

C.A. 197/2020 in O.A. No.418/2020 (S.B.)

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

Dated : 21/11/2023.

None for the applicant. Shri M.I. Khan,
learned P.O. for R-1&4 and Shri R.M. Fating,
learned counsel holding for Shri T.M. Zaheer,
learned counsel for R-2&3.

2. At the request of learned counsel for
respondent nos.2 and 3, **S.O. 29/11/2023.**

Vice Chairman

dnk.

O.A. No.1072/2019 (S.B.)

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

Dated : 21/11/2023.

Shri D.M. Surjuse, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for R-1 to 3 &5. None for R-4.

At the request of learned counsel for applicant, **S.O. 07/12/2023.**

Vice Chairman

dnk.

O.A. No.647/2021 (S.B.)

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

Dated : 21/11/2023.

None for applicant. Shri M.I. Khan, Id.
P.O. for R-1 to 4. None for R-5.

At the request of Id. P.O., **S.O.**
29/11/2023.

Vice Chairman

dnk.

O.A. No.890/2021(S.B.)

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

Dated : 21/11/2023.

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

At the request of learned counsel for
applicant, **S.O. 14/12/2023.**

Vice Chairman

dnk.

O.A. No.1136/2021(S.B.)

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

Dated : 21/11/2023.

Shri S.M. Khan, Id. counsel for applicant
and Shri M.I. Khan, Id. P.O. for respondents.

At the request of learned counsel for
applicant, **S.O. 05/12/2023.**

Vice Chairman

dnk.

O.A. No.1001/2022 (S.B.)

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

Dated : 21/11/2023.

Shri R.M. Fating, Id. counsel for applicant
and Shri M.I. Khan, Id. P.O. for respondent no.1.
None for R-2&3.

At the request of learned counsel for
applicant, **S.O. 13/12/2023.**

Vice Chairman

dnk.

O.A. No.35/2023 (S.B.)

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

Dated : 21/11/2023.

Shri N.R. Saboo, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

At the request of learned counsel for applicant, **S.O. 14/12/2023.**

Vice Chairman

dnk.

C.A. 477/2022 in O.A. No.84/2021(S.B.)

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

Dated : 21/11/2023.

Shri N.R. Saboo, Id. counsel for applicant
and Shri V.A. Kulkarni, Id. P.O. for respondent
no.1. There is a leave note from Shri S. Majid,
Id. counsel for R-2. None for R-3.

S.O. 11/12/2023.

Vice Chairman

dnk.

O.A. No.839/2021(S.B.)

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

Dated : 21/11/2023.

Heard Shri G.K. Bhusari, Id. counsel holding for Shri P.V. Thakre, Id. counsel for applicant and Shri S.A. Sainis, Id. P.O. for respondents.

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

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

S.O. 13/12/2023.

Till then, interim relief to continue.

Vice Chairman

dnk.

O.A. No.1056/2022 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.1198/2022 (S.B.)

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

Dated : 21/11/2023.

Heard Shri R.R. Evnate, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondent nos. 1 to 4. None for R-5.

2. The reply of R-1,3 &4 is already filed on record. As per the submission of Id. P.O., same reply is sufficient to decide the matter.

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for respondent nos.1 to 4.

S.O. 19/12/2023.

Vice Chairman

dnk.

O.A. No.95/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.239/2023 (S.B.)

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

Dated : 21/11/2023.

None for applicant. Shri H.K. Pande, Id.
P.O. for respondent nos.1&2. None for R-3&4.

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

Vice Chairman

dnk.

O.A. No.258/2023 (S.B.)

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

Dated : 21/11/2023.

Heard Shri R.L. Alone, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. The learned P.O. files reply of R-3. It is taken on record. As per the submission of Id. P.O., same reply is sufficient to decide the matter.

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.306/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

C.A. 575/2023 in O.A. No.355/2023 (S.B.)

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

Dated : 21/11/2023.

None for applicant. Shri S.A. Sainis, Id.
P.O. for respondents.

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.467/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.541/2023 (S.B.)

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

Dated : 21/11/2023.

Shri A.M. Tirukh, Id. counsel for applicant, Shri S.A. Sainis, Id. P.O. for R-1 to 4 and Shri P.S. Kshirsagar, Id. counsel for R-5. None for other respondents.

At the request of Shri P.S. Kshirsagar, Id. counsel for R-5, **S.O. two weeks** for filing reply as a last chance.

Till then, interim relief to continue.

Vice Chairman

dnk.

O.A. No.608/2023 (S.B.)

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

Dated : 21/11/2023.

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

At the request of learned C.P.O., **S.O.**
after two weeks for filing reply.

Vice Chairman

dnk.

O.A. No.615/2023 (S.B.)

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

Dated : 21/11/2023.

Shri S.M. Khan, Id. counsel for applicant
and Shri H.K. Pande, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. No.645/2023 (S.B.)

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

Dated : 21/11/2023.

Shri P.J. Mehta, Id. counsel for applicant
and Shri H.K. Pande, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. No.747/2023 (S.B.)

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

Dated : 21/11/2023.

Heard Shri N.R. Saboo, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for respondents.

2. The Id. P.O. files reply of R-2&3. It is taken on record. The Id. P.O. submits that said reply is sufficient to decide the matter.

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

S.O. 15/12/2023.

Vice Chairman

dnk.

O.A. No.894/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. Nos.912,913 & 914 of 2023 (S.B.)

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

Dated : 21/11/2023.

Shri Kunal Dhoble, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for respondents.

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

Vice Chairman

dnk.

O.A. No.993/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.1032/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.1049/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.1072/2023 (S.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.386/2023 (S.B.)

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

Dated : 21/11/2023.

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

2. The learned P.O. seeks time to comply the order dated 08/11/2023.

3. Put up the matter before Member (J) Shri M.A. Lovekar.

S.O. 01/12/2023.

Vice Chairman

dnk.

O.A. No.1221/2023 (S.B.)

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

Dated : 21/11/2023.

Heard Shri M.K. Mishra, learned counsel for the applicant and Shri S.A. Deo, learned CPO for the State.

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

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced

along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

S.O. after four weeks.

Vice Chairman

dnk.

O.A. No.175/2021 (S.B.)

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

Dated : 21/11/2023.

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

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.334/2021 (S.B.)

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

Dated : 21/11/2023.

Heard Kirti Satpute, learned counsel for applicant and Shri M.I. Khan, learned P.O. for respondents.

2. The learned counsel for applicant has filed the copy of Judgment of this Tribunal in O.A.No.38/2021, decided on 14/07/2022. It is taken on record.

3. The learned P.O. submits that he will get instructions as to whether this order is challenged before the Hon'ble High Court or not.

S.O. 22/11/2023.

Vice Chairman

dnk.

O.A. No.901/2021 (S.B.)

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

Dated : 21/11/2023.

Heard Ms. Gosavi, Id. counsel holding for Shri G.N. Khanzode, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. The learned counsel for applicant submits that as per the instructions received from the applicant, the applicant wants to withdraw the O.A.

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

Vice Chairman

dnk.

O.A. No.108/2022 (S.B.)

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

Dated : 21/11/2023.

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

S.O. after three weeks.

Vice Chairman

dnk.

O.A. No.1055/2022 (S.B.)

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

Dated : 21/11/2023.

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

S.O. 05/12/2023.

Vice Chairman

dnk.

O.A. No.1240/2022 (S.B.)

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

Dated : 21/11/2023.

Heard Shri P.J. Mehta, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. The learned counsel for applicant has filed copy of the Judgment of the M.A.T., Principal Bench, Mumbai in O.A.No.1326/2022, decided on 13/07/2023. It is taken on record.

3. Shri M.I. Khan, Id. P.O. for respondents submits that he will get instructions in this regard before the next date.

S.O. 15/12/2023.

Vice Chairman

dnk.

O.A. Nos.162 & 163 of 2023 (S.B.)

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

Dated : 21/11/2023.

Heard N.S. Pathan, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

2. At the request of Id. P.O., **S.O. 23/11/2023 (PH).**

Vice Chairman

dnk.

O.A. No.818/2023 (S.B.)

(V.D. Dafe Vs. State of Mah. & Ors.)

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

Dated : 21/11/2023.

Heard Shri S.M. Khan, Id. counsel for applicant, Shri M.I. Khan, Id. P.O. for R-1 to 3 and Shri N.R. Saboo, Id. counsel for R-4.

2. The learned P.O. submits that in para-7 and 13 of the reply of respondent no.1 it is submitted that the transfer of applicant was recommended by the Civil Services Board and it is approved by the Chief Minister.

3. The learned P.O. is directed to produce the copy of recommendation of Civil Services Board and approval of the Chief Minister on the next date.

S.O. 30/11/2023 (PH).

Steno copy is granted..

Vice Chairman

dnk.

O.A. No.564/2022 (D.B.)

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

Dated : 21/11/2023.

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

2. The Id. P.O. files reply of R-1 to 5. It is
taken on record.

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

Put up before regular D.B.

Vice Chairman

dnk.

C.A. 295/2023 in O.A. No.292/2023 (D.B.)

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

Dated : 21/11/2023.

None for applicant. Shri V.A. Kulkarni,
Id. P.O. for respondent no.1. None for R-2.

2. At the request of Id. P.O., **S.O. after
three weeks** for filing reply on C.A.

Vice Chairman

dnk.

O.A. No.1001/2023 (D.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.1068/2023 (D.B.)

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

Dated : 21/11/2023.

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

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

Vice Chairman

dnk.

O.A. No.1105/2023 (D.B.)

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

Dated : 21/11/2023.

None for applicant. Shri S.A. Sainis, Id.
P.O. for respondents.

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

Vice Chairman

dnk.

O.A. No.1128/2023 (D.B.)

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

Dated : 21/11/2023.

Shri G.K. Bhusari, Id. counsel for applicants and Shri S.A. Sainis, Id. P.O. for respondents.

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

3. Interim relief granted on 13/10/2023 is continued till filing of reply.

Vice Chairman

dnk.

C.P. 104/2023 in O.A. No.370/2023 (D.B.)

(Sheshrao S. Dewajwar Vs. State of Mah. & Ors.)

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

Dated : 21/11/2023.

Heard Shri S.P. Palshikar, learned counsel for applicant and Shri S.A. Sainis, learned P.O. for respondents.

2. This Tribunal as per the Judgment dated 09/06/2023, allowed the O.A.No.370/2023. Relying on the Judgment of the Hon'ble Supreme Court in the case of ***Shaikh Miya S/o Shaikh Chand etc. Vs. State of Maharashtra***, the respondents were directed to treat the applicants as a regular employee w.e.f. 31/03/1997.

3. The learned P.O. submits that the order is to be challenged before the Hon'ble High Court. Till date, neither any step is taken by the respondents to comply the order nor challenge the order before the Hon'ble High Court.

4. The learned P.O. is directed to direct the concerned authority to remain present before this Tribunal on the next date as to why this order is not complied.

S.O. 14/12/2023.

Steno copy is granted...

Vice Chairman

dnk.

C.P. 105/2023 in O.A. No.371/2023 (D.B.)

(Smt.V.M. Lengure Vs. State of Mah. & Ors.)

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

Dated : 21/11/2023.

Heard Shri S.P. Palshikar, learned counsel for applicant and Shri S.A. Sainis, learned P.O. for respondents.

2. This Tribunal as per the Judgment dated 08/06/2023, allowed the O.A.No.371/2023. Relying on the Judgment of the Hon'ble Supreme Court in the case of **Shaikh Miya S/o Shaikh Chand etc. Vs. State of Maharashtra**, the following order is passed in O.A.371/2023 –

“ (i) The O.A. is allowed.

(ii) It is held that the petitioner (her husband) is entitled to receive pensionary benefits by considering his entry (deceased husband) in service from 31/03/1997.

(iii) The respondents are directed to do the needful in respect of pension and other benefits of deceased husband of applicant within a period of three months from the date of receipt of copy of this order.

(iv) No order as to costs.”

3. The learned P.O. submits that the order is to be challenged before the Hon'ble High Court. Till date, neither any step is taken by the

respondents to comply the order nor challenge the order before the Hon'ble High Court.

4. The learned P.O. is directed to direct the concerned authority to remain present before this Tribunal on the next date as to why this order is not complied.

S.O. 14/12/2023.

Steno copy is granted...

Vice Chairman

dnk.

(D.B.)

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

Dated : 21/11/2023.

MCA 25/2023 in Rev.St.No.1142/2023 in

O.A.No.318/2021 -

Shri V.A. Kulkarni, learned counsel for the applicants (Org. Respondents) and Shri S.P. Palshikar, learned counsel for respondent (Org. Applicant).

2. At the request of Shri S.P. Palshikar, learned counsel for respondent (Org. Applicant),
S.O. 22/11/2023.

Vice Chairman

dnk.

O.A. No.694/2022 (D.B.)

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

Dated : 21/11/2023.

Shri A. Motlag, Id. counsel for applicants
and Shri V.A. Kulkarni, Id. P.O. for respondents.

The learned P.O. submits that the matter
may be kept before regular D.B.

Put up the matter before regular D.B.

Vice Chairman

dnk.

O.A. No.05/2023 (D.B.)

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

Dated : 21/11/2023.

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

2. The office objection is not removed.

S.O. 05/12/2023.

Vice Chairman

dnk.

O.A. No.387/2023 (D.B.)

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

Dated : 21/11/2023.

Shri G.G. Bade, Id. counsel for applicants and Shri M.I. Khan, Id. P.O. for respondents.

Put up the matter before regular D.B.

Vice Chairman

dnk.
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