralkar, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

2. The applicant to remove office objections. Issue notice to the respondents returnable **after vacation**. 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 vacation.

Member (J).

dnk.

O.A. 1118/2021 (S.B.)

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

Dated : 17/12/2021.

Heard Shri R.M. Fating, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

2. Issue notice to the respondents returnable **after vacation.** 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 vacation.

Member (J).

dnk.

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

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

Dated : 17/12/2021.

Heard Shri R.M. Fating, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

2. Issue notice to the respondents returnable **after vacation.** 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 vacation.

Member (J).

dnk.

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

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

Dated : 17/12/2021.

Heard Shri R.M. Fating, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for State.

2. Issue notice to the respondents returnable **after vacation.** 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 vacation.

Member (J).

dnk.

Rev. A. 24/2019 in O.A. 226/2018 (S.B.)

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

Dated : 17/12/2021.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. 444/2015 (S.B.)

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

Dated : 17/12/2021.

Shri N.B. Bargat, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

S.O. 22/12/2021.

Member (J).

dnk.

O.As. 637 & 638 of 2016 (S.B.)

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

Dated : 17/12/2021.

Mrs. P.T. Joshi, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the respondents.

S.O. After Vacation.

Member (J).

dnk.

O.A. 253/2018 (S.B.)

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

Dated : 17/12/2021.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. 718/2018 (S.B.)

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

Dated : 17/12/2021.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. 70/2019 (S.B.)

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

Dated : 17/12/2021.

Shri P.S. Patil, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for the respondent nos. 1&2 and Shri V.S. Giramkar, Id. counsel for R-2.

S.O. After Vacation.

Member (J).

dnk.

O.A. 116/2020 (S.B.)

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

Dated : 17/12/2021.

Shri P.S. Patil, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

S.O. After Vacation.

Member (J).

dnk.

O.A. 723/2020 (S.B.)

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

Dated : 17/12/2021.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. St. 1852/2021 (S.B.)

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

Dated : 17/12/2021.

C.A. 299/2021

Shri S.M. Bhagde, Id. counsel for the applicant and Shri A.M. Khadatkhar, Id. P.O. for the respondents.

S.O. After Vacation for filing reply.

Member (J).

dnk.
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**M.C.A.No.27/2021inRev.No.18/2021in
O.A.94/2021 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :17/12/ 2021.**

Heard Shri V.A.Kulkarni, the Id. P.O. for the applicants (Org. respondents P.W.D. Dept.) and Shri S.V.Deshmukh, the Id. counsel for the Respondent no. 1 (Org. Applicant).

2. **S.O. 07.01.2022.**

Vice Chairman

Date:-17/12/2021.
aps.

**O.A.302/2018 with C.A.204/2020 with
O.A.744/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :17/12/ 2021.**

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

2. **S.O. 22.12.2021.**

Date:-17/12/2021.
aps.

Vice Chairman

O.A.Nos.179,564&813/2018 (D.B.)

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

Dated : 17/12/ 2021.

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

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

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.631/2020 (D.B.)

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

Dated : 17/12/2021.

Heard Shri V.D.Muley, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

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

3. **S.O. 01st week of January, 2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.385/2021 (D.B.)

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

Dated : 17/12/2021.

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

2. At the request of Id. P.O., **S.O. 05.01.2022 to file reply.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.538/2021 (D.B.)

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

Dated : 17/12/2021.

Heard Smt. M.Chandurkar, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondents. None for the respondent nos. 6 to 15.

2. On several occasions time were granted for filing reply. However, respondents have not filed reply till date. The Id. P.O. desires more three weeks time to file reply.

3. In view of delay of filing reply, now respondents are directed not to issue any promotion order till filing of the reply, **S.O. three weeks.**

4. *Put up this matter along with O.A. No. 1134/2021.*

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.St.No.2261/2021 (D.B.)

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

Dated : 17/12/2021.

C.A.No.385/2021:-

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

2. As per submission of Id. counsel for the applicant, the delay is of 214 days. The Id. P.O. desires to file reply on C.A.. Hence, Notice on C.A. to Respondents be issued returnable in **four weeks**.

3. Shri A.M.Khadatkar, the learned P.O. waives notice for respondent no.1. Hamdast granted.

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 the O.A.

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 an affidavit of

compliance in the Registry as far as possible once week before the date fixed by this Tribunal. 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:-17/12/2021.
aps.

Vice Chairman

O.A.Nos.521,522,523&524/2014 (D.B.)

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

Dated : 17/12/ 2021.

C.A.Nos.112,113,114&115/2020:-

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

2. **C.A. Nos. 112,113,114&115/2021 for amendment are allowed.** The Id. counsel for the applicant is directed to carryout the amendment within one week. He is further directed to supply the same to the other side.

3. The office is directed to issue notice to the newly added respondents after amendment, **S.O. four weeks.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.Nos.69,70,71,72&73/2020 (D.B.)

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

Dated : 17/12/2021.

Heard Shri C.Kulkarni holding for Shri A.S.Deshpande, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondents.

2. The Id. P.O. has filed reply on behalf of the respondent no. 2. 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. four weeks.**

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

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.800/2019 (D.B.)

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

Dated : 17/12/2021.

Heard Shri S.R.Deshpande, 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. after vacation to file reply.**

3. *Put up this matter along with O.A. Nos.919,921/2017,83,320,321,322,323,324&764/18.*

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.566/2021 (D.B.)

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

Dated : 17/12/ 2021.

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

2. As per the query made by the Bench, the Id. P.O. has filed letter dated 15.12.2021 by Joint Director which is marked Exh. 'X' for the purpose of identification. It is taken on record. Copy is served to the other side.

3. By the above letter it appears that last D.P.C. was conducted on 16.01.2014 and last promotion order was issued on 30.03.2015. The grievance in the O.A. is squarely covers by the Judgment of Principal Bench in O.A. No. 636/2021 delivered on 14.10.2021.

4. In view of this situation, as suggested by Principal Bench the following order is passed:-

"Respondents are directed to conduct the meeting of D.P.C. on the basis of existing Rules and Regulations before 31.03.2022. The Bench has not made any observations regarding entitlement to promote any applicant."

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

6. **Steno copy is granted.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.727/2021 (D.B.)

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

Dated : 17/12/2021.

Heard Shri S.C.Deshmukh, 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 & 2. It is taken on record. Copy is served to the other side.

3. At the request of Id. counsel for the applicant, **S.O. 07.01.2022 to go through it.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.762/2021 (D.B.)

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

Dated : 17/12/2021.

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

2. **Closed for orders.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.992/2021 (D.B.)

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

Dated : 17/12/2021.

Heard Shri R.G.Waghmare, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State.

2. By pleadings it appears that applicant is aggrieved about the certificate issued and he has made representation dated 01.07.2021 (A-5, Pg. No. 25) to respondent no. 2 i.e. Director Town Planning (Administration), Directorate, Mumbai.

3. **Respondent no. 2 i.e. Director, Town Planning, Directorate, Mumbai is directed to decide the representation of the applicant dated 01.07.2021 within 45 days from the date of receipt of this order** and communicate to the applicant. If applicant is aggrieved with the decision of the respondent no. 2 he has at liberty to approach before this Tribunal.

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

5. **Steno copy is granted.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.1131/2021 (D.B.)

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

Dated : 17/12/ 2021.

Heard Shri S.U.Nemade, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the State.

2. As pointed out by Id. counsel for the applicant on pg. no. 39 it appears that respondent no. 5 has submitted the certificate in which in the column it is written:-

"fu; qDr vlnsk fnysvkgsh ulgh" he has mentioned "ulgh"

For the post 90 days experience is required as a seasonal spraying worker.

3. In view of this situation, **respondents are directed that if appointment letter are issued to the respondent no. 5 it will be subject to outcome of the O.A.**

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

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

6. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with

complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

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

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

C.P.No.55/2021inO.A.No.716/2010 (D.B.)

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

Dated : 17/12/ 2021.

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. C.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 H.K.Pande, the learned P.O. waives notice for respondent No. 1. Hamdast granted.

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

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.1133/2021 (D.B.)

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

Dated : 17/12/2021.

Heard Shri A.M.Sudame and Shri I.A.Fidvi, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State.

2. The question is related to the Departmental Examination which is to be scheduled on 19.12.2021. The applicant has not submitted application for the examination which was online submission. The Id. counsel for the applicant submits that he should be permitted for accepting manual application. It is not desirable to give such directions. However, respondents are directed to decide the representation of applicant dated 03.12.2021 according to the Law and take decision accordingly.

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

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.1134/2021 (D.B.)

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

Dated : 17/12/2021.

Heard Smt. M.Chandurkar holding for Shri S.S.Dere, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondents.

2. On the ground of jurisdiction matter was not heard in this Bench last time. The Id. counsel for the applicant has filed M.A. No. 529/2021 before Principal Bench and Principal Bench has passed order on 26.11.2021 and transfer the matter at Nagpur Bench only.

3. In para no. 2 of the order is reproduced below:-

*"2. The Id. counsel for the applicant has filed C.A. in which Sr. Nos. 1 to 7 are from Vidarbha Region and from Sr. Nos. 8 to 13 are not from Vidarbha Region and these applicants are not coming in the Jurisdiction of this Tribunal. In view of this, Joint Application of C.A. is partly allowed i.e. to the extent of Sr. Nos. 1 to 7 only. Hence, **C.A. is partly allowed and disposed of.**"*

4. In M.A. No. 530/2021 in O.A. No. 943/2021 Principal Bench Mumbai has passed the order on 26.11.2021 and in para no. 3 following observation has been made:-

"Ld. Advocate for the applicant submits that this M.A. No. 530 of 2021 in O.A. No. 943/2021 is filed under Section 25 of the Administrative Tribunals Act, 1985 for transferring the present O.A. from Mumbai to Nagpur Bench on the ground that O.A. No. 538/2021 is filed in the Nagpur Bench of this Tribunal by 13 applicants challenging the same seniority list published by order dated 04.05.2021. The present applicants are having the same grievance in respect of the said seniority list and hence this O.A. be transferred to Nagpur Bench and tagged with O.A. No. 538/2021."

5. Hence, accordingly M.A. has been disposed of. Grievance of the applicant in this O.A. is similar to grievance in O.A. No. 538/2021. In view of this situation, respondents are directed not to issue any promotion order till filing of the reply.

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

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

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

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

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

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

12. **S.O. four weeks.**

13. *Put up this matter along with O.A. No.538/2021.*

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.809/2014 (D.B.)

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

Dated : 17/12/2021.

Heard Shri A.Barahate holding for Shri N.R.Saboo, 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. after vacation.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.78/2017 (D.B.)

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

Dated : 17/12/2021.

Heard Shri P.S.Patil, 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. 10.01.2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

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

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

Dated : 17/12/2021.

Heard Shri S.P.Palshikar, 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. 11.01.2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.390/2018 (D.B.)

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

Dated : 17/12/2021.

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

2. At the request of Id. counsel for the applicant, **S.O. 06.01.2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.610/2018 (D.B.)

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

Dated : 17/12/2021.

Heard Shri A.P.Sadavarte, 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. 7.

2. At the request of Id. P.O., **S.O. 06.01.2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.926/2019 (D.B.)

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

Dated : 17/12/2021.

Heard Shri S.G.Jagtap, 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. 12.01.2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.143/2020 (D.B.)

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

Dated : 17/12/2021.

Heard Shri R.D.Karode, 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. after vacation.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

O.A.No.248/2021 (D.B.)

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

Dated : 17/12/2021.

Heard Shri R.Patil, 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. 05.01.2022.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman

**O.A.Nos.919&921/2017,83,320,321,322,323,
324&764/2018 (D.B.)**

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

Dated : 17/12/2021.

Heard Shri S.R.Deshpande, 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. after vacation to file reply.**

3. **Put up this matter along with O.A. No. 800/2019.**

Member (J)
Date:-17/12/2021.
aps.

Vice Chairman