

**O.A. 613/2018 (S.B.)**

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

**Dated : 21/07/2022.**

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

At the request of Id. counsel for the applicant, **S.O. 12/8/2022.**

**Vice Chairman**

rsm.

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

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

**Dated : 21/07/2022.**

Heard Shri S.N. Gaikwad, Id. counsel holding for Shri A.C. Dharmadhikari, Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for R-1 to 4. None for R-5.

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

**Vice Chairman**

rsm.

**O.A. 154/2022 (S.B.)**

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

**Dated : 21/07/2022.**

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

At the request of Id. P.O., **S.O. 5/8/2022** for filing reply as a last chance.

**Vice Chairman**

rsm.

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

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

**Dated : 21/07/2022.**

**C.A. No. 22/2022 -**

Heard Shri Anupam Those, Id. counsel holding for Shri G.N. Khanzode, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the State.

2. The learned counsel has filed C.A. for condonation of delay. The Id. counsel submits that because of covid 19 Pandemic he could not approach to this Tribunal. It is appears that it is a continuous cause of action.

3. The application is opposed by the Id. P.O.

4. For the reasons stated in the application, the C.A. is allowed and delay is condoned.

**O.A. 970/2021 -**

Heard Shri Anupam Those, Id. counsel holding for Shri G.N. Khanzode, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the 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.

8. **S.O. after four weeks.**

**Vice Chairman**

**O.A. 633/2020 (S.B.)**

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

**Dated : 21/07/2022.**

Heard Shri C.K. Chandrashekhar, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the 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**

rsm.

**O.A. 739/2022 (S.B.)**

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

**Dated : 21/07/2022.**

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

2. Issue notice to the respondents returnable **after two 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 two weeks.**

**Vice Chairman**

rsm.

**O.A. 284/2018 (S.B.)**

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

**Dated : 21/07/2022.**

Heard Shri A.D. Girdekar, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The applicants have prayed following reliefs –

“(i) Hold and declare that the inaction on the part of respondents in not paying the arrears of travelling allowances to the applicants from year 2010-2011 to 2016-2017 is illegal, unjust and arbitrary ;

(ii) Direct the respondents to pay the arrears of travelling allowances along with 18% p.a. interest to the applicants from the year 2010-2011 to 2016-2017, forthwith ;

(iii) Grant any other relief, which this Tribunal deems fit and proper under the facts and circumstances of the case and in the interest of justice.”

3. The respondent no.3 has admitted the contention of the applicants in para-23 which is as follows –

“(23) It is submitted that the respondent no.2 submitted proposal to Executive Director, Vidarbha Irrigation Development Corporation Nagpur and thereby asked for Rs.192.00 lac for payment of travelling allowance for the period from 2011-12 to 2016-17. Initially the respondent no.3 also submitted

requisition to respondent no.2 for getting fund for payment of travelling allowance of the employees. Due to non-availability of the fund, the amount of travelling allowance cannot be paid. Further the respondents have paid amount to the employees as per availability to the fund. That from the period from 2010 to 2017 there are five sub-divisions in Yavatmal District and an amount of Rs.1,92,03,101/- is required. When the amount will be made available by the government then the respondents will pay the amount of travelling allowance to the employees as per audit report. The respondents have not committed any illegality or unfair practice towards employees. There is no negligence on the part of the respondents.”

4. In view of the admission of respondent no.3, there is no dispute about the payment of Travelling Allowances to the applicants. Hence, the following order –

**ORDER**

- (i) The O.A. is allowed.
- (ii) The respondents are directed to pay arrears of travelling allowance to the applicants as per the rules within a period of three months from the date of receipt of this order.
- (iii) No order as to costs.

**Vice Chairman**

**O.A. 735/2018 (S.B.)**

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

**Dated : 21/07/2022.**

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

At the request of Id. counsel for the applicant, **S.O. 25/7/2022.**

**Vice Chairman**

rsm.

**O.A. 868/2019 (S.B.)**

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

**Dated : 21/07/2022.**

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

At the request of Id. P.O., **S.O.**  
**18/08/2022.**

**Vice Chairman**

rsm.

**O.A. 82/2020 (S.B.)**

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

**Dated : 21/07/2022.**

Heard Shri S.P. Palshikar, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for R-1&3 and Shri T.M. Zaheer, Id. counsel for R-2.

2. As per submission of learned counsel for applicant Shri S.P. Palshikar, the applicant is retired and he is not getting any pension.

3. Shri T.M. Zaheer, Id. counsel for R-2 seeks time to take instructions regarding pension of the applicant. At his request, **S.O. 10/8/2022.**

**Vice Chairman**

rsm.

**O.A. 996/2021 (S.B.)**

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

**Dated : 21/07/2022.**

Heard Shri S.U. Nemade, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1 to 3 & 5 and Shri A.M. Kukday, Id. counsel for R-4.

**S.O. after four weeks.**

**Vice Chairman**

rsm.

(S.B.)

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

**Dated : 21/07/2022.**

**O.A.Nos. 942,943,944,945,946 & 1033 of 2021**

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for R-1&2. None for R-3.

**S.O. 18/8/2022.**

**Vice Chairman**

rsm.

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**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. On oral request of Id. P.O., **S.O. 04.08.2022 to file reply as a last chance.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.No.330/2020 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. On oral request of ld. P.O., **S.O. three weeks  
to file reply.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.Nos.168, 169 & 170/2021 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. Replies of Respondent nos. 2 & 3 filed by Id. P.O. are taken on record. It is treated that these replies are sufficient to decide the matter finally.

3. Hence, the matter is **admitted** and kept for final hearing.

4. Ld. P.O. waives notices for the respondents.

5. **S.O. 01.08.2022.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.No.497/2021 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

Heard Shri R.S.Khobragade holding for Shri B.J.Lonare, the ld. Counsel for the applicant and Shri V.A.Kulkarni, the ld. P.O. for the respondents.

2. Replies of Respondent nos. 2 to 4 filed by ld. P.O. are taken on record. It is treated that these replies are sufficient to decide the matter finally.

3. Hence, the matter is **admitted** and kept for final hearing.

4. Ld. P.O. waives notices for the respondents.

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

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.No.29/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. The ld. P.O. states that on next date he will file reply without fail. He seeks time, **S.O. 11.08.2022 to file reply.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.No.41/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. On oral request of ld. P.O., **S.O. four weeks.**

**Member (J)**

**Date:-21/07/2022.**

aps.

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

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

**C.A.No.140/2022:-**

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

2. On oral request of ld. P.O., **S.O. 01.08.2022.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.No.300/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. The Id. counsel for the applicant pointed out that this matter is expedited by the Hon'ble High Court and sufficient time is given to the respondents to file reply.

3. Id. P.O. states that he will apprise the respondents to take necessary steps before next date of hearing.

4. **S.O. 04.08.2022.**

**Member (J)**

**Date:-21/07/2022.**

aps.



**O.A.No.333/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. On oral request of ld. counsel for the applicant, **S.O. one week.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.Nos.369&394/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**  
**Dated : 21/07/2022.**

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

2. Ld. counsel for the applicant states that as per order dated 01.04.2022 passed by this Tribunal the applicant has been interviewed on 02.06.2022. Ld. P.O. states that as per order of this Tribunal, result of the applicant is kept in sealed envelope. Ld. P.O. further seeks time to file reply, **S.O. four weeks.**

**Member (J)**

**Date:-21/07/2022.**  
aps.

**O.A.No.487/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

Heard Shri P.R.Wagh, the ld. Counsel for the applicant, Shri A.M.Ghogre, the ld. P.O. for the respondents and Ms. Pooja S. Agrawal holding for Shri S.M.Bhangade, ld. counsel for the respondent no. 4.

2. On oral request of ld. P.O., **S.O. three weeks.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.No.648/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

**C.A.No.234/2022:-**

Heard Shri R.D.Hajare, the ld. Counsel for the applicant and Shri H.K.Pande, the ld. P.O. for the respondents.

2. Ld. counsel for the applicant has placed on record copy of order dated 08.07.2022 passed by Hon'ble Bombay High Court in W.P. No. 3785/2022. It is marked Exh. 'X' for the purpose of identification. The ld. counsel for the applicant states that he has placed on record information showing service to the respondents.

3. **S.O. 27.07.2022.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**C.P.No.32/2022inO.A.No.585/2019 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. **S.O. three weeks.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.Nos.951,952&953/2021 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

Heard Shri P.N.Shende, the ld. Counsel for the applicant and Shri H.K.Pande, the ld. P.O. for the respondents.

2. Ld. counsel for the applicant has placed on record copy of order dated 23.03.2022 passed by the Principal Bench in O.A. No. 900/2021. He submits that the order which is impugned in this O.A. is quashed by the principal bench in O.A. No. 900/2021. Copy is supplied to the other side.

3. **S.O. 02.08.2022.**

**Member (J)**

**Date:-21/07/2022.**

aps.

**O.A.Nos.438,439&449/2022 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

Heard Shri R.S.Khobragade, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the State.

2. Issue notice to Respondents, returnable on four weeks. 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. four weeks.**

**Member (J)**

**Date:-21/07/2022.**

aps.



**C.P.No.49/2021inO.A.No.28/2019 (D.B.)**

**Coram : Shri M.A.Lovekar, Member (J)**

**Dated : 21/07/2022.**

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

2. On oral request of ld. counsel for the applicant, **S.O. one week.**

**Member (J)**

**Date:-21/07/2022.**

aps.