O.A. No.831/2014

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

Shri P.V. Thakre, Id. counsel for the applicant. Shri A.M. Ghogare, learned P.O. for the respondents.

S.O. 3 weeks.

Member (J)

O.A. No.575 /2016

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

Shri S.A. Mehta, Id. counsel for the applicant. Shri M.I. Khan, learned P.O. for the respondents.

At the request of Id. P.O. <u>S.O.</u> <u>2-9-2016.</u>

Member (J)

O.A. No.859/2014

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

Shri G.K. Bhusari, Id. counsel for the applicant. Shri A.M. Ghogare, learned P.O. for the respondents 1 and 2. None for R/3.

<u>S.O.</u>

Member (J)

O.A. No.858/2009

Coram : S.S. Hingne, M (J).

Dated : 1st Sept., 2016.

Shri Bharat Kulkarni, Id. counsel for the applicant. Shri A.M. Ghogare, learned P.O. for the respondents 1 to 3. None for R/4 to 8.

<u>S.O.</u>

Member (J)

O.A. No.840/2009

<u>Coram</u>: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

None for the applicant.

Shri A.M. Ghogare, learned

P.O. for the respondent no. 1. None

for R/2 & 3.

Ld. P.O. wants to take instructions about the enquiry whether completed or not etc.

S.O. 3 weeks.

Member (J)

O.A. No.431/2009

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

None for the applicant.
Shri S.A. Sanis, learned P.O.
for the respondents.

<u>S.O.</u>

Member (J)

O.A. No.413/2009

Coram : S.S. Hingne, M (J).

Dated : 1st Sept., 2016.

Shri S.G. Ramteke, Id. counsel for the applicant. Shri S.A. Sanis, learned P.O. for the respondents. At the request of Id. Counsel for the applicant, **S.O.**

Member (J)

O.A. No.545/2015

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

Shri Bharat Kulkarni, Id. counsel for the applicant. Shri S. Khadatkar, Iearned P.O. for the respondents. He files reply of R/2 and 3. The same is taken on record and a copy thereof is given to the Id. Counsel for the applicant.

Admit.

Ld. P.O. waives notice for the respondents.

<u>S.O.</u>

Member (J)

O.A. No.97/2016

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

Shri Bharat Kulkarni, Id. counsel for the applicant. Shri S. Khadatkar, learned P.O. for the respondents. Admit.

Ld. P.O. waives notice for the respondents.

<u>S.O.</u>

Member (J)

Cont. Petn. St. No. 481/2016 in O.A.

No.602/2014

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.123/2016

Adv. Archana Lanjewar, holding for Shri P.D. Meghe, Id. counsel for the applicant. Shri H.A. Pande, learned P.O. for the respondents.

Ld. Counsel for the applicant submits that Shri P.D. Meghe, the ld. counsel for the applicant has given her instructions to withdraw the C.A. as the impugned order is quashed by the Hon'ble High Court in W.P. filed against the order dtd. 1/9/2015. Hence the C.A. stands disposed of as withdrawn.

O.A. No.804/2015

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.152/2016

Shri Bharat Kulkarni, Id. counsel for the applicant. Shri V.A. Kulkarni, learned P.O. for the respondents.

Ld. P.O. submits the that DPC is already held on 23/11/2015 and the promotion orders are issued. This aspect was not touched during the course of the arguments. applicant has claimed the relief of promotion. As per the information before the DPC placed 23/11/2015, it cannot be decided at this stage. As such the O.A. cannot be disposed of as observed in the order dtd.

29/8/2016. **S.O. 4 weeks Member (J)**skt

Cont. Petn. St. Nos. 1136/16 in O.A. No.617/14 & 1261/2016 in O.A.No.618/2014

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. Nos.285 and 323/2016

Shri S. Zoting, Id. Counsel for the applicant. Shri M.I. Khan, learned P.O. for the respondents.

In the order dtd. 25th August, 2016 it is mentioned by the ld. P.O. that the order is complied with. However the steps are to be taken by the C.E.O., Z.P. Gondia. At the request of ld. P.O. to get the order complied with by the C.E.O., Z.P. Gondia, S.O. 2 weeks.

Member (J)

O.A. No.584/2006

<u>Coram</u>: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

M.C.A. Nos.38 and 39/2016

Shri S.G. Ramteke, Id. counsel for the applicant. Shri V.A. Kulkarni, learned P.O. for the respondents.

Heard.

The O.A. came to be dismissed in default on 13/8/2015. Thereafter the present C.As. are moved in January,2016. Considering the short period of delay and for the reasons stated in the C.As., the same are allowed and the O.A. is restored to file.

<u>O.A.</u>

The applicant is seeking appointment on compassionate ground. Place it before the S.B.

S.O. 3 weeks.

Member (J)

Cont. Petn. St. No. 1644/2016 in O.A.No.859/2014

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.405/2016

Shri G.K. Bhusari, Id. counsel for the applicant. Shri H.A. Pande, learned P.O. for the respondents.

At the request of the ld. Counsel for the applicant, **S.O. 3** weeks.

Member (J)

O.A. No.263/2016

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

None for the applicant. Shri H.A. Pande, learned P.O. for the respondents.

At the request of ld. P.O. <u>S.O.</u> <u>4 weeks to file reply.</u>

Member (J)

Cont. Petn. St. No. 1322/2016 in O.A.No.757/2013

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.333/2016

Shri Bharat Kulkarni, Id. counsel for the applicant. Smt. S.V. Kolhe, learned P.O. for the respondents.

Ld. P.O. files reply of R/1 and 2. The same is taken on record and a copy thereof is given to the ld. Counsel for the applicant.

It is seen from the reply that the enquiry report is submitted to the Govt. and yet no final order is passed.

S.O. 4 weeks.

Member (J)skt

O.A. No.541/2016

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

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

At the request of Id. P.O., **S.O. 4 weeks** to file reply.

Member (J)

O.A. No.550/2016

<u>Coram</u>: S.S. Hingne, M (J). <u>Dated</u>: 1st Sept., 2016.

Shri S.R. Jaiswal, Adv. holding for Shri P.R. Agrawal, Id. counsel for the applicant. Shri S. Khadkar, learned P.O. for the respondent No.1. Await service to R/2 and 3.

S.O. 3 weeks.

Member (J)

O.A. No.471/2016

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

Shri R.S. Khobragade, Id. counsel for the applicant. Shri S. Deo, Id. C.P.O. for the respondents.

At the request of Id. C.P.O., **S.O. 2 weeks** to file reply by way of last chance.

Member (J)

Cont. Pent. St. No.507/2016 in O.A. No.702/2014

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.128/2016.

Shri R.V. Shiralkar, Id. counsel for the applicant. Smt. M.A. Barabde, learned P.O. for the respondents.

Ld. Counsel for the applicant files the order dtd. 10/8/2016 of dismissal of the W.P. No. 4488/2016 filed against the impugned order . Ld. P.O. submits that he wants to take instructions and to take necessary steps to comply with the order

S.O. 3 weeks

Member (J)

C.P. No. 1/2016 i8n O.A. No.212/2015

<u>Coram</u>: S.S. Hingne, M (J). <u>Dated</u>: 1st Sept., 2016.

Shri S.P. Palshikar, Id. counsel for the applicant. Smt. S.V. Kolhe, learned P.O. for the respondents. She files the communication dtd. 12/8/2016.

Ld. Counsel for the applicant submits that as per the directions as per Clause 4(i) of the order, the salary is released except for the month of March, 2016. He further submits that so far as the direction as per Clause 4(ii), the proposal is only sent and yet lying with the Govt.

Ld. P.O. wants to take instructions about the proposal.

At the request of Id. P.O.,

S.O. 4 weeks

Member (J)

O.A. No.300/2014

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

M.C.A. Nos. 27 and 28/2016.

Shri G.G. Bade, Id. counsel for the applicant. Shri V.A. Kulkarni, learned P.O. for the respondents.

Heard.

The O.A. was dismissed on 11/7/2014. This application is after one year and 9 moved months contending the that applicant is aged about 75 years and is a resident of a remote area. In the interest of justice and to have effect on the complete adjudication of the matter and for the reasons given in the C.As., both the C.As. are allowed. The delay is condoned and the O.A. will be

restored to file on payment of the cost of Rs.500/- to be paid with the M.A.T. Association Bar, Nagpur. Put up before the Registrar.

<u>Member</u>

(J)skt

Cont. St. No.1259/2016 in O.A. No.387/2014

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.324/2016.

None for the applicant. Smt. S.V. Kolhe, learned P.O. for the respondents. She files reply of R/2, i.e., Collector, Nagpur. It is mentioned in the reply that the order is already complied with and also communicated to the applicant. Only the part of upgradation of the CRs. is to be complied with .

However, the representation of the applicant is to be considered for upgradation of the C.Rs. i.e. not done. Ld. P.O. wants time to comply with that part of the order.

At the request of Id. P.O., S.O. 4 weeks to comply with the order.

Member (J) skt

cont. St. No.1278/16 in O.A. No.645/2012

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.313/2016

Shri P.V. Thakre, Id. counsel for the applicant. Shri S.A. Sanis, learned P.O. for the respondents.

Ld. P.O. submits that the proposal in compliance of the order is sent to the Govt. However it will require some time.

At the request of Id. P.O., **S.O. 4 weeks**.

Member (J)

Cont. Petn. St. No.973/2016 in O.A. No.482/2005

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.264/2016.

Shri S.M. Khan, Id. counsel for the applicant. Shri S. Deo, Id. C.P.O. for the respondents.

At the request of Id. P.O., **S.O. 4 weeks**. He submits that a W.P. is filed and Notices are issued. However due to change in the addresses of the respondents in the W.P., they could not be served.

S.O. 4 weeks.

Member (J)

Cont. Petn. St. No.840/2016 in O.A. No.333/2014

Coram : S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

C.A. No.239/2016.

None for the applicant. Shri S.A. Sanis, learned P.O. for the respondents.

Ld. P.O. submits that the enquiry is completed and papers are submitted to the MPSC to facilitate the further action.

At the request of Id. P.O., S.O. 4 weeks.

Member (J)

Cont. St. No.1021/15 in O.A. No.765/2014

Coram: S.S. Hingne, M (J).

Dated: 1st Sept., 2016.

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

No steps are taken to remove the office objections from April, 2016 and none appears since then for the applicant. Today also none is present for the applicant. With a view to afford one more opportunity, S.O. 3 weeks. It is made clear that if no one appears on behalf of the applicant on the next date, the matter will be dismissed.

S.O. 3 weeks for dismissal.

Member (J)

Dated: 01.09.2016.

Shri P.P. Khaparde, Id. counsel for the applicant and Smt. Barabde, Id. P.O. for the Respondents.

At the request of learned counsel for the applicant, **S.O. four weeks**.

Member (J)

Dated: 01.09.2016.

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

The learned counsel for the applicant submits that he received the reply today only.

S.O. three weeks.

Member (J)

Dated: 01.09.2016.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1. None for R-2 to 5.

At the request of learned counsel for the applicant, **S.O. four weeks**.

Member (J)

Dated: 01.09.2016.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1. None for R-2 to 5.

At the request of learned counsel for the applicant, **S.O. four weeks**.

Member (J)

Dated: 01.09.2016.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1 to 4. None for R-5.

The learned P.O. files the reply of R-2 to 4 to the rejoinder. It is taken on record. Copy of the same is given to the learned counsel for the applicant.

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

Member (J)

Dated: 01.09.2016.

MCA 54/2016

Heard Shri S.O. Ahmed, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the Respts.

The O.A. came to be dismissed on 22-7-2016. Thereafter immediately the application is filed in August,2016. For the reasons given in the application, the MCA is allowed. The O.A. is restored to file on payment of cost of Rs.1,000/- to be deposited to the "Shradhanand Anathalaya, Nagpur".

O.A.828/2012 -

The O.A. will be restored to file on showing the receipt of payment of costs.

S.O. two weeks for showing the receipt of payment of cost.

Member (J)

Dated: 01.09.2016.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the Respts.

At the request of learned P.O., **S.O. 23.09.2016**.

Put up along with other similar NPA matters.

Member (J)

Dated: 01.09.2016.

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

S.O. 6-9-2016 at the end of Admission matters.

Member (J)

Dated: 01.09.2016.

Smt. B.M. Kasare, Id. counsel fort he applicant and Shri M.I. Khan, Id. P.O. for the Respts.

Learned P.O. submits that he received the parawise comments. At his request <u>S.O. two weeks for reply of R-2</u>.

Member (J)

Dated: 01.09.2016.

None for the applicant. Shri H.A. Pande, Id. P.O. for the Respts.

Learned P.O. files reply on behalf of R-2&3. It is taken on record. He undertakes to serve the copy to the other side.

At the request of learned P.O., S.O. three weeks for reply of R-1.

Member (J)

Dated: 01.09.2016.

Shri S.P. Palshikar, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

The learned P.O. files reply on behalf of R-3. It is taken on record. Copy of the same is supplied to the learned counsel for the applicant.

At the request of learned counsel for the applicant, <u>S.O. 6-9-2016</u>.

Member (J)

Dated: 01.09.2016.

Shri M.R. Pillai, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the Respts.

At the request of learned P.O., S.O. three weeks for reply by way of last chance.

Member (J)

Dated: 01.09.2016.

Smt. B.M. Kesare, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1 to 3 and Shri P.S. Dhenge, Id. counsel for R-4.

The learned P.O. files reply on behalf of R-2, i.e., Sub-Divisional Magistrate, Katol. It is taken on record. Copy of the same is given to the learned counsel for the applicant.

At the request of Shri Dhenge, Id. counsel, <u>S.O. two weeks for reply of R-4</u>.

Member (J)

O.A.No. 478/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

Mrs. S. Upadhaye, Id. counsel for the applicant and Shri Khadatkar, Id. P.O. for the Respts.

At the request of Id. P.O., <u>S.O.</u> three weeks for reply.

Member (J)

O.A.No. 496/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

Shri Bharat Kulkarni, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the Respts.

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

Member (J)

Coram: Hon. Shri S.S. Hingne,

Member(J).

Dated: 01-09-2016.

- 1. Heard Shri A.B. Mirza, Id. Counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.
- 2. Issue notice to R-2 & 3, returnable in one week. Learned C.P.O. waives notice for R-1.
- 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.

- The service may be done by Hand 6. 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. On submission the aspect of interim relief is kept open.

8. S.O. one week.

Member (J)

Dated: 01.09.2016.

Shri M.R. Pillai, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 3 and Shri P.K. Mishra, Id. counsel for R-4.

The learned counsel for the applicant submits that he received the reply of R-4 just today only. At his request, **S.O. three weeks**.

Member (J)

Dated: 01.09.2016.

None for the applicant. Shri P.N. Warjurkar, ld. P.O. for the Respts.

None appeared for the applicant on the last four dates. With a view to afford one more opportunity, **S.O. three** weeks for dismissal.

Member (J)

O.A.No. 362/2009

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

Shri A.B. Bambal, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the Respts.

S.O. four weeks.

Member (J)

Dated: 01.09.2016.

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

The learned counsel for the applicant wants to take the instructions. At his request, **S.O. three weeks**.

Member (J)

O.A.No. 755/2014

Coram: Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

Shri S.P.Palshikar, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

The learned counsel for the applicant submits that the inquiry is going on and the aspect of relief to some extent is the subject matter of the O.A.

S.O. eight weeks.

Member (J)

O.A.No. 828/2014

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

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

On the last date none appeared for the applicant. With a view to afford one more opportunity, **S.O. four weeks**.

Member (J)

O.A.No. 829/2014

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

There is a leave note from Smt. K. Pathak, Id. counsel for the applicant. Shri Ghogre, Id. P.O. for the Respts.

S.O. Six weeks.

Member (J)

Dated: 01.09.2016.

Shri Rupnarayan, Id. counsel holding for Shri Bharat Kulkarni, Id. counsel fort he applicant and Shri M.I. Khan, Id. P.O. for R-1. None for R-3.

At the request of learned counsel for the applicant, **S.O. four weeks**.

Member (J)

O.A.No. 444/2015

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

None for the applicant. Shri M.I. Khan, ld. P.O. for the Respts.

S.O. Six weeks.

Member (J)

O.A.No. 450/2015

Coram : Hon. Shri S.S. Hingne, M (J).

Dated: 01.09.2016.

None for the applicant. Smt. S.V. Kolhe, ld. P.O. for the Respts.

S.O. eight weeks.

Member (J)

Dated: 01.09.2016.

Shri R.V.Shiralkar, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1 to 3 and 5. None for R-4.

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

Member (J)

Dated: 01.09.2016.

Heard Shri D.R. Rupnarayan, Id. counsel for the applicant, Smt. M.A. Barabde, Id. P.O. for R-1&2. None for R-3.

During the course of argument the learned counsel for the applicant wants to file question paper and answer sheet, as the allotment of marks is also challenged and there is a difference of one mark only.

S.O. three weeks.

P.H.

Member (J)