

O.A. 449/2005 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard Shri Gaurav O. Gadge, Id. counsel holding for Shri P.S. Kshirsagar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

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

Member (J)

Vice-Chairman

dnk.

O.A. 689/2019 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

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

2. The applicant to remove office objections.
3. At the request of Id. P.O., **S.O. three weeks** for filing reply.

Member (J)

Vice-Chairman

dnk.

(D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

C.A. No. 214/2020 in O.A. 905/2019 -

Heard Shri A.P. Adhe, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1,2&4 and none for R-3.

The Id. P.O. seeks three weeks time to file reply. The Id. counsel also seeks further time. Time is granted.

S.O. three weeks.

Member (J)

Vice-Chairman

dnk.

(D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

C.A. No. 354/2021 in O.A. 1055/2019 -

Heard Shri G.K. Bhusari, Id. counsel for the Shri S.N. Gaikwad, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1.

2. The applicant is directed to collect hamdast.

3. The Id. P.O. desires time to take necessary instructions. Time is granted.

S.O. 31/01/2022.

Member (J)

Vice-Chairman

dnk.

O.A. 205/2020 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

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

The applicant to remove office objections.

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

Member (J)

Vice-Chairman

dnk.

O.A. 675/2020 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard Shri R.V. Shiralkar, Id. counsel holding for Shri R.S. Parsodkar, 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 as a last chance.

Member (J)

Vice-Chairman

dnk.

O.A. 435/2021 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard Shri P.M. Mandwekar, 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-4. It is taken on record. Copy is given to the other side. The Id. P.O. submits that reply of R-4 is sufficient to decide the O.A.

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

4. The Id. counsel for the applicant is at liberty to file rejoinder, if any.

S.O. in due course.

Member (J)

Vice-Chairman

dnk.

O.A. 458/2021 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)**

Dated : 24/01/2022.

C.A. 216/2021 -

Heard Shri R.M. Fating, Id. counsel for the applicant, Shri H.K. Pande, Id. P.O. for R-1 and none for R-2.

2. For the reasons stated in the application, the C.A. No. 216/2021 for condonation of delay is allowed and disposed off.

O.A. 458/2021 -

Heard Shri R.M. Fating, Id. counsel for the applicant, Shri H.K. Pande, Id. P.O. for R-1 and none for R-2.

2. The Id. P.O. is directed to file reply.

3. The Id. counsel for the applicant has filed copy of order of this Tribunal in O.A.803/2021 passed on 8/10/2021 and also copy of Judgment of Hon'ble Bombay High Court Bench at Nagpur in Writ Petition 5557/2012 delivered on 22/11/2012. The same are taken on record and marked Exh-X and X1 for identification.

S.O. four weeks.

Member (J)

Vice-Chairman

dnk.

O.A. 628/2021 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

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)

Vice-Chairman

dnk.

O.A. 629/2021 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

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

The applicant to remove office objection.

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

Member (J)

Vice-Chairman

dnk.

O.A. 1025/2021 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard Shri R.V. Shiralkar, Id. counsel for
the applicant, Shri V.A. Kulkarni, Id. P.O. for
R-1&2 and none for R-3.

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

Member (J)

Vice-Chairman

dnk.

O.A. 993/2019 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)**

Dated : 24/01/2022.

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

The Id. counsel for the applicant desires further two weeks time to amend the O.A. Time is granted. The Id. counsel is directed to supply amended copy of the Id. P.O.

After receiving amended copy, the Id. P.O. is directed to file reply.

S.O. after three weeks for filing reply.

Member (J)

Vice-Chairman

dnk.

O.A. 841/2019 (D.B.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

None for the applicant. Shri S.A. Sainis,
Id. P.O. for R-1. Await service of R-2 to 4.

The applicant to remove office
objections.

S.O. four weeks for filing service
affidavit.

Member (J)

Vice-Chairman

dnk.

O.A. 62/2022 (D.B.)

(S.Z. Kumare Vs. State of Mah. &Ors.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard Shri R.M. Fating, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the State.

2. The applicant to remove office objections. The Id. counsel for the applicant submits that the charge sheet was served on 29/7/2013 and since then the D.E. is pending. The Id. counsel for the applicant has relied on Hon'ble Apex Court Judgment in case of **Prem Nath Bali Vs. Registrar, High Court of Delhi & Ano.**

3. In the meantime, issue notice to the respondents returnable **after four weeks.** Learned 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 **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)

Vice-Chairman

dnk.

O.A. 63/2022 (D.B.)

(Ku. S.L. Tapke Vs. State of Mah. &Ors.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard K.K. Pathak, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for the State.

2. The applicant to remove office objections.

3. Issue notice to the respondents returnable **after four weeks**. 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 **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)

Vice-Chairman

dnk.

O.A. 64/2022 (D.B.)

(Ku. J.R. Jogi Vs. State of Mah. &Ors.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard K.K. Pathak, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for the State. None for Caveator.

2. The applicant to remove office objections.

3. Issue notice to the respondents returnable **after four weeks**. 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 **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)

Vice-Chairman

dnk.

O.A. 67/2022 (D.B.)

(A.S. Raut Vs. State of Mah. &Ors.)

Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)

Dated : 24/01/2022.

Heard Shri Sanjay S. Palshikar, Id
.counsel holding for Shri S.P. Palshikar, Id.
counsel for the applicant and Shri S.A. Deo, Id.
C.P.O. for the State.

2. The applicant to remove office objections.

3. Issue notice to the respondents returnable **after four weeks**. 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 **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)

Vice-Chairman

dnk.

Cont. P. 18/2019 in O.A. 123/2017 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)**

Dated : 24/01/2022.

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

2. As per the Tribunal's order dated 3/1/2022, the proposal was pending with A.G. office. Today the Id. P.O. submits that the A.G. office has sanctioned the proposal and he desires four weeks so that the payment will be done to the applicant.

3. The Id. P.O. has filed correspondence dated 21/1/2022. It is taken on record and marked Exh.X for identification,.

S.O. four weeks.

Member (J)

Vice-Chairman

dnk.

Cont. P. 51/2021 in O.A. 681/2021 (D.B.)

**Coram: Hon'ble Shri Shree Bhagwan,
Vice-Chairman and
Hon'ble Shri Justice M.G. Giratkar,
Member(J)**

Dated : 24/01/2022.

Heard Shri D.M. Kakani, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the State.

2. Issue Notice to the respondent Nos. 2 to 4 returnable **on 27/1/2022** 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 M.I. Khan, the learned P.O. waives notice for respondent No.1. Hamdast granted.
4. In the meanwhile, the Id. P.O. to take necessary instructions from the Department.
5. The learned counsel for the applicant is also directed to serve the notices immediately.

S.O. **27/1/2022.**

Member (J)

Vice-Chairman

**dnk.

O.A. No. 566/2019

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

Dated : 24th January 2022.

1. Heard Shri A.P. Sadavarte, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for respondent Nos. 1 to 3. Shri M. Sheikh, Adv. for R. 4 & 5.
2. On oral request of Ld. P.O., S.O. **14.2.2022.**

Member (J)

pdg

O.A. No. 98/2020

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

**Dated : 24th January 2022.
CA No.201/2020.**

1. Heard Shri N.S. Warulkar, Ld. counsel for the applicant and Shri A.P. Potnis, Ld. P.O. for the respondents.
2. Perused the application and reply of the respondents.
3. It is submitted by Shri N.S. Warulkar, Ld. counsel for the applicant that initially when the applicant moved application seeking appointment on compassionate ground, he was minor. The said application was rejected by the respondent authority on the ground of his minority. It could have been kept in abeyance till the applicant had attained majority. It is further submitted by Ld. counsel for the applicant that the respondent department was duty bound to let family of the deceased know about the provision of getting appointment on compassionate basis and this duty was not discharged.

4. In reply, it is submitted by Ld. P.O. that there is delay of seven years in applying for appointment on compassionate ground, the applicant was aware about the provision of getting such appointment and hence delay of seven years cannot be said to have been properly explained.

5. On behalf of the applicant, reliance is placed on the judgment dated 20.10.2021 delivered by the Hon'ble Bombay High Court in W.P. No.439/2020. It refers to Clause 7 (A) of G.R. dated 21.9.2017. This Clause casts the duty on the prospective employer to let the family of the deceased know about the provision of getting appointment on compassionate ground. This duty does not appear to have been discharged by respondent department. Therefore, proper exercise of discretion would be to condone the delay so that the application can be heard on merits. Hence, the order.

ORDER

Civil Application is allowed.

O.A. No. 98/2020

Reply filed by the respondents on O.A. is taken on record.

Matter is admitted and kept for final hearing on 14.2.2022.

Ld. P.O. waives notice for R.1.

Member (J)

pdg

O.A. No. 160/2020

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

Dated : 24th January 2022.

1. Heard Shri R.R. Dawda, Ld. counsel for the applicant and Shri S.A. Sainis, Ld. P.O. the for respondent.

2. It is pointed out by the Ld. counsel for the applicant sufficient opportunity is given to the respondents to file reply. Reply has not been filed as yet. Matter be fixed for final hearing without reply of respondents. In case,

respondents file reply on the returnable date, it shall be considered.

3. S.O. 14.2.2022.

Member (J)

pdg

O.A. No. 489/2020

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

Dated : 24th January 2022.

1. Heard Shri N.D. Thombre, Ld. counsel for the applicant and Shri S.A. Sainis, Ld. P.O. for the respondents.
2. On oral request of Ld. counsel for the applicant, S.O. two weeks.

Member (J)

pdg

O.A. No. 638/2020

Coram : Hon. Shri M.A. Lovekar ,
Member(J).
Dated : 24th January 2022.

1. Heard Shri M.R. Khan, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. On oral request of Ld. counsel for the applicant, S.O. two weeks.

Member (J)

pdg

O.A. No. 787/2020

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

Dated : 24th January 2022.

CA No.298/2021.

1. Heard Shri J.R. Kidilay, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. On oral request of Ld. P.O., S.O. 7.2.2022 for filing reply.

Member (J)

pdg

O.A. No. 105/2021

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

Dated : 24th January 2022.

1. Heard Shri A.K. Waghmare, Ld. counsel for the applicant and Shri S.A. Sainis, Ld. P.O. for the respondents.
2. On oral request of Ld. P.O., S.O. two weeks.

Member (J)

pdg

O.A. No. 129/2021

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

Dated : 24th January 2022.

1. Heard Mrs. Saboo, holding for Shri N.R. Saboo, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. On oral request of Ld. P.O., S.O. four weeks for filing reply.

Member (J)

pdg

O.A. No. 489/2021

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

Dated : 24th January 2022.

1. Heard Shri P.D. Meghe, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. Reply of R. 2 to 6 filed by Ld. P.O. is taken on record.
3. S.O. 7.2.2022.

Member (J)

pdg

O.A. No. 559/2021

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

Dated : 24th January 2022.

CA No. 394/2021.

1. Heard Shri Y.Y. Humne, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. S.O. 4.2.2022..

Member (J)

pdg

O.A. No. 891/2021

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

Dated : 24th January 2022.

1. Heard Shri R.V. Shiralkar, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondent No.1. Miss P.D. Rane. Adv. for R. 2 and 3. Adv, Sk. Majid for R.4.

2. On oral request of Ld. Adv. for R.4, P.O.,
S.O. 7.2.2022 for filing reply.

Member (J)

pdg

O.A. No. 889/2021

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

Dated : 24th January 2022.

1. Heard Shri S.M. Pande, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.

2. On oral request of Ld. counsel for the applicant, S.O. three weeks.

Member (J)

pdg

O.A. No. 894/2021

Coram : Hon. Shri M.A. Lovekar ,
Member(J).
Dated : 24th January 2022.

1. Heard Shri S.M. Pande, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. On oral request of Ld. counsel for the applicant, S.O. three weeks.

Member (J)

pdg

O.A. No. 1016/2021

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

Dated : 24th January 2022.

1. Heard Shri A.P. Khadatkar, Ld. counsel for the applicant and Shri A.P. Potnis, Ld. P.O. for the respondents.
2. At the request of Ld. counsel for the applicant, S.O. two weeks to remove objection.

Member (J)

pdg

O.A. No. 1160/2021

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

Dated : 24th January 2022.

1. Heard Shri Sanjay Palshikar, Adv. holding for Shri S.P. Palshikar, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents.

2. On oral request of Ld. P.O., S.O. two weeks for filing reply.

Member (J)

pdg

O.A. No. 1162/2021

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

Dated : 24th January 2022.

1. Heard Shri M.R. Khan, Adv. holding for Shri G.R. Sadar, Ld. counsel for the applicant and Shri M.I. Khan , Ld. P.O. for the respondents.
2. On oral request of Ld. counsel for the applicant, S.O. two weeks.

Member (J)

pdg

O.A. No. 1163/2021

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

Dated : 24th January 2022.

1. Heard Shri S.C. Deshmukh, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents.
2. On oral request of Ld. P.O., S.O. four weeks.
3. Interim order to continue till next date.

Member (J)

pdg

O.A. No. 49/2022

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

Dated : 24th January 2022.

1. Heard Shri G.K. Bhusari, Ld. counsel for the applicant and Shri A.P. Potnis , Ld. P.O. for the respondents.

2. Ld counsel for the applicant states that respondent Nos. 2 and 3 have been served and service affidavit is filed in the office.
3. Ld. P.O. seeks time to seek instructions.
4. S.O. 25.1.2022.

Member (J)

pdg

O.A. No. 125/2017

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

Dated : 24th January 2022.

1. Heard Shri S.M. Khan, Ld. counsel for the applicant and Shri M.I. Khan, Ld. P.O. for the respondents.
2. S.O. 27.1.2022.
3. To be treated as part heard.

Member (J)

pdg

O.A. No. 12/2020

Coram : Hon. Shri M.A. Lovekar ,
Member(J).
Dated : 24th January 2022.

1. Heard Shri D.P. Dapurkar, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents.

2. It is submitted by the Ld. counsel for the applicant that the impugned order is cancelled and the applicant has joined at the place of his choice and hence nothing survives in this application. Application is accordingly disposed of.

Member (J)

pdg

O.A. No. 495/2020

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

Dated : 24th January 2022.

1. Heard Shri S.N. Gaikwad, Ld. counsel for the applicant and Shri S.A. Sainis, Ld. P.O. for the respondents.
2. On oral request of Ld. counsel for the applicant, S.O. 3.2.2022.

Member (J)

pdg

O.A. No. 09/2022

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

Dated : 24th January 2022.

1. Heard Shri V.A. Kothale, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents.
2. Ld. counsel for the applicant submits that punishment imposed on the applicant is excessive, even if case of the respondent department is to be accepted. The alleged act, at the most amounts to irregularity, the impugned order was passed without sanction of the competent authority and hence it cannot be sustained. The Ld. counsel for the applicant presses for interim relief. On perusing papers, I find that the respondents will have to be heard.
3. Issue notice to remaining respondents returnable on **7.2.2022.** Ld. 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. **7.2.2022.**

Member (J)

pdg

O.A. No. 18/2022

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

Dated : 24th January 2022.

1. Heard Mrs. Taiwade, Adv. holding for Shri Ramesh Taiwade, Ld. counsel for the applicant and Shri H.K. Pande, Ld. P.O. for the respondents.
2. According to the Ld. counsel for the applicant, since July 2022, the applicant is not getting anything towards his salary because of deduction of Rs. 15,000/- p.m. ordered by the respondent No.7. Ld. P.O. seeks time to file reply so that he would be in a position to state how much amount the applicant is getting towards his salary after deduction of Rs. 15,000/- p.m.

3. Issue notice to remaining respondents returnable after **three weeks.** Ld. 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. **three weeks.**

10. The applicant would be at liberty to agitate the question for grant of interim relief on the next date.

Member (J)

pdg

O.A. No. 60/2022

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

Dated : 24th January 2022.

1. Heard Mrs. P.S. Choudhary, Ld. counsel for the applicant and Shri V.A.Kulkarni, Ld. P.O. for the respondent No.1.

2. Issue notice to remaining respondents returnable after **three weeks.** Ld. 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. **three weeks.**

Member (J)

