

O.A. No.812 /2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri G.K. Bhusari, Adv. holding for Shri S.N. Gaikwad the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents 1 to 3. None for R.4.

The learned counsel for the applicant seeks one week's time to file service affidavit of R. 2 and 4.

S.O. **one week.**

Vice-Chairman(J)

pdg

O.A. No.618/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.
C.A. No.399/2017.

Heard Shri A.P. Tathod, the leaned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

The leaned counsel for the applicant submits that, he will file service affidavit day after tomorrow.

S.O. **21.9.2017.**

Vice-Chairman(J)

pdg

O.A. No.265/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.
C.A. No.463/2017.

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

This matter be tagged with D.B. matter i.e. O.A.No. 80/2016 which was on board today itself and has been adjourned for four weeks.

S.O. **four weeks.**

Vice-Chairman(J)

pdg

O.A. No.617/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

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

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

Vice-Chairman(J)

pdg

O.A. No.265/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Shri N.D. Khamborkar, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

The Ld. P.O. has filed reply of R. 2. The same is taken on record and a copy thereof is supplied to the other side. Ld. P.O. seeks time to file reply of R.1.

S.O. **four weeks.**

Vice-Chairman(J)

pdg

O.A. No.407/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Smt. K.N.. Saboo, the leaned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents 1 and 2. Miss P.D. Rane, the Ld. Adv. for R.3. None for R.4.

The Ld. P.O. has filed reply of R. 1 and 2. The same is taken on record and a copy thereof is supplied to the other side. The Ld. Adv. for R.3 seeks time.

S.O. **two weeks.**

Vice-Chairman(J)

pdg

O.A. No.433/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri R.V. Shiralkar, the learned 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. **two weeks** for reply.

Vice-Chairman(J)

pdg

O.A. No.508/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri A.R. Kaple, Adv. holding for Shri S.B. Tiwari, the leaned counsel for the applicant and Shri A.P. Potnis, the learned P.O. for the respondents.

The leaned P.O. has filed affidavit in reply of R. 2, the same is taken on record and a copy thereof is supplied to the leaned counsel for the applicant. The leaned counsel for the applicant wants to go through the same and wants to file rejoinder.

S.O. **two weeks.**

Vice-Chairman(J)

pdg

O.A. No.538/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri Kunal Nalamwar, the learned counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents 1 and 2. None for R.3.

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

Vice-Chairman(J)

pdg

O.A. No.557/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri G.K. Bhusari, Adv. holding for Shri D.M. Kakani, the leaned counsel for the applicant and Shri A.M,. Ghogre, the learned P.O. for the respondents.

S.O. **weeks.**

Vice-Chairman(J)

pdg

O.A. No.619/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri Sunil Pande, the learned counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondents.

2. Issue notice to the respondents returnable within **three weeks**.

3. Shri S.A. Sainis, the learned P.O. waives notice for all the respondents.

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.

S.O. **three weeks** for filing affidavit in reply.

Vice-Chairman(J)

pdg

O.A. No.109/2015.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Shri A.R. Dighe, Adv. holding for Shri S.Y. Deopujari, the learned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents 1 and 2. Shri P.A. Kadu. Adv. for R. 3 and 4.

The leaned counsel for R. 3 and 4 has filed an affidavit of R. 3 and 4, same is taken on record and a copy thereof is supplied to the other sides. The learned counsel for the applicant submits that the argument of his senior is already over in this matter.

At the request of the learned counsel for the applicant, S.O. **26.9.2017.**

To be treated as part heard.

Vice-Chairman(J)

Pdg

O.A. No.199/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

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

Ld. P.O. seeks one week's time to file minutes on record.

S.O. 27th September 2017.

Vice-Chairman(J)

pdg

O.A. No.376/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

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

Heard the matter for a considerable period and in fact it was to be closed for orders. The Ld. P.O., however, submits that he will take instructions as to within how many days whatever amount due to the applicant, shall be paid to the applicant and his grievance can be redressed, in view of the letters dated 16.3.2016 and 10.2.2017 (Annexures 39 & 40). He seeks two weeksqtime.

S.O. **two weeks.**

To be treated as part heard.

Vice-Chairman(J)

pdg

O.A. No.81/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri P.S. Patil, the leaned counsel for the applicant and Shri S.A. Sainis the learned P.O. for the respondents.

Matter is heard on merit. The leaned counsel for the applicant submits that one post of Associate Profession is lying vacant at Amravati. It seems to be admitted that the applicant is serving at Chandrapur for last 12 years and has not been considered for transfer inspite of repeated requests. Similar issue has been dealt with in O.A.No.607/2016 by order dated 4.1.2017 passed by this Tribunal. Ld. P.O. therefore to take

instructions as to whether the post of Associate Professor is lying vacant at Amravati. He has to make a statement to that effect.

S.O. **25.9.2017**.

To be treated as part heard.

Vice-Chairman(J)

pdg

O.A. No.293/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri S.R. Kotangale, Adv. holding for Shri P.S.Wathore, the leaned counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents 1 to 3. Shri Dubey, Adv. holding for Shri P.D. Meghe, Adv. for R.4.

The Ld. P.O. has filed reply of R. 3. The same is taken on record and a copy thereof is supplied to the other side. Reply filed by respondent No.3 is adopted by R.1 and 2.

At the request of both the sides, S.O.

28.9.2017.

Vice-Chairman(J)

Pdg

O.A. No.557/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 19th September 2017.

Heard Shri G.K. Bhusari, Adv. holding for Shri D.M. Kakani, the leaned counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents 1 to 3. None for R.4.

2. As per order dated 12.9.2017, the Ld. P.O. was directed to ask the concurred officer i.e Director of Textiles (M.S.), Nagpur (R.2) to personally appear before this Tribunal and to explain as to why he is not allowing the applicant to join the duty. Shri Sanjay Meena, Director of Textiles (M.S.), Nagpur (R.2) is personally present before this Tribunal and submitted that the order of transfer in respect of the applicant is not binding on him. He is ready to file an affidavit to that effect. Hence, it is directed to file an affidavit today itself.

3. S.O. **25th September 2017** for hearing.

4. Personal appearance of Shri Sanjay Meena, Director of Textiles (M.S.), Nagpur (R.2) is dispensed with, if affidavit is filed.

Vice-Chairman(J)

pdg

O.A. No. 419/2017 (D.B.)

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

Dated : 19.09.2017.

Shri J.C. Shukla, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

The learned counsel for the applicant has carried out the amendment.

The learned P.O. seeks time to file reply to the amended O.A. At his request, **S.O. four weeks.**

Vice Chairman (J)

dnk.

O.A. No. 404/2017 (D.B.)

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

Dated : 19.09.2017.

Shri A.J. Gilda, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. At the request of Id. P.O. a most last chance is granted to file affidavit-in-reply. The learned P.O. submits that the application itself is not maintainable, if he is of that opinion, he may file a short affidavit to that effect also.

S.O. 10/10/2017.

Vice Chairman (J)

dnk.

O.A. No. 745/2016 (D.B.)

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

Dated : 19.09.2017.

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

At the request of both the sides, **S.O.**
27/9/2017.

Vice Chairman (J)

dnk.

O.A. No. 695/2016 (D.B.)

Coram : Hon. Shri J.D.Kulkarni,

Vice-Chairman (J).

Dated : 19.09.2017.

Shri M.R. Pillai, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

The learned P.O. submits that he has received consent in writing to the effect that the matter be heard on merits. Hence, matter be kept for final hearing on **26/9/2017.**

Vice Chairman (J)

dnk.

O.A. No. 155/2012 (D.B.)

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

Dated : 19.09.2017.

None for the applicant.

Shri A.M. Ghogre, Id. P.O. for R-1 to 4.
None for R-5.

2. It seems that on 31/8/2017 the application for intervention was withdrawn and the learned counsel for the applicant sought permission to amend the O.A. Therefore the matter was adjourned on 15/9/2017. On 15/9/2017 the applicant did not appear and since a last chance was granted the matter was kept for dismissal today. Today also nobody appeared for the applicant. It shows that the applicant may not be interested in amending the O.A. The matter is already admitted long back and the matter is of the year 2012. Hence it be fixed for final hearing **on 27/9/2017.**

Vice Chairman (J)

dnk.

O.A. No. 695/2017 (D.B.)

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

Dated : 19.09.2017.

1. Heard Shri S.C.Deshmukh, Id. Advocate for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.

2. Issue notice to R-2 to 4, returnable in **four weeks**. 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. If any order of appointment is issued, will be subject to the outcome of this O.A.

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

Vice Chairman (J)

dnk.

O.A. No. 108/2017 (D.B.)

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

Dated : 19.09.2017.

Shri R.V. Shiralkar, 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 impugned order has been stayed in W.P. No.2605/2017 by the Honϕle High of Judicature at Bombay vide order dated 8/3/2017. In view thereof the recovery in this regard is also stayed. The learned P.O. seeks time to file reply. At his request ,**S.O. four weeks.**

Vice Chairman (J)

dnk.

O.A. No. 72/2017 (D.B.)

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

Dated : 19.09.2017.

Shri N.S. Warulkar, Id. counsel holding for Shri S.P. Palshikar, 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. It is taken on record. Copy is served to the learned counsel for the applicant.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. No. 80/2016 (D.B.)

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

Dated : 19.09.2017.

Shri H.D. Futane, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

At the request of learned counsel for the applicant, **S.O. four weeks**.

Vice Chairman (J)

dnk.

O.A. No. 65/2016 (D.B.)

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

Dated : 19.09.2017.

None for the applicant.

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

The learned P.O. submits that the result of the examination has been declared and the applicant has failed. He wants to file short affidavit in this regard.

S.O. two weeks.

Vice Chairman (J)

dnk.

O.A. No. 437/2017 (D.B.)

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

Dated : 19.09.2017.

None for the applicant.

Shri A.M. Ghogre, Id. P.O. for R-1. Await service of R-2 to 5.

It seems that the service affidavit of R-2 to 5 is not yet filed.

Matter be kept for dismissal **after one week.**

Vice Chairman (J)

dnk.

O.A. No. 695/2015 (D.B.)

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

Dated : 19.09.2017.

Shri H.D. Futane, Id. counsel holding for
Shri S.N. Gaikwad, Id. counsel for the applicant
and Shri S.A. Sainis, Id. P.O. for the respondent
nos.1&2. Await service of R-3.

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

Vice Chairman (J)

dnk.

O.A. No. 494/2014 (D.B.)

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

Dated : 19.09.2017.

C.A.458/2017

There is a leave note from Shri G.G. Bade,
Id. counsel for the applicant. Shri M.I. Khan, Id.
P.O. for the respondents.

S.O. four weeks.

Vice Chairman (J)

dnk.

C.A. 512/2016 in O.A. No. 565/2015 (D.B.)

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

Dated : 19.09.2017.

MCA No.51/2017 .

1. Heard Shri S.D. Chande, Id. Advocate for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.
2. Notice on application be issued returnable in **four weeks**.
3. Shri H.K. Pande, 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. four weeks.**

Vice Chairman (J)

dnk.