

O.A. 501/2017 (S.B.)

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

Dated : 21/12/2021.

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

2. At the request of Id. counsel for the applicant, **S.O. After Vacation** to carry out necessary amendment.

Member (J).

dnk.

O.A. 749/2019 (S.B.)

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

Dated : 21/12/2021.

None for the applicant. Shri V.A. Kulkarni, 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. 960/2019 (S.B.)

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

Dated : 21/12/2021.

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

The Id. P.O. files reply of R-4. It is taken on record.

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

Member (J).

dnk.

O.A. 745/2020 (S.B.)

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

Dated : 21/12/2021.

Heard Shri R.V. Shiralkar, Id. counsel holding for Shri S.S. Ghate, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1. Await service of R-2&3.

2. At the request of Id. counsel for the applicant, issue fresh notice to the respondent nos.2&3 returnable **after four weeks**. 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. 210/2021 (S.B.)

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

Dated : 21/12/2021.

Heard Shri G.G. Bade, 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. four weeks** for filing reply.

Member (J).

dnk.

O.A. 259/2021 (S.B.)

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

Dated : 21/12/2021.

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

2. The Id. P.O. files reply of R-3&4. It is taken on record. Copy is given to the Id. counsel for the applicant.

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

S.O. 11/1/2022.

Member (J).

dnk.

O.A. 275/2021 (S.B.)

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

Dated : 21/12/2021.

C.A. 145/2021 -

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

2. The applicant no.1 is son of applicant no.2 seeking compassionate appointment. Both the legal heirs are deceased employee.

3. Hence, C.A. for permission to file Jt. O.A. is allowed.

O.A. 275/2021 -

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

2. The applicants to remove office objections.

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

Member (J).

dnk.

O.A. 278/2021 (S.B.)

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

Dated : 21/12/2021.

C.A. 146/2021 -

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

2. It appears that the grievance raised by the applicants is common. Hence, the C.A. for permission to file Joint O.A. is allowed.

O.A. 278/2021 –

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

The applicants to remove office objections.

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

Member (J).

dnk.

O.A. 281/2021 (S.B.)

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

Dated : 21/12/2021.

Heard Ms. J. Gatlewar, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**
10/01/2022 for filing reply.

Member (J).

dnk.

O.A. 784/2021 (S.B.)

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

Dated : 21/12/2021.

Heard Shri S.M. Khan, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

By consent of learned counsel for both the parties, **S.O. 1st week of January, 2022.**

Member (J).

dnk.

O.A. 712/2020 (S.B.)

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

Dated : 21/12/2021.

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

2. The Id. P.O. files reply of R-1 to 3. It is taken on record. Copy is given to the Id. counsel for the applicant.

3. At the request of Id. counsel for the applicant, **S.O. 2nd week of January, 2022 along with O.A. 523/2019.**

Member (J).

dnk.

O.A. 865/2021 (S.B.)

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

Dated : 21/12/2021.

C.A. No. 416/2021 -

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

2. The applicant wants to modify the posting order. Looking to the submission of the Id. counsel for the applicant, the C.A. for amendment is allowed. Necessary amendment be carried out within one week and amended copy be supplied to the other side.

O.A. 865/2021 -

S.O. one week.

Member (J).

dnk.

O.A. 984/2021 (S.B.)

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

Dated : 21/12/2021.

Heard Shri G.N. Khanzode, Id. counsel for the applicants and Shri S.A. Deo, Id. CPO for the respondents.

The Id. counsel for the applicant submits that he has received reply of R-2 to 4.

At the request of Id. counsel for the applicant, **S.O. 5/1/2022.**

Member (J).

dnk.

O.A. 964/2021 (S.B.)

(G.B. Wadile Vs. State of Mah. & Ors.)

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

Dated : 21/12/2021.

Heard Shri R.L. Kadu, Id. counsel for the applicants and Shri S.A. Deo, Id. CPO for the State.

2. the Id. CPO submits that at the time of suspension order, the applicant was working at Dhule. The applicant prayed in the O.A. as under –

“(a) Quashed and set aside the impugned order dated 12/10/2021 passed by the respondent no.3 (Annex-A-9).

(b) Direct the respondents authority to join the applicant in his original post till final disposal of the main application.

(c) Grant any other relief which this Hon'ble Tribunal deems fit and proper in the facts and circumstances of the present application.”

3. The impugned order is dated 12/10/2021 and that time the applicant was working at Dhule. Therefore, the MAT, Bench at Mumbai is having jurisdiction and the MAT Bench at Nagpur is not having territorial jurisdiction.

4. The Id. counsel for the applicant is directed to satisfy this Tribunal as to how the MAT, Bench at Nagpur is having jurisdiction.

S.O. 4/1/2022.

Member (J).

dnk.

Rev. A. 23/2021 in O.A. 308/2017 (S.B.)

(P.W. Lambat Vs. State of Mah. & Ors.)

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

Dated : 21/12/2021.

Heard Shri R.V. Shiralkar, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the State.

2. In the order dated 29/11/2021, this Tribunal has partly allowed the O.A., but the impugned orders are not set aside.

3. Heard learned P.O. Looking to the submission, the Review application is allowed.

4. The operative part in para-9 is modified as under –

“In that view of the matter, the O.A. is partly allowed. The impugned orders dated 11/6/2015,30/4/2016 and 21/11/2016 are hereby quashed and set aside. The matter is remanded back to the Superintendent of Police, Chandrapur. He is directed to consider the grievance of the applicant within a period of three months from the date of receipt of this order. No order as to costs.”

Member (J).

dnk.

O.A. 19/2016 (S.B.)

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

Dated : 21/12/2021.

Heard Shri N. Phadnis, Id. counsel holding for Shri K. Nalamwar, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the respondents.

Closed for orders.

Member (J).

dnk.

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

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

Dated : 21/12/2021.

Heard Shri G.G. Bade, 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. 2nd week of January, 2022.**

Member (J).

dnk.

O.A. 717/2017 (S.B.)

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

Dated : 21/12/2021.

C.A. 64/2018 -

Heard Shri S.P. Palshikar, Id. counsel holding for Ms. M.P. Munshi, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. The delay is of 2 years, 9 months. It appears that several correspondence were made to the respondents, but there was no response from the side of respondents. Therefore, delay application is filed.

3 The Id. P.O. submits that the applicant's mother was already informed in 2011 and therefore the application is not within time.

4. In view thereof, the point of delay is kept open and it will be decided at the time of final hearing.

O.A. 717/2017 –

S.O. 2nd week of January,2022.

Put up along with connected matter.

Member (J).

dnk.

O.A. 718/2017 (S.B.)

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

Dated : 21/12/2021.

Heard Shri S.P. Palshikar, Id. counsel holding for Ms. M.P. Munshi, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

S.O. 2nd week of January,2022.

Put up along with connected matter.

Member (J).

dnk.

O.A. 154/2019 (S.B.)

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

Dated : 21/12/2021.

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

S.O. 2nd week of January,2022 (PH).

Member (J).

dnk.

O.A. 96/2020 (S.B.)

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

Dated : 21/12/2021.

Heard Shri N.S. Warulkar, 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. 4/1/2022.**

Member (J).

dnk.

O.A. 735/2021 (S.B.)

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

Dated : 21/12/2021.

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

With the consent of Id. counsel for both
the parties, **S.O. 10/1/2022.**

Member (J).

dnk.

O.A. 902/2021 (S.B.)

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

Dated : 21/12/2021.

Heard Shri S.P. Palshikar, Id. counsel
for the applicant, Shri S.A. Deo, Id. CPO for
R-1&2 and none for R-3.

S.O. 4/1/2022.

Member (J).

*dnk..

O.A. 609/2020 (D.B.)

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

Dated : 21/12/2021.

Heard Shri V.B. Gawali, Id. counsel for the applicant, Shri S.A. Sainis, Id. P.O. for R-1 to 3, and none for other respondents.

With the consent of learned counsel for both the parties, **S.O. 12/1/2022** for final hearing.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 893/2020 (D.B.)

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

Dated : 21/12/2021.

C.A. 397/2021 in O.A. 893/2020 -

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

At the request of Id. P.O., **S.O. two**
weeks for compliance of order dated 6/12/2021.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 1121/2021 (D.B.)

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

Dated : 21/12/2021.

C.A. 412/2021 -

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

2. For the reasons stated in the application, the C.A.No. 412/2021 for amendment is allowed. The necessary amendment be carried out within two weeks and amended copy be supplied to the other side.

O.A. 1121/2021 –

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

2. After amendment, issue notice to the newly added respondents returnable **after four weeks.** 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. The Id. counsel pointed out the order dated 16/12/2021 (Annex-A-11) alongwith the C.A. After perusing the promotion order, in para-7 it appears that the candidates who are senior in seniority list, they have been protected. The respondents are directed to decide such cases expeditiously at earliest.

9. The Id. counsel for the applicant is directed to give addresses of respondents who are to be added so that notices can be served.

after four weeks.

Member (J)

Vice-Chairman

Date – 21/12/2021.

dnk.

O.A. 703/2017 (D.B.)

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

Dated : 21/12/2021.

Heard Shri N.R. Saboo, Id. counsel for the applicant, Shri A.P. Potnis, Id. P.O. for R-1 to 3 and Shri M.L. Vairagade, Id. counsel for R-4.

2. The matter was heard several times and on the earlier date on 30/11/2021 the detailed order was passed. As per that order, it appears that the applicant's file related to transfer after recommendation of the Civil Services Board and after approval of the Hon'ble Minister, is pending before the Hon'ble Chief Minister's office since February, 2020.

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

S.O. 10/1/2022.

Steno copy is granted...

Member (J)

Date – 21/12/2021.

dnk.

Vice-Chairman

O.A. 709/2018 (D.B.)

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

Dated : 21/12/2021.

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

2. Today the Id. P.O. has placed on record letter dated 17/12/2021 by the Deputy Director of Education, Nagpur Division, Nagpur and as per para-2, it appears that the pension has been sanctioned by the A.G., Nagpur and submitted to the Treasury Office, Bhandara.

3. The Id. P.O. is directed to take necessary instructions from the Treasury Office, Bhandara and submit before the next date whether the pension has been released and paid to the applicant and if not paid, then on what stage. The whole process must be completed within four weeks and compliance report should be submitted after four weeks.

S.O. 17/1/2022 for compliance.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 713/2021 (D.B.)

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

Dated : 21/12/2021.

Heard Shri Potnis, Id. counsel holding for Shri M.M. Sudame, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. The Id. P.O. desires further time to take instructions regarding progress of D.E. Since the D.E. was started on 13/3/2020, as per the direction of the Hon'ble Apex Court the time limit is already over.

3. In this situation, at the request of Id. P.O., **S.O. 2nd week of January,2022** for taking instructions.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

C.P. 22/2020 in O.A. 541/2016 (D.B.)

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

Dated : 21/12/2021.

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

2. The Id. P.O. has filed affidavit of respondent no.1. As per page no.67, following para has been admitted by the respondents in respect of dues paid to the applicant.

~R; kpi ek. kMw i koms; kpsvfrfjDr oruok<heGs>kys; k ok<ho oruP; k vuqkxkusI qkjh rRi jrsI ok fuoRrh oru eatij dj.; kckcrpk iLrko ek- egkys[kdkj] ukxiij ; Eks ; k dk; ky; kpsfnukad 5@7@2021 psi =kUo; sl knj dj.; kr vkyk vkgs ; k I nalkar egkys[kdkj] ukxiij ; Ekhy vkns k iLr gkrkp ; kx; rh dk; bkgh dj.; kr ; bzy- MW i koms ; kR; kfo#/n foHkxh; pksd'kP; k vuqkxkus 'kkl ukus fuxier dsy; k vknskk fo#/n MW i koms ; kwh ek- U; k; kf/kdj.k] ukxiij ; Eks eq v- 262@2018 idj.k nk[ky dsysvkgs I nj idj.kke/; sU; k; ky; kus, o<; krp vkns k i kfjr dsyvl u 'kkl ukusek- U; k; ky; kpsvkns k kps ikyu d#u fn- 3@11@2021 jksthrl svkns k fuxier dsys vkgs rsgk MW i koms ; kwh vire I okfuorh oru o brj vuqkxd 100 VDs ykHk vnk dj.; kckcr i qsd; bkgh iLrko hr dj.; kr ; s vkgs **

3. For compliance as above, the Id. P.O. seeks six weeks time. At his request, **S.O. 4/2/2022 for compliance as per para-1 on page no.67.**

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

C.P. 34/2021 in O.A. 158/2018 (D.B.)

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

Dated : 21/12/2021.

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

Today, the Id. P.O. has presented the Writ Petition St. No.12432/2021 which is filed before the Hon'ble High Court.

S.O. six weeks.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 469/2018 (D.B.)

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

Dated : 21/12/2021.

Heard Shri R.V. Shiralkar, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 4 and Shri S.M. Bhagde, Id. counsel for R-5.

2. The learned counsel for the applicant submits that he has seen the documents. However, he desires to file C.A. for condonation of delay before the next date of hearing. Time is granted as prayed for.

S.O. 10/01/2022 for filing C.A.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 141/2019 (D.B.)

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

Dated : 21/12/2021.

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

Closed for orders.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 397/2019 (D.B.)

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

Dated : 21/12/2021.

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

At the request of Id. P.O., **S.O.**
11/01/2022.

Put up along with other connected matter.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 398/2019 (D.B.)

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

Dated : 21/12/2021.

Heard Shri S.N. Gaikwad, Id. counsel for applicant nos.1 to 21, none for applicant nos.22 to 42 (Intervener) and Shri A.M. Khadatkar, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**
11/01/2022.

Put up along with other connected matter.

Member (J)

Vice-Chairman

Date – 21/12/2021.
dnk.

O.A. 758/2019 (D.B.)

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

Dated : 21/12/2021.

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

At the request of Id. P.O., **S.O.**
13/01/2022.

Member (J)

Vice-Chairman

Date – 21/12/2021.

*dnk...