

O.A. 240/2017 (S.B.)

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

Dated : 24/06/2022.

Heard Shri A. Uikey, Id. counsel holding for Shri N.B. Rathod, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 973/2021 (S.B.)

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

Dated : 24/06/2022.

Heard Smt. Joshi, Id. counsel holding for Shri S.N. Gaikwa, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for R-4.

At the request of Id. counsel for the applicant, **S.O. 5/7/2022.**

Vice Chairman

dnk.

O.A. 793/2016 (S.B.)

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

Dated : 24/06/2022.

Heard Shri A. Motlag, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

At the request of Id. counsel for the applicants, **S.O. 8/7/2022.**

Vice Chairman

dnk.

O.A. 763/2020 (S.B.)

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

Dated : 24/06/2022.

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

2. As per the prayer clause (2) at page no.13 of the O.A., the applicant prayed to direct respondents to consider notional promotion to him w.e.f. 12/10/2013 as Police Sub Inspector (PS) till his retirement.

3. As per the submission of learned counsel for the applicant and learned P.O., this subject comes within the jurisdiction of Division Bench of this Tribunal. Hence, the office is directed to place the matter before the Division Bench. Parties are directed to appear before the Division Bench on the next date.

S.O. 12/7/2022

Vice Chairman

dnk.

O.A. 751/2019 (S.B.)

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

Dated : 24/06/2022.

None for the applicant. Shri S.A. Sainis,
Id. P.O. for R-1 to 3. None for R-4&5.

At the request of Id. P.O., **S.O. 6/7/2022.**

Vice Chairman

dnk.

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

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

Dated : 24/06/2022.

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

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

S.O. 12/7/2022.

Vice Chairman

dnk.

O.A. 136/2020 (S.B.)

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

Dated : 24/06/2022.

Heard Shri Archana Morey, Id. counsel holding for Shri S.U. Ghude, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

C.A. 240/2022 in O.A. 718/2020 (S.B.)

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

Dated : 24/06/2022.

Heard Shri P.P. Khaparde, Id. counsel
for the applicant and Shri V.A. Kulkarni, Id. P.O.
for the respondents.

S.O. 11/07/2022.

Vice Chairman

dnk.

O.A. 964/2020 (S.B.)

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

Dated : 24/06/2022.

Heard Smt. A. Murey, Id. counsel holding for Shri S.U. Ghude, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

The Id. P.O. files reply of R-1,3&4. He submits that it is sufficient to decide the matter. It is taken on record.

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

S.O. in due course.

Vice Chairman

dnk.

O.A. 39/2021 (S.B.)

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

Dated : 24/06/2022.

Heard P.T. Joshi, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. The matter is of the year 2021. The applicant prayed for direction to the respondents to appoint on compassionate ground.

3. The applicant to remove office objections.

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

Vice Chairman

dnk.

O.A. 673/2021 (S.B.)

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

Dated : 24/06/2022.

Heard Shri P. Jamgade, Id. counsel holding for Shri P.D. Ganvir, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

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

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

Dated : 24/06/2022.

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

At the request of Id. counsel for R-4, S.O. two weeks for filing reply. as a last chance.

It is stated that respondent nos.6,7&8 are served.

The respondents are directed to comply the order dated 25/11/2021 passed by this Tribunal.

S.O. two weeks.

Steno copy is granted.

Vice Chairman

dnk.

O.A. 1062/2021 (S.B.)

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

Dated : 24/06/2022.

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

2. The Id. P.O. files reply of R-2 to 6. It is taken on record and copy is served to the applicant.

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

S.O. in due course.

Vice Chairman

dnk.

O.A. 250/2021 (S.B.)

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

Dated : 24/06/2022.

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

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

Vice Chairman

dnk.

O.A. 36/2022(S.B.)

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

Dated : 24/06/2022.

Heard Smt. Prachi Joshi, Id.counsel for the applicants and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2 to 4.

2. At the request of Id. counsel for the applicant, issue fresh notice to the respondent nos. 2 to 4 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.

Vice Chairman

dnk.

O.A. 107/2022(S.B.)

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

Dated : 24/06/2022.

Heard Archana Murey, Id. counsel holding for Shri S.U. Ghude, Id. counsel for the applicant and Shri H.K. Pande, 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 and 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.

Vice Chairman

dnk.

O.A. 238/2022 (S.B.)

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

Dated : 24/06/2022.

C.A. 90/2022 -

Heard Shri A. Motlag, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the State.

2. The learned counsel for the applicant has filed C.A. for grant of permission to file Jt. O.A.

3. The applicants are claiming same relief and they are legal heirs of deceased employee. Hence, permission is granted to file Jt. O.A. The C.A. is allowed.

O.A. 238/2022 –

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

Vice Chairman

dnk.

O.A. 244/2022 (S.B.)

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

Dated : 24/06/2022.

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

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

Vice Chairman

dnk.

O.A. 515/2022 (S.B.)

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

Dated : 24/06/2022.

Heard Shri S.P. Palsikar, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice Chairman

dnk.

O.A. 538/2022 (S.B.)

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

Dated : 24/06/2022.

Heard Shri M.S. Potdukhe, 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. four
weeks** for filing reply.

Vice Chairman

dnk.

O.A. 556/2022 (S.B.)

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

Dated : 24/06/2022.

Heard Shri P.P. Khaparde, Id. counsel holding for Shri G.G. Bade, Id. counsel for the applicant and Shri V.A. Kulkarin, Id. P.O. for R-1. Await service of R-2&3.

The applicant to remove office objections.

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

Vice Chairman

dnk.

O.A. 682/2020 (S.B.)

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

Dated : 24/06/2022.

Heard Shri Dapurkar, Id. counsel holding
for Shri V.A. Kothale, Id. counsel for the
applicant and Shri V.A. Kulkarni, Id. P.O. for R-1.
None for R-2&3.

At the request of Id. P.O., **S.O. 18/7/2022**
for filing reply.

Vice Chairman

dnk.

O.A. 258/2022 (S.B.)

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

Dated : 24/06/2022.

Heard A. Murey, Id. counsel holding for Shri S.U. Ghude, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the State.

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

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

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

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

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

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

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. 527/2017 (S.B.)

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

Dated : 24/06/2022.

Heard Shri A. Motlag, Id. counsel holding for Shri A.C. Dharmadhikari, 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.**
12/7/2022.

Vice Chairman

dnk.

O.A. 262/2020 (S.B.)

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

Dated : 24/06/2022.

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

2. The Id. counsel for the applicant has filed written note of arguments. It is taken on record and marked Exh-X for identification.

S.O. 7/7/2022 for final hearing.

In the meantime, the applicant to remove office objections.

Vice Chairman

dnk.

O.A. 615/2021 (S.B.)

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

Dated : 24/06/2022.

Heard Shri Dapurkar, Id. counsel holding for Shri P.S. Patil, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for R-4.

2. The Id. P.O. pointed out letter dated 24/8/2021. As per this letter, request of the applicant is considered by the department and impugned transfer order is cancelled. The applicant is continued to work at Govt. Engineering College, Chandrapur.

3. The prayer of the applicant in the O.A. is for cancellation of the impugned transfer order. Therefore, the O.A. becomes infructuous in view of the letter dated 24/8/2021. Hence, the O.A. is disposed off. No order as to costs.

Vice Chairman

dnk.

O.A. 928/2021 (S.B.)

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

Dated : 24/06/2022.

Heard Shri Dapurkar, Id. counsel holding for Shri V.A. Kothale, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. During the course of argument, the learned P.O. has submitted that the O.A. is not maintainable, because, the time which stipulated in the operative part of Judgment was extended by this Tribunal for four weeks and within that period the amount was paid.

3. The learned P.O. further submitted that the MCA was filed, but nothing on record.

4. The learned P.O. is directed to file copy of order passed in MCA before the next date.

S.O. 4/7/2022 (PH).

Vice Chairman

dnk.

O.A. 928/2021 (S.B.)

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

Dated : 24/06/2022.

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

Closed for orders.

Vice Chairman

dnk.
**

O.A.No.1081/2019 (D.B.)

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

Dated : 24/06/2022.

Heard Shri T.J. Patil, the Id. Counsel for the applicant and Shri A.M. Khadatkar, the Id. P.O. for the State. Await service of R-2 to 6.

2. Perused pursis for unconditional withdrawal. Hence, **the application is disposed of as withdrawn.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.1081/2019 (D.B.)

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

Dated : 24/06/2022.

Heard Shri F.S.Chowdhary, the ld. Counsel for the applicant and Shri A.M.Khadatkar, the ld. P.O. for the State. Await service of R-2 to 6.

2. Perused pursis for unconditional withdrawal. Hence, **the application is disposed of as withdrawn.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.488/2020 (D.B.)

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

Dated : 24/06/2022.

Heard Shri S.U.Ghude, the ld. Counsel for the applicant, Shri A.M.Khadatkar, the ld. P.O. for the State and Shri A.M.Kolhe, ld. counsel for the respondent nos. 2 & 4.

2. As submitted by ld. P.O., reply is already filed. Hence, matter is **admitted** and kept for final hearing.
3. Ld. P.O. waives notices for the respondents.
4. **S.O. in due course.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.655/2020 (D.B.)

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

Dated : 24/06/2022.

Heard Shri D.I.Charlewar, the ld. Counsel for the applicant and Shri A.P.Potnis, the ld. P.O. for the respondents. None for the respondent nos. 3 & 4.

2. Ld. 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. As submitted by ld. counsel for the applicant, office is directed to issue fresh notice to Respondent nos. 5 to 13, returnable on four weeks. Learned P.O. waives notice for R-1. 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.

9. **S.O. four weeks.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.146/2022 (D.B.)

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

Dated : 24/06/2022.

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

2. Ld. P.O. submits that he has received parawise reply. He further seeks time to file it on record, **S.O. two weeks.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.440/2022 (D.B.)

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

Dated : 24/06/2022.

Heard Shri B.Kulkarni, 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. three weeks to file reply.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.Nos.135,136,137&138/2022 (D.B.)

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

Dated : 24/06/2022.

Heard Shri A.D.Mohgaonkar, the ld. Counsel for the applicant and ShriA.M.Khadatkar, the ld. P.O. for the respondents.

2. The ld. P.O. has filed reply on behalf of the respondent no. 5 in all the O.As. 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 ld. P.O. waives notices for the respondents.

5. **S.O. four weeks.**

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

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.300/2018 (D.B.)

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

Dated : 24/06/2022.

Heard Shri A.Barahate holding for Shri N.R.Saboo, the ld. Counsel for the applicant and Shri A.M.Khadatkar, the ld. P.O. for the respondents.

2. At the request of ld. counsel for the applicant, **S.O. Tuesday i.e. 28.06.2022.**

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.71/2021 (D.B.)

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

Dated : 24/06/2022.

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

2. Ld. counsel for the applicant submits that since applicant was appointed by recommendation of M.P.S.C., so it's reply is necessary. However, ld. P.O. submits that it is case of D.E., hence role of M.P.S.C. is very limited and it's reply is not necessary.

3. Ld. counsel for the applicant has pointed out order dated 30.11.2021. As submitted by ld. P.O., now file came from M.P.S.C. and it is before Hon'ble Minister. Hence, ld. P.O. is directed to take instructions about final order of the punishment, **S.O. 22.07.2022.**

4. Steno copy is granted.

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.915/2021 (D.B.)

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

Dated : 24/06/2022.

Heard Shri I.S.Charlewar, the ld. Counsel for the applicant and Shri A.M.Khadatkar, the ld. P.O. for the respondents.

2. Ld. P.O. submits that identical O.A. was filed before the Principal Bench in O.A. No. 246/2022 and O.A. was rejected on the ground that it was not maintainable. Ld. P.O. has also filed copy of the said O.A..

3. Ld. counsel for the applicant desires one week time to go through the document produced by ld. P.O.. Ld. counsel for the applicant further submits that he has filed C.A. No. 421/2022, office is directed to keep that C.A. along with this O.A..

4. S.O. 04.07.2022.

5. Matter is treated as P.H..

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman

O.A.No.454/2020 (D.B.)

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

Dated : 24/06/2022.

Heard Shri V.G.Bhamburkar, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

2. The issue involved is about second time employment of Ex-Servicemen. As per first employment as a Clerk (A-1, Pg. No. 14) condition no. 2 is reproduced below:-

“२.

त्यांची नियुक्ती ही तात्पुरती स्वरूपाची असल्याने कोणत्याही प्रकारची पूर्व सूचना न देता किंवा कोणतेही कारण न देता त्यांची सेवा समाप्त करता येऊ शकेल.”

3. Id. Counsel for the applicant has relied on G.R. dated 30.12.1991 and mainly in last four lines which are reproduced below:-

“परंतु ज्या माजी सैनिकांना खाजगी कंपनी/स्वायत्त संस्था/सार्वजनिक उपक्रम/शासकीय सेवा यामध्ये रोजंदारी/कंत्राट पध्दती/तात्पुरत्या तदर्थ स्वरूपात नेमणूक मिळाल्या असतील आणि त्यांना अशा सेवेतून कोणत्याही वेळी काढून टाकण्याची शक्यता असेल अशा प्रकरणात हे आदेश लागू राहणार नाहीत.

महाराष्ट्र राज्यपाल यांच्या आदेशानुसार व नावाने.”

4. It seems by record dated 08.12.2020 (A-R-2, Pg. No. 46) that applicant has been made permanent. However, Id. counsel for the applicant submits that

O.A. was filed on 28.07.2020 and letter of permanency was issued on dated 08.12.2020. The argument of the applicant is that when O.A. was filed to defeat the claim of the applicant this order was issued after five months.

5. In view of this, Id. P.O. is directed to take instructions apart from this letter that whether department has any documents which is before 28.07.2020 and proves that applicant was made permanent. However, Id. P.O. submits that letter dated 08.12.2020 was issued after fulfilling all the conditions by the applicant to become permanent employee; it was not purposeful event to defeat the O.A..

6. **S.O. after two weeks.**

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

Member(J)
Date:-24/06/2022.
aps.

Vice Chairman