

O.A. No.219 /2017.

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

Dated : 19th April 2017.

Heard Shri G.N. Khanzode, the Ld. counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for respondent No.1.

2. The applicant was served with a show cause notice dated 6.4.2016, whereby he was intimated as to why salary from March 2016 should not be withheld. The applicant has given explanation to the show cause notices. It seems that the Taluka Agriculture Officer (R.4) was not satisfied with the said explanation and in view thereof, salary was not drawn since March 2016.

3. The applicant was on medical leave. According to the respondents, he was absent without permission. The applicant has submitted medical certificate received from Civil Surgeon, IGMC, Nagpur and inspite of such

fitness certificate, the applicant has not been allowed to join in view of letter dated 7.6.2016. Reason for not allowing to join is that the applicant was absent without permission for the period from 1.3.2016 to 31.5.2016. For the sake of argument, it is accepted that the applicant was absent unauthorisedly. Still there is no reason as to why the applicant was restrained from joining inspite of the fact that he has produced fitness certificate from the Civil Surgeon. In view thereof, respondent No.4 is directed to allow the applicant to join the duty immediately. The Ld. CPO submits that he will take instructions in the matter and will file affidavit in reply.

4. S.O. **four weeks**.

5. In the meantime, issue notice to R. 2 to 4 returnable **after vacation**.

6. Shri S.A. Deo, learned CPO waives notice for respondent No.1. Hamdast granted.

7. Tribunal may take the case for final disposal at this stage and separate

notice for final disposal need not be issued.

8. 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.

9. 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.

10. 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.

11. Steno copies be provided to both the parties.

Vice-Chairman(J)

pdg..

O.A. No. 89/2017.

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

Dated : 19th April 2017.

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

The applicant is claiming monthly regular pension so also medical bill. It seems that the applicant has retired on superannuation on 31.3.2015 and it is stated that till today original pension is also not paid to him. The Ld. CPO is, therefore, directed to take instructions as to why retiral benefits are not given to the applicant and he shall file a short affidavit for not paying even the provisional pension and medical bill.

S.O. **two weeks.**

Steno copy be provided to the Ld. CPO.

Vice-Chairman(J)

pdg..

O.A. No. 647/2015.

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

Dated : 19th April 2017.

None for the applicant. Shri A.M. Khadatkar, the learned P.O. for respondents.

The Ld. P.O. has filed affidavit in reply on behalf of R. 2, 3 and 5, the same is taken on record.

Since pleadings are complete, O.A. is admitted and kept for final hearing **after vacation.**

Vice-Chairman(J)

pdg..

O.A. No. 140/2017..

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

Dated : 19th April 2017.

Shri Devendra Patrikar, Adv. holding for Shri M.K. Mishra, the learned counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for the respondents.

The Ld. C.P.O. seeks time to file affidavit in reply.

S.O. **after vacation.**

Vice-Chairman(J)

pdg..

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

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

Dated : 19th April 2017.

C.A. 562/2016.

Heard Shri N.B. Rathod, the learned counsel for the applicants and Smt. S.V. Kolhe, the learned P.O. for the respondent No.1.

2. Issue notice on C.A. to R. 2 and 3 returnable **after vacation**.

3. Smt. S.V. Kolhe, 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 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 C.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.

Vice-Chairman(J)

pdg..

O.A. No. 829/2014.

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

Dated : 19th April 2017.

M.C.A. 17/2017.

None for the applicant. Heard Smt. S.V. Kolhe, the learned P.O. for the respondents.

2. The Ld. P.O. submits that copy of application was handed over to the Ld. counsel for the applicant. She has also obtained an acknowledgement of the receipt of application. The Ld. counsel for the applicant, however is absent.

3. In view thereof, issue notice to the respondent (original applicant) returnable after **four weeks.**

4. Smt. S.V. Kolhe, the learned P.O. waives notice for the respondents. 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. Respondent (original applicant) is authorized and directed to serve on the 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. Respondent (original applicant) is directed to file Affidavit of compliance and notice.

Vice-Chairman(J)

pdg..

O.A. No. 275/2016.

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

Dated : 19th April 2017.

Miss A.R. Manhare, the Ld. counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for respondent Nos. 1 and 2. Shri M.R. Khan, Adv. for R.3.

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

Vice-Chairman(J)

pdg..

O.A. No. 648/2016.

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

Dated : 19th April 2017.

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

Since pleadings are complete, the O.A. is admitted and kept for final hearing on **7th June 2017.**

Shri M.I. Khan, the learned P.O. waives notice for the respondents.

Vice-Chairman(J)

pdg..

O.A. No. 736/2016.

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

Dated : 19th April 2017.

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

The Ld. counsel for the applicant seeks time to file rejoinder.

S.O. after vacation.

Vice-Chairman(J)

pdg..

O.A. No. 776/2016.

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

Dated : 19th April 2017.

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

The Ld. counsel for the applicant seeks time to file rejoinder.

S.O. after vacation.

Vice-Chairman(J)

pdg..

O.A. No. 793/2016.

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

Dated : 19th April 2017.

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

The P.O. seeks time to file reply.

S.O. **after vacation.**

Vice-Chairman(J)

pdg..

O.A. No. 825/2016.

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

Dated : 19th April 2017.

None for the applicant.

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

Since pleadings are complete, the O.A.
is admitted and kept for final hearing on **7th**
June 2017.

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

Vice-Chairman(J)

pdg..

O.A. No. 804/2016.

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

Dated : 19th April 2017.

Shri G.N. Khanzode, the learned counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents.

The P.O. seeks time to file reply.

S.O. **four weeks.**

Vice-Chairman(J)

pdg..

O.A. No. 59/2017.

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

Dated : 19th April 2017.

Smt. K.N. Saboo, the learned counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents 1 to 3. None for R. 4 and 5.

The P.O. seeks time to file reply.

S.O. **after vacation.**

Vice-Chairman(J)

pdg..

O.A. No. 76/2017.

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

Dated : 19th April 2017.

Shri A. Dubey, the learned counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for the respondents.

The P.O. seeks time to file reply.

S.O. **four weeks.**

Vice-Chairman(J)

pdg..

C.A. 67/2017 in O.A.100/2017 (D.B.)

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

Dated : 19.04.2017.

Shri A.K. Madane, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents. None for Intervener.

Learned CPO seeks time to file reply-affidavit on O.A. Hence, matter be kept on **25/04/2017**.

Vice Chairman (J)

dnk.

O.A. 70/2017 (D.B.)

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

Dated : 19.04.2017.

Shri A.P. Sadavarte, 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 will file the application for condonation of delay during the course of day.

S.O. After Summer Vacation.

Vice Chairman (J)

dnk.

O.A. 103/2017 (D.B.)

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

Dated : 19.04.2017.

Shri J.S. Wankhede, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1 to 3. Await service of R-4.

The learned counsel for the applicant seeks time to file service report in respect of respondent no.4. The learned P.O. also seeks time to file reply on behalf of R-1 to 3.

S.O. After Summer Vacation.

Vice Chairman (J)

dnk.

O.A. 417/2016 (D.B.)

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

Dated : 19.04.2017.

Shri M.R. Joharapurkar, Id. counsel for the applicant, Smt. M.A. Barabde, Id. P.O. for R-1&2 and Shri M.V. Mohokar, Id. counsel for R-3.

At the request of learned counsel for R-3, **S.O. 04/05/2017 for filing reply.**

Vice Chairman (J)

dnk.

O.A. 699/2016 (D.B.)

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

Dated : 19.04.2017.

Smt. Saboo, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

The learned P.O. files affidavit-in-reply on behalf of R-2&3. It is taken on record. Copy is served to the learned counsel for the applicant.

S.O. After Summer Vacation for filing rejoinder, if any.

Vice Chairman (J)

dnk.

O.A. 713/2016 (D.B.)

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

Dated : 19.04.2017.

Smt. Mugdha Chandurkar, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

The learned counsel for the applicant submits that she is filing itself additional-affidavit. Since the pleadings are complete and learned P.O. is ready to hear the matter on merits, the O.A. is admitted and kept for final hearing on **27/04/2017**.

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

Interim relief to continue till then.

Vice Chairman (J)

dnk.

O.As. 03 & 04 of 2017 (D.B.)

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

Dated : 19.04.2017.

Shri H.B. Bargat, Id. counsel for the applicants and Shri M.K. Pande, Id. P.O. for the respondents.

At the request of learned P.O., **S.O.**
After Summer Vacation for filing reply.

Vice Chairman (J)

dnk.

O.A. 07/2017 (D.B.)

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

Dated : 19.04.2017.

Smt. K.N. Saboo, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for R-1 to 3. None for R-4.

At the request of Id. P.O., **S.O. After Summer Vacation** for filing reply on behalf of respondents nos. 1 to 3.

Put up along with other connected matters.

Vice Chairman (J)

dnk.

O.A. 08/2017 (D.B.)

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

Dated : 19.04.2017.

Smt. K.N. Saboo, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for R-1 to 3.

At the request of Id. P.O., **S.O. After Summer Vacation** for filing reply on behalf of respondents nos. 1 to 3.

Put up along with other connected matters.

Vice Chairman (J)

dnk.

O.A. 09/2017 (D.B.)

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

Dated : 19.04.2017.

Smt. K.N. Saboo, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for R-1 to 3. None for R-4.

At the request of Id. P.O., **S.O. After Summer Vacation** for filing reply on behalf of respondents nos. 1 to 3.

Put up along with other connected matters.

Vice Chairman (J)

dnk.

O.A. 149/2017 (D.B.)

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

Dated : 19.04.2017.

Shri M.V. Mohokar, Id. counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the respondents.

The learned counsel for the applicant insists for interim relief. In the meantime, the learned P.O. seeks time to file reply-affidavit. At her request, **S.O. After Summer Vacation.**

Vice Chairman (J)

dnk.

