

O.A. No. 755/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Heard Shri S.M. Puranik, the learned counsel for the applicants and Shri M.I. Khan, the learned P.O. for the respondents.

The Ld. P.O. has filed reply affidavit on behalf of the respondents. The same is taken on record and a copy thereof is supplied to the learned counsel for the applicant.

The learned counsel for the applicants seeks time to go through the same and file rejoinder, if necessary.

S.O. 13th December 2017.

. Vice-Chairman(J)

pdg

O.A. No. 149/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

C.A. No.402/2017.

Heard Shri M.V. Mohokar, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

2. The learned counsel for the applicant has filed service affidavit on behalf of the respondents.
3. Applicant is allowed to amend the O.A. accordingly and to add the respondent after adding newly added respondent.
4. Amendment be carried out within one week.

O.A. No. 149/2017. (D.B.)

Heard Shri M.V. Mohokar, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondent Nos.1 and 2.

2. Notice be issued to newly added respondents returnable after **four weeks**. Hamdast granted.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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.

5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals (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 or courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within three weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. **four weeks.**

Vice-Chairman(J)

pdg

O.A. No. 310/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

None for the applicant.

Heard Shri P.N. Warjekar, the learned
P.O. for the respondents.

ADMIT.

Shri P.N. Warjekar, the learned P.O.
waives notice for both the respondents.

S.O. **four weeks** for final hearing.

. Vice-Chairman(J)

pdg

O.A. No. 260/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Heard Mrs. P.T. Joshi, the learned counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents.

S.O. **two weeks** as a last chance.

Vice-Chairman(J)

pdg

O.A. No. 262/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Heard Mrs. P.T. Joshi, the learned counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents.

S.O. **two weeks** as a last chance.

Vice-Chairman(J)

pdg

O.A. No. 683/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Heard Shri S.N. Gaikwad, the learned counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondents.

The learned counsel for the applicant submits that he will file service affidavit on 13.12.2017.

S.O. **13.12.2017.**

. Vice-Chairman(J)

pdg

O.A. No. 78/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

None for the applicant. Shri S.A. Sainis,
the learned P.O. for the respondent No.1.

Await service to R.2.

The learned P.O. seeks time to file reply.

S.O. **four weeks.**

. Vice-Chairman(J)

pdg

O.A. No. 808/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.1

C.A. No. 502/2017

Heard Shri P.P. Khaparde, the learned counsel for the applicants and Shri S.A. Sainis, the learned P.O. for the respondents.

For the reasons stated in the C.A., leave to sue jointly as prayed for is granted, subject to the applicants paying requisite Court fees, if not already paid. C.A. is disposed of accordingly.

Vice-Chairman(J)

pdg

O.A. No. 761/2017. (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.1

C.A. No. 502/2017

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

S.O. four weeks at the request of Ld. P.O. for filing reply.

Vice-Chairman(J)

pdg

O.A. No. 636/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

C.A. 431/2017.

Heard Mrs. Gauri Venkatraman, the
learned counsel for the applicant and Shri S.A.
Deo, the learned C.P.O. for the respondents.

Closed for orders.

. Vice-Chairman(J)

pdg

O.A. No. 856/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

Heard Shri S.N. Gaikwad, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

The applicant has challenged in this O.A. the order of his transfer dated 27.10.2017 as Police Naik Driver from Desaiganj to Pirmili. The learned counsel for the applicant submits that the applicant's grievance has been redressed during the pendency of the O.A. and he has been instructed to withdraw the O.A. He, therefore, seeks permission for the same. In view thereof, permission is granted to withdraw the O.A. Hence, the following order:-

ORDER

The O.A. stands disposed of as withdrawn with no order as to costs.

. Vice-Chairman(J)

pdg

O.A. No.565 /2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Heard Shri P.V. Thakre, the learned
counsel for the applicant and Shri A.M.
Khadatkar, the learned P.O. for the
respondents.

S.O. 15.12.2017.

Vice-Chairman(J)

pdg

O.A. No.628 /2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

None for the applicant. Shri P.N. Warjekar, the learned P.O. for the respondents.

The Ld. P.O. has filed reply on behalf of R. 2 and 3, it is taken on record.

S.O. **four weeks** for filing rejoinder.

Vice-Chairman(J)

pdg

O.A. (St.) No. 2798 /2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

C.A. 521/2017.

Heard Miss. Meenaxi Iyer, the Ld. counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents.

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

Vice-Chairman(J)

pdg

O.A. No. 696/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

None for the applicant. Shri V.A. Kulkarni,
the learned P.O. for respondent No.1.

Await service to R. 2 & 3.

S.O. **four weeks** .

Vice-Chairman(J)

pdg

O.A. No. 718/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

Heard Mrs. M.P. Munshi, the Ld. counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

The Ld. counsel for the applicant submits that she will file service affidavit, since all the respondents are served.

S.O. **four weeks** .

Vice-Chairman(J)

pdg

O.A. No. 193/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Shri P.P. Khaparde, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for respondents.

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

Vice-Chairman(J)

pdg

O.A. No. 360/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Shri Bhushan Dare, Adv. holding for Shri P.B. Patil, the Ld. counsel for the applicant and Shri A.P. Potnis, the learned P.O. for respondents 1 to 6. None for R.7.

At the request of Ld. P.O., S.O. **two**
weeks for filing reply affidavit of R.4.

Vice-Chairman(J)

pdg

O.A. No. 541/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Shri R.V. Shiralkar, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

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

Vice-Chairman(J)

pdg

O.A. No. 635/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

There is a leave note from Shri N.D. Thombre, the Ld. counsel for the applicant. Shri M.I. Khan, the learned P.O. for the respondents.

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

Vice-Chairman(J)

pdg

O.A. No. 650/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Shri N.R. Saboo, the Ld. counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents 1 and 2. None for R.3.

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

Vice-Chairman(J)

pdg

O.A. No. 665/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

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

S.O. four weeks.

Vice-Chairman(J)

pdg

O.A. Nos. 824 to 828 of 2017. (S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.**

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

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

Vice-Chairman(J)

pdg

O.A. Nos. 847, 848, 849, 850 & 851 of 2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 5th December 2017.

Heard Shri S.N. Gaikwad, the Ld. counsel for the applicants and Shri V.A. Kulkarni, the learned P.O. for the respondents.

ADMIT.

Shri V.A. Kulkarni, the learned P.O. waives notice for the respondents.

S.O. **13.12.2017** for final hearing.

Vice-Chairman(J)

pdg

O.A. No. 938/2017. (S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).

Dated : 5th December 2017.

Heard Shri M. Rajkondawar, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondent No.1.

2. The applicant has challenged the order dated 8.8.2017 (Annexure A-1) whereby he has been directed to pay penalty of Rs. 50,000/- as per the provisions of Section 15 (A) of the Sexual Harassment to Women at Work Place (Prevention, Prohibition and Redressal) Act, 2013. The Competent Committee under the Act seems to have conducted the enquiry against the applicant as regards alleged harassment of respondent No.4 and the Committee came to the conclusion that the applicant is guilty and, therefore, he has been directed to pay the amount of Rs. 50,000/- as compensation. The learned counsel for the applicant submits that the said order may be stayed till final hearing of this

O.A. The learned P.O. invited my attention to the said Annexure A-1, which nowhere states that the respondent authority is, in any manner, forcing the applicant to pay the amount of Rs. 50,000/-. It however states that in case the amount is not paid, serious view will be taken and the proposal will be sent to the Government for recovery of the amount. It is true that the amount will have to be recovered as land revenue for which Collector's order is necessary. However, in the interest of justice, recovery under the impugned order is stayed till filing of reply by the respondent authority.

3. In the meantime, issue notice to the respondent Nos. 2 to 4 returnable within **four weeks**.

4. Shri M.I. Khan, the learned P.O. waives notice for the respondent No.1. Hamdast granted.

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

6. 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.

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

8. The service may be done by hand delivery, speed post or courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within three weeks. Applicant is directed to file Affidavit of compliance and notice.

9. S.O. **four weeks**.

. Vice-Chairman(J)

pdg

