

O.A. No. 223/2013.

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

Dated : 24th March 2017.

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

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 617/2017.

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

Dated : 24th March 2017.

Miss H. Sheikh, learned counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents 1 to 3. None for R.4.

The learned counsel for the applicant requests for time for argument.

S.O. 7th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 775/2016.

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

Dated : 24th March 2017.

Shri A.P. Tathod, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondent No.1. Shri A.M. Kukday, Ld. Adv. for R.2 & 3.

At the request of the learned counsel for the applicant, S.O. **3rd April 2017.**

Vice-Chairman(J)

pdg..

O.A. No. 175/2010.

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

Dated : 24th March 2017.

Shri P.V. Thakre, Adv. holding for Shri A.R. Patil, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

At the request of the learned counsel for the applicant, S.O. 3rd April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 241/2013.

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

Dated : 24th March 2017.

Shri Ved Deshpande, Adv.
holding for Dr. (Smt.) R.S. Sirpurkar,
the learned counsel for the applicant
and Shri M.I. Khan, the learned P.O.
for the respondents.

At the request of the learned
counsel for the applicant, S.O. 3rd
April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 694/2015.

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

Dated : 24th March 2017.

None for the applicant. Shri P.N. Warjekar, the learned P.O. for the respondents 1 & 2. None for R. 3 & 4.

The Ld. P.O. has filed affidavit in reply on behalf of R.2. The same is taken on record and a copies thereof are supplied to the other sides. It seems that the applicant has not collected hamdast for respondent Nos. 3 and 4. The applicant, therefore, shall collect hamdast as a last chance. If the same is not collected, mater will be considered for dismissal for non compliance of the order on the next date.

S.O. 7th April 2017.

Vice-Chairman (J)

pdg..

O.A. No. 625/2016.

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

Dated : 24th March 2017.

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

ADMIT.

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

S.O. 21st April 2017 for final hearing.

Vice-Chairman (J)

pdg..

O.A. No. 21/2016.

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

Dated : 24th March 2017.

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

The Ld. P.O. has filed affidavit in reply on behalf of R. 3 and 4. The same is taken on record and a copy thereof is supplied to the learned counsel for the applicant..

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

S.O. 13th April 2017..

Vice-Chairman (J)

pdg..

O.A. No. 707/2016.

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

Dated : 24th March 2017.

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

The Ld. P.O. places on record the communications received by him which are marked %0+ and %0-1+ for identification, from which it seems that the proposal as regards applicants transfer is put up for consideration before the Hon^{ble} Chief Minister. The Ld. P.O. submits that he will take instructions as to within how many days such proposal can be disposed. Hence, at the request of Ld. P.O., **S.O. 31st March 2017.**

Vice-Chairman (J)

pdg..

O.A. No. 27/2017.

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

Dated : 24th March 2017.

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

The Ld. P.O. has filed affidavit in reply on behalf of R.3. The same is taken on record and a copies thereof are supplied to the other sides.

ADMIT.

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

S.O. 13th April 2017.

Vice-Chairman (J)

pdg..

O.A. No. 134/2013.

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

Dated : 24th March 2017.

C.A. No.413/2013.

Heard Shri S.S. More, Adv. holding for Shri P.S. Wathore, the learned counsel for the applicant and Shri A.P. Potnis, the learned P.O. for respondent No.1. Shri P.V. Thakre, Adv. for R.2.

Vide C.A. No.413/2013., the respondent No.2 i.e. the Superintending Engineer, Irrigation Project Investigation Circle, Nagpur was to deposit the amount in the office of this Tribunal. For the reasons stated in the application, I do not find any reason to deny the request and it will be in the interest of justice that the applicant and respondent No.2 to deposit the amount in the office of this Tribunal.

The Registrar of this Tribunal to accept the amount by a cheque. C.A. stands disposed of.

C.A. No.104/2014.

For the reasons stated in the application, application for bringing the L.Rs on record is allowed. The applicant is directed to make amendment in the O.A. accordingly by adding the L.Rs on record of the applicant within a period of one week. C.A. stands disposed of.

Vice-Chairman (J)

pdg..

O.A. No. 853/2011.

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

Dated : 24th March 2017.

M.C.A. No.69/2016.

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

2. The MCA has been filed for restoration of the O.A. No.853/2011 which was dismissed in default on 6.10.2016. From the impugned order of dismissal, it seems that on the earlier three dates, none appeared for the applicant and, therefore, last chance was granted and the matter was kept for dismissal. Still nobody appeared and, therefore, this Tribunal was pleased to dismiss the O.A.

3. The learned counsel for the applicant submits that his senior was busy in the competitive examination for the judiciary and, therefore, he instructed his friend. But unfortunately his friend also did not take care. I am satisfied that the reason stated in the applicant is not sufficient, still the client cannot be punished for the negligence of his Advocate and, therefore, in the interest of

justice, application is allowed and the O.A. is restored to its original file and the O.A.be kept for final hearing, since the pleadings are complete in the first week of April 2017.

S.O. **3rd April 2017.**

Vice-Chairman (J)

pdg..

O.A. No. 57/2017.

Coram: Shri J.D. Kulkarni,

Vice-Chairman (J).

Dated : 24th March 2017.

C.A. No.28/2017.

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

The learned counsel for the applicant seeks permission to amend the application for condonation of delay and it seems that the exact delay caused is not pleaded. Permission is granted. He is allowed to make necessary amendment during the course of the day.

After the said amendment is carried out, notice be issued returnable after four weeks i.e. **21st April 2017.**

Shri S.A. Deo, the learned C.P.O. waives notice for respondent Nos. 1 & 2. Hamdast granted.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

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

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.

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. 21st April 2017.

Vice-Chairman (J)

pdg..

O.A. No. 617/2016.

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

Dated : 24th March 2017.

None for the applicant.
Shri P.N. Warjekar, the learned P.O.
for the respondents.

The Ld. P.O. seeks time to file
reply.

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 660/2016.

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

Dated : 24th March 2017.

Shri Y. Kinkhede, the Ld. counsel for the applicant and Smt. M.A. Barabde, the learned P.O. for the respondents.

The Ld. P.O. seeks time to file reply. It seems that sufficient time has already been granted. However, a last chance is granted.

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 671/2016.

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

Dated : 24th March 2017.

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

The learned counsel for the applicant seeks time to file rejoinder. Time granted.

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 698/2016.

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

Dated : 24th March 2017.

Shri S.D. Tatke, the learned counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents 1 & 2. Shri S.N. Gaikwad, Adv. for R.3.

The learned P.O. seeks time to file reply. Time granted.

S.O. 21st April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 794/2016.

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

Dated : 24th March 2017.

Shri P.V. Thakre, the learned counsel for the applicant and Smt. M.A. Barabde, the learned P.O. for the respondents.

The learned P.O. seeks time to file reply. Time granted.

S.O. 21st April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 805/2016.

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

Dated : 24th March 2017.

Shri A. Deshpande, the learned counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents.

The learned P.O. seeks time to file reply. Time granted.

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 85/2017.

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

Dated : 24th March 2017.

Shri D.N. Mathur, the learned counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for the respondents.

The learned C.P.O. seeks time to file reply. Time granted.

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 121/2017.

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

Dated : 24th March 2017.

Heard Shri G.G. Bade, the learned counsel for the applicant and Shri S.A. Sainis, the learned P.O. for respondent No.1.

2. Issue notice to R. 2 and 3 returnable by **21st April 2017.**

3. Shri S.A. Sainis, the learned P.O. waives notice for the respondent No1. 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.

Vice-Chairman(J)

pdg..

O.A. No. 152/2017.

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

Dated : 24th March 2017.

Heard Shri G.G. Bade, the learned counsel for the applicant and Smt. M.A. Barabde, the learned P.O. for respondent No.1.

2. Issue notice to R. 2 to 4 returnable by **13th April 2017.**

3. Smt. M.A. Barabde, the learned P.O. waives notice for the 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.

Vice-Chairman(J)

pdg..

O.A. Nos. 153, 154 & 155 of 2017.

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

Dated : 24th March 2017.

Heard Shri R.V. Shiralkar, the learned counsel for the applicants and Shri M.I. Khan, the learned P.O. for the respondents.

The applicants have challenged the impugned order of their suspension dated 23.12.2016 passed by respondent No.2 and have also claimed their reinstatement. From the prayer clause, it seems that the applicants have also filed an appeal against the order of suspension before the competent authority and the said appeal is yet to be decided. In view thereof, there seems to be a prima facie premature case. Since the applicants have not waited for the decision to come on their appeal, the learned counsel for the applicants seeks time to satisfy this Tribunal on this point and seeks two weeks time.

S.O. 7th April 2017.

Vice-Chairman(J)

O.A. No. 234/2013.

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

Dated : 24th March 2017.

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

The matter was already dismissed in default. However it was restored to file at the request of Ld. counsel for the applicant. It seems from the record that thereafter nobody is appearing for the applicant. Matter was taken on 18.10.2016, 16.11.2016, 30.11.2016, 14.12.2016 and 4.1.2017. Except on 14.12.2016, nobody appeared for the applicant. On 14.12.2016, at the request of Ld. counsel for the applicant, matter was adjourned for three weeks by way of peremptory chance. In spite of such granting, matter was posted on 4.1.2017, the applicant did not appear. His counsel appeared. Today also, none appeared for the applicant. In view thereof, matter be kept for dismissal on **31st March 2017.**

Vice-Chairman(J)

O.A. No. 557/2013.

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

Dated : 24th March 2017.

None for the applicants. Shri A.M. Ghogre, the learned P.O. for the respondents.

The matter was adjourned for four weeks at the request of learned counsel for the applicants on 24.8.2016. Thereafter, it was taken on 21.9.2016. But nobody was present and thereafter on 13.10.2016, when it was adjourned for three weeks at the request of the learned counsel for the applicants, as he wanted to take necessary steps against the applicant No.2, since the applicant No.2 was reported to be dead. Thereafter the matter was fixed on 11.11.2016, 2.12.2016 and 6.1.2017. On these dates also, none appeared for the applicants. It is seems that the applicant may not be interested in prosecuting the O.A. Hence, the O.A. is kept for dismissal on **31st March 2017.**

Vice-Chairman(J)

O.A. No. 763/2013.

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

Dated : 24th March 2017.

None for the applicant.
Smt. S.V. Kolhe, the learned P.O. for
the respondent No.1. Shri P.V. Thakre,
Ld. Adv. for R. 2 and 3.

S.O. 3rd April 2017.

Vice-Chairman(J)

pdg..

O.A. No. /2016.

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

Dated : 24th March 2017.

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

The Ld. P.O. has filed affidavit in
reply on behalf of R.2. The same is
taken on record and a copies thereof
are supplied to the other sides.

S.O. 13th April 2017.

Vice-Chairman(J)

pdg..

O.A. No. 39/2016.

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

Dated : 24th March 2017.

Shri S.P. Palshikar, the learned counsel for the applicant and Shri H.K. Pande, learned P.O. for respondent No.1 & 3. Shri M. Sheikh, Adv. for R.2.

The Ld. P.O. has filed affidavit in reply on behalf of R.1 & 3. The same is taken on record and copies thereof are supplied to the other sides. The learned counsel for the applicant wants to go through it and will file rejoinder, if necessary. Shri M. Sheikh, Adv. for R.2 seeks time to file additional reply affidavit of R.2 Granted.

At the request of Adv. for R.2, S.O. 7th
April 2017.

Vice-Chairman(J)

pdg..

O.A.427/2016 (D.B.)

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

Dated : 24.03.2017.

Shri H.S. Chawhan, Id. counsel holding for Shri P.S. Chawhan, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

At the request of learned counsel for the applicant, **S.O. 31/03/2017.**

Vice Chairman (J)

dnk.

O.A.186/2015 (D.B.)

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

Dated : **24.03.2017.**

C.A.339/2016

Shri S.P. Palshikar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for respondent nos.1&2. None for R-3.

At the request of Id. counsel for the applicant, **S.O. 27/03/2017.**

Vice Chairman (J)

dnk.

O.A.766/2016 (D.B.)

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

Dated : 24.03.2017.

Shri S.P. Palshikar, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

With the consent of both the parties,
S.O. 29/03/2017.

In the meantime, I.R. to continue till
then.

Vice Chairman (J)

dnk.

O.A.253/2016 (D.B.)

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

Dated : 24.03.2017.

Shri Katkar, Id. Counsel holding for Shri
N.R. Saboo, Id. Counsel for the applicant and
Smt. S.V. Kolhe, Id. P.O. for R-1 to 3. None
for R-4&5.

2. It appears from the order dated 28/11/2016, the C.A. for amendment has already been allowed and amendment has already been carried out. However notices on R-4&5 are not yet served.

3. Hence, issue fresh notice to R-4 and 5 on amended O.A., returnable on 28-04-2017. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. The learned counsel for the applicant is directed to serve the fresh notices to R-4&5 on amended O.A. and amended copies be supplied to the other sides and also to file the service report in respect of R-4&5.

8. **S.O. 28-04-2017.**

Vice Chairman (J)

dnk.

O.A.606/2016 (D.B.)

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

Dated : 24.03.2017.

None for the applicant. Shri A.P. Potnis, Id. P.O. for R-1. Await service of R-2&3.

The service of R-2&3 is awaited. The applicant is directed to file service report in respect of R-2&3.

The learned P.O. seeks time to file reply on behalf of R-1.

S.O. 28/04/2017.

Vice Chairman (J)

dnk.

O.A.695/2016 (D.B.)

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

Dated : 24.03.2017.

Shri V.R. Thote, Id. Counsel holding for Shri S.U. Ambagade, Id. Counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

The learned P.O. files reply on behalf of R-2. It is taken on record. Copy of the same is given to the Id. Counsel for the applicant. The learned counsel for the applicant wants to file rejoinder, if necessary.

Heard. Admit.

Learned P.O. waives notice for the respondents.

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

Vice Chairman (J)

dnk.

O.A.746/2016 (D.B.)

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

Dated : 24.03.2017.

Heard Shri P.V.Thakre, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

The learned counsel for the applicant submits that he has been instructed to withdraw the O.A. and accordingly he seeks permission to withdraw the O.A. In this regard Pursis dated 20/03/2017 (P-28) is filed on record.

In view thereof, the O.A. is disposed of as withdrawn with no order as to costs.

Vice Chairman (J)

dnk.

O.A.803/2016 (D.B.)

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

Dated : 24.03.2017.

Shri D.M. Surjuse, Id. Counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the Respts.

Ld. P.O. files reply on behalf of R-3. It is taken on record. Copy is served to the Id. Counsel for the applicant. The Id. P.O. seeks time to file reply on behalf of R-2. Time is granted.

S.O. 07/04/2017.

Vice Chairman (J)

dnk.

O.A.156/2017 (D.B.)

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

Dated : 24.03.2017.

Heard Shri V.R. Thote, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1.

2. From the relief claimed in the O.A. it seems that the matter pertains to Single Bench. The Registrar is directed to place the matter before appropriate Bench.

2. In the meantime, issue notice to R-2 to 4, returnable on **07/04/2017**. Learned C.P.O. waives notice for R-1.

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. 07-04-2017.**

Vice Chairman (J)

dnk.

