

C.P. 31/2019 in O.A. 35/2018 (D.B.)

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

Dated : 31/01/2022.

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

2. Shri Khadatkar, Id. counsel submits that Smt. S.W. Deshpande, Id. counsel for the applicant is suffering from Covid-19, therefore, he desires two weeks time.

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

Member (J)

Vice-Chairman

dnk.

O.A. 597/2016 (D.B.)

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

Dated : 31/01/2022.

C.A. No. 07/2022 -

Heard Shri T.J. Patil, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

For the reasons stated in the application, the C.A. for early hearing is allowed and disposed off.

O.A. 597/2016 –

Heard Shri T.J. Patil, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. The Id. counsel seeks one week time to remove office objections. Time is granted.

S.O. one week.

Member (J)

Vice-Chairman

dnk.

O.A. 727/2018 (D.B.)

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

Dated : 31/01/2022.

C.A. No. 08/2022 -

Heard Shri T.J. Patil, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

For the reasons stated in the application, the C.A. for early hearing is allowed and disposed off.

O.A. 727/2018 –

Heard Shri T.J. Patil, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. The Id. counsel seeks further time to remove office objections. Time is granted.

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

Member (J)

Vice-Chairman

dnk.

O.A. 839/2019 (D.B.)

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

Dated : 31/01/2022.

Shri Barhate, Id. counsel holding for Shri
N.R. Saboo, Id. counsel for the applicant, Shri
A.P. Potnis, Id. P.O. for R-1&2 and none for R-3.

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

Member (J)

Vice-Chairman

dnk.

O.A. 856/2020 (D.B.)

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

Dated : 31/01/2022.

Heard Shri G.K. Bhusari, Id. counsel holding for Shri S.S. Ghatе, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

The Id. P.O. files reply of R-3. It is taken on record and copy is given to the applicant. The Id. P.O. submits that reply of R-3 is sufficient to decide the O.A.

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

S.O. in due course.

Member (J)

Vice-Chairman

dnk.

O.A. 486/2021 (D.B.)

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

Dated : 31/01/2022.

Shri S.N. Gaikwad, Id. counsel for the applicant and shri S.A. Sainis, Id. P.O. for the respondent no.1 Await service R-2 to 6.

The Id. counsel for the applicant seeks two weeks time to remove office objections. Time is granted.

The Id. P.O. seeks four weeks time to file reply. Time is granted.

S.O. four weeks.

Member (J)

Vice-Chairman

dnk.

O.A. 487/2021 (D.B.)

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

Dated : 31/01/2022.

Shri S.N. Gaikwad, Id. counsel for the applicant and shri A.M. Ghogre, Id. P.O. for the respondent no.1. Await service of R-2 to 5.

The Id. counsel for the applicant seeks two weeks time to remove office objections. Time is granted.

The Id. P.O. seeks four weeks time to file reply. Time is granted.

S.O. four weeks.

Member (J)

Vice-Chairman

dnk.

O.A. 637/2021 (D.B.)

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

Dated : 31/01/2022.

Heard Shri B. Kulkarni, Id. counsel holding for Shri R.M. Fating, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

The Id. P.O. files reply of R-4. It is taken on record and copy is given to the applicant.

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

S.O. in due course.

I.R. to continue.

Member (J)

Vice-Chairman

dnk.

O.A. 728/2021 (D.B.)

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

Dated : 31/01/2022.

Heard Shri Surjuse, 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. three weeks** for filing reply as a last chance.

Member (J)

Vice-Chairman

dnk.

O.A. 976/2021 (D.B.)

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

Dated : 31/01/2022.

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

At the request of Id. P.O., **S.O. one week**
for filing reply.

Member (J)

Vice-Chairman

dnk.

O.A. 1059/2021 (D.B.)

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

Dated : 31/01/2022.

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

The Id. counsel for the applicant submits that he has already filed service affidavit.

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

Member (J)

Vice-Chairman

dnk.

O.A. 1060/2021 (D.B.)

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

Dated : 31/01/2022.

Heard Shri V.B. Gawali, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O .for the respondents.

The Id. counsel for the applicant submits that he has already filed service affidavit.

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

Member (J)

Vice-Chairman

dnk.

Rev. A. 20/2021 in O.A. 37/2020 (D.B.)

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

Dated : 31/01/2022.

Heard Shri A.M. Ghogre, Id. P.O. for the applicants (Org. respondents) and Shri S.P. Palshikar, Id. counsel for the respondent (Org. applicant.)

It is submitted that the matter is pending before the Hon'ble Apex Court.

Hence, with the consent of both the Id. counsel for parties, **S.O. after two months.**

Put up the matter alongwith C.P. 57/2021 in O.A. 37/2020.

Member (J)

Vice-Chairman

dnk.

C.P. 57/2021 in O.A. 37/2020 (D.B.)

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

Dated : 31/01/2022.

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

It is submitted that the matter is pending
before the Hon'ble Apex Court.

Hence, with the consent of both the Id.
counsel for parties, **S.O. after two months.**

Put up the matter alongwith Rev. A.
20/2021 in O.A. 37/2020.

Member (J)

Vice-Chairman

dnk.

O.A. 89/2022 (D.B.)

(A.D. Sonparote Vs. State of Mah. & Ors.)

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

Dated : 31/01/2022.

Heard Shri V.A. Kothale, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. As submitted by the Id. counsel for the applicant as on today the applicant has not been terminated, he should be continued till filing of caste validity certificate by respondent no.4.

3. We direct the respondent no.4 to decide the caste validity of the applicant on priority basis.

4. In view of above, **the impugned communication dated 29/12/2021 (A-1,P-12) is stayed to the extent of applicant till filing of reply by R-4.**

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

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

7. 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.

8. 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.

9. 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.

10. 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.

Steno copy is granted...

Member (J)

Vice-Chairman

dnk.

O.A. 101/2022 (D.B.)

(P.N. Mhaskar Vs. State of Maharashtra & ors.)

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

Dated : 31/01/2022.

Heard Shri G.K. Bhusari, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. It is the case of the applicant that though he is eligible and fulfills the criteria laid down for promotion to the post of Maharashtra Agriculture Services Group-B, the recommendations, which are made on 23.12.2021 for making such promotions, the name of the applicant has not been included in the said list. It is his further contention that the persons junior to him in the original select list have been recommended for promotion. In the circumstances, the applicant has also prayed for Interim Relief restraining the respondents from making any promotion based on the recommendation letter dated 23.12.2021.

3. We have gone through the documents filed on record. There appears substance in the contentions raised in the application. However, the reply may be required from the respondents so as to know on what basis the recommendations of the candidates are made, whose names are included in the recommendation letter dated 23.12.2021. The learned Counsel for the applicant further submits that in the meantime the promotions are likely to be made and if that is done the applicant will be deprived of getting promotion.

4. **In the circumstances, while issuing notices to the respondents, we direct the respondents to keep one post of Maharashtra Agriculture Services Group-B vacant, if the promotions are effected on the basis of recommendation letter dated 23.12.2021, till the reply is filed by the respondents.**

5. The learned counsel for the applicant is directed to make party who are juniors to the applicant and considered in promotion list.

6. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

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

8. 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.

9. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

S.O. after four weeks.

Steno copy and Hamdast is allowed to both parties...

Member (J)

dnk.

Vice-Chairman

O.A. 102/2022 (D.B.)

(R.P. Ddhanvijay Vs. State of Maharashtra & ors.)

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

Dated : 31/01/2022.

Heard Shri G.K. Bhusari, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. It is the case of the applicant that though he is eligible and fulfills the criteria laid down for promotion to the post of Maharashtra Agriculture Services Group-B, the recommendations, which are made on 23.12.2021 for making such promotions, the name of the applicant has not been included in the said list. It is his further contention that the persons junior to him in the original select list have been recommended for promotion. In the circumstances, the applicant has also prayed for Interim Relief restraining the respondents from making any promotion based on the recommendation letter dated 23.12.2021.

3. We have gone through the documents filed on record. There appears substance in the contentions raised in the application. However, the reply may be required from the respondents so as to know on what basis the recommendations of the candidates are made, whose names are included in the recommendation letter dated 23.12.2021. The learned Counsel for the applicant further submits that in the meantime the promotions are likely to be made and if that is done the applicant will be deprived of getting promotion.

4. **In the circumstances, while issuing notices to the respondents, we direct the respondents to keep one post of Maharashtra Agriculture Services Group-B vacant, if the promotions are effected on the basis of recommendation letter dated 23.12.2021, till the reply is filed by the respondents.**

5. The learned counsel for the applicant is directed to make party who are juniors to the applicant and considered in promotion list.

6. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

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

8. 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.

9. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

S.O. after four weeks.

Steno copy and Hamdast is allowed to both parties...

Member (J)

dnk.

Vice-Chairman

O.A. 103/2022 (D.B.)

(R.S. Meshram Vs. State of Maharashtra & ors.)

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

Dated : 31/01/2022.

Heard Shri G.K. Bhusari, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. It is the case of the applicant that though he is eligible and fulfills the criteria laid down for promotion to the post of Maharashtra Agriculture Services Group-B, the recommendations, which are made on 23.12.2021 for making such promotions, the name of the applicant has not been included in the said list. It is his further contention that the persons junior to him in the original select list have been recommended for promotion. In the circumstances, the applicant has also prayed for Interim Relief restraining the respondents from making any promotion based on the recommendation letter dated 23.12.2021.

3. We have gone through the documents filed on record. There appears substance in the contentions raised in the application. However, the reply may be required from the respondents so as to know on what basis the recommendations of the candidates are made, whose names are included in the recommendation letter dated 23.12.2021. The learned Counsel for the applicant further submits that in the meantime the promotions are likely to be made and if that is done the applicant will be deprived of getting promotion.

4. **In the circumstances, while issuing notices to the respondents, we direct the respondents to keep one post of Maharashtra Agriculture Services Group-B vacant, if the promotions are effected on the basis of recommendation letter dated 23.12.2021, till the reply is filed by the respondents.**

5. The learned counsel for the applicant is directed to make party who are juniors to the applicant and considered in promotion list.

6. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

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

8. 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.

9. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

S.O. after four weeks.

Steno copy and Hamdast is allowed to both parties...

Member (J)

dnk.

Vice-Chairman

O.A. 104/2022 (D.B.)

(S.D. Ramteke Vs. State of Maharashtra & ors.)

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

Dated : 31/01/2022.

Heard Shri G.K. Bhusari, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. It is the case of the applicant that though he is eligible and fulfills the criteria laid down for promotion to the post of Maharashtra Agriculture Services Group-B, the recommendations, which are made on 23.12.2021 for making such promotions, the name of the applicant has not been included in the said list. It is his further contention that the persons junior to him in the original select list have been recommended for promotion. In the circumstances, the applicant has also prayed for Interim Relief restraining the respondents from making any promotion based on the recommendation letter dated 23.12.2021.

3. We have gone through the documents filed on record. There appears substance in the contentions raised in the application. However, the reply may be required from the respondents so as to know on what basis the recommendations of the candidates are made, whose names are included in the recommendation letter dated 23.12.2021. The learned Counsel for the applicant further submits that in the meantime the promotions are likely to be made and if that is done the applicant will be deprived of getting promotion.

4. **In the circumstances, while issuing notices to the respondents, we direct the respondents to keep one post of Maharashtra Agriculture Services Group-B vacant, if the promotions are effected on the basis of recommendation letter dated 23.12.2021, till the reply is filed by the respondents.**

5. The learned counsel for the applicant is directed to make party who are juniors to the applicant and considered in promotion list.

6. Tribunal may take the case for final disposal at once and separate notice for final disposal shall not be issued.

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

8. 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.

9. The service may be done by hand delivery, speed post, courier and acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.

S.O. after four weeks.

Steno copy and Hamdast is allowed to both parties...

Member (J)

dnk.

Vice-Chairman

(D.B.)

(S.N. Deshmukh Vs. State of Mah. & Ors.)

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

Dated : 31/01/2022.

C.A. 354/2021 in O.A. 1055/2019 -

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

2. The learned counsel for the applicant has filed letter dated 23/12/2021 issued by the Superintendent, State Excise Department, Akola in C.A. It is marked Exh-X for identification.

3. The learned counsel for the applicant has also filed letter dated 10/12/2021 issued by the Additional Secretary, Govt. of Maharashtra in C.A. It is marked Exh-X1 for identification. The para-4 of the said letter is reproduced as under –

^ rnearj vk; Ør] jkT; mRi knu 'kq'd dkk; kzy; kus fnukad 13@10@2021 jksttP; k i=kUo; s Jh- , l -, u- nsked[k] nq e fujh[kd] jkm'kwgs ; ki wñp ek/; fed@ mPp ek/; fed 'kkykar i jh{k ekBh@ fgmh ; k fo"k; kl g mRrh.kz >kys vI Y; kuş R; kauk vk; Ør] jkm'kq dkk; kzy; kP; k fnukad 9@9@2021 jksttP; k vkns kUo; s, rnFizeMGkph ejkBh Hkk"kk i jh{k o fgmh Hkk"kk i jh{k mRrh.kz gis ; ki kl w I W ns; kr vkyh vI Y; kps dGfoys vkgS ; kvuq[kakkuş Jh- , l -, u- nsked[k] k ¼t sl wdz 152@beko½ o brj

, d deþkjh ¼Jh, l -Mh- [k]kr tsl wdz80@vtk½; kauk , rnfKz eMGkph ejkBh Hkk"kk i jh{kk o fgmh Hkk"kk i jh{kk mRrh. kZgks ; ki kl uu l W ns ; kr vkyh vl Y; kuş nq e fujh{kd ¼xV&d½ ; k fuEu inko#u fujh{kd ¼xV&c½; k inkoj inkburh ns; kl kBh l u 2020&2021 ph fuoMI phe/; s vk.k[kh 2 i nkb; k fuoMI phl ekU; rk ns; kph l keU; iz kkl u foHkkxkl fourh dj.; kr vkyh gkrh- R; kuş kj] l keU; iz kkl u foHkkxkuş nq e fujh{kd ¼xV&d½; k inko#u fujh{kd ¼xV&c½; k inkoj inkburh ns; kl kBh l u 2020&2021 ph fuoMI ph o"kkzhy fjDr 2 i nkoj Jh- nskeq[k o Jh- [k]kr ; kpk l ekosk dj.; kl l gerh fryh vkg; k vuqkxkuş l nj vf/kdk& kauk egl nyh foHkkx okVi d#u i Lrko 'kkl ukl l knj dj.; kckr vk; Qr] jkm'kw; kauk fnukad 9@12@2021 P; k i=kl; s dGfoys vkg; ¼ir l kcr tkMyh vkg½ l njgvf/kdk& kauk egl nyh foHkkx okVi d#u] fujh{kd i nh i nkburh ns; kckrph dk; bkgh dj.; ; r vkg**

4. After perusing the para-4 of the said letter, it appears that the issue regarding grievance of the applicant is in process.

5. In view of above, the respondents are directed to complete the process related to the applicant within one month from the date of receipt of this order.

6. With this direction, the C.A. & O.A. stand disposed off. No order as to costs.

7. In the meanwhile, Id. counsel for the applicant is at liberty to approach before this Tribunal, if he is aggrieved.

Member (J)

Vice-Chairman

dnk.

O.A. 538/2021 (D.B.)

(S.V. Gawande & 6 ors. Vs. State of Mah.)

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

Dated : 31/01/2022.

Heard Mugdha Chandurkar, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for the R-1 to 5. None for R-6 to 15.

2. The learned counsel has filed rejoinder on behalf of the applicants. It is taken on record. Copy is given to the other side.

3. The main grievance of the applicants is regarding his seniority list as on 1/1/2020 published on 4/5/2021 (A-5,P-154).

4. The matter was already heard by this Bench on 8/10/2021 and in para-4, the respondents were directed to correct the seniority list as on 1/1/2020 published on 4/5/2021 (A-5,P-154) and then proceed further.

5. Today, the Id. P.O. has placed on record copy of order in O.A. 636/2021 dated 14/10/2021 passed by the MAT, Principal Bench, Mumbai and subsequent order dated 18/1/2022 in M.A. 607/2021 in O.A.636/2021 and the respondents were directed to conduct meeting of the DPC which was not held since 2014. Considering this inordinate delay, the

MAT, Principal Bench directed the respondents to complete the DPC. However as submitted by the applicants, their seniority list as on 1/1/2020 published on 4/5/2021 (A-5,P-154) is erroneous. The respondents are directed to first correct the seniority list of the applicants as on 1/1/2020 published on 4/5/2021 (A-5,P-154) as per para-3 of the order of this Tribunal dated 12/7/2021. The respondents are further directed to solve the applicants' grievance, then proceed with the DPC as per the order of MAT, Principal Bench dated 18/1/2022 in M.A. 607/2021 in O.A.636/2021.

6. The Id. counsel for the applicants is at liberty to challenge any kind of applicants' grievance if applicants are aggrieved by further orders by respondents on seniority list dated 1/1/2020 published on 4/5/2021 (A-5,P-154). The respondents are directed to consider submission raised by the applicants in the O.A.

S.O. after four weeks.

Put up along with O.A. 1134/2021.

Member (J)

Vice-Chairman

dnk.

O.A. 1134/2021 (D.B.)

(A.V. Sondawale & 4 ors.. Vs. State of Mah.)

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

Dated : 31/01/2022.

Heard Mugdha Chandurkar, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for R-1. Hamdast not collected for R-2 to 10.

Since similar issue involved in the present matter, the matter be kept along with O.A. 538/2021.

S.O. after four weeks.

Member (J)

Vice-Chairman

dnk**

O.A. No. 477/2018

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

Dated : 31st January 2022.

1. None for the applicant. Heard Shri V.A. Kulkarni, Ld. P.O. for the respondents.
2. On oral request of Ld. P.O., P.O. one week to file reply.

Member (J)

pdg

O.A. No. 594/2019

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

Dated : 31st January 2022.

1. Heard Shri P.S. Sahare, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents.
2. S.O. **three weeks** as a last chance.

Member (J)

pdg

O.A. No. 85/2020

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

Dated : 31st January 2022.

1. Heard Shri Sunil Pande, 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. three weeks.

Member (J)

pdg

O.A. No. 156/2020

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

Dated : 31st January 2022.

1. Heard Shri K.N. Dadhe, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents 1 to 3. None for R. 4 and 5.
2. It is pointed out by the Ld. counsel for the applicant that on previous occasion, last chance was given to file reply. Today, Ld. P.O. is again seeking time of two weeks to file reply. Time is granted. In case reply is not filed on the next date, matter will be heard on its own merits.
3. S.O. two weeks.

Member (J)

O.A. No. 333/2021

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

Dated : 31st January 2022.

1. Heard Shri S.M. Pande, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents 1 to 3. Mrs. M. Patil, Adv. for R. 4.
2. It is pointed out that this matter pertains to tie bound promotion. Hence, it be placed before the Division Bench.

Member (J)

O.A. No. 405/2021

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

Dated : 31st January 2022.

CA No.37/2022.

1. Heard the applicant in person and Shri S.A. Deo, Ld. C.P.O. for the respondents.

2. On oral request of Ld. CPO, S.O.
21.2.2022.

Member (J)

pdg

O.A. No. 459/2021

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

Dated : 31st January 2022.

1. Heard Shri S.N. Gaikwad, 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. three weeks to file reply.

Member (J)

pdg

O.A. No. 476/2021

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

Dated : 31st January 2022.

1. Heard Shri S.M. Pande, Adv. holding for Shri Bharat Kulkarni, Ld. counsel for the

applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondents.

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

Member (J)

pdg

O.A. No. 539/2021

Coram : Hon. Shri M.A. Lovekar ,

Member(J).
Dated : 31st 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. It is pointed out that in Para 2 of the order dated 27.9.2021, there is a direction to respondent No.3 to get verification of pay of the applicant done by the concerned Pay Verification Unit and after such fixation, if excess payment is found, then to take suitable action. It is pointed out by Ld. counsel for the applicant that these directions have not been obeyed so far. Respondent Nos. 3 and 4 shall comply with the aforesaid direction within **two weeks** from today.

3. Steno copy be provided to the Ld. P.O.

Member (J)

pdg

O.A. No. 593/2021

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

Dated : 31st January 2022.

1. Heard Shri R.V. Shiralkar, 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. three weeks.

Member (J)

pdg

O.A.(Stamp) No. 1852/2021

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

Dated : 31st January 2022.

C.A. No.299/2021.

1. Heard Shri S.M. Bhagde, Ld. counsel for the applicant and Shri A.P. Potnis, Ld. P.O. for the respondents.

2. Perused the application and reply of respondent Nos. 3 to 5. Perused the record.

3. In para 5 of the application, it is stated that major part of delay was attributable to Corona Pandemic. Considering the material on record, delay deserves to be condoned so that the application can be contested on merits. Application is allowed.

O.A. (Stamp)No.1852/2021.

1. Issue notice to remaining respondents returnable after four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

3. 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.

4. 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.

5. 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.

6. 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.

7. S.O. **four weeks.**

Member

(J)

pdg

O.A. No.1148 /2021

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

Dated : 31st January 2022.

1. Heard Shri A.K. Waghmare, 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. three weeks.

Member

(J)

pdg

O.A. No.830 /2021

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

Dated : 31st January 2022.

1. Heard Shri G.G. Bade, Ld. counsel for the applicant and Shri A.P. Potnis, Ld. P.O. for the respondents.
2. Ld. P.O. has filed reply of R. 1 and 2, it is taken on record.
3. S.O. one week.

Member (J)

pdg

O.A. No.701 /2017

**Coram : Hon. Shri M.A. Lovekar ,
Member(J).
Dated : 31st January 2022.**

1. Heard Shri A.A. Sayyad, Ld. counsel for the applicant and Shri H.K. Pande, Ld. P.O. for the respondents.
2. The Ld. counsel for the applicant seeks time to obtain information regarding the applicant.
2. S.O. three weeks.

Member (J)

pdg

O.A. No.941/2018

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

Dated : 31st January 2022.

1. Heard Shri S. Sohailuddin, Ld. counsel for the applicant and Shri H.K. Pande, Ld. P.O. for the respondents.
2. S.O. two weeks.

Member (J)

pdg

O.A. No.683/2021

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

Dated : 31st January 2022.

1. Heard Shri S.N. Gaikwad, Ld. counsel for the applicant and Shri H.K. Pande, Ld. P.O. for the respondents.

2. S.O. two weeks.

Member (J)

pdg

O.A. No.799/2021

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

Dated : 31st January 2022.

1. Heard Shri S.O. Ahmed, Ld. counsel for the applicant and Shri V.A. Kulkarni, Ld. P.O. for the respondent Nos. 1 to 3. None for R. 4 to 6.
2. On oral request of Ld. P.O., S.O. two weeks.

Member (J)

pdg

O.A. No.77/2022

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

Dated : 31st January 2022.

1. Heard Shri Abhijit Barahate, Adv. holding for Shri N.R. Saboo, 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 four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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

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

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

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

Member (J)

pdg