

O.A. No.749 of 2013 (D.B.)

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

Dated :7.2.2020

Heard Shri V.R. Thote, learned Advocate for the Applicant and Shri V.A. Kulkarni, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant seeks time.

3. **S.O. to two weeks.**

Member(J)
(sgj)

Vice Chairman

O.A. No.431 of 2018 (D.B.)

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

Dated :7.2.2020

Heard Shri P.P. Khaparde, learned Advocate for the Applicant and Shri V.A. Kulkarni, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant seeks time to file rejoinder.

3. **S.O. to two weeks.**

Member(J)
(sgj)

Vice Chairman

O.A. No.855 of 2019 (D.B.)

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

Dated :7.2.2020

Heard Shri A.P. Sadavarte, learned Advocate for the Applicant and Shri V.A. Kulkarni, learned Presenting Officer for the Respondents.

2. Ld. PO produces letter dated 20.1.2020 by Transport Commissioner. Copy of the same is supplied to the Ld. Advocate for the applicant. Ld. PO seeks two weeks time to file reply.

3. **S.O. to 28.2.2020.**

Member(J)
(sgj)

Vice Chairman

O.A. No.950 of 2019 (D.B.)

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

Dated :7.2.2020

None for the Applicant. Heard Shri S.A. Sainis, learned Presenting Officer for the Respondents No.1 & 2 and Ms. M.P. Munshi for learned Advocate for Respondent No.4.

2. Ld. PO seeks three weeks time to file reply.

3. **S.O. to three weeks.**

Member(J)
(sgj)

Vice Chairman

O.A. No.993 of 2019 (D.B.)

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

Dated :7.2.2020

Heard Shri A.R. Ingole, learned Advocate for the Applicant and Shri P.N. Warjekar, learned Presenting Officer for the Respondents.

2. Ld. PO seeks time to file reply.

3. **S.O. to four weeks.**

Member(J)
(sgj)

Vice Chairman

CA.38 in OA.7/20 (D.B.)

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

Dated :7.2.2020

Heard Shri N.R. Saboo, learned Advocate for the Applicant, Shri M.I. Khan, learned Presenting Officer for Respondents No.1 & 2 and Shri G.K. Bhusari, learned Advocate for Respondents No.3 & 4.

2. Ld. Advocate for the applicant seeks time.
3. **S.O. to 18.2.2020. Interim relief to continue.**

Member(J)
(sgj)

Vice Chairman

O.A. No.23 of 2020 (D.B.)

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

Dated :7.2.2020

Heard Shri S.D. Shukla, learned Advocate for the Applicant and Shri A.P. Potnis, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant seeks time.

3. **S.O. to four weeks.**

Member(J)
(sgj)

Vice Chairman

O.A. No.431 of 2018 (D.B.)

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

Dated :7.2.2020

Heard Shri P.P. Khaparde, learned Advocate for the Applicant and Shri V.A. Kulkarni, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant seeks time to file rejoinder.

3. **S.O. to two weeks.**

Member(J)
(sgj)

Vice Chairman

O.A. No.637 of 2019 (D.B.)

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

Dated :7.2.2020

Heard Shri N.S. Warulkar, learned Advocate for the Applicant and Shri M.I. Khan, learned Presenting Officer for the Respondents.

2. Ld. PO files reply on behalf of respondent no.2.

3. **Admit. Place the above matter for final hearing on 2.3.2020.**

Member(J)
(sgj)

Vice Chairman

O.A. No.50 of 2015 (D.B.)

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

Dated :7.2.2020

Heard Shri A.R. Bhattacharya, learned Advocate holding for Shri M.R. Johrapurkar, learned Advocate for the Applicant and Shri P.N. Warjukar, learned Presenting Officer for the Respondents.

2. At the request of Ld. Advocate for the applicant, **S.O. to one week.**

Member(J)
(sgj)

Vice Chairman

O.A. No.133 of 2015 (D.B.)

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

Dated :7.2.2020

Heard Shri S.S. Dhengale, learned Advocate
for the Applicant and Shri S.A. Sainis, learned
Presenting Officer for the Respondents.

2. Ld. PO seeks time.

3. **S.O. to 14.2.2020.**

Member(J)
(sgj)

Vice Chairman

O.A. No.269 of 2015 (D.B.)

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

Dated :7.2.2020

Heard Shri N.S. Warulkar, learned Advocate for the Applicant and Shri H.K. Pande, learned Presenting Officer for the Respondents.

2. **Closed for orders.**

Member(J)
(sgj)

Vice Chairman

CA.36/20 in OA. 540/19 (D.B.)

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

Dated :7.2.2020

Heard Shri S.A. Nerkar, learned Advocate for the Applicant and Shri M.I. Khan, learned Presenting Officer for the Respondents.

2. CA No.36 of 2020 is allowed.

Member(J)
(sgj)

Vice Chairman

O.A. No.540/19 (D.B.)

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

Dated :7.2.2020

Heard Shri S.A. Nerkar, learned Advocate for the Applicant and Shri M.I. Khan, learned Presenting Officer for the Respondents.

2. In view of the urgency the matter is heard. After arguments of the Ld. Advocate for the applicant , Ld. PO submits that he is intending to seek information from the respondents as to on the basis of which document date of birth of the applicant was recorded in the service book.

3. **S.O. to 17.2.2020.**

Member(J)
(sgj)

Vice Chairman

O.A. No.479/2019 (S.B.)

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

Date: 7.2.2020

Heard Ms. Tejashree Jogdand, learned Advocate holding for Shri R.D. Dharmadhikari, learned Advocate for the Applicant and Shri S.A. Deo, learned Chief Presenting Officer for Respondents.

2. At the request of Ld. Advocate for the applicant adjourned to 10.2.2020.

Member (J)

(sgj)

O.A. No.470 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Ms. Tejashree Jogdand, learned Advocate holding for Shri R.D. Dharmadhikari, learned Advocate for the Applicant and Shri A.M. Ghogre, learned Presenting Officer for Respondents.

2. At the request of Ld. Advocate for the applicant **adjourned to 10.2.2020.**

Member (J)

(sgj)

O.A. No.477of 2019 (S.B.)

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

Date: 7.2.2020

Heard Ms. Tejashree Jogdand, learned Advocate holding for Shri R.D. Dharmadhikari, learned Advocate for the Applicant and Shri S.A. Sainis, learned Presenting Officer for Respondents.

2. At the request of Ld. Advocate for the applicant **adjourned to 10.2.2020.**

Member (J)

(sgj)

O.A. No.478 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Ms. Tejashree Jogdand, learned Advocate holding for Shri R.D. Dharmadhikari, learned Advocate for the Applicant and Shri A.M. Khadatkar, learned Presenting Officer for Respondents.

2. At the request of Ld. Advocate for the applicant **adjourned to 10.2.2020.**

Member (J)

(sgj)

MCA.6/20 in O.A. No.3 of 2020 (S.B.)

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

Date: 7.2.2020

Heard Shri M.V. Mohokar, learned Advocate for the Applicant and Shri A.M. Ghogre, learned Presenting Officer for Respondents.

2. Ld. PO produces the order passed by the Deputy Director, Health Services, Akola Circle and submitted that at Rural Hospital Akot, Akola there are 3 sanctioned posts of Medical Officer. On 2 posts the permanent Medical Officers are officiating and on one post Bonded Medical Officer is officiating. The Dy. Director has given directions to District Civil Surgeon, Akola to relieve the bonded medical officer and allow the applicant to resume duties in his place. The second letter dated 6.2.2020 written by Deputy Director, Health Services, Akola Circle is filed. It is mentioned in that letter that order dated 3.2.2020 was to be served on the applicant. Consequently on 4.2.2020 a messenger was sent to the house of the applicant, but as the applicant was not present, his family members refused to accept that order. Ld. PO has filed on record a statement i.e. staffing pattern of District Prisons, Akola as on 31.1.2020. Senior Jailor, District Prisons, Akola is present. He is directed to file affidavit in support of the staffing pattern till 3.00 p.m.

3. Ld. PO files reply on behalf of respondent no3 at 3.00 p.m. **S.O. to 14.2.2020.**

Member (J)

(sgj)

O.A. No.15 of 2020 (S.B.)

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

Date: 7.2.2020

Heard Shri P.S. Wathore, learned Advocate for the Applicant and Shri V.A. Kulkarni, learned Presenting Officer for Respondents.

2. Ld. Advocate for the applicant submitted that if direction is given to the respondents to consider request of the applicant it would suffice in this matter. In view of this the applicant is permitted to make representation to the respondent no.1 for his transfer and if representation is made by the applicant then it shall be considered at the time of general transfer of 2020. OA is disposed off. No order as to costs.

Member (J)

(sgj)

O.A. No.77 of 2020 (S.B.)

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

Date: 7.2.2020

Heard Shri S.P. Palshikar, learned Advocate for the Applicant and Shri S.A. Deo, learned Chief Presenting Officer for Respondents.

2. Perused the impugned order dated 9.1.2020. After perusing the order dated 22.2.2019 it seems that the applicant was transferred from Police Control Room, Yeotmal as PSO, Police Station Ralegaon, Yeotmal. Apparently the applicant was not due for transfer. The respondent no.2 issued the impugned order dated 9.1.2020 and directed the applicant to work at District Special Branch, Yeotmal for temporary period and also directed P.I., Dilip Shankarrao Vadgaonkar who was incharge of District Special Branch, Yeotmal to officiate as PSO Police Station Ralegaon for temporary period. After reading this order it is clear that there was no contingency for the deputation. It is not the case of respondent no.2 that there was any serious complaint received against the applicant and consequently the said order was passed. In view of this the effect of the order dated 9.1.2020 is hereby stayed as the applicant is not yet relieved and handed over the charge of his post at Ralegaon.

3. Issue notice to R-2 & 3, returnable in **three 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. to three weeks.**

Member (J)

(sgj)

O.A. No.373 of 2018 (S.B.)

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

Date: 7.2.2020

Heard Shri P.J. Mehta, learned Advocate for the Applicant and Shri H.K. Pande, learned Presenting Officer for Respondents.

2. Officer of the Pay Unit who was present on the last date was directed to file copies of the pay scale of the Junior Statistical Assistant Senior Statistical Assistant and Assistant Forest Statistian. But the copies are not filed. Ld. PO submits that he would comply.

3. The matter be taken up on 12.2.2020.

Member (J)

(sgj)

O.A. No.420 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Shri R.V. Shiralkar, learned Advocate for the Applicant and Shri P.N. Warjekar, learned Presenting Officer for Respondents.

2. Ld. PO produces order dated 5.2.2020. By this order the applicant is now posted as Child Development Project Officer, Amravati. In view of this there remains no substance in the OA. Hence, OA is disposed off. No order as to costs.

Member (J)

(sgj)

O.A. No.412 of 2017 (S.B.)

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

Date: 7.2.2020

Heard Shri R.V. Shiralkar, learned Advocate for the Applicant, Shri A.M. Khadatkar, learned Presenting Officer for Respondents No.1 to 3 and Shri M.V. Fopse, learned Advocate for Respondent No.4..

2. It is submitted that the applicant and respondent no.4 have settled their dispute and to that effect purshis is filed. It is submitted that purshis is lying in the Registry. It be called from Registry and kept on record.

3. On perusal of OA it seems that this application is filed by Chandrakala Suryabhan Niratkar i.e. second wife of the deceased government servant. It is submitted that this OA is filed on behalf of her mentally ill son Prashant alias Ganesh Suryabhan Niratkar. On perusal of the OA it seems that Prashant s/o Suryabhan Niratkar is not shown as applicant in this matter. No doubt, mother is the natural guardian of his son Prashant who is mentally ill. But it was necessary to file the application by natural guardian in the name of mentally retarded son. The applicant is directed to remove this objection within one week.

4. **S.O. to 14.2.2020.**

Member (J)

(sgj)

O.A. No.717 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Shri R.V. Shiralkar, learned Advocate for the Applicant and Shri S.A. Sainis, learned Presenting Officer for Respondents.

2. It is submitted that vide order dated 4.1.2020 the grievance of the applicant is now redressed and he is posted in the PWD, Sub Division No.1 Akola and he resumed duties on 9.1.2020. In view of this there remains nothing in this OA. Hence, OA is disposed off. No order as to costs.

Member (J)

(sgj)

O.A. No.454 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Shri S.P. Palshikar, learned Advocate for the Applicant and Shri M.I. Khan, learned Presenting Officer for Respondents.

2. Ld. PO seeks time.
3. **S.O. to 12.2.2020.**

Member (J)

(sgj)

O.A. No.559 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Shri S.P. Palshikar, learned Advocate for the Applicant and Shri A.M. Ghogre, learned Presenting Officer for Respondents.

2. Ld. Advocate for the applicant seeks time.
3. **S.O. to 13.2.2020.**

Member (J)

(sgj)

O.A. No.895 of 2019 (S.B.)

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

Date: 7.2.2020

Heard Shri S.P. Palshikar, learned Advocate for the Applicant and Shri H.K. Pande, learned Presenting Officer for Respondents.

2. Ld. Advocate for the applicant seeks time.
3. **S.O. to 13.2.2020.**

Member (J)

(sgj)

O.A.St.No.3098/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

C.A.No.575/2017:-

Heard Shri V.K.Paliwal, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. The Id. counsel for the applicant has filed C.A. No.575/2017 for condonation of delay. As per the Id. P.O., there is a delay of 15 years. The Id. counsel for the applicant has filed order giving additional charge to the applicant dated 28.10.2007, 24.12.2007 and 02.01.2008, all these three letters are marked Exh.-X-1 for the purposes of identifications and one letter applicant has filed before Lok Ayukta which is marked Exh-X for the purpose of identification. All the letters are taken on record. Copies are served to the other side.

3. The Id. P.O. desires time to take instructions from the department that whether directing to take practical exam amount to additional charge or not?

4. The Id. counsel for the applicant is directed to file typed copy of documents at P.B., Pg. Nos. 23 to 27.

5. **S.O. two weeks.**

Vice Chairman

Date:-07/02/2020.
aps.

O.A.No.611/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

2. After hearing respondents, the Id. counsel for the applicant is directed that post of Secretary Revenue was upgraded and as on today, it is A.C.S., Revenue, Government of Maharashtra. So, first respondent should be A.C.S., Revenue, Government of Maharashtra; second respondent should be A.C.S. (Service), G.A.D. and third respondent should be Divisional Commissioner, Amravati.

3. After corrections in the list of respondents properly, office is directed to issue notices to the newly added respondents.

4. S.O. 10.02.2020.

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.990/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri G.N.Khanzode, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the State. Await service of respondent nos. 2 to 4.

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

Vice Chairman

Date:-07/02/2020.
aps.

Rev.26/19inO.A.1004/18withRev.27/19inO.A.

1005/18withRev.28/19inO.A.1006/18 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :07/02/ 2020.

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

2. At the request of Id. counsel for the applicant, **S.O. three weeks.**

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.121/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.**

C.A.No.524/2019:-

Heard Ms. S.Bhave holding for Shri A.Mardikar, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. **C.A.No.524/2019 for early hearing is allowed.**

3. **S.O. 17.02.2020.**

Vice Chairman

Date:-07/02/2020.
aps.

O.A.No.261/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

2. The Id. counsel for the applicant submits that he has already filed the service affidavit in office. The Id. P.O. seeks time to file reply, **S.O. three weeks.**

Vice Chairman

Date:-07/02/2020.
aps.

O.A.No.927/2017 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.**

Heard Shri P.P.Kotwal, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. 26.02.2020.**

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.268/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri A.H.Jamal, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. 12.02.2020.**

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.985/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri A.A.Dhawas, the Id. Counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 & 2. There is a leave note of the Id. counsel for the respondent no. 3.

2. At the request of Id. counsel for the applicant, **S.O. one week.**

Date:-07/02/2020.
aps.

Vice Chairman

O.A.No.14/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.**

Heard Shri N.S.Warulkar, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.184/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri N.S.Warulkar, the Id. Counsel for the applicant, Shri M.I.Khan, the Id. P.O. for the respondent nos. 1 & 2 and Shri M.Shaikh, the Id. counsel for the respondent no. 3.

2. At the request of Id. counsel for the applicant, **S.O. next week.**

Date:-07/02/2020.
aps.

Vice Chairman

O.A.No.792/2016 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.**

Heard Shri S.S.Shingane, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. next week.**

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.148/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri P.P.Thakare, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. The Id. counsel for the applicant has mainly relied on G.R. dated 16/10/2012 bearing no. 'kl u fu.kz deld cBd 2010@i:dz7@Q9 at P.B., Pg. No. 84. However, in the said G.R. at page 85 in Government decision in para no. 2 the following observations have been made which is below:-

"i kp o"kl; k l yx l oB; k dkyko/kph x.kuk djrkuk ou foHkxkrty ; kst ukvrxr@ ; kst uoj jstmkjh etjkuh iR; cl o"kl 240 fnol dke dyyysvl kos ; kdfjrk 5 o"klpk dkyko/kh ekstrkuk jst xkj geh ; kst uk fdok jst xkj geh nskk& ; k rRI e ; kst uoj dyy; k dkekps fnol fopkjr ?ks ; kr ; ouu; r-"

3. The Id. P.O. has submitted that applicant did not satisfied the para no. 2 of the said G.R.. However, in the interest of justice and equity, respondents are directed that they should give personal hearing to each and every applicant and show the relevant documents, keep the record of personal hearing and decide the applicant's case as per his own merit **within three months** from the date of this order as per the G.R. dated 16.10.2012 bearing no. 'kl u fu.kz deld cBd 2010@i:dz7@Q9 at P.B., Pg. No. 84.

4. With the above directions, **O.A. is disposed of with no order as to costs.**

5. *If applicant's counsel is aggrieved with any of the decision after the personal hearing, he is at liberty to challenge the same before the Tribunal.*

Vice Chairman

Date:-07/02/2020.

aps.

O.A.No.80/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/02/ 2020.

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State.

2. The Id. counsel for the applicant has pointed out that applicant was put under suspension by the order dated 14/06/2019 (Annexure-A-3, P.B., Pg. No. 34). He is still under suspension and applicant is retiring on 31.03.2020. Whether provisions of para 1 (i) of G.R. dated 09/07/2019 had been complied or not?

3. Issue notice to R-2 to 4, returnable on two weeks. Learned 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. two weeks.**

Vice Chairman

Date:-07/02/2020.

aps.