

O.A. No. 477/2013.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.

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

S.O. 19th July 2017.

Vice-Chairman(J)

Pdg

O.A. No. 710/2014.

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.**

Heard Shri G.G. Bade, the Ld. counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for the respondents.

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

Vice-Chairman(J)

Pdg

O.A. No. 761/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.

Heard Shri A. Deshpande, the Ld. counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents.

The Ld. P.O. has filed reply affidavit on behalf of R.1 & 2. The same is taken on record and a copy thereof is supplied to the Ld. counsel for the applicant. Ld. P.O. submits that the reply of R.3 is not necessary.

S.O. four weeks.

Vice-Chairman(J)

pdg

O.A. No. 748/2016.

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.**

Heard Shri A.D. Girdekar, the Ld. counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

The Ld. P.O. has filed reply affidavit on behalf of R.1 & 2. The same is taken on record and a copy thereof is supplied to the Ld. counsel for the applicant.

S.O. four weeks.

Vice-Chairman(J)

pdg

O.A. No. 225/2017.

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.**

Heard Shri R.V. Shiralkar, the Ld. counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

O.A. is admitted and kept for final hearing.

Shri A.M. Ghogre, the learned P.O. waives notice for the respondents.

At the request of parties, S.O. **one week.**

Vice-Chairman(J)

pdg

O.A. No. 720/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.

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

2. The Ld. P.O. has filed reply affidavit on behalf of R. 2. The same is taken on record and a copy thereof is supplied to the Ld. counsel for the applicant.

3. The applicant has claimed directions to respondent No.2 to consider his name for promotion to the post of Accountant as per seniority of vacant roster point of V.J. (A) category. In para 8 of the reply affidavit, respondent No.2 has stated as under:-

“During the pendency of instant O.A., some subsequent developments have taken place. It is most respectfully submitted here that, the present answering respondent has now issued an order

dated 16.1.2017 and thereby reverting Smt. Dhatriak from the post of Accountant to her substantive post of Clerk and as a result of which a post of Accountant in the VJ (A) category came to be fallen vacant. In the said circumstances, the present answering respondent submits that on the said vacant post of roster point VJ (A) category, the claim of the applicant for promotion will be considered in the next D.P.C. meeting likely to be held in the month of September, 2017. A copy of order dated 16.1.2017 issued by the Chief Conservator of Forests, Chandrapur is annexed herewith as Annexure R-2.”

4. Since the applicant's claim is being considered in the next DPC meeting, the very reason for filing this O.A. no more survives. In view thereof, the O.A. stands disposed of with direction to respondent No.2 to act upon the undertaking as mentioned in para 8 above.

5. No order as to costs.

Vice-Chairman(J)

O.A. No. 764/2016.

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.**

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

At the request of Ld. P.O., S.O. **one week.**

Vice-Chairman(J)

pdg

O.A. No. 738/2016.

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.**

Heard Shri Bharat Kulkarni, the Ld. counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents.

The Ld. P.O. seeks time to file reply affidavit. In fact, last chance was also granted to the applicant on 19th June 2017. Ld. P.O. submits that the proposal has been sent to the Govt. for approval of reply affidavit.

In the interest of justice, S.O. **two weeks** as a most last chance.

Vice-Chairman(J)

pdg

O.A. No. 618/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.

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

2. The applicant has claimed that the chargesheet issued to the applicant be declared illegal. It is pertinent to note that, earlier the applicant has filed O.A. No. 796/2015. But it was withdrawn on 17.2.2016 with liberty that if the decision of the Commissioner of Agriculture goes against him, then the applicant may file separate O.A. It is pertinent to note that, without waiting for the decision of the Commissioner of Agriculture, the present O.A. is filed on the same cause of action. Prima facie, O.A. seems to be not tenable. During the pendency of the O.A., departmental appeal in the departmental enquiry has also been dismissed as per Annexure "X" on 11.5.2017. The Ld. counsel for the applicant seeks time to take proper instructions whether to withdraw the O.A. or not.

S.O. one week.

Vice-Chairman(J)

O.A. No. 112/2017.

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

Dated : 18th July 2017.

C.A. No.52/2017.

Heard Shri Rahul Shiralkar, the Ld. counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for the respondents.

At the request of the Ld. counsel for the applicant, S.O. **19th July 2017.**

Vice-Chairman(J)

O.A. No. 338/2015.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 18th July 2017.

Heard Shri S.A. Marathe, 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 the matter be kept for final hearing. Liberty is granted to the Ld. P.O. to file reply affidavit to the amended O.A.

With consent, S.O. **2nd August 2017** for final hearing.

Vice-Chairman(J)

O.A. No. 450/2017.

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

Dated : 18th July 2017.

C.A. 308/2017.

Heard Miss M. Hiwase, the Ld. counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for the respondents.

2. Issue notice on C.A. to respondent Nos. 2 & 3 returnable after **four weeks.**

3. Shri S.A. Deo, the learned C.P.O. waives notice for respondent No.1. Hamdast granted.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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 Tribunals (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 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.

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

Vice-Chairman(J)

O.A.557/2013

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

Dated : 18.07.2017.

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

S.O. 19/7/2017 on the top of Board.

Vice Chairman (J)

O.A.22/2016

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

Dated : 18.07.2017.

C.A.257/2017

Shri S.P. Palshikar, Id. counsel for the applicant, Smt. M.A. Barabde, Id. P.O. for the respondents and Ms. P.D. Rane, Id. counsel for Intervener.

With the consent of parties, the matter is kept for final hearing on the next date. The Intervener will be allowed to argue the matter on the next date.

S.O. 25/7/2017.

Vice Chairman (J)

dnk.

O.A.St. 2184/2016

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

Dated : 18.07.2017.

C.A.562/2016

Shri N.B.Rathod, Id. Counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the Respts.

At the request of Id. P.O., **S.O. 1/8/2017** for filing reply in C.A.

Vice Chairman (J)

dnk.

O.A.256/2017

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

Dated : 18.07.2017.

C.A.237/2017

None for the applicants.

Shri S.A. Deo, Id. CPO for the respondents.

2. The learned CPO submits that there is no need to file reply to the C.A. as the C.A. is not maintainable since the cause of action under reliefs claimed by all the applicants are different. In view thereof, keep for preliminary hearing.

S.O. 1/8/2017.

Vice Chairman (J)

dnk.

O.A.297/2017

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

Dated : 18.07.2017.

C.A.337/2017

Shri S.A. Kalbande, Id. Counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the Respts.

At the request of Id. P.O., **S.O. 25/7/2017**
for reply in O.A.

Vice Chairman (J)
dnk.

O.A.612/2016

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

Dated : 18.07.2017.

Shri G.G. Bade, 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.,1/8/2017**
for filing reply.

Vice Chairman (J)

dnk.

O.A.744/2016

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

Dated : 18.07.2017.

Smt. K.N. Saboo, Id. Counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1, none for R-2&3, Shri S.M. Bhangde, Id. Counsel for R-4 and none for R-5.

At the request of Id. P.O. as well as Id. Counsel for R-4, **S.O. 25/7/2017** for filing reply.

Vice Chairman (J)

dnk.

O.A.774/2016

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

Dated : 18.07.2017.

None for the applicant. Shri A.M.
Khadatkar, Id. P.O. for R-1&3. None for R-2&4.

At the request of Id. P.O., **S.O.,1/8/2017**
for filing reply.

Vice Chairman (J)

dnk.

O.A.121/2017

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

Dated : 18.07.2017.

Shri G.G. Bade, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

Heard. Admit.

Learned P.O. waives notice for the respondents.

S.O. 1/8/2017 for final hearing.

Vice Chairman (J)

dnk.

O.A.125/2017

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

Dated : 18.07.2017.

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

Learned P.O. files reply on behalf of R-5. It is taken on record. Copy is served on the applicant.

At the request of Id. P.O., **S.O. 8/8/2017** for filing reply of R-2&3.

Vice Chairman (J)

dnk.

O.A.300/2017

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

Dated : 18.07.2017.

Smt. K.N. Saboo, Id. Counsel for the
applicant and Shri A.M. Ghogre, Id. P.O. for the
Respts.

At the request of Id. P.O., **S.O. 1/8/2017**
for filing reply.

I.R. to continue till then.

Vice Chairman (J)

dnk.

O.A.317/2017

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

Dated : 18.07.2017.

Shri P.S. Verma, Id. Counsel for the
applicant and Shri A.M. Ghogre, Id. P.O. for the
Respts.

At the request of Id. P.O., **S.O. 25/7/2017**
for filing reply.

Vice Chairman (J)

dnk.

O.A.323/2017

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

Dated : 18.07.2017.

Shri G.G.Bade, Id. Counsel for the
applicant and Shri H.K. Pande, Id. P.O. for R-1 to
3. None for R-4.

At the request of Id. P.O., **S.O. 26/7/2017**
for filing reply.

dnk.

Vice Chairman (J)

O.A.268/2016

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

Dated : 18.07.2017.

Heard Shri S.A. Kalbande, Id. Counsel for
the applicant and Smt. M.A. Barabde, Id. P.O. for
the respondents.

Closed for orders.

Vice Chairman (J)

dnk.

O.A.381/2011

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

Dated : 18.07.2017.

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

On 20th June,2017 also none appeared for
the applicant. However, considering that the
matter is of the year,2011 it was kept after two
weeks for dismissal i.e. today. Today also
nobody appeared for the applicant. Hence,
matter be kept on **21/7/2017 for dismissal.**

Vice Chairman (J)

dnk.