

O.A. No.1243/2023 (D.B.)

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

**Dated: 18/12/2023.**

Heard Shri D.C.R. Mishra, Id. counsel for applicant and Shri S.A. Deo, Id. 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.1304/2023 (D.B.)

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

**Dated: 18/12/2023.**

Heard Shri A. Motlag, Id. counsel for applicant and Shri S.A. Deo, Id. 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.1303/2023 (D.B.)

( Amol R. Padol Vs. State of Maharashtra &Ors. )

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

**Dated:** 18/12/2023.

**ORDER**

Heard Shri C.B. Dharmadhikari, Id. counsel for applicant and Shri S.A. Deo, Id. CPO for the State.

2. As per the submission of learned counsel for the applicant, the applicant has secured more marks as compared to the marks shown in the merit list candidates. The applicant has secured 118 marks in the written examination, but in the oral examination he was given less marks i.e.19 marks. If total marks are to be counted, then it comes to 137 marks. The list of candidates who are shown in the merit list are having 136 and 135 marks and also the last candidate shown in the merit list is having only 48 marks.The applicant has secured total 137 marks, but he is not shown in the merit list.
3. Learned CPO Shri S.A. Deo submits that as per the list of non-eligible candidates in interview who have secured 41% less marks. The applicant has secured less than 41% marks in interview and therefore his name is not shown in the merit list.
4. While preparing the merit list, it is a general rule that the marks in written examination and marks in oral interview are to be taken together and thereafter the merit list is to be prepared. The applicant has secured total 137 marks, but his name is not shown in the merit list. As per the merit list, the last candidate has secured only 48 marks, but he is shown in the merit list. **Hence, the respondents are directed to keep one post vacant for the applicant, until further orders.**
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...

**Vice Chairman**

dnk.

O.A. No.526/2018 (D.B.)

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

**Dated: 18/12/2023.**

Heard Shri B. Dafle, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondent nos.1&3. None for R-2.

2. As per the submission of learned counsel for applicant, this O.A. is covered by the Judgment of M.A.T., Principal Bench, Mumbai in O.A.No.265/2015, decided on 03/08/2021.

3. Today none appeared for respondent no.2.

**S.O. 15/01/2024 (PH).**

**Vice Chairman**

dnk.

**O.A. No.917/2023 (D.B.)**

**( Dr. Anil J. Rudey Vs. State of Mah. &Ors.)**

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

**Dated: 18/12/2023.**

Heard Mrs. R.S. Sirpurkar, learned counsel for the applicant and Shri S.A. Deo, learned CPO for R-1. Await service of R-2.

2. The learned counsel for applicant submitted that respondent no.2 is served and she will file service affidavit in the office.

3. As per the order dated 11/08/2023, the respondents were directed to allow the applicant for interview. The applicant was working as a Medical Officer and as per the criteria in the advertisement for the post of Deputy Director of Health Services, he applied for the said post.

4. The respondents have shown his name in ineligible candidates list on the ground that he is retired on 31/05/2023. The applicant has approached to this Tribunal. This Tribunal has granted interim relief. Subsequently, all the O.As. as like similarly situated Doctors/ Medical Officers were disposed of. But the Hon'ble High Court has granted relief to some of the employees/ Medical Officers. The respondents were directed to keep the result of the applicant in a sealed envelope.



5. In view of above, the respondents are directed to open the sealed envelope and declare the result and copy of the same be placed on record in this O.A.

**S.O. 12/01/2024.**

Steno copy is granted...

**Vice Chairman**

dnk.

**C.P. 72/2022 in O.A.181/2022 (D.B.)**

**(D. G. Bilwal Vs. State of Mah. &Ors. )**

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

**Dated: 18/12/2023.**

**C.A. 547/2023 -**

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

2. The learned counsel for applicants submitted that wrong submission was made by Dr. Ashwini Patil, Deputy Commissioner of Police who was present before this Court on 06/10/2023. As per her submission, two years are required in respect of applicant to grant him promotion and that comes to an end on 05/12/2023.

3. As per the submission of learned counsel for the applicant, relying on her submission the order was passed by this Tribunal. He has pointed out the para-3&4 of the reply filed in O.A. 181/2022.

4. This Tribunal has directed the respondents to open the sealed envelope and pass the appropriate order in respect of the promotion of the applicant by taking into account that punishment imposed on the applicant comes to an end on 30/06/2022. If the applicant is eligible for promotion, the respondents shall

give deemed date of promotion in accordance with the law / rules.

5. The respondents have not complied the order dated 29/06/2022 and wrong submission was made before this Tribunal on 06/10/2023. Hence, the following order –

**ORDER**

(i) The C.A. is allowed. The order dated 06/10/2023 is modified as under -

(ii) The respondents are directed to comply the order passed by this Tribunal in O.A.181/2022, dated 29/06/2022 before the next date positively. Failing which, the responsible Officer shall remain present before this Tribunal on the next date and show cause as to why the Contempt proceeding should not be initiated.

**C.P. 72/2022 in O.A.181/2022 -**

**S.O. 16/01/2024.**

Steno copy is granted...

**Vice Chairman**

dnk.

**O.A. No.166/2023 (D.B.)**

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

**Dated: 18/12/2023.**

Heard Shri Bharat Kulkarni, learned counsel for the applicant and Shri H.K. Pande, learned P.O. for the respondents.

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

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

4. As per the submission of learned counsel for applicant this matter is covered by the Judgment of Hon'ble Supreme Court. He will file copy of the same on record.

**S.O. 15/01/2024.**

**Vice Chairman**

dnk.

**O.A. No.368/2023 (D.B.)**

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

**Dated: 18/12/2023.**

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

2. The learned counsel for the applicant submitted that this O.A. is covered by the Judgment of this Tribunal in O.A.1012/2022 with connected matters, decided on 31/01/2023.

3. The learned P.O. seeks further time. Time is granted as a last chance. It is made clear that on the next date, the O.A. will be admitted and heard finally.

**S.O. 08/01/2024.**

**Vice Chairman**

dnk.

O.A. No.1272/2023 (D.B.)

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

**Dated: 18/12/2023.**

**C.A.No.656/2023 -**

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

2. The learned P.O. submitted that the copy of C.A. is not supplied. The applicant is directed to supply the copy of C.A. to the Id. P.O.

3. The learned counsel for applicant insisted to decide the C.A. The main prayer in the O.A. is as under –

*“(i) To issue direction to the respondents to consider claim of applicant for promotion on the post of Associate Professor, for the year 2022-23, ignoring refusal to join as per Ad-hoc promotion dated 10/08/2022, issue by respondent no.1.*

*“(ii) To allow the O.A. and hold that applicant has right to claim her promotion as per seniority list dated 28/09/2021.”*

4. The applicant is praying in the C.A. for direction to respondent nos.1&2 to keep one post of Associate Professor vacant for promotion to be issued as per recommendation of DPC for the year 2022-23. If the applicant is eligible for promotion, then as per the prayer she can

getsame. The interim direction at this stage cannot be granted. Hence, the C.A. is disposed of.

**O.A. No.1272/2023 –**

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

**Vice Chairman**

dnk.

O.A. No.1242/2023 (D.B.)

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

**Dated: 18/12/2023.**

**C.A. 659/2023 -**

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

2. The applicant is directed to comply the order dated 14/12/2023 within two weeks.

**S.O. after two weeks.**

**Vice Chairman**

dnk.



C.A. 652/2023 in O.A. 52/2023 (D.B.)

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

**Dated: 18/12/2023.**

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

At the request of Id. counsel for the  
applicant, **S.O. After Vacation.**

**Vice Chairman**

dnk.

C.A. 653/2023 in O.A. 997/2022 (D.B.)

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

**Dated: 18/12/2023.**

The applicant in person present. Shri  
S.A. Sainis, Id. P.O. for the respondents.

**S.O. After Vacation.**

**Vice Chairman**

dnk.

**C.P. 68/2023 in O.A.368/2022 (D.B.)**

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

**Dated: 18/12/2023.**

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

2. The Id. P.O. has filed reply along with  
report of the Committee.

3. The learned counsel for applicant wants  
to get instructions from his client.

**S.O. 15/01/2024.**

**Vice Chairman**

dnk.

O.A. 21/2022 (D.B.)

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

**Dated: 18/12/2023.**

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

**S.O. after four weeks.**

**Vice Chairman**

dnk.

O.A. 153/2022 (D.B.)

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

**Dated: 18/12/2023.**

Shri Patil, Id. counsel holding for Shri  
Y.P. Kaslikar, Id. counsel for applicant and Shri  
H.K. Pande, Id. P.O. for respondents.

At the request of Id. counsel for  
applicant, **S.O. 15/01/2024.**

**Vice Chairman**

dnk.

**O.As.462 & 463 of 2022 (D.B.)**

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

**Dated: 18/12/2023.**

Heard Shri G.N. Shinde, Id. counsel for applicants and Shri H.K. Pande, Id. P.O. for R-1 to 4. None for R-5.

2. The learned counsel for applicants submitted that these O.As. are covered by the Judgment of this Tribunal in O.A.728/2020, decided on 29/03/2022. As per his submission, similar O.A.284/2023 is also be tagged along with these O.As.

**S.O. 16/01/2024.**

Put up these matters along with O.A.284/2023.

**Vice Chairman**

dnk.

O.A. 971/2022 (D.B.)

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

**Dated: 18/12/2023.**

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

At the request of Id. P.O., **S.O. 09/01/2024 (PH).**

**Vice Chairman**

dnk.

O.A. 126/2023 (D.B.)

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

**Dated: 18/12/2023.**

Shri Patil, Id. counsel holding for Shri  
Y.P. Kaslikar, Id. counsel for applicant and Shri  
M.I. Khan, Id. P.O. for respondents.

At the request of Id. counsel for  
applicant, **S.O. 15/01/2024.**

**Vice Chairman**

dnk.



O.A.883/23 with C.A.647/23 with C.A.508/23  
(D.B.)

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

**Dated: 18/12/2023.**

Shri S.S. Patil, Id. counsel for applicants  
and Shri M.I. Khan, Id. P.O. for R-1 to 4. None  
for R-5.

2. The Id. P.O. files reply to the C.A. It is  
taken on record.

**S.O. 15/01/2024.**

**Vice Chairman**

dnk.

(S.B.)

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

**Dated: 18/12/2023.**

**C.A. 442/2022, C.A.443/2022 in  
O.A.St.2375/2022 -**

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

2. The Id. P.O. files reply on C.A. No.442/2022. It is taken on record.

3. The matter be fixed for hearing on C.A.

**S.O. 09/01/2024.**

**Vice Chairman**

dnk.

**O.A. 968/2022 (S.B.)**

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

**Dated: 18/12/2023.**

**C.A. 463/2023 -**

Heard Shri A. Motlag, Id. counsel holding  
for Shri R.V. Shiralkar, Id. counsel for applicants  
and Shri M.I. Khan, Id. P.O. for respondents.

2. Looking to the submission, the C.A. for  
amendment is allowed and disposed of.  
Necessary amendment be carried out within two  
weeks.

**O.A. 968/2022 –**

**S.O. after four weeks.**

**Vice Chairman**

dnk.

O.A. 844/2021 (S.B.)

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

**Dated: 18/12/2023.**

Heard Shri N.D. Thombre, Id. counsel for applicant and Shri M.I. Khan, Id. P.O. for respondents.

2. The learned counsel for applicant has filed Pursis. It is taken on record and marked Exh-X for identification. As per his submission, the grievances of the applicant is now redressed and 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. 188/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri D.R. Rupnarayan, Id. counsel for applicant and Shri A.M. Khadtkar, Id. P.O. for respondents.

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

**Vice Chairman**

dnk.

O.A. 452/2022 (S.B.)

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

**Dated: 18/12/2023.**

Heard Ms. Uikey, Id. counsel holding for Shri N.B. Rathod, Id. counsel for applicant and Shri A.M. Khadatkar, Id. P.O. for R-1. Await service of R-2&3.

2. As per the submission of learned P.O., the grievances of the applicant are redressed. He has filed communication dated 12/07/2022. It is marked Exh-X for identification.

3. The learned counsel for applicant seeks time to get instructions.

**S.O. 03/01/2024.**

**Vice Chairman**

dnk.

O.A. 488/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri S.A. Nerkar, Id. counsel for applicant  
and Shri A.M. Khadatkar, Id. P.O. for R-1. None  
for R-4. Await service of R-2&3.

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

**Vice Chairman**

dnk.

O.A. 602/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri Sukhdeve, Id. counsel holding for  
Shri S. Ghate, Id. counsel for applicant and Shri  
A.P. Potnis, Id. P.O. for R-1. None for R-2.

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

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

**Vice Chairman**

dnk.



O.A. 888/2022 (S.B.)

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

**Dated: 18/12/2023.**

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

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

**Vice Chairman**

dnk.

**O.As.1088,1089 & 1092 of 2022 (S.B.)**

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

**Dated: 18/12/2023.**

Heard Shri A. Motlag, Id. counsel for applicants and shri A.P. Potnis, Id. P.O. for respondents.

2. The learned P.O. files reply of R-1 to 3 in O.A.1088/2022 and reply of R-3 in O.As.1089 & 1092 of 2022. Same are taken on record.

3. The matters are admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

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

**Vice Chairman**

dnk.

O.A. 1168/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri S. Pande, Id. counsel for applicants  
and Shri A.M. Khadtkar, Id. P.O. for  
respondents.

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

**Vice Chairman**

dnk.

**O.A.276/2023 (S.B.)**

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

**Dated: 18/12/2023.**

Heard Shri G.K. Bhusari, Id. counsel for applicant and shri A.M. Khadatkar, Id. P.O. for respondents.

2. The learned P.O. files reply of R-1 to 3. It is taken on record.

3. The matters are admitted and kept for final hearing. The Id. P.O. waives notice for respondents.

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

**Vice Chairman**

dnk.

O.A. 348/2023 (S.B.)

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

**Dated: 18/12/2023.**

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

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

**Vice Chairman**

dnk.

O.A. 593/2023 (S.B.)

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

**Dated: 18/12/2023.**

Shri G.G. Bade, Id. counsel for applicants and Shri A.M. Khadatkhar, Id. P.O. for respondents.

2. The Id. P.O. files reply of R-8. It is taken on record.

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

**Vice Chairman**

dnk.

O.A. 741/2023 (S.B.)

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

**Dated: 18/12/2023.**

Shri S.M. Khan, Id. counsel for applicant,  
Shri A.M. Khadatkar, Id. P.O. for R-1&2 and Shri  
Majid Sheikh, Id. counsel for R-3.

At the request of Id. counsel for R-3, **S.O.**  
**9/1/2024** for filing reply.

**Vice Chairman**

dnk.

O.A. 921/2023 (S.B.)

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

**Dated: 18/12/2023.**

Shri V.B. Gawali, Id. counsel for applicant and Shri A.M. Khadtkar, Id. P.O. for respondents.

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

**Vice Chairman**

dnk.



O.A. 1172/2023 (S.B.)

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

**Dated: 18/12/2023.**

Smt. K.N. Saboo, Id. counsel for applicant and Shri A.M. Khadtkar, Id. P.O. for R-1. Await service of R-2&3.

2. The learned counsel for applicant submits that the respondents are served.

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

**Vice Chairman**

dnk.

O.A. 676/2017 (S.B.)

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

**Dated: 18/12/2023.**

None for applicant. Shri A.P. Potnis, Id. P.O. for R-1 and Shri S. Pande, Id. counsel holding for Shri H.D.Marathe, Id. counsel for R-2 to 5.

None were present for applicant on earlier two dates. Today also none present for applicant.

**S.O. 12/1/2024 for final hearing / order.**

**Vice Chairman**

dnk.

O.A. 864/2020 (S.B.)

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

**Dated: 18/12/2023.**

Shri P.S. Patil, Id. counsel for applicant  
and Shri A.P. Potnis, Id. P.O. for respondents.

**S.O. 02/01/2024.**

**Vice Chairman**

dnk.

O.A. 704/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri Ankit Srivastava, Id. counsel holding  
for Shri A.A. Mardikar, Id. counsel for applicant  
and Shri A.P. Potnis, Id. P.O. for respondents.

The Id. counsel for applicant seeks time  
to argue the matter.

**S.O. 10/01/2024.**

**Vice Chairman**

dnk.

O.A. 743/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri L.G. Sagdeo, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

2. The learned counsel for applicant submitted that charges of the departmental inquiry and criminal case are same. He has pointed out the Judgment of Hon'ble Supreme court in Civil Appeal No.7935/2023.

4. The learned counsel for applicant seeks time to file copy of proceeding of departmental inquiry on record.

**S.O. 11/01/2024.**

**Vice Chairman**

dnk.

O.A. 1176/2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri D.S. Sawarkar, Id. counsel for applicant and Shri H.K. Pande, Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**  
**12/01/2024.**

**Vice Chairman**

dnk.

O.As. 1238 & 1246 of 2022 (S.B.)

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

**Dated: 18/12/2023.**

Shri S.Y. Deopujari and Shri P.S. Patil,  
Id. counsel for applicants and Shri S.A. Sainis,  
Id. P.O. for respondents.

At the request of Id. P.O., **S.O.**  
**02/01/2024.**

**Vice Chairman**

dnk.  
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O.A.No.208/2021 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

**C.A.No.222/2021:-**

Heard Shri S.M.Khan, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. Reply of respondent no. 2 filed by ld. P.O. to Civil Application for condonation of delay is taken on record. The same is supplied to the other side.

3. On oral request of ld. P.O., **S.O. After Winter Vacation for hearing on C.A..**

**Member (J)**

**Date:- 18/12/2023.**  
aps.



O.A.No.550/2021 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri Ajikya Joshi holding for 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. P.O., **S.O. 03<sup>rd</sup> week of January, 2024 to file reply as a last chance.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.1034/2021 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri G.G.Bade, 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. four weeks to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.601/2022 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri A.Joshi holding for Shri S.N.Gaikwad, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondent no. 4. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

3. Hence, O.A. is **admitted** and kept for final hearing.

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

5. **S.O. 03<sup>rd</sup> Week of January, 2024 for final hearing.**

6. *Meanwhile, the ld. counsel for the applicant is at liberty to file Rejoinder, if any.*

**Member (J)**

**Date:- 18/12/2023.**  
aps.

O.A.No.634/2022 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri S.U.Ghude, 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. After Winter Vacation to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.732/2022 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri A.Motlag, 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. 03<sup>rd</sup> week of January, 2024 to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.1221/2022 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

**C.A.No.518/2022:-**

Heard Shri A.Motlag, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. **C.A.No.518/2022 for Jt. O.A. is allowed.**
3. **On oral request of ld. P.O., S.O. After Winter Vacation to file reply.**

**Member (J)**

**Date:- 18/12/2023.**  
aps.

O.A.No.22/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents. R-2 to 6 await service.

2. On oral request of ld. P.O., **S.O. After Winter Vacation for steps.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

**O.A.No.100/2023 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)  
Dated : 18/12/2023.**

Heard Shri G.G.Bade, 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. four weeks to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**



O.A.No.396/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Ms. Kshitija Roy holding for Shri P.D.Meghe, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 1, 3 & 5. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

3. Hence, O.A. is **admitted** and kept for final hearing.

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

5. **S.O. After Winter Vacation for final hearing.**

6. *Meanwhile, the ld. counsel for the applicant is at liberty to file Rejoinder, if any.*

**Member (J)**

**Date:- 18/12/2023.**  
aps.

O.A.No.518/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri G.K.Bhusari, 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. four weeks to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.558/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri M.R.Patil, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents.

2. The ld. P.O. has filed reply on behalf of the respondents 2 & 3. It is taken on record. Copy is served to the other side. He further submits that it is sufficient to decide the matter.

3. Hence, O.A. is **admitted** and kept for final hearing.

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

5. **S.O. 03<sup>rd</sup> week of January, 2024 for final hearing.**

6. *Meanwhile, the ld. counsel for the applicant is at liberty to file Rejoinder, if any.*

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.563/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri B.Kulkarni, 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. 03<sup>rd</sup> week of January, 2024 to file reply as a last chance.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.589/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri Ajinkya Joshi holding for 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. P.O., **S.O. 02<sup>nd</sup> week of January, 2024 to file reply.**

3. **Interim relief to continue till filing of the reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

**O.A.No.592/2023 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)  
Dated : 18/12/2023.**

Heard Shri G.G.Bade, 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. 20.12.2023 to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.675/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri A.P.Khadatkar, 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. After Winter Vacation to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

**O.A.No.729/2023 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)  
Dated : 18/12/2023.**

Heard Shri S.P.Palshikar, 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. 05.01.2024 to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**



**O.A.No.1089/2023 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)  
Dated : 18/12/2023.**

Heard Shri R.M.Wasnik, 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. 15.01.2024 to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

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

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

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

2. Papers filed by ld. P.O. are taken on record. It is served to the other side.

3. On oral request of ld. P.O., **S.O. 20.12.2023 to file reply.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.1264/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Smt. Gosavi, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 03<sup>rd</sup> week of January, 2024. Learned C.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. 03<sup>rd</sup> week of January, 2024.**

**Member (J)**

**Date:- 18/12/2023.**

aps.

O.A.No.1279/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri A.P.Sadavarte, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. Issue notice to Respondents, returnable on 03<sup>rd</sup> week of January, 2024. Learned C.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. 03<sup>rd</sup> week of January, 2024.**

9. Ld. counsel for the applicant submits that before the returnable date ld. C.P.O. may take instructions from the department regarding grant of provisional pension.

**Member (J)**

**Date:- 18/12/2023.**  
aps.

O.A.No.1313/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri S.P.Palshikar, ld. counsel for the applicant and Shri S.A.Deo, ld. C.P.O. for the Respondents.

2. It is submitted that respondent no. 1 be directed to decide representation dated 26.08.2023 (A-5) filed by the applicant before the returnable date. Respondent no. 1 shall decide the representation before 31.01.2024.

3. Issue notice to Respondents, returnable on 05.02.2024. 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. 05.02.2024.**

10. **Steno copy is granted.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**



**O.A.Nos.59&60/2017 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents. None for the R-4 & R-5 in O.A. No. 59/2017. None for the R-4 & R-5 in O.A. No. 60/2017.

2. On oral request of ld. P.O., **S.O. 08.01.2024 for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.1051/2019 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri A.Joshi holding for 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. P.O., **S.O. After Winter Vacation for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

**O.A.No.505/2017withC.A.No.331/2017 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri N.R.Saboo, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. The O.A. be kept for final hearing along with C.A. for condonation of delay, **S.O. 03<sup>rd</sup> week of January, 2024 for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

**O.A.Nos.809/2019&1196/2022 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri B.Kulkarni, 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. After Winter Vacation for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.51/2020 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri V.G.Wankhede, ld. counsel for the applicant and Shri M.I.Khan, ld. P.O. for the Respondents.

2. Sub Rejoinder filed by ld. P.O. is taken on record, **S.O. 03<sup>rd</sup> week of January, 2024 for final hearing.**

**Member (J)**

**Date:- 18/12/2023.**  
aps.

O.A.No.134/2020 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard 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. 16.01.2024 for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.139/2021 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri U.J.Deshpande, 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. After Winter Vacation for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.1040/2021 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Ms. Telang holding for Shri A.P.Tathod, 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. After Winter Vacation for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**



O.A.No.672/2022 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri G.G.Bade, ld. counsel for the applicant and Shri S.A.Sainis, ld. P.O. for the Respondents 1 to 3. None for the R-4.

2. On oral request of ld. P.O., **S.O. After Winter Vacation for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.918/2022 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri Ajikya Joshi holding for 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. P.O., **S.O. After Winter Vacation for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

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

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri S.A.Marathe, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. 05.01.2024 for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.401/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

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

2. Ld. counsel for the applicant has placed on record extract of Bank Account. It is taken on record. Copy is served to the other side.

3. On oral request of ld. P.O., **S.O. 08.01.2024 for final hearing.**

**Member (J)**

**Date:- 18/12/2023.**  
aps.

**O.A.Nos.617,618&627/2023 (S.B.)**

**Coram:Shri M.A.Lovekar, Member (J)  
Dated : 18/12/2023.**

Heard Shri R.M.Wasnik, ld. counsel for the applicant and Shri A.M.Khadatkar, ld. P.O. for the Respondents.

2. On oral request of ld. P.O., **S.O. 03.01.2024 for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**

O.A.No.1021/2023 (S.B.)

**Coram:Shri M.A.Lovekar, Member (J)**  
**Dated : 18/12/2023.**

Heard Shri Y.N.Thengre, ld. counsel for the applicant, Shri A.M.Khadatkar, ld. P.O. for the Respondents and Shri S.M.Khan, ld. counsel for the R-4.

2. On oral request of ld. P.O., **S.O. 11.01.2024 for final hearing.**

**Date:- 18/12/2023.**  
aps.

**Member (J)**