

**O.A. No. 651/2014.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri D.M. Kakani, the learned counsel for the applicant and Shri A.P. Potnis, the learned P.O. for the respondents.

The learned P.O. seeks time to take instruction from the respondents and to go through the provisions to find out as to what steps will be taken according to the provisions or rules in case any departmental proceeding is pending against a candidate or any crime is registered against the said candidate under the provisions of Prevention of Corruption Act.

At the request of the learned counsel for the applicant, S.O. **6<sup>th</sup> September 2017.**

To be treated as part heard.

To act on steno copy.

Vice-Chairman (J)

pdg.

**O.A. No. 598 /2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri V.B. Gavali, the learned counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondent No. 1.

2. The learned P.O. submits that he would take instructions regarding minutes of the D.P.C. meeting as well as other reasons, if any for not considering the present applicant at the time of promotion and to file a report about the same.

3. Instead of filing an affidavit, the concerned respondent to file report.

4. Issue notice to respondent Nos. 2 to 5 returnable by **28<sup>th</sup> August 2017.**

5. Shri A.M. Ghogre, the learned P.O. for waives notice for respondent No.1. Hamdast granted.

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

8. 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.

9. 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.

10. S.O. **28<sup>th</sup> August 2017.**

11. Issue of grant of interim relief is kept open.

12. Steno copy be provided to the leaned P.O.

Vice-Chairman (J)

pdg.

O.A. No. 481 /2017.

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri P.J. Mehta, the learned counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

At the request of the learned P.O., S.O. **29<sup>th</sup> August 2017** as a last chance.

Vice-Chairman (J)

pdg

**O.A. No. 469/2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)  
Dated : 14<sup>th</sup> August 2017.**

Heard Shri S.K. Verma, the learned counsel for the applicant, Shri M.I. Khan, the learned P.O. for respondent No.1 and Shri A.R. Dighe, Advocate for R.2.

The learned counsel for the applicant seeks time. Upon hearing the parties, the only issue is as to what is the policy adopted by respondent No.2 when a candidate applies to the concerned post and as per the application form gives option that he shall be considered from reserved category as well as from the category, as can be seen from page No.123 of the O.A.

Instead of filing a detailed affidavit, Respondent No.2 is directed to file a short affidavit in this respect. As from the application form itself, it appears that both options were made available to the candidate.

S.O. **28<sup>th</sup> August 2017** for compliance by respondent No.2.

Vice-Chairman (J)

pdg

**O.A. No. 257/2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri G.G. Bade, the learned counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

The learned counsel for the applicant seeks time to file rejoinder in affidavit. The Ld. P.O. also seeks time to take instructions from the concerned respondent as to whether both the posts of Office Superintendent and the Tribal Development Inspector are one and the same and if the same situation remains, then what was the necessity for passing impugned order.

At the request of both the sides, S.O. **28<sup>th</sup> August 2017** for filing rejoinder, if any.

Vice-Chairman (J)

pdg

**O.A. No. 31/2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

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

The learned P.O. submits that in fact the present applicant was earlier granted benefit of appointment from the category of ex-serviceman. The record would reveal that after due enquiry, he was terminated from the post to which he was appointed and in the next selection process, he is seeking similar relief from the respondents; which according to the respondents, cannot be granted.

S.O. **23<sup>rd</sup> August 2017** either for satisfaction of the above query or in absence for passing necessary order.

Vice-Chairman (J)

pdg

**O.A. No. 91/2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri A.R. Dighe, Adv. holding for Shri S.Y. Deopujari, the learned counsel for the applicants and Shri A.P. Potnis, the learned P.O. for the respondents.

At the request of both the parties,  
S.O. **7<sup>th</sup> September 2017.**

Vice-Chairman (J)

pdg



**O.A. No. 137/2016.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

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

At the request of the learned P.O., S.O. 31.8.2017 for filing an affidavit-in-reply of R.1 as a last chance.

Vice-Chairman (J)

pdg

**O.A. No. 436/2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

None for the applicant. Heard Shri A.M. Khadatkar, the learned P.O. for respondent No.1.

Await service of notice to R. 2 to 5.

The applicant is directed to file service affidavit, if notices are sent by Registered post with A/D.

**S.O. 31<sup>st</sup> August 2017.**

Vice-Chairman (J)

pdg

**O.A. No. 428/2017.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri D.M. Kakani, the learned counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for respondent No.1.

Await service of notice to R. 2 & 3.

S.O. **two weeks.**

Vice-Chairman (J)

pdg

**O.A. No. 692/2016.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri R.S. Kavimandan, the learned counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for respondent Nos.1 to 3. None for R.5.

Await service of notice to R. 4.

**S.O. 28<sup>th</sup> August 2017.**

Vice-Chairman (J)

pdg

**O.A. No. 691/2016.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

Heard Shri R.S. Kavimandan, Adv. holding for Shri R.L. Khapre, the learned counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for respondent Nos.1 to 3. None for R 4 & 5.

Reply of R.2 is filed on record. Copy of which is supplied to the other side.

At the request of the learned counsel for the applicant, S.O. 28<sup>th</sup>  
**August 2017.**

Vice-Chairman (J)

pdg

**O.A. No. 662/2016.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)  
Dated : 14<sup>th</sup> August 2017.**

Heard Shri R.S. Kavimandan, the learned counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for respondent Nos.1 to 3. None for R 4 to 7.

S.O. **28<sup>th</sup> August 2017** to take instructions.

Vice-Chairman (J)

pdg

**O.A. No. 747/2015 (S.B.).**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

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

At the request of the learned counsel for the applicant, S.O. **31<sup>st</sup> August 2017.**

Vice-Chairman (J)

pdg

**O.A. No. 155/2012.**

**Coram : Justice M.T. Joshi  
Vice-Chairman (J)**

**Dated : 14<sup>th</sup> August 2017.**

**C.A. 341/2017.**

None for the applicant. Heard Smt. S.V. Kolhe, the learned P.O. for respondents 1 to 4. None for R.5. Smt. J.J. Atkari, Adv.for the proposed Intervener.

Upon hearing, *prima facie*, it appears that the application for intervention cannot be granted, since the the learned counsel for the applicant states that only the same relief has to be claimed by the Intervener and no right or interest affecting the case of the original applicant is made out. The learned counsel for the applicant, therefore, seeks time to take suitable steps either to withdraw or otherwise.

At the request of the learned counsel for the applicant, S.O. **31<sup>st</sup> August 2017.**

Vice-Chairman (J)

pdg



O.A. 29/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri G.G. Bade, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2 to 4.

2. The learned P.O. submits that in fact the suspension order is revoked. The learned counsel for the applicant submits that he has no instructions from the applicant.

3. At the request of Id. Counsel for the applicant, **S.O. to 23/08/2017** for taking instructions from the applicant or for passing necessary orders on the basis of submission of Id. P.O.

**Vice Chairman (J)**

dnk.

O.A. 80/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A.04/2017**

None for the applicant.

Shri M.K. Pande, Id. P.O. for R-1. Await service of R-2&3.

**S.O. to 6/9/2017** for filing service affidavit on behalf of R-2&3.

**Vice Chairman (J)**

dnk.

O.A. 226/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A.110/2017**

Shri R.S. Khobragade, Id. Counsel for the applicants, Shri A.P. Potnis, Id. P.O. for R-1&2 and none for R-3&4.

At the request of Id. P.O., **S.O. to 7/9/2017** for filing affidavit-in-reply on behalf of R-1&2.

**Vice Chairman (J)**

dnk.

O.A. 322/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri R.G. Karimandan, Id. Counsel holding for Shri R.L. Khapre, Id .counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1. Await service of R-2 to 4.

2. The learned counsel for the applicant submits that notices by RPAD post were already sent to the R-2 to 4 and service affidavit to that effect will be filled soon.

3. At the request of Id. Counsel for the applicant, **S.O. 21/8/2017** for filing service affidavit.

**Vice Chairman (J)**

dnk.

O.A. 393/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 265/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) wherein he is proposed to be challenged with the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 460/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri S.N. Gaikwad, Id. Counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1. Await service of R-2&3.

The learned counsel for the applicant seeks time to file service affidavit in respect of R-2&3. At his request, **S.O. to 6/9/2017** for filing service affidavit.

**Vice Chairman (J)**

dnk.

O.A. 533/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Mrs. T.D. Khade, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Await service of R-2&3.

The learned counsel for the applicant seeks time to file service affidavit in respect of R-2&3. At her request, **S.O. to 23/8/2017** for filing service affidavit.

Put up along with O.A.No. 534/2017

**Vice Chairman (J)**

dnk.

O.A. 534/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Mrs. T.D. Khade, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Await service of R-2&3.

The learned counsel for the applicant seeks time to file service affidavit in respect of R-2&3. At her request, **S.O. to 23/8/2017** for filing service affidavit.

Put up along with O.A.No. 533/2017

**Vice Chairman (J)**

dnk.

O.A. 535/2017



**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri S.P. Palshikar, Id. Counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for R-1. Await service of R-2&3.

Learned counsel for the applicant submits that he will file service affidavit in respect of R-2&3 during the course of day. At his request, **S.O. to 7/9/2017** for filing service affidavit.

**Vice Chairman (J)**

dnk.

O.A. 557/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri D.M. Kakani, Id. Counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2 to 4.

The learned counsel for the applicant seeks time to file service affidavit in respect of R-2 to 4. At his request, **S.O. to 24/8/2017** for filing service affidavit.

**Vice Chairman (J)**

dnk.

O.A. 744/2016

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

None for the applicant.

Shri P.N. warjurkar, Id. P.O. for R-1.

None for R- 2 to 5.

2. From the record it appears that time was granted for filing reply as a last chance.

3. **S.O. 7/9/2017** for filing reply on behalf of R-2 to 5 or for passing necessary orders.

**Vice Chairman (J)**

dnk.

O.A. 62/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri M.R. Khan, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1 to 4. None for R-5&6.

The learned P.O. submits that he wants to take instructions from R-1 to 3 as to whether their affidavit-reply is necessary. At his request, **S.O. to 11/9/2017** for filing reply-affidavit or for taking instructions.

**Vice Chairman (J)**

dnk.

O.A. 394/2017

**Coram : Justice M.T. Joshi,**  
**Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 266/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Shri B.B. Mehadia, Id. Counsel for R-2&3.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 395/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 267/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1. Shri B.B. Mehadia, Id. Counsel for R-2&3.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 396/2017

**Coram : Justice M.T. Joshi,**  
**Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 268/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to

whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 397/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 269/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017

(P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 398/2017

**Coram : Justice M.T. Joshi,**  
**Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 270/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.



3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 399/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 271/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 400/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 272/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 401/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

**C.A. 273/2017 .**

Shri N.D. Thombre, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of learned P.O., **S.O. to 11/9/2017** for filing reply-affidavit in C.A. The learned P.O. also submits that he will take the instructions from the concerned respondent as to whether the order passed in the O.A.578/2016 & Ors. by a common Judgment dated 18/04/2017 (P-22) is proposed to be challenged by the concerned respondents.

3. **S.O. to 11/9/2017** along with other connected matters.

**Vice Chairman (J)**

dnk.

O.A. 189/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri G.G. Bade, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1 to 3. None for R-4.

At the request of Id. Counsel for the applicant, **S.O. to 7/9/2017.**

**Vice Chairman (J)**

dnk.

O.A. 274/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

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

At the request of Id. P.O., **S.O. to 11/9/2017** for filing affidavit-reply.

**Vice Chairman (J)**

dnk.

O.A. 293/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri P.S. Wathore, Id. Counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1 to 3 and Mr. Dubhe, Id. Counsel holding for Shri P.D. Meghe, Id. Counsel for R-4.

The Id. P.O. files reply on behalf of R-1&2. It is taken on record. Copies are supplied to the other sides.

At the request Id. Counsel for R-4, **S.O. to 11/9/2017** for filing affidavit-reply.

**Vice Chairman (J)**

dnk.

O.A. 298/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

None for the applicant.

Shri S.A. Sainis, Id. P.O. for the respondents.

The Id. P.O. seeks time to file affidavit-reply. At his request, **S.O. to 7/9/2017** for filing affidavit-reply.

**Vice Chairman (J)**

dnk.

O.A. 307/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri P.C. Marpakwar, Id. Counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

The Id. P.O. submits that he will file reply till day after tomorrow. At his request, **S.O. to 16/9/2017**. In the meantime, the applicant to file rejoinder, if any.

**Vice Chairman (J)**

dnk.

O.A. 309/2017



**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri S.N. Gaikwad, Id. Counsel fr the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. two weeks** for filing affidavit-reply.

**Vice Chairman (J)**

dnk.

O.A. 272/2016

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

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

At the request of Id. Counsel for the applicant, **S.O. 23/8/2017.**

**Vice Chairman (J)**

dnk.

O.A. 603/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

1. Heard Shri D.M. Kakani, Id. Advocate for the applicant and Smt. S.V. Kolhe, Id. P.O. for the State.
2. Issue notice to R-2 and 3, returnable on 06/09/2017. 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. **S.O. 06/09/2017.**

8. Grant of interim relief is kept open.

**Vice Chairman (J)**

dnk.

O.A. 151/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri A.J. Dhoble, Id. Counsel holding for  
Shri R.S. Parsodkar, Id. Counsel for the applicant  
and Shri H.K. Pande, Id. P.O. for the  
respondents.

2. The learned P.O. seeks time to file affidavit-reply. Upon hearing both the sides, it prima facie appears that no appeal is filed by the applicant against the impugned order of suspension as per the relevant rules. The application therefore prima facie appears to be premature. However, to have satisfaction on this issue, **S.O. to 6/9/2017** for filing affidavit-reply as well as on the point as stated above.

**Vice Chairman (J)**

dnk.

O.A. 354/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Heard Shri R.S. Khobragade, Id. Counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The learned P.O. seeks time to file affidavit- in-reply. Upon hearing both the sides, it appears that instead of filing affidavit-reply a corrective step can be taken by the respondents. Page no.19 would show that an employee who has completed three years in Tribal area is

required to be given posting of his choice. Page no.40 would show that one post at Nagpur is available. Page no.31 would show that present applicant has already applied in due course with a request to post him at Nagpur. In the circumstances, the respondent nos. 2&3 are directed to take corrective steps according to law and file compliance report on or before 7/9/2017. In case, the respondent nos. 2&3 are unable to take the steps as proposed above according to any other provision, the report in this regard may also be filed.

**S.O. 7/9/2017.**

To act on steno copy.

**Vice Chairman (J)**

dnk.

O.A. 403/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

None for the applicant.

Smt. S.V. Kolhe, Id. P.O. for R-1&2.

None for R-3.

2. At the request of Id. P.O., time is granted to file affidavit-reply.

3. Both the sides are directed to take instructions as to whether upon reaching the age of 58 years, the applicant is being still continued in the services.

4. **S.O. 13/9/2017.**

**Vice Chairman (J)**

dnk.

O.A. 466/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

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

2. The learned P.O. submits that he wants to take instructions as to whether the powers as required under the law are delegated for passing the impugned order of transfer (Annexure-A-1) and the necessary report in this regard would be filed on the next date.

**S.O. 7/9/2017** for filing affidavit- reply.

**Vice Chairman (J)**

dnk.



O.A. 822/2015

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Ms. Bhagyashree Gavhale, Id. Counsel holding for Shri A.R. Patil, Id. Counsel for the applicant, Smt. S.V. Kolhe, Id. P.O. for R-1 to 4 and Smt. K.E. Meshram, Id. Counsel for R-5.

2. The learned counsel for R-5 submits that she wants to take instructions as to within how many period the payment can be made at least principle amount of encashment of leave as it is admitted vide para-5 of the affidavit-in-reply at Page no.159 that the said amount remained to be paid.

3. **S.O. 29/8/2017** as a last chance for taking instructions.

To act on steno copy.

**Vice Chairman (J)**

dnk.

O.A. 282/2016

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

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

2. Upon hearing both the sides, the only issue is that as to whether the respondent has taken a proper recourse as per the Rule 8 (4) of the Maharashtra Gram Police Act, 1968 as can be seen at Annex-A-1, Page no.8.

3. Both the sides submitted that the copies of the necessary rules will be collected.

4. At the request of both the sides, **S.O. to 24/8/2017 (P.H.)**

**Vice Chairman (J)**

dnk.

O.A. 143/2017

**Coram : Justice M.T. Joshi,  
Vice-Chairman (J).**

**Dated : 14.08.2017.**

Shri S.U. Ambagade, Id. Counsel for the applicant, Shri S.A. Sainis, Id. P.O. for R-1 to 3 and Shri K.D. Deshpande, Id. Counsel for R-4.

The learned counsel for the applicant seeks further time. The learned counsel for respondent no.4 submits that the matter was part heard. In fact the order on merits on the same issue between the parties are passed by this Tribunal time and again. He submits that he has no instruction to argue on merit. Therefore, **S.O. to 21/8/2017** for hearing.

Matter be treated as **P.H.**

**Vice Chairman (J)**

dnk.