

O.A. 127/2021 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

None for the applicants. Shri V.A.
Kulkarni, Id. P.O. for R-1.

Await service of R-2 to 4.

S.O. four weeks.

Vice-Chairman

dnk.

O.A. 38/2021 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

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

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

Vice-Chairman

dnk.

O.A. 35/2021 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Shri U. Dastame, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1 to 3 and none for R-4.

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

Interim relief to continue till then.

Vice-Chairman

dnk.

O.A. 738/2020 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Shri T. Rahul, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Vice-Chairman

dnk.

O.A. 93/2020 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Shri C.V. Jagdale, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

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

Vice-Chairman

dnk.

O.A. 73/2019 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

None for the applicant. Shri S.A. Sainis,
Id. P.O. for R-1. Await service of R-2&3.

S.O. four weeks.

Vice-Chairman

dnk.

O.A. 684/2017 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Shri K.P. Mahalle, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The learned counsel for the applicant submits that the applicant has expired and therefore he wants to withdraw the O.A. by filing pursis and for that purpose he wants further time.

3. At the request of Id .counsel for the applicant, **S.O. 16/3/2021.**

Vice-Chairman

dnk.

O.A. 632/2017 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

C.A. No. 59/2021 -

Heard Shri K.P. Mahalle, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the State.

2. For the reasons stated in the application, the C.A.No.59/2021 for amendment is allowed. Necessary amendment be carried out within three weeks and amended copy be supplied to the other side.

O.A. 632/2017 -

Heard Shri K.P. Mahalle, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the State.

2. After amendment, issue notice to the respondents returnable **after four weeks.** Learned P.O. waives notice for State. Hamdast allowed.

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

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

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

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

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

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

Vice-Chairman

dnk.

O.A. 667/2019 (D.B.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Ms. R. Pande, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

The matter be kept before regular D.B. as and when available.

Vice-Chairman

dnk.

O.A. 206/2021 (D.B.)

(Akash D. Sahare Vs. State of Mah. & Ors.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Heard Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Khadatkhar, Id. P.O. for the State.

2. The applicant was appointed in S.C. category candidate in the Nagar Parishad, Wadi, District Nagpur as Deputy Chief Officer, Maharashtra Municipal Taxation and Administrative Service, Grade-B in the pay scale of Rs.9300-34800/- + GP 4300/- vide order dated 22/9/2016 (A-1,P-12). Subsequent to that the applicant was confirmed in service vide order dated 11/7/2019 (A-2,P-16). Thereafter, the applicant came to be transferred vide order dated 10/8/2020 (A-3,P-17) in Maharashtra Municipal Taxation and Administrative Service, Grade-B as Tax Inspector in Nagar Parishad, Umred, District Nagpur.

3. The learned counsel for the applicant has filed recruitment rules of Urban Development Department dated 28/1/2020 (A-6,P-48 to 53) and Notification dated 30/1/2018 (A-7,P-54 to 69) and in the said Notification dated 30/1/2018 at page no.64, the Clause 4 (1) (B) for recruitment to the post in

Group- A of the service shall be made as follows–

“ 4 (1) (B) by promotion of a suitable person on the basis of seniority and merit from amongst the persons holding the post in Grade-B in the regular service continuously for a period of not less than three years in the post-

(i) hold a degree in any faculty of any recognised Board or University ‘

(ii) have passed such Departmental exam as may have been prescribed ;

(iii) have passed MSCIT exam or equivalent examination and any other examination that Government may specify, from time to time.”

4. The learned counsel for the applicant submitted that the applicant fulfils all the criteria laid down in Clause 4 (1) (B) at page no.64, however, the applicant has not been promoted till now. The applicant has also submitted representation dated 25/9/2020 (A-9,P-85) to the Divisional Commissioner, Nagpur and representation dated 3/11/2020 (A-9,P-83) to the Commissioner, Nagar Parishad Directorate, Mumbai.

5. Issue notice to the respondents returnable **after four weeks**. Learned 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.

11. In the meanwhile, the respondents are at liberty to take appropriate decision as per the existing rules and regulations on the representations submitted by the applicant dated 25/9/2020 & 3/11/2020 till filing of the reply.

S.O. after four weeks.

Steno is granted...

Vice-Chairman

dnk.

O.A. 205/2021 (D.B.)

(B.U. Lasante Vs. State of Mah. & Ors.)

**Coram: Shri Shree Bhagwan,
Vice-Chairman.**

Dated : 05/03/2021.

Heard Shri S.P. Palshikar, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the State.

2. The learned counsel for the applicant pointed out that vide order dated 30/8/2019 (A-1,P-22) the applicant's batchmate is at Sr.No. 708 Shri Vishal Dilip Chauhan was promoted from PSI to API (P-24). The person at Sr.No.708 is also facing case under Section 498 (A) of Cr.P.C. On perusal of promotion order dated 30/8/2019 (A-1,P-22) it appears that in para-2 the respondents have considered the G.Rs. dated 15/12/2017 and 30/8/2018. If these G.Rs. were considered and candidate at Sr.No. 708 was promoted, then on the same parity and justice the applicant claims to get promotion, however, he has been denied and aggrieved with this, the applicant has approached to this Tribunal.

3. The learned counsel for the applicant has relied upon the Judgment of this Tribunal in O.A. No.217/2013 delivered on 25/4/2013

(A-4,P-35) where the similar issue was involved. The learned P.O. desires four weeks time to file reply. He is permitted to do so.

4. In the meanwhile, the respondents are at liberty to take appropriate decision about promotion of the applicant.

5. Issue notice to the respondents returnable on 5/4/2021 Learned 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. 5/4/2021.

Vice-Chairman

dnk.

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O.A.No.823/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

C.A.No.20/2021:-

Heard Shri G.G.Bade, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.340/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.146/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

Heard Shri S.M.Khan, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.147/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

Heard Shri A.Kalele, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

2. The Id. counsel for the applicant submits that notices have been served. At the request of Id. P.O., **S.O. four weeks to file reply.**

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.208/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

Heard Shri A.P.Gase holding for Shri V.B.Bhise, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the State.

2. At the request of Id. counsel for the issue fresh notice to Respondent no. 2, returnable on four weeks. Learned 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. four weeks.**

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.343/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

C.A.No.177/2020:-

Heard Shri A.Gase holding for Shri V.B.Bhise, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State. Await service of respondent no. 2.

2. **C.A. No. 177/2020 for Jt. O.A. is allowed.**
3. At the request of Id. counsel for the applicant, **S.O. four weeks to file service affidavit.**

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.913/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.96/2021 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.102/2021 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.

aps.

O.A.Nos.432,588,662,679,861,915,916,917,933

&934/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :05/03/ 2021.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant, Shri A.M.Ghogre, the Id. P.O. for the respondents and Shri Aditya Joshi, the Id. counsel for the R-2 to 27 as Intervenor in O.A. Nos. 915 & 917/2020.

2. The Id. counsel for the applicant has filed in tabular format detailed of all the applicants i.e. Original Application, Joined in service, Name of the applicant, first appointment, Date/year of passing examination, D.O.B., Date of attending the age of 45 years.

3. The Id. counsel for the applicant is also relied upon the Judgment of MAT, Nagpur Bench in O.A. Nos. 249/2020, 295/2020, 296/2020, 297/2020, 298/2020, 299/2020, 300/2020, 301/2020, 302/2020, 303/2020, 304/2020, 311/2020 and 315/2020 delivered on 24.12.2020. He is also relied on MAT, Mumbai Bench Judgment in O.A. No. 1125/2019 delivered on 28.01.2021 and submits that grievance redressal period may be reduced from six months to three months.

4. Hence, **Closed for orders.**

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.616/2020 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.743/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

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

2. The Id. P.O. has filed letter dated 05.03.2021 by Under Secretary, Medical Education and Drugs Department by which applicant as per para no. 2 of the order has been appointed as Assistant Professor, Government Medical College, Chandrapur. Hence, grievance of the applicant was solved. Since, nobody appear on behalf of the applicant, matter be kept on 12.03.2021.

3. **S.O. 12.03.2021.**

4. *If applicant or its counsel will not present at next hearing, the final order will pass in his absence.*

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.13/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

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

2. As aggrieved by both the counsels, O.A. is **admitted** and kept for final hearing.

3. The Id. P.O. waives notices for the respondents.

4. **S.O. 12.03.2021.**

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.179/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

Heard Shri J.Duhilani, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the State.

2. As submitted by Id. counsel for the applicant, applicant's service condition was changed and he was appointed on supernumerary post of 11 months in O.A. No. 793/2020 (Annexure-A-8, P.B., Pg. Nos. 58 & 59). Applicant's 11 months posting on supernumerary post was stayed till filing of the reply. So, as on today applicant's service condition itself is under subjudice till that is decided, second A.C.P. issue cannot be taken up. Hence, this O.A. itself is not maintainable at this stage.

3. The Id. counsel for the applicant desires to take instructions and file the pursis in this regard to withdraw the O.A..

4. **S.O. 18.03.2021.**

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.186/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

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

2. The Id. counsel for the applicant in O.A. on P.B., Pg. No. 6 has given detailed in a tabular form about the applicant and Shri R.N.Kale who had already retired. The table is reproduced below:-

Sr. No.	Particulars/ Subject	R.N.Kale	Applicant
1	Joined the post of Junior Clerk	09.08.1982	19.12.2001
2	Date of passing SSD examination	Exempted from passing D.E. on 02.07.2005 by an order dated 28.02.2006	SSD passed in Jan. 2005 RQE passed in April 2005
3	Date of promotion as Awal Karkun	03.08.2005	23.06.2009
4	Seniority number	14	265
5	Effect of exemption from passing D.E. on date of confirmation	Will be confirmed as junior clerk on 02.07.2005 i.e. date on which he was exempted from passing D.E.	Will retain his original date of appointment i.e. 19.12.2001.

3. As pointed out by the Id. counsel for the applicant, applicant's application was heard in Appeal Case No. APT-5/Amravati 43/2016-17 passed

on 05.05.2017 (Annexure-A-3, P.B., Pg. No. 31) and operative part of the order was passed on P.B., Pg. No. 37 which is below:-

ORDER

1. *The appeal of appellant is allowed.*
2. *The appellant is granted deemed date of promotion granted to Shri R.N.Kale i.e. 03.08.2005.*
3. *The Collector, Amravati is directed to give benefits of deemed date of promotion, and initiate necessary steps to correct the records by considering benefits of seniority, promotion and monetary benefits to the appellant in accordance with Rule's and Laws.*
4. *Inform parties.*
5. *Close file and send to record room.*

4. Again the same order was reviewed by respondent no. 2 himself on 01.10.2018 and operative part of the order was passed on P.B., Pg. No. 69 which is reproduced below:-

"1- vi hytFhtZJh fot ; ch elat j] ¼rRdkyhu vloy dlj dlu½ I nFLFrhr fujh{k.k vf/kdkjh] rgfl y dk; lÿ;] /tkj.kh] ft- vejtkorh ; k ; k dk; lÿ; kr nk[ky ekfuo fnukdckicrps vihy idj.k dækd , fVi h5@vejtkorh@43@2016&17 e/; srRdkyhu foHkxh; vk; Ør] vejtkorh ; kauh Jh vkj-, u-dkGs; kpk vloy dlj dlu I dxkÿhy i nkÿurtpk fr- 03-08-2005 gk ekfuo fnukd edat jthpk fr- 05-05-2017 yk i kjhr dÿsyk vtnsk jna dj. ; kr ; s vtgs

2-I æk/krhu dGfo. ; kr ; kos

3-I ðpdk cm d: u vfhky[k d{kr i kBfo. ; kr ; koh"

5. The applicant preferred an appeal before this Tribunal in O.A. No. 810/2018 (P.B., Pg. No. 76) this O.A. along with other O.As. was decided and matter was decided on 24.02.2020 and operative part of order is at P.B., Pg. No. 88, which is reproduced below:-

"The respondent no. 3 the Collector, Amravati is directed to fix the seniority of the respondent nos. 5 to 12 (in O.A. No. 956/2017) and all the applicants in O.A. Nos.

789, 790, 802, 803, 804, 805, 809, 810, 811, 857/2018, as per the directions issued by the full Bench of MAT in O. No. 354/2015 within a period of three months from the date of this order and thereafter shall decide the issue of deemed date. After compliance of the order by the respondent no. 3, the respondent no. 2 shall prepare divisional seniority list as per the directions issued by the Full Bench of MAT. The respondent no. 2 shall fix the seniority at the division level within a period of three months from the date of preparation of seniority list by the respondent no. 3. The O.As. stand disposed of. No order as to costs."

6. The applicant was given relief by respondent no. 2, as per order dated 05.05.2017, but in review he was denied relief vide order dated 01.10.2018 and this impugned order was challenged in the MAT in O.A. No. 810/2018 and order was passed on 24.02.2020. The applicant's seniority position has been changed several times due to his appeal and order as on today applicant is working as Naib Tahsildar. Due to impugned order dated 01.10.2018, his position might be disturbed. In view of this, the applicant has apprehension that he will be aggrieved again. In view of this, respondents are directed not to disturb position of applicant again as a Naib Tahsildar and maintain Status-quo till final outcome of the O.A..

7. However, respondent no. 3 is at liberty to review the order dated 04.01.2021 (Annexure-A-10, P.B., Pg. No. 98) in view of MAT order dated 24.02.2020.

8. The Id. Counsel for the applicant is also pointed out that respondent no. 2 while passing order dated 05.05.2017 on P.B., Pg. NO. 32 in para no. 2 has considered order of MAT, Mumbai Bench in O.A. No. 587/2008 and according to that order was passed on P.B, Pg. No. 37. On the same line necessary action should be taken by respondent nos. 2 & 3 regarding preparation of seniority list.

9. Issue notice to Respondents, returnable on four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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

11. 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.

12. 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.

13. 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.

14. 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.

15. **S.O. four weeks.**

Vice Chairman

Date:-05/03/2021.

aps.

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

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

Heard Shri N.S.Giripunje, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the State.

2. The applicant was appointed in the year 1982 as S.C. candidate on Clerk-Cum-Typist post and applicant was accepted promotion in the year 1994. However, applicant was given first promotion in the year 1999. The grievance of the applicant is that being S.C. candidate he got adverse entry in the C.R. and that's why applicant has not been promoted. There is a delay of total 22 years. The Id. counsel for the applicant is directed to file C.A. for condonation of delay.

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

Vice Chairman

Date:-05/03/2021.

aps.

O.A.Nos.87,88,89,97,122,165,166,167,190,191,

192,193&194/2021 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman

Dated :05/03/ 2021.

Heard Shri S.N.Gaikwad, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State.

2. Issue notice to Respondents, returnable on four weeks. Learned 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. four weeks.**

Vice Chairman

Date:-05/03/2021.

aps.

O.A.No.527/2016 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

Heard Shri G.K.Bhusari, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

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

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.256/2018 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.869/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.**

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

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

Vice Chairman

Date:-05/03/2021.
aps.

O.A.No.173/2020 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :05/03/ 2021.

Heard Shri C.A.Joshi, the Id. Counsel for the applicant, Shri M.I.Khan, the Id. P.O. for the respondents and Shri B.N.Jaipurkar, the Id. counsel for the respondent no. 2.

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

Vice Chairman

Date:-05/03/2021.

aps.