

**O.A. Nos. 311 and 381 of 2017(S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 13<sup>th</sup> August 2018.**

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

The Ld. P.O. has filed a copy of minutes of the meeting on record and its copy is supplied to the Ld. counsel for the applicant.

Heard both sides.

Closed for orders.

Vice-Chairman(J)

O.A. No. 102/2015

(S.B.)

**Coram: Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 13<sup>th</sup> August 2018.**

Shri A.Girhe, the Ld. counsel for the applicant and Shri M.I. Khan, 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. 682/2015**

**(S.B.)**

**Coram: Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 13<sup>th</sup> August 2018.**

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

Closed for orders.

Vice-Chairman(J)

pdg.

O.A. No. 27/2018

(S.B.)

**Coram: Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 13<sup>th</sup> August 2018.**

Heard Shri G.G. Bade, the Ld. counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents 1 and 2. Shri S.M. Khan, Adv.for R.3.

S.O. **two weeks.**

Vice-Chairman(J)

pdg.

**O.A. No. 771/2017**

**(S.B.)**

**Coram: Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 13<sup>th</sup> August 2018.**

Heard Shri N.D. Thombre, the Ld. counsel for the applicant and Shri S.A, Deo, the learned C.P.O. for the respondents 1 to 3. None for R.4.

2. As per order dated 6.4.2018, the respondent Nos. 1 and 3 were directed to file an affidavit as to whether they are ready to accommodate the applicant on temporary basis, as the applicant was appointed earlier till the Assistant Professor is appointed on regular basis. The Ld. CPO submits that in the reply affidavit filed by respondent No. 1 and 3, on 23.3.2018, it has been specifically stated that the State is planning to make appointment on regular basis to the post of Assistant Professor. But it is not stated as to within how many days the said

process will be completed. Affidavit as directed vide order dated 6.4.2018 is not filed on record. In view thereof, it is expected that the respondents will appoint the applicant , as she is being appointed earlier from time to time till regular Assistant Professor is appointed on the post.

3. The Ld. CPO submits that he may be permitted to file an affidavit in reply as directed vide order dated 6.4.2018 and for which he sought time.

4. The respondents are, therefore, directed not to appoint anybody and to continue the applicant as she was being appointed earlier till necessary affidavit is filed and till further orders of this Tribunal.

5. S.O. **three weeks.**

Vice-Chairman(J)

**O.A. 604/2010 (D.B.)**

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

**Dated : 13/08/2018**

**C.A.117/2018 -**

Heard Shri M.Y. Wadodkar, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1.

2. The learned counsel for the applicant submits that he will collect the Hamdast today itself. He is permitted to collect the hamdast.

3. Issue fresh notice on C.A. to R-2 and 3 returnable in **four 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.

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. Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

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

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 882/2012 (D.B.)**



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

**Dated : 13/08/2018**

Heard Shri S.P. Palshikar, Id. counsel holding for Shri M.R. Khan, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1 to 4. None for R-5.

2. The learned counsel for the applicant files Pursis dated 04/08/2018 on record and submits that the applicant wants to withdraw the O.A. It is marked Exh-X for the purposes of identification.

3. In view thereof, the O.A. stands disposed of as withdrawn with no order as to costs.

**Member(A) Vice-Chairman(J)**

dnk.

**O.A. 808/2017 (D.B.)**

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

**Dated : 13/08/2018**

None for the applicants.

Shri A.M. Ghogre, Id. P.O. for the respondents.

The learned P.O. files reply-affidavit on behalf of R-4. It is taken on record. It is stated that reply of other respondents are not necessary.

The matter be kept **after four weeks** for filing rejoinder, if necessary.

**Member(A)                      Vice-Chairman(J)**

dnk.

**O.A. 864/2017 (D.B.)**

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

**Dated : 13/08/2018**

None for the applicant.

Shri A.M. Khadatkar, Id. for R-1.  
None for R-2.

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

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 188/2018 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and  
Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant.

Shri H.K. Pande, Id. for the  
Respts.

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

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 274/2018 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant.

Shri P.N. Warjurkar, Id. P.O. for  
the respondents.

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

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 520/2018 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Shri S.C. Deshmukh, Id. counsel  
for the applicant and Shri S.A. Deo, Id.  
CPO for the respondents.

At the request of Id. CPO, **S.O.**  
**28/08/2018** for filing reply.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 760/2014 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

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

The application for early hearing  
has already been allowed.

Since the pleadings are complete,  
the matter is admitted and be kept for  
final hearing.

The learned P.O. waives notice for  
the respondents.

**S.O. 27/08/2018.**

**Member(A) Vice-Chairman(J)**

dnk.

**O.A. 118/2016 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Shri A. Ali, Id. counsel holding for  
Shri H. Dangre, Id. counsel for the

applicant and Shri H.K. Pande, Id. P.O.  
for the respondents.

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

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 195/2016 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan, Member(A)**

**Dated : 13/08/2018**

Heard Shri M.R. Rajgure, Id. counsel  
for the applicant and Shri P.N. Warjurkar, Id.  
P.O. for the respondents.



The learned counsel for the applicant submits that he has received reply-affidavit and he wants to file rejoinder, if necessary. He is permitted to do so.

It is submitted that similar matter has already admitted. Hence, this matter is also admitted and be kept for final hearing along with O.A.194/2016.

The learned P.O. waives notice for the respondents.

Put up along with O.A.194/2016.

**Member(A) Vice-Chairman(J)**

dnk.

**O.A. 206/2016 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant.

Shri H.K. Pande, Id. P.O. for the respondents.

**S.O. two weeks.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 677/2017 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Shri Ishant Papinwar, Id. counsel holding for Shri A.M. Ghare, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1&2. None for R-3&4.

At the request of learned counsel for the applicant, **S.O. two weeks** for filing rejoinder.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 612/2018 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Shri N.D. Thombre, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

The learned counsel for the applicant seeks time to make necessary amendment and for that purpose he seeks time. He is permitted to do so.

Matter be kept on **14/08/2018**.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 618/2018 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Heard Shri N.D. Thombre, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to R-2, returnable on **28-08-2018**. 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. 28-08-2018.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 71/2010 (D.B.)**

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

**Dated : 13/08/2018**

Shri G.N. Khanzode, 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. 14/08/2018.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 76/2010 (D.B.)**

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

**Dated : 13/08/2018**

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

**Closed for orders.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 781/2015 (D.B.)**

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

**Dated : 13/08/2018**

Shri G.G. Bade, Id. counsel for the applicant, Shri S.A. Sainis, Id. P.O. for R-1 and Shri H.D. Marathe, Id. counsel for R-2 to 5.

2. Shri Marathe, Id. counsel for R-2 to 5 filed on record Pursis dated 10/08/2018 which marked Exh-X and submits that the matter is being transferred to the learned the Presenting Officer and necessary communication is likely to be received within a week and therefore at his request, matter be kept after **two weeks**.

**Member(A) Vice-Chairman(J)**

dnk.

**O.A. Nos. 716/17 & 732/17 (D.B.)**



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

**Dated : 13/08/2018**

Shri P.S. Halde, Id. counsel holding for Shri T.S. Deshpande, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1&2. None for R-3 to 10.

The learned counsel for the applicants seeks further time.

Matters be kept **in due course**.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. Nos. 397, 398 & 399 of 2010 (D.B.)**

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

**Dated : 13/08/2018**

Heard Shri R.V. Shiralkar, Id. counsel holding for Shri M.M. Sudame, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

2. The learned counsel for the applicants submits that all the matters have become infructuous and it may be disposed of as infructuous.

3. In view thereof, all the O.As. are disposed of as infructuous with no order as to costs.

**Member(A) Vice-Chairman(J)**

dnk.

**O.A. 238/2010 (D.B.)**

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

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

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

2. The learned counsel for the applicant submits that the applicant has challenged selection list of 2010 for the post of Civil Engineer. The said process has already been completed and nothing remains in the O.A. He submits that the matter therefore may be disposed of as infructuous.

3. In view thereof, the O.A. stands disposed of as infructuous. No order as to costs.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 207/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Shri R.V. Shiralkar, Id. counsel holding for Shri M.M. Sudame, 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. 14/08/2018**.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 221/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

There is a leave note from Shri Bharat Kulkarni, Id. counsel for the applicant. Shri M.I. Khan, Id. P.O. for R-1. None for R-2.

**S.O. 28/08/2018.**

Put up along with O.A.114/2012.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 231/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant. Shri P.N. Warjurkar, Id. P.O. for R-1 to 3. None for R-4 to 6.

Matter be kept on 14/08/2018 for dismissal.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 232/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

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

After hearing the matter for some time, with the consent of learned counsel for parties, the matter be kept on **27/08/2018 (P.H.)**.

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 233/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant.

Shri V.A. Kulkarni, Id. P.O. for R-1 & 2. None for R-3 to 5.

Matter be kept on **14/08/2018 for dismissal.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 251/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant.



Shri H.K. Pande, Id. P.O. for the respondents.

Matter be kept on **14/08/2018 for dismissal.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 344/2010 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

None for the applicant.

Shri A.M. Ghogre, Id. P.O. for the respondents.

Matter be kept on **14/08/2018 for dismissal.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

**O.A. 640/2017 with C.A.192/2018 (D.B.)**

**Coram: J.D. Kulkarni,**

**Vice-Chairman(J) and**

**Shree Bhagwan,Member(A)**

**Dated : 13/08/2018**

Heard Shri A.M. Sudame, Id. counsel for the applicant, Shri A.M.

Khadatkar, Id. P.O. for R-1 to 5 and Shri S.C. Deshmukh, Id. counsel for R-6.

2. The learned P.O. has placed on record a copy of appointment in respect of applicant. It is marked Exh-X for the purpose of identification. The learned counsel for the applicant submits that since the applicant has been appointed on the post of Junior Clerk, he does not want to proceed with the O.A. and seeks permission to withdraw the O.A. Permission is granted as prayed for. In view thereof, the O.A. stands disposed of as withdrawn. It is needless to say that the status-quo order was granted on 4<sup>th</sup> September, 2017 shall come to an end and the respondents will be at liberty to appoint respondent no.6.

The C.A.No.192/2018 also stands disposed of accordingly.

**Member(A)**

**Vice-Chairman(J)**

dnk.

Dated:- 13/08/2018.

**O.A. 448/2018 (D.B.)**

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

**Dated : 13/08/2018**

**C.A.197/2018 & C.A.196/2018-**

Heard Shri N.N. Thengre, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-2 to 5.

2. The applicant is claiming amendment to the O.A. since during the pendency of the O.A. non applicant no.7 has been appointed so also the process of regularisation has

also been taken. The subsequent events have been brought on record by way of amendment and in the interest of justice the C.A. No.197/2018 for amendment is allowed. The necessary amendment be carried out within one week.

3. In view of above, the C.A.No.197/2018 for joining necessary party is also allowed.

**C.A.153/2018** –

The learned counsel for the applicant submits that he will press the application for grant of stay i.e. C.A.No.153/2018 after carrying out the necessary amendment.

**O.A.448/2018** -

Heard Shri N.N. Thengre, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-2 to 5.

2. After amendment, issue notice to the newly added respondents returnable in **four weeks**. 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.**

**Member(A)**

**Vice-Chairman(J)**

dnk.

Dated :- 13/08/2018.

**O.A. 145/2012 (D.B.)**

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

**Dated : 13/08/2018**

Heard Shri N.D. Thombre, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for R-1 to 4 and Shri V.S. Kukday, Id .counsel for R-5&6.

2. The learned P.O. invited my attention to the G.R. dated 19<sup>th</sup> Sept.,1977 which amended rule 3 (d) of the Recruitment Rules to the post of Clerk, Clerk-typist and English and Marathi Typist (Class-III) which is Rules of 1986. From this rule, it seems that the criteria of merit cum seniority is to be considered. The Annex-A-15 shows that one Shri Lok Bharat Bahadur, Shri S.K. Larokar (R/6) and Shri R.R. Bansod

(R/5) are shown as qualified in all respect. It is however not known as to how the applicant is not qualified though it is clear that he has passed the SSC examination as well as the requisite Typing examination.

3. The learned counsel for the applicant submits that even though Shri Lok Bhara Bahadur has been shown qualified, in fact he was not qualified and therefore he did not join on the promotional post and the said post is also vacant. The minutes of the meeting must have mentioned as to why the applicant has not been considered for promotion though he is senior to respondent no.5.

4. In view thereof, the learned P.O. is requested to place on record the copy of the minutes of the meeting for making it clear.

5. **S.O. 27/08/2018 (PH).**

**Member(A)**

**Vice-Chairman(J)**

dnk.



Dated :- 13/08/2018.

O.A. 339/2018 **(SB)**

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

Shri G.G. Bade, Id .counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

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

I.R. to continue till then.

**Member (A).**

dnk.

O.A. 350/2018 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

Shri N.D. Thombre, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 3 and none for R-4.

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

**Member (A).**

dnk.

O.A. 490/2016 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

**C.A.211/2018 -**

Shri S.U. Bhuyar, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1&2. None for R-3.

The learned counsel for the applicant desires to some changes in the O.A. and also wants to take instructions from his client and for that purpose he seeks further time. At his request, **S.O. one week.**

**Member (A).**

dnk.

O.A. 726/2017 (SB)

**Coram : Hon. Shri Shree Bhagwan,**

**Member (A).**

**Dated : 13.08.2018**

**C.A.549/17 -**

Shri Bhagde, Id. counsel for the applicant, Shri A.M. Khadatkhar, Id. P.O. for R-1 to 4 and none for R-4.

Shri Bhagde, Id .counsel wants to file Vakalatnama on behalf of the applicant. The learned P.O. also seeks time to file reply.

At the request of learned counsel as well as learned P.O., **S.O. two weeks.**

**Member (A).**

dnk.

O.A. 199/2018 **(SB)**

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

Shri Sunil Pande, Id .consel holding for Shri S.A. Marathe, Id .counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1.

2. At the request of learned counsel for the applicant, issue fresh notice to R-2 and 3, returnable in **two 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. two weeks.**

**Member (A).**

dnk.

Dated :- 13/08/2018.

O.A. 251/2018 **(SB)**

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

Shri P.D. Sharma, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1. Await service of R-2.

The learned P.O. files reply-affidavit on behalf of R-3&4. It is taken on record. Copy is served on the applicant. The learned counsel for the applicant wants to

go through the same and for that purpose he seeks time. At his request, **S.O. two weeks.**

**Member (A).**

dnk.

O.A. 374/2018 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

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

The learned counsel for the applicant submits R-2 to 4 are served and he will file service affidavit to that effect.

The learned P.O. seeks three weeks time to file reply. At his request, **S.O. three weeks.**

**Member (A).**

dnk.

O.A. 444/2018 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

Smt. K.N. Saboo, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1 to 3. None for R-4.

The Id. CPO files reply-affidavit on behalf of R-2&3. It is taken on record. Copy is served on the applicant. The learned counsel for the applicant seeks time to file rejoinder, At her request, S.O. **two weeks**.

**Member (A).**

dnk.



O.A. 528/2018 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

None for the applicant. Shri S.A. Deo,  
Id. CPO for R-1. Await service of R-2 to 4.

**S.O. four weeks** for filing service  
affidavit.

**Member (A).**

dnk.

O.A. 567/2018 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

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

The learned P.O. seeks three weeks time to file reply-affidavit. However, the Id. counsel for the applicant submits that two weeks time may be granted for filing reply as the applicant has been kept under suspension. Considering this aspect, **two weeks** time is granted for filing reply.

**Member (A).**

dnk.

O.A. 499/2017 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

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

Since the pleadings are complete, the matter is admitted and be kept for final hearing.

The learned P.O. waives notice for the respondents.

**S.O. in due course.**

**Member (A).**

dnk.

O.A. 723/2017 (SB)

**Coram : Hon. Shri Shree Bhagwan,  
Member (A).**

**Dated : 13.08.2018**

Heard Shri A.P. Sadavarte, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

2. The learned C.P.O. has filed on record document issued by the Special Inspector General of Police (ANO), M.S., Nagpur dated 5/7/2018 which is marked Exh-X for the purposes of identification in which the Department has given details in tabular form that following items have been paid to the applicant :-

v-dz	fooj.k	#i;	/kuknskd
1-	j tk j k[ khcj.k %leave encashament%	#- 1]34]263@& otk vQjkrQjhph jDde #- 47]202@& brdh jDde ol yh d#u #- 87]061@& vnk dj.; kr vkys vkgs	/kuknsk d- 337722 fnukad 19@05@2017
2-	Hkfo"; fuokj fu/khps	#-29]731@&	/kuknsk d-

	vire inku %GPF final withdrawal%		228249 fn- 22@05@2018
3-	eR; &fu&l ok mi nku %DCRG%	#-92]529@&	/kukns k d- 761037 fnukd 05@07@2018

3. The copy of the same will be supplied to the learned counsel for the applicant also, from which it seems that these three items of pensionary benefits have been paid to the applicant. Now only issue remains is that the final pension or provisional pension and GIS amount.

4. The learned CPO has pointed out that the Department is trying to do everything at its best level, but the applicant is residing at Nashik and therefore he should co-operate the Department. So prima facie it appears that since the applicant is staying at Nashik, the applicant should co-operate with the Department and the learned CPO may file on the next date the efforts taken by the Department like sending reminders or documents in this regard.

5. The learned CPO has shown the communication dated 3/5/2018 issued by the Special Inspector General of Police, Nagpur to A.G. Office to which it has been communicated to the A.G. office by online pension case of the applicant and it is submitted to the A.G. office on 26/04/2018. The learned CPO is directed to file said communication on the next date of hearing along with other action taken by the respondents regarding finalization of pension of the applicant and regarding payment of GIS.

6. In the meantime, the O.A. is admitted and be kept for final hearing on 12/09/2018. The learned CPO waives notice for the respondents.

7. **S.O. 12/09/2018.**

**Member (A).**

dnk.

