

O.A.St.No. 2184/2016 (S.B.)

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

Dated : 07th Nov. 2017.

C.A.No. 562/2016:-

Shri Barun Kumar, Id. counsel for the applicant. Shri A.M.Ghogre, the learned P.O. for Respondents.

The Id. counsel for the applicant has amended the C.A. in the presumption that permission has already been granted to him for amendment of this C.A. In any case, since the amendment has been carried out, the Respondents may file additional portion of this C.A., if required. **S.O. Two Weeks.**

Vice-Chairman(J)

aps

O.A. No. 122/2017 (S.B.)

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

Dated : 07th Nov. 2017.

C.A.No. 58/2017:-

Shri D.I.Charlewar, Id. counsel for the applicant. Shri M.I.Khan, the learned P.O. for Respondent no. 1 to 3. None for R-4.

At the request of Id. P.O. as a last chance, **S.O. Two Weeks** for filing reply to C.A. and O.A.

Vice-Chairman(J)

aps

O.A. No. 690/2017 (S.B.)

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

Dated : 07th Nov. 2017.

None for the applicant. Shri M.I.Khan,
the learned P.O. for Respondent no. 1 & 2.
Await service of Respondent no. 3.

The Id. P.O. has filed the reply on
behalf of the Respondent no. 2. The same is
taken on record. Hence the matter be kept
after four weeks.

S.O. Four Weeks.

Vice-Chairman(J)

aps

O.A. No. 283/2016 (S.B.)

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

Dated : 07th Nov. 2017.

Shri P.P.Khaparde, Id. counsel for the applicant. Shri V.A.Kulkarni, the learned P.O. for Respondents.

The Id. P.O. seeks two weeks time to file reply affidavit. The Id. counsel for the applicant submits that all the Respondents have been served.

S.O. Two Weeks.

Vice-Chairman(J)

aps

O.A. No. 52/2017 (S.B.)

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

Dated : 07th Nov. 2017.

Shri S.N.Gaikwad, Id. counsel for the applicant. Shri Pandey, the learned P.O. for the Respondents.

The Id. counsel for the applicant submits that in the O.A. by mistake he has wrongly mentioned the date of impugned order as 01/12/2016 instead of 01/12/2015. He may be allowed to do correction in the prayer clause. On the request he has permitted to correct the date. The Id. counsel for the applicant seeks time.

S.O. One Week.

Vice-Chairman(J)

aps

O.A. No. 111/2017 (S.B.)

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

Dated : 07th Nov. 2017.

Shri S.N.Gaikwad, Id. counsel for the applicant. Shri Pandey, the learned P.O. for the Respondents.

The Id. counsel for the applicant seeks time. **S.O. One Week.**

Vice-Chairman(J)

aps

O.A. No. 771/2017 (S.B.)

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

Dated : 07th Nov. 2017.

Heard Shri S.R.Renu, Id. counsel for the applicant. Shri Khadatkar, the learned P.O. for the Respondents no 1 to 3. None for the Respondent no. 4.

The applicant is claiming interim relief to protect his services on the ground that the advertisement issued by the respondents authorities is on temporary basis and, therefore, he may be protected. Admittedly, the applicant is a temporary employee and his order of appointment is for a specific period and therefore he cannot claim any interim protection by challenging such advertisement. The applicant admittedly not appeared the interview process as per the advertisement. Hence no interim relief can be granted. The Id. P.O. seeks **four weeks** time to file reply.

S.O. Four Weeks.

Vice-Chairman(J)

O.A. No. 07/2016 (S.B.)

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

Dated : 07th Nov. 2017.

None for the applicant. Shri A.M.Ghogre, the learned P.O. for the Respondents no. 1 to 3. None for Respondent no. 4.

On 21/06/2017 also nobody appeared for the applicant. The O.A. was dismissed in default vide order dated 13/02/2015. However, it was subsequently restored vide order dated 11/04/2017 and inspite of the detailed order passed on the application for restoration and inspite of the fact that the application was kept for final hearing, nobody appeared for the applicant. On 11/04/2017 and thereafter on 21/06/2017 and today also nobody appeared for the applicant. The matter has been kept for dismissal. The circumstances already referred clearly shows that the applicant may not be interested in prosecuting the O.A. Hence it stands dismissed in default.

Vice-Chairman(J)

O.A. No. 120/2016 (S.B.)

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

Dated : 07th Nov. 2017.

Shri S.N.Gaikwad holding for Shri T.U.Tathod, Id. counsel for the applicant. Shri A.M.Ghogre, the learned P.O. for the Respondents no. 1 & 2. Shri Deshpande, Id. counsel for Respondent no. 3.

At the request of Id. counsel for the applicant, **S.O. Next Week.**

Vice-Chairman(J)

aps

O.A. No. 599/2016 (S.B.)

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

Dated : 07th Nov. 2017.

Shri U.L.Chhangani holding for Shri S.U.Nemade, Id. counsel for the applicant. Shri A.M.Ghogre, the learned P.O. for the Respondents.

At the request of Id. P.O., **S.O. One Week.**

Vice-Chairman(J)

aps

O.A. No. 702/2016 (S.B.)

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

Dated : 07th Nov. 2017.

Shri N.R.Saboo, Id. counsel for the applicant. Shri V.A.Kulkarni, the learned P.O. for the Respondents.

Admit.

S.O. Four Weeks.

Vice-Chairman(J)

Aps

O.A. No. 444/2017 (S.B.)

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

Dated : 07th Nov. 2017.

Shri N.R.Saboo, Id. counsel for the applicant. Shri Khadatkar, the learned P.O. for the Respondents.

The Id. P.O. seeks three weeks time to file reply, **S.O. Three Weeks.**

Vice-Chairman(J)

aps

O.A. No. 460/2017 (S.B.)

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

Dated : 07th Nov. 2017.

Shri S.N.Gaikwad, Id. counsel for the applicant. Shri A.P.Potnis, the learned P.O. for the Respondents.

The Id. P.O. seeks three weeks time to file reply, **S.O. Three Weeks.**

Vice-Chairman(J)

aps

O.A. No. 494/2017 (S.B.)

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

Dated : 07th Nov. 2017.

None for the applicant. Shri V.A.Kulkarni, the learned P.O. for the Respondents.

The Id. P.O. seeks four weeks time to file reply, **S.O. Four Weeks** as a last chance.

Vice-Chairman(J)

aps

O.A. No. 674/2017 (S.B.)

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

Dated : 07th Nov. 2017.

Shri S.C.Deshmukh, Id. counsel for the applicant. Shri A.P.Potnis, the learned P.O. for the Respondents.

The Id. P.O. seeks time to file reply,

S.O. Three Weeks.

Vice-Chairman(J)

aps

O.A. No. 126/2017 (SB)

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

Dated : 7.11.2017

Shri A.K. Tripathi, Id. counsel holding for Shri A. Deshpande, Id. counsel for the applicant.

Shri V.A. Kulkarni, Id. P.O. for R-1 and Nalin Majithia, Id. counsel for R-2&3.

At the request of Id. counsel for R-
2&3, **S.O. two weeks.**

Vice Chairman (J)

dnk.

O.A. No. 289/2016 **(SB)**

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

Dated : 7.11.2017

Shri N.R. Saboo, Id .counsel for the
applicant and Shri V.A. Kulkarni, Id. P.O. for
the respondent nos. 1 to 3. None for R-4.

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

Vice Chairman (J)

dnk.

O.A. No. 31/2016 **(SB)**

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

Dated : 7.11.2017

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

2. As per the order dated 10/10/2017 the applicant has filed application for amendment today itself. The copy of the

same has already been served on the respondents.

3. The learned P.O. seeks time to file reply to the amendment application. At his request, **S.O. two weeks.**

Vice Chairman (J)

dnk.

O.A. No. 149/2017 (DB)

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

Dated : 7.11.2017

C.A.402/2017 -

Shri G.R. Kothari, Id. counsel holding for Shri M.V. Mohokar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1&2. Await service of R-3 to 5.

Shri Kothari, Id. counsel submits that Shri M.V. Mohokar, Id. counsel for the

applicant is on leave and therefore he seeks further time. At his request, **S.O. four weeks.**

Vice Chairman (J)

dnk.

O.A. No. 539/2017 (DB)

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

Dated : 7.11.2017

C.A.484/2017 -

Heard Shri G.R. Kothari, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

For the reasons stated in the application for permission to file additional document on record and amendment, the civil application is allowed. The necessary amendment be carried out within one week.

O.A.593/2017 -

The learned P.O. files affidavit-in-reply on behalf of respondent no.2. Same is taken on record. Copy is served on the applicant.

2. The learned P.O. submits that he has already covered the amended portion in the reply-affidavit and therefore since the pleadings are complete, the matter is admitted and kept for final hearing.

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

S.O. in due course.

Vice Chairman (J)

dnk.

O.A. No. 413/2016 **(DB)**

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

Dated : 7.11.2017

C.A.485/2017-

Heard Shri S.P. Palshikar, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

2. It is stated that during pendency of the O.A. the respondent no.1 has issued order of appointment in favour of respondent no.3 and the applicant by way of amendment is challenging the said appointment order. For the reasons stated in the application, the amendment application is allowed. The necessary amendment be carried out within one week. The amended copy be supplied to the

learned P.O. The learned P.O. may file reply-affidavit to the amended O.A.

S.O. three weeks.

Vice Chairman (J)

dnk.

O.A. No. 572/2017 (DB)

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

Dated : 7.11.2017

C.A. Nos.513/17 & 514/17-

Heard Shri D.T. Shinde, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1.

2. Notice on application be issued returnable in **two weeks**.
3. The learned 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 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 the 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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. Applicant is directed to file Affidavit of compliance and notice.

8. **S.O. two weeks** along with other connected matters.

Vice Chairman (J)

dnk.

O.A. No. 573/2017 (DB)

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

Dated : 7.11.2017

C.A. Nos.515/17 & 516/17-

Heard Shri D.T. Shinde, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1.

2. Notice on application be issued returnable in **two weeks**.
3. The learned 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 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 the 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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. Applicant is directed to file Affidavit of compliance and notice.

8. **S.O. two weeks** along with other connected matters.

Vice Chairman (J)

dnk.

O.A. No. 574/2017 (DB)

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

Dated : 7.11.2017

C.A. Nos.517/17 & 518/17-

Heard Shri D.T. Shinde, Id. counsel for the applicant and Shri A.P.Potnis, Id. P.O. for R-1.

2. Notice on application be issued returnable in **two weeks**.
3. The learned 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 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 the 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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. Applicant is directed to file Affidavit of compliance and notice.

8. **S.O. two weeks** along with other connected matters.

Vice Chairman (J)

dnk.

O.A. No. 575/2017 **(DB)**

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

Dated : 7.11.2017

C.A. Nos.519/17 & 520/17-

Heard Shri D.T. Shinde, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.

2. Notice on application be issued returnable in **two weeks**.

3. 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 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 the 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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. Applicant is directed to file Affidavit of compliance and notice.

8. **S.O. two weeks** along with other connected matters.

Vice Chairman (J)

dnk.

O.A. No. 732/2017 (DB)

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

Dated : 7.11.2017

Shri A.K. Tripathi, Id. counsel holdingfor Shri A.S. Deshpande, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1.

2. Shri V.B. Gawali, Id. counsel appears and filed Vakalatnama on behalf of R-3 to 10. The respondent nos. 3 to 10 are served. Shri Gawali, Id. counsel seeks time to file reply. The learned P.O. also seeks time to file reply.

3. The learned counsel for the applicant undertakes to supply the copy of R-2, i.e., the Collector, Washim to the learned P.O.

4. **S.O. 27/11/2017.**

Put up matter along with O.A.716/2017.

Vice Chairman (J)

dnk.

O.A. No. 98/2016 with C.A.461/17 **(DB)**

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

Dated : 7.11.2017

Shri S.R. Charpe, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for R-1 to 4. None for R-5.

2. The learned counsel for the applicant submits that the Hon'ble High Court has been pleased to extend the time for another six months. He also submits that he wants to file counter affidavit and for that purpose he seeks two weeks time. At his request, **S.O. two weeks.**

Put up along with O.A.65/2016.

Vice Chairman (J)

dnk.

O.A. No. 65/2016 **(DB)**

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

Dated : 7.11.2017

None for the applicant.

Shri M.I. Khan, Id. P.O. for the respondents.

The matter is admitted and kept for final hearing after two weeks.

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

S.O. two weeks along with O.A.98/2016.

Vice Chairman (J)

dnk.

O.A. No. 536/2016 (DB)

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

Dated : 7.11.2017

None for the applicant.

Shri H.K. Pande, Id. P.O. for R-1 to 4.
None for R-5.

The learned P.O. submits that he has already filed reply-affidavit of R-3 and there is no need to file reply on behalf of other respondents.

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

The learned P.O. waives notice for R-1 to 4.

Put up before regular D.B. as and when available.

Vice Chairman (J)

dnk.

O.A. No. 844/2016 **(DB)**

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

Dated : 7.11.2017

None for the applicat.

Shri V.A. Kulkarni, Id. P.O. for R-1 to 3.
None for R-4.

The learned P.O. files reply-affidavit on behalf of R-1 to 3. It is taken on record.

S.O. two weeks for filing rejoinder, if any.

Vice Chairman (J)

dnk.

O.A. No. 335/2017 (DB)

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

Dated : 7.11.2017

Shri S.K. Hatwar, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1&2. None for R-3,5&8. Shri R.V. Shiralkar, Id. counsel for R-4,6,7&9.

At the request of Id. counsel for the applicant, **S.O. two weeks** as a last chance for filing rejoinder.

Vice Chairman (J)

dnk.

O.A. No. 346/2017 (DB)

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

Dated : 7.11.2017

Shri Bharat Kulkarni, Id. consel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

The learned P.O. files reply-affidavit on behalf of R-3. It is taken on record. Copy is served on the applicant.

The learned P.O. seeks time to file reply of R-2. At his request, **S.O. two weeks.**

Vice Chairman (J)

dnk.

O.A. No. 590/2017 (DB)

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

Dated : 7.11.2017

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

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

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

S.O. after four weeks.

Vice Chairman (J)

dnk.

O.A. No. 157/08 with C.A. 459/17 **(DB)**

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

Dated : 7.11.2017

Heard Shri S.P. Palshikar, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1 to 4. None for R-5&6.

Closed for orders.

Vice Chairman (J)

dnk.

O.A. No. 244/2013 (DB)

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

Dated : 7.11.2017

Mrs. R.S. Sirpurkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondent nos. 1 to 3. None for R-4.

At the request of Id. P.O., **S.O. Next week.**

Vice Chairman (J)

dnk.

O.A. No. 624/2017 (DB)

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

Dated : 7.11.2017

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

2. The learned counsel for the applicant submits that the interviews for which the applicant is aspirant are being held from 6th November to 10th November, 2017 and if the interim relief is not granted, the very purpose of the O.A. will be infructuous. In view thereof, the learned P.O. is directed to take instructions from the MPSC as to whether the applicant can be allowed to appear for the interview subject to outcome of this O.A. Such instructions shall be taken and submitted to the Tribunal.

3. The point of interim relief is kept open.

S.O. 9/11/2017.

Steno copy be supplied to the learned counsel for parties.

Vice Chairman (J)

dnk.