O.A. 119/2018 (S.B.)

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

Dated : 25/11/2021.

Heard Shri P.P. Khaparde, ld .counsel for the applicant and Shri A.P. Potnis, ld. P.O. for R-1&3. Await service of R-2.

At the request of Id. counsel for the applicant, <u>S.O. four weeks</u> for filing no instructions pursis.

Member (J).

O.A. 1002/2018 (S.B.)

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

Dated : 25/11/2021.

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

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

3. As per the submission of Id. P.O., as per prayer in the application, leave period of 490 days from 27/7/2006 to 28/11/2007 is regularised, therefore, nothing survives in the application. The prayer is satisfied.

4. In view of above, the O.A. is disposed off. No order as to costs.

Member (J).

O.A. 66/2019 (S.B.)

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

Dated : 25/11/2021.

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

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

Member (J).

O.A. 638/2019 (S.B.)

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

Dated : 25/11/2021.

Heard Shri V. Kulsange, ld .counsel for the applicant and Shri V.A. Kulkarni, ld. 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.

 The ld. counsel filed copy of order dated 16/3/2020. It is taken on record and marked Exh-X.

4. The ld. counsel submits that after passing the order dated 16/3/2020, the applicant has filed another O.A. and therefore nothing survives in the O.A.

5. In view of above, the O.A. stands disposed off. No order as to costs.

Member (J).

O.A. 1022/2019 (S.B.)

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

Dated : 25/11/2021.

C.A. No. 74/2020 in O.A. 1022/2019 -

None for the applicant. Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2 to 4.

<u>S.O. four weeks</u> for filing service affidavit.

Member (J).

O.A. 06/2020 (S.B.)

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

Dated : 25/11/2021.

None for the applicant, Heard Shri A.M.Khadatkar, Id. P.O. for R-1&2. None for R-3.

2. The ld. P.O. files reply of R-2. It is taken on record. He submits that reply of R-2 is sufficient to decide the matter.

3. The matter is admitted and kept for final hearing.

4. The ld. P.O. waives notice for R-1&2.

S.O. in due course.

Member (J).

O.A. 24/2020 (S.B.)

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

Dated : 25/11/2021.

Heard Shri S.N. Gaikwad, ld .counsel for the applicant, Shri A.P. Potnis, ld .P.O. for R-1 and Smt. J.J. Alkari, ld. counsel for R-2.

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

3. The ld. P.O. seeks further time to file reply of other respondents. At his request, <u>S.O.</u> three weeks.

Member (J).

O.A. 31/2020 (S.B.)

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

Dated : 25/11/2021.

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

2. The ld. P.O. files reply of R-2,3 &4. Same are taken on record and copies are supplied to the ld. counsel for the applicant.

3. The matter is admitted and kept for final hearing.

4. The ld. P.O. waives notice for the respondents.

S.O. in due course.

Member (J).

O.A. 133/2020 (S.B.)

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

Dated : 25/11/2021.

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

2. The Id. P.O. submits that the applicant retired on 29/2/2020. He has pointed out the prayer clause nos. A,B & C in the O.A., are now become infructuous. There is no dispute about it.

3. The learned counsel submits that the respondents be directed to grant retiral benefits.

4. The Id. P.O. submits that the respondents be directed to pay retiral benefits as per the rules and whatever admissible to the applicant.

5. In view of above, the O.A. is disposed off with a direction to the respondents to decide the retiral benefits admissible to the applicant within a period of three months from the date of receipt of this order. No order as to costs.

Member (J).

O.A. 178/2020 (S.B.)

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

Dated : 25/11/2021.

None for the applicant. Heard Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. As per the earlier order of this Tribunal dated 13/3/2020, in para-2 the following order was passed –

"(2) It appears that applicant's mother expired on 20/05/1999 and applicant has made application which has been rejected and communicated by Dean, IGMC, Nagpur vide letter dated 18/7/2018. The ld. counsel for the applicant is directed to file condonation of delay application."

3. Today, none appeared for the applicant and condonation of delay application is also not filed. It appears that the applicant is not interested in prosecuting the matter.

4. Put up the matter on 30/11/2021 for dismissal.

Member (J).

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

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

Dated : 25/11/2021.

C.A. No. 298/2021 in O.A. 787/2020 -

Heard Shri J.R. Kidilay, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2&3.

2. It appears that the notices of respondent nos.2&3 are yet not collected. The ld. counsel submits that he will collect the notices today itself.

3. <u>S.O. after four weeks</u> for service of notices of R-2&3.

Member (J).

O.A. 56/2021 (S.B.)

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

Dated : 25/11/2021.

Heard Shri S.A. Marathe, ld. counsel for the applicant and Shri H.K. Pande, ld. P.O. for R-1. Await service of R-2.

2. The Id. counsel submits that the respondent no.2 is served and he will file service affidavit on record.

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

Member (J).

O.A. 80/2021 (S.B.)

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

Dated : 25/11/2021.

Heard Shri P.S. Verma, ld .counsel for the applicant and Shri S.A. Deo, ld. CPO for the respondents.

At the request of Id. C.P.O., **<u>S.O. two</u>** weeks for filing reply.

Member (J).

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

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

Dated : 25/11/2021.

Heard Ms. J. Gatlewar, 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. three** weeks for filing reply.

Member (J).

O.A. 293/2021 (S.B.)

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

Dated : 25/11/2021.

<u>C.A. 119/2021 -</u>

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

2. For the reasons stated in the application, the C.A. for filing Jt. O.A. is allowed.

O.A. 293/2021 -

Heard Shri G.G. Bade, ld .counsel for the applicants and Shri S.A. Deo, ld. CPO for the respondents.

At the request of Id. CPO, <u>S.O. four</u> weeks for filing reply.

Member (J).

O.A. 469/2021 (S.B.)

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

Dated : 25/11/2021.

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

2. The ld. P.O. files reply of R-2&3. It is taken on record.

3. The matter is admitted and kept for final hearing.

4. The ld. P.O .waives notice or the respondents.

S.O. in due course.

Member (J).

O.A. 527/2021 (S.B.)

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

Dated : 25/11/2021.

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

At the request of Id. P.O., <u>S.O. after</u> <u>three weeks</u> for filing reply.

Member (J).

O.A. 533/2021 (S.B.)

(Ms. P.S. Wankhede Vs. State of Mah. & ors.)

<u>Coram</u>: Hon'ble Shri Justice M.G. Giratkar, Member (J). Dated : 25/11/2021.

Heard Shri S.M. Khan, Id .counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

2. The ld. counsel for the applicant has filed Pursis dated 22/9/2021 on record and in para-2 it is mentioned that the respondents no.3 has agreed to extend the required benefits to the applicant. The para-2 of the said pursis is as under -

"(2) That, recently few developments have been taken place and the respondent no.3 has agreed to extend the required benefits to the applicant vide Department Order No.270/2021, dated 24/8/2021 from the date of joining, thus the grievance has been redressed. It is therefore, not required to carry the matter further. In the contest, the applicant would like to withdraw this O.A."

3. In view of pursis dated 22/9/2021, the O.A. stands disposed off as withdrawn. No order as to costs.

4. The applicant is at liberty to take necessary action as per the law.

Member (J).

O.A. 863/2021 (S.B.)

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

Dated : 25/11/2021.

Heard Shri N.D. Thombre, ld .counsel for the applicant and Shri S.A. Deo, ld. C.P.O. for R-1. Await service of R-2&3.

2. The ld. counsel submits that the respondents are served and he will file service affidavit.

3. At the request of Id. CPO, **<u>S.O. after</u>** <u>four weeks</u> for filing reply.

Member (J).

O.A. 864/2021 (S.B.)

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

Dated : 25/11/2021.

Heard Shri N.D. Thombre, ld .counsel for the applicant and Shri S.A. Deo, ld. C.P.O. for R-1. Await service of R-2 to 5.

2. The ld. counsel submits that the respondents are served and he will file service affidavit.

3. At the request of Id. CPO, **<u>S.O. after</u>** <u>four weeks</u> for filing reply.

Member (J).

O.A. 112/2018 (S.B.)

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

Dated : 25/11/2021.

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

2. At the request of ld. counsel for the applicant, **S.O. four weeks** for filing C.A. for condonation of delay, if any.

Member (J).

O.A. 162/2018 (S.B.)

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

Dated : 25/11/2021.

Heard Shri Amol Gase, Id .counsel holding for Shri V.B. Bhise, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. The learned counsel for the applicant as well as ld. P.O. submit that as per main prayer in the application, the applicant is already employee of the respondents on compassionate ground and therefore the O.A. has become infructuous.

3. In view of above submission, the O.A. stands disposed off. No order as to costs.

Member (J).

O.A. 189/2018 (S.B.)

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

Dated : 25/11/2021.

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

2. The reply is already filed on record.

3. The matter is admitted and kept for final hearing.

4. The Id. P.O. waives notice for the respondents.

S.O. in due course.

Member (J).

O.A. 1031/2021 (S.B.)

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

Dated : 25/11/2021.

Heard Shri P.G. Wankhede, Id. counsel holding for Shri R.M. Wasnik, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. Shri Wankhede, Id. counsel submits that his senior counsel Shri Wasnik is not feeling well and therefore further time may be granted.

3. The ld. P.O. pointed out the earlier order of this Tribunal dated 18/11/2021.

4. At the request of Shri Wankhede, Id. counsel, **S.O. one week**.

Member (J).

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

(C.K. Thawkar Vs. State of Mah. & Ors.)

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

Dated : 25/11/2021.

Heard Shri S.U. Nemade, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The ld. counsel for the applicant is directed to remove office objection today itself.

Issue notice to the respondents returnable <u>after four weeks</u>. Learned C.P.O. waives notice for State. Hamdast allowed.

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

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

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

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

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

9. In the meantime, the respondents may take appropriate steps in respect of representation made by the applicant.

S.O. after four weeks.

Member (J).

O.A. 657/2015 (S.B.)

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

Dated : 25/11/2021.

Heard Shri A.C. Dharmadhikari, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. The ld. P.O. wants further time to argue the matter.

3. At the request of Id. P.O., **S.O. 3/12/2021** for final hearing.

Member (J).

O.A. 739/2016 (S.B.)

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

Dated : 25/11/2021.

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

2. At the request of Id. P.O., <u>S.O.</u> <u>02/12/2021.</u>

Member (J).

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

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

Dated : 25/11/2021.

Heard Shri A.C. Dharmadhikari, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. At the request of Id. P.O., <u>S.O.</u> <u>3/12/2021.</u>

Member (J).

O.A. 726/2017 (S.B.)

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

Dated : 25/11/2021.

Heard Ms. Marskolhe, Id. counsel holding for Shri A.P. Sadavarte, Id. counsel for the applicant, Shri A.M. Khadatkar, Id .P.O. for R-1 to 3 and Shri A.S. Deshpande, Id. counsel for R-4.

At the request of Id. counsel for the applicant, **S.O. after two weeks**.

Member (J).

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

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

Dated : 25/11/2021.

Heard Shri Sachin Ade, Id. counsel holding for Shri A.R. Prasad, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. after two weeks**.

Member (J).

O.A. 739/2018 (S.B.)

<u>Coram</u>: Hon'ble Shri Justice M.G. Giratkar, Member (J). <u>Dated : 25/11/2021.</u>

Heard Shri Meshram, Id .counsel holding for Shri P.D. Meghe, 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. four weeks**.

Member (J).

O.A. 1012/2018 (S.B.)

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

Dated : 25/11/2021.

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

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

Member (J).

O.A. 325/2019 (S.B.)

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

Dated : 25/11/2021.

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

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

Member (J).

O.A. 890/2019 (S.B.)

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

Dated : 25/11/2021.

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

Office objections are not removed.

S.O. after four weeks.

Member (J).

O.A. 49/2020 with C.A. 340/2021 (S.B.)

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

Dated : 25/11/2021.

Heard Shri D.M. Surjuse, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

With the consent of both the parties, <u>S.O.</u> <u>26/11/2021 (PH).</u>

Member (J).

O.A. 720/2020 with C.A. 321/2020 (S.B.)

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

Dated : 25/11/2021.

Heard Shri A. Potnis, Id. counsel holding for Shri M.M. Sudame, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1&2 and Shri S.P. Palshikar, Id. counsel for R-3.

2. On 23/11/2021, the ld. counsel for the applicant argued the matter and during the course of argument it was found that the rejoinder was not on record. Therefore, the ld. counsel for the applicant was directed to file rejoinder on record. Thereafter, the matter was fixed on 24/11/2021. Today, Shri A. Potnis, ld. counsel holding for Shri M.M. Sudame, ld. counsel for the applicant seeks further time to argue the matter. The matter is part heard.

3. Put up this matter <u>on 26/11/2021 at end</u> of the Board.

Member (J).

*dnk.

0.A.No.987/2021 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

None for the applicant. Shri M.I.Khan, the Id. P.O. for the respondents.

2. S.O. four weeks.

Member (J)

Date:-25/11/2021. aps.

O.A.Nos.590&591/2019 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

None for the applicant. Shri M.I.Khan, the Id. P.O. for the respondents. None for the respondent nos. 3 & 4.

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

Member (J)

Date:-25/11/2021. aps.

O.A.St.No.307/2018 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

C.A.No.41/2018:-

Shri A.Barahate holding for Shri N.R.Saboo, the ld. counsel for the applicant and Shri A.P.Potnis, the ld. P.O. for the respondents.

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

Member (J)

Date:-25/11/2021. aps.

O.A.No.957/2018 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

Shri V.Kulsange, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

2. The Id. counsel for the applicant submits that within two weeks he will take steps to serve Respondent Nos. 2 & 3 and file affidavit in this regard.

3. **S.O. two weeks**.

Member (J)

Date:-25/11/2021. aps.

O.A.No.853/2019 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

Shri S.A.Marathe, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

2. The ld. counsel for the applicant submits that as per instructions received by him grievances of the applicant have been redressed, he will get it confirmed, make a statement about it and file pursis for withdrawal on next date.

3. **<u>S.O. two weeks</u>**.

Member (J)

Date:-25/11/2021. aps.

O.A.No.152/2021 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

Shri P.S.Chawhan, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the Respondents.

2. The ld. counsel for the applicant submits that he has received instructions to withdraw the application unconditionally. Hence, **application is disposed of as withdrawn.**

Member (J)

Date:-25/11/2021. aps.

C.P.No.44/2021inO.A.No.62/2017 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

Shri M.R.Khan, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the Respondents. None for the respondent no. 7.

2. The ld. counsel for the applicant submits that he has already served respondents and service affidavit is filed in the office too.

3. The Id. P.O. seeks time of three weeks to file reply, **S.O. three weeks**.

Date:-25/11/2021. aps. Member (J)

O.A.No.53/2021 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

Shri B.Kulkarni, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the Respondents.

2. The ld. counsel for the applicant submits that the applicant has been already selected in D.P.C., the post he is aiming for is vacant, in the list of candidates who are found to be eligible for promotion his name is at Sr. No. 29, candidates upto the Sr. No. 28 have already been promoted and in this background for further submissions the matter be kept on fixed date.

3. **S.O. 09.12.2021.**

Member (J)

Date:-25/11/2021. aps.

O.A.No.141/2019 (D.B.)

<u>Coram</u> : Shri M.A.Lovekar, Member (J) <u>Dated</u> : 25/11/2021.

Shri N.R.Shiralkar, 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. four weeks.**

Member (J)

Date:-25/11/2021. aps.