

O.A. No. 410 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Shri A.P. Tathod, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

The Id. CPO submitted that he would file reply on the next date. At his request, **S.O. 28/9/2020** for filing reply.

Member (J)

dnk.

O.A. Nos. 499 & 500 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Shri J.R. Kidilay, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The Id. P.O. submitted that he would file reply on behalf of the respondents within three weeks. At his request, **S.O. 08/10/2020**.

Put up the matters along with O.A.Nos. 458, 459 & 460 of 2020.

Member (J)

dnk.

O.A. No. 513 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Heard Shri N.R. Saboo, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the State.

2. It is submitted that the proposal is already forwarded by the Department to the Government for giving suitable posting to the applicant. The Id. counsel for the applicant also submitted that the applicant is intending to withdraw the O.A. as her request is under consideration.

3. In view of above facts, the O.A. is disposed of as withdrawn. No order as to costs.

Member (J)

dnk.

O.A. No. 378 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Shri J.M. Gandhi, 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 as a last chance.

Member (J)

dnk.

O.A. Nos. 402,403 & 404 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Shri P.J. Mehta, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

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

Member (J)

dnk.

O.A. No. 444 of 2020 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

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

2. The Id. P.O. submitted that the status-quo was operating till 10/09/2020 and on that date the Bench was not functioning. It is submitted that the reliever of the applicant is ready to resume the charge and therefore permission be granted. As per this standing order, the status-quo though not continued on 10/9/2020 as the Bench was not functioning, but position is that direction was already issued by the Hon'ble Apex Court in such matters that interim order shall remain in force till 29th September,2020.

3. The Id. counsel for the applicant submitted that the respondent no.4 who is the Transferring Authority has received the notice on 7th September,2020. The respondent no.4 had already ample time to file reply.

4. In view of this, two weeks time is granted to the respondents to file reply. The status-quo to continue till then.

S.O. 08/10/2020.

Steno copy be provided...

Member (J)

dnk.

O.A. No. 457 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Shri N.R. Saboo, Id. counsel holding for Shri S.P. Palshikar, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1&2 and Shri D.M. Kale, Id. counsel for R-3.

2. The respondent no.3 has filed reply-affidavit. It is taken on record. Copy is served on the other side.

3. Three weeks time is granted to the respondent nos.1&2 to file their reply. In the meantime, the respondent no.1 shall take decision on the letter dated 21/7/2020 written by the Dy. Commissioner, Food Supply Department, Nagpur Division, Nagpur.

S.O. 8/10/2020.

Member (J)

dnk.

O.A. No. 539 of 2020 **(SB)**

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Heard S. Kulkarni, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the State.

2. It appears that the applicant is already relieved from the duty. Issue notice to the respondents returnable **after three weeks**. Learned 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 three weeks.

Member (J)

dnk.

O.A. Nos. 542, 543 & 544 of 2020 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Heard Shri V.R. Borkar, Id. counsel for the applicants and Shri P.N. Warjurkar, Id. P.O. for the State.

2. The applicants retired long back and thereafter objection was raised by the A.G. and unilateral order came to be passed to recover certain amounts from the applicants. It is on this record that without giving opportunity of hearing the impugned order is passed, therefore, impugned order of recovery be stayed till filing of the reply.

3. 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)

dnk.

Rev. A. 12/2020 in O.A. No. 211/2020 (SB)

**Coram : Hon. Shri A.D. Karanjkar,
Member (J).**

Dated : 24.09.2020

Heard Shri D.R. Rupnarayan, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the State.

2. Issue notice to the respondents returnable **after two weeks**. Learned 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 two weeks.

Member (J)

dnk.

O.A. 365/2020 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman and
Shri A.D. Karanjkar,
Member(J)**

Dated : 24/09/2020.

Shri N.R. Saboo, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1 & 2, none for R-3&4 and respondent no.5 present in person.

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

**Member (J)
Chairman**

Vice-

dnk.

O.A. 538/2020 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman and
Shri A.D. Karanjkar,
Member(J)**

Dated : 24/09/2020.

Heard Shri I.S. Charlewar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to the respondents returnable **after three 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 three weeks.

Member (J)
Chairman

Vice-

dnk.

C.P. No. 25/20 in O.A. 33/18, C.P. 26/20 in O.A. 219/18 & C.P. 27/20 in O.A. 96/18 (D.B.)

Coram: Shri Shree Bhagwan,
Vice-Chairman and
Shri A.D. Karanjkar,
Member(J)

Dated : 24/09/2020.

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

2. Issue Notice to the respondent Nos. 2 to 4 returnable **after three weeks** 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 S.A. Sainis, the learned P.O. waives notice for respondent No.1. Hamdast granted.

4. **S.O. after three weeks.**

Member (J)
Chairman

Vice-

dnk.

O.A.No.367/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :24/09/2020.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

2. In the order sheet dated 10.08.2020, it has been mentioned that the Id. counsel for the applicant submitted that till that time no D.E. has been initiated; chargesheet has also not filed in Court. In view of his submission, the Id. P.O. specifically directed by Bench to clarify on these points during next date of hearing.

3. However, today Id. P.O. submitted that he has received parawise comment and he will submit reply within a week.

4. **S.O. 05.10.2020 as a last chance.**

Vice

Chairman
Date:-24/09/2020.
aps.

O.A.No.540/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :24/09/ 2020.

None for the applicant. Shri S.A.Deo, the Id. C.P.O. for the State.

2. The Id. C.P.O. pointed out that suspension order is dated 13.07.2020 (P.B., Pg. No. 50).

3. As suggested by Id. C.P.O., Issue notice to R-2 to 6, returnable on six weeks. Learned C.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. six weeks.**

10. *In the meantime, applicant is directed to remove office objection pointed out by office.*

Vice

Chairman

Date:-24/09/2020.

aps.

O.A.No.541/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :24/09/ 2020.

None for the applicant. Shri S.A.Deo, the Id. C.P.O. for the State.

2. The Id. C.P.O. pointed out that suspension order is dated 16.03.2020 (Annexure-A-3, P.B., Pg. No. 17).

3. As suggested by Id. C.P.O., Issue notice to R-2, returnable on six weeks. Learned C.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. six weeks.**

10. *In the meantime, applicant is directed to remove office objection pointed out by office.*

Vice

Chairman

Date:-24/09/2020.

aps.