

O.A. No. 08/2015.

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

Dated : 24th August 2017.

C.A.Nos.271/2016 in C.P.(St.) No. 1055/2016.

Heard Shri S.P. Palshikar, the learned counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondent No.1. None for R.2.

S.O. 1st September 2017.

Vice-Chairman (J)

pdg.

O.A. No. 617/2014.

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

Dated : 24th August 2017.

C.A.Nos.285/2016 in C.P.(St.) No. 1136/2016.

Heard Shri S.D. Zoting, the learned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondent No.1. Shri A. Parihar, Adv. for R.2.

S.O. 1st September 2017.

Vice-Chairman (J)

pdg.

O.A. No. 618/2014.

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

Dated : 24th August 2017.

C.A.Nos.323/2016 in C.P.(St.) No. 1261/2016.

Heard Shri S.D. Zoting, the learned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondent Nos.1 to 3. Shri P. Kadu,, Adv. for R.4.

S.O. 1st September 2017.

Vice-Chairman (J)

pdg.

O.A. No. 233/2011.

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

Dated : 24th August 2017.

C.A.Nos.09/2017 in C.P.(St.) No. 44/2017.

Heard Shri S.D. Patil, Adv. holding for Shri S.P. Kshirsagar, the learned counsel for the applicant and Shri A.P. Potnis, the learned P.O. for the respondent No.1.

Await service to R.2.

S.O. **26th September 2017.**

Vice-Chairman (J)

pdg.

O.A. No. 500/2017.

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

Dated : 24th August 2017.

C.A.Nos. 116 and 117 of 2017.

Heard Shri A.D. Girdekar, the learned counsel for the applicants and Smt. S.V. Kolhe, the learned P.O. for the respondents.

The Ld. P.O. seeks time to file affidavit in reply for all the respondents.

At her request, S.O. **25th September 2017.**

Applicant is directed to comply with the earlier order of filing of the G.R. on the next date.

Vice-Chairman (J)

pdg.

O.A. No. 285/2017.

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

Dated : 24th August 2017.

C.A.No. 405/2017.

Heard Shri G.N. Khanzode, the learned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

The learned counsel for the applicant files on record the minutes of the meeting of D.P.C. dated 14.3.2017 which would show that the present applicant was already selected for promotion to the concerned post. It, however, appears that despite this selection vide letter dated 9.8.2017, proposal is being moved apparently in ignorance or otherwise of the decision already taken by the D.P.C in its meeting dated 14.3.2017. In the circumstances, respondent No.1 is directed to peruse two documents and take a decision, according to law within a period of three weeks from the date of this order and shall compliance report accordingly. In case respondent No.1 is unable to take a decision on these lines within three weeks, a short affidavit explaining the reasons therefor shall be filed on the next date.

S.O. **three weeks.**

To act on steno copy.

Vice-Chairman (J)

O.A. No. 580/2015.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

Heard Shri A.R. Patil, the learned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondent Nos. 1 to 3. None for R..4.

Hamdast is not collected.

S.O. **18th September 2017** either for compliance or for passing necessary order in default.

Vice-Chairman (J)

pdg.

O.A. No. 417/2017.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

Heard Shri S.P. Pawar, the learned counsel for the applicant and Shri S.A. Deo, the learned C.P.O. for respondent No.1.

2. At the request of the learned counsel for the applicant, issue notice to R. 2 returnable on **10th October 2017.**

3. Shri S.A. Deo, 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 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.

8. S.O. **10th October 2017.**

Vice-Chairman (J)

pdg.

O.A. No. 632/2017.

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

Dated : 24th August 2017.

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

There appears no merit in the present application, as the applicant is seeking consideration of his application from different category than for which he has applied. The learned counsel for the applicant, however, insists that his case be admitted. However there is no merit in the contention. Since the matter, however, pertains to the Division Bench, speaking order would be required. In the circumstances, removed it from the Board.

It be placed as and when regular D.B. is available.

Vice-Chairman (J)

pdg.

O.A. No. 748/2016.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

Heard Shri A.D. Girdekar, the learned counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents.

The learned counsel for the applicant insists that the application be decided by the Division Bench.

Hence, **ADMIT**.

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

It be placed before the D.B. as and when available.

Vice-Chairman (J)

pdg.

O.A. No. 761/2016.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

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

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

S.O. **21st September 2017.**

Vice-Chairman (J)

pdg.

O.A. No. 768/2016.

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

Dated : 24th August 2017.

Heard Shri S.S. Katkar, Adv. holding for Shri N.R. Saboo, 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. **7th September 2017.**

Vice-Chairman (J)

pdg.

O.A. No. 100/2010.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

C.P. No.03/2017.

Shri Bharat Kulkarni, Adv. holding for Shri S.P. Palshikar, the learned counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondent No.1. None for R. 2 & 3.

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

S.O. 1st September 2017.

Vice-Chairman (J)

pdg.

O.A. No. 499/2014.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

C.P. No.05/2017.

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

The Ld. P.O. files on record a copy of the order which would show authorization for payment of D.C.R.G., pension and other pensionery benefits being made to the applicant. The Ld. P.O. seeks two weeksq time for further compliance.

At his request, S.O. **8th September 2017.**

Vice-Chairman (J)

pdg.

O.A. No. 92/2017.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

Heard Shri A.I. Sheikh, the learned counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents 1 to 3. Miss A. Singh, Adv. for R.4.

Upon hearing both the sides, it appears that the present application is not maintainable, as direct appointment is sought from the reserved category for the post of Medical Officer from the BAMS cadre. The learned counsel for the applicant, however, wants to make submission in this regard.

At his request, S.O. **14th September 2017** for further argument.

Vice-Chairman (J)

pdg.

O.A. No. 108/2017.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

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

The learned counsel for the applicant files on record a true copy of the representation made by the applicant to respondent No.3 i.e. Chief Conservator of Forests (Territorial), Nagpur which is annexed with the true copy of the order passed by the Hon'ble High Court in W.P. No.2605/2017 dated 8th March 2017.

S.O. **19th September 2017** for filing affidavit in reply.

Vice-Chairman (J)

pdg.

O.A. No. 241/2017.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

Heard Shri Bharat Kulkarni, 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.

At the request of Ld. P.O., S.O. **27th September 2017** as a last chance.

Vice-Chairman (J)

pdg.

O.A. No. 245/2017.

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

Dated : 24th August 2017.

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

At the request of Ld. P.O., S.O.
7th September 2017.

Vice-Chairman (J)

pdg.

O.A. No. 391/2017.

**Coram : Justice M.T. Joshi
Vice-Chairman (J)
Dated : 24th August 2017.**

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

At the request of Ld. P.O., S.O. **26th September 2017** for filing affidavit in reply as a last chance.

Vice-Chairman (J)

pdg.

O.A. No. 491/2015.

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

Dated : 24th August 2017.

Heard Shri Bharat Kulkarni, the learned counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondent Nos. 1 and 2. Shri S.C. Deshmukh, Adv. for R.3.

S.O. **25th September 2017** for filing affidavit in reply on the line as directed by this Tribunal vide order dated 6.7.2017.

Vice-Chairman (J)

pdg.

O.A. 521/2017

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

Dated : 24.08.2017.

C.A.338/2017

There is a leave note from Shri N.D. Thombre, Id. Counsel for the applicant. Shri H.K. Pande, Id. P.O. for R-1&2. None for R-3 to 5.

S.O. to 21/9/2017.

Vice Chairman (J)

dnk.

O.A. 521/2017

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

Dated : 24.08.2017.

C.A.338/2017

There is a leave note from Shri N.D. Thombre, Id. Counsel for the applicant. Shri H.K. Pande, Id. P.O. for R-1&2. None for R-3 to 5.

S.O. to 21/9/2017.

Vice Chairman (J)

dnk.

O.A. 305/2017

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

Dated : 24.08.2017.

Shri D.M. Upadhye, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the Respts.

The learned P.O. files reply on behalf of R-2. It is taken on record. Copy is given to the other sides.

S.O. to 25/9/2017 for filing affidavit-in-reply if any.

Vice Chairman (J)

dnk.

O.A. 306/2017

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

Dated : 24.08.2017.

Shri D.M. Upadhye, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the Respts.

The learned P.O. files reply on behalf of R-2. It is taken on record. Copy is given to the other sides.

S.O. to 25/9/2017 for filing affidavit-in-reply if any.

Vice Chairman (J)

dnk.

O.A. 320/2017

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

Dated : 24.08.2017.

None for the applicant. Smt. Kolhe, Id.
P.O. for R-1 to 3. Await service of R-4&5.

The learned P.O. files reply on behalf of R-
1 to 3. It is taken on record. **S.O. to**
4/10/2017.

Vice Chairman (J)

dnk.

O.A. 359/2017

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

Dated : 24.08.2017.

Shri A.M. Mahajan, Id. Counsel holding for
Shri R.A. Gupte, Id. Counsel for the applicant and
Shri S.A. Deo, Id. CPO for the State.

2. The learned CPO submits that the applicant is not even the State Government employee. He files the communication to that effect which is taken on record and marked ~~Exh-~~ Xq for the purpose of identification. In the circumstances, it appears that the application is not tenable. Today, Shri Mahajan Id. Counsel holding for Shri R.A. Gupte, Id. Counsel for the applicant present and request for further time. At his request, **S.O. to 12/9/2017** for hearing or for withdrawal.

Vice Chairman (J)

dnk.

O.A. 343/2017

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

Dated : 24.08.2017.

Shri Bharat Kulkarni, Id. Counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the Respts.

Ld. P.O. files affidavit-in-reply on behalf of R-2. It is taken on record. Copy is given to the other side. The learned counsel for the applicant seeks time to file rejoinder. Time is granted.

S.O. to 13/9/2017 for filing rejoinder as well as for hearing.

Vice Chairman (J)

dnk.

O.A. 360/2017

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

Dated : 24.08.2017.

Ms. A.M. Gupta, Id. Counsel holding for Shri P.B. Patil, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Learned counsel for the applicant submits that she would be filed service affidavit of R-2,5 & 7 during the course of day and requests for fresh hamdast on behalf of R-3,4 & 6.

3. At her request, Issue fresh notice to R-3,4 & 6, returnable on 3/10/2017. 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. **S.O. 3/10/2017.**

Vice Chairman (J)

dnk.

O.A. 382/2017

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

Dated : 24.08.2017.

Shri I.G. Meshram, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

Learned counsel for the applicant submits that yesterday he filed service affidavit of behalf of R-2&3 in the office.

S.O. to 25/9/2017 .

The issue of interim relief is kept open.

Vice Chairman (J)

dnk.

O.A. 330/2017

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

Dated : 24.08.2017.

None for the applicant.

Shri H.K. Pande, Id. P.O. for R-1 to 3. Shri
Gaikwad, Id. Adv. for R-4.

S.O. to 21/9/2017.

Vice Chairman (J)

dnk.

O.A. 341/2017

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

Dated : 24.08.2017.

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

At the request of Id. P.O., **S.O. to 25/9/2017** for filing reply as a last chance.

Vice Chairman (J)

dnk.

O.A. 407/2017

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

Dated : 24.08.2017.

Smt. K.N. Saboo, Id. Counsel for the applicant, Smt. S.V. Kolhe, Id. P.O. for R-1&2 and Ms. P. Rane, Id. Counsel for R-3. None for R-4.

At the request of Id. P.O. as well as Id. Counsel for R-3, **S.O. to 19/9/2017** for filing reply.

Vice Chairman (J)

dnk.

O.A. 467/2017

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

Dated : 24.08.2017.

Shri S.V. Bhutada, Id. Counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

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

S.O. to 6/9/2017 for filing rejoinder as well
as for hearing.

dnk. **Vice Chairman (J)**

O.A. 528/2017

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

Dated : **24.08.2017.**

There is a leave note from Shri N.D.
Thombre, Id. Counsel for the applicant. Shri
S.A. Deo, Id. CPO for the State.

S.O. to 13/9/2017.

dnk. **Vice Chairman (J)**

O.A. 531/2017

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

Dated : 24.08.2017.

Shri Bharat Kulkarni, Id. Counsel holding
for Shri S.P. Palshikar, Id. Counsel for the
applicant and Shri S.A. Deo, Id. CPO for the
Respts.

At the request of Id.CPO, **S.O. to
26/9/2017** for filing reply.

Vice Chairman (J)

dnk.

O.A. 542/2017

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

Dated : 24.08.2017.

Shri Bharat Kulkarni, Id. Counsel for the applicant and Shri A.P. Potnis, Id. PO for the Respts.

At the request of Id. PO, **S.O. to 26/9/2017** for filing reply.

Vice Chairman (J)

dnk.

O.A. 557/2017

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

Dated : 24.08.2017.

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

2. The learned counsel for the applicant submits that yesterday he filed service affidavit in the office. He also submits that the applicant is not being allowed to join the duties where he is transferred as can be seen from Annex-A-A, P-15.

The learned P.O. is therefore directed to take the instructions from the concerned respondent as to why the present applicant is not being allowed to join duties and file brief note of reasons on or before 12/9/2017.

S.O. to 12/9/2017.

To act on steno copy.

Vice Chairman (J)

dnk.

O.A. 588/2017

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

Dated : 24.08.2017.

1. Heard Shri S.U. Bhuyar, Id. Counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.
2. Issue notice to R-2 to 4, returnable on 26/9/2017. 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. **S.O. 26/09/2017.**

Vice Chairman (J)

dnk.

O.A. 626/2017

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

Dated : 24.08.2017.

1. Heard Shri U.A. Dhabe, Id. Counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.
2. Issue notice to R-2 to 6, returnable on 27/9/2017. 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. **S.O. 27/09/2017.**

Vice Chairman (J)

dnk.

O.A. 628/2017

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

Dated : 24.08.2017.

1. Heard Shri P.S. Wathore, Id. Counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for R-1.
2. Issue notice to R-2 and 3, returnable on 5/10/2017. 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. **S.O. 5/10/2017.**

Vice Chairman (J)

dnk.

O.A. 389/2016

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

Dated : 24.08.2017.

None for the applicant.

Shri A.M. Ghogre, Id. P.O. for the respondents.

It appears that on the earlier date also nobody appeared for the applicant. In such circumstances, **S.O. to 3/10/2017.**

Vice Chairman (J)

dnk.

O.A. 326/2017

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

Dated : 24.08.2017.

Shri P.P. Khaparde, Id. Counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondent nos. 1 to 4. None for R-5.

S.O. two weeks.

Vice Chairman (J)

dnk.

O.A. 337/2017

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

Dated : 24.08.2017.

There is a leave note from Shri N.D. Thombre, Id. Counsel for the applicant. Shri M.I. Khan, Id. P.O. for the respondent nos. 1 to 3. None for R-4&5.

S.O. to 4/10/2017.

Vice Chairman (J)

dnk.

O.A. 376/2017

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

Dated : 24.08.2017.

Shri S.K. Thengre, Id. Counsel holding for
Shri N.N. Thengre, Id. Counsel for the applicant
and Shri A.M. Khadatkar, Id. P.O. for R-1 to 4.
None for R-5.

At the request of both the sides, **S.O. one
week.**

Vice Chairman (J)

dnk.

O.A. 282/2016

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

Dated : 24.08.2017.

Head Shri P.P. Khaparde, Id. Counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The issue in the present application is regarding grant of remuneration of a period during which the present applicant was suspended in view of the criminal case pending against him. Annex-A-3 would show that the applicant was acquitted by the Additional Session Judge, Gondia from the criminal offence on 8/10/2013. Annex-A-4 would show that the present applicant has resumed his duties as a Gram Police Patil on 12/1/2016. The issue therefore is regarding grant of his honorarium / salary for the period of suspension.

3. Sub section 4 of Section 9 of the Maharashtra Gram Police Act, 1967 would show that the Competent Authority is required to take decision regarding the grant of honorarium for the period of suspension. No such decision appears to have been taken by the respondent no.4.

4. The present application is therefore disposed of with a direction to respondent no.2 to decide the issue of grant of honorarium to the applicant for the period during which he was suspended in terms of the same provisions within a period of three months from the date of this order. The application is disposed of with no order as to costs.

To act on steno copy.

Vice Chairman (J)

dnk.