

O.A. No. 270/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Shri A.S. Deshpande, 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. 20/02/2019.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

(DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

**C.A.381/18 in O.A. 712/14, C.A.382/18 in  
O.A.714/14, C.A. 383/18 in O.A.715/14,  
C.A. 384/18 in O.A. 716/14, C.A.385/18 in  
O.A. 717/14**

Shri S.K. Tambde, Id. counsel for  
the applicants and Shri S.A. Sainis, Id.  
P.O. for the respondents.

At the request of Id. P.O., **S.O. two  
weeks** for filing reply on C.As.

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 68/2016 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

**MCA Nos. 01 & 02/2019 -**

Shri C.R.Khobragade, Id. counsel  
for the applicant and Shri A.M. Khadatkar,  
Id. P.O. for the respondents.

2. The Id. P.O. submits that he will  
file reply during the course of day on both  
the MCAs.

**S.O. one week.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

Rev. A. 24/18 in O.A. No. 257/17 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

The applicant's father is appeared on behalf of the applicant. Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The Id. P.O. seeks further time to file reply. Time is granted as a last chance.

**S.O. 26/02/2019.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 910/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Shri S.D. Borkute, Id .counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1&2. None for remaining respondents.

The Id. P.O. seeks further time to file reply. Time is granted as a last chance.

**S.O. three weeks.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 15/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

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

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

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

C.P. 09/17 in O.A. No. 618/14 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Mrs. Zoting, Id. counsel holding for Shri S.D. Zoting, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1 to 3. None for R-4.

2. The Zilla Parishad, Amravati (R/4) has filed affidavit on 10/11/2017 giving details of the payment. However, the Id. counsel for the applicant is not able to calculate the payment and desires some time to calculate the amount and submit reply on the affidavit of respondent no.4. Time is granted.

**S.O. 28/02/2019** as a last chance.

Put up along with C.P. 19/17 in O.A.617/14.

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

C.P. 19/17 in O.A. No. 617/14 **(DB)**

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Mrs. Zoting, Id. counsel holding  
for Shri S.D. Zoting, Id. counsel for the  
applicant and Shri V.A. Kulkarni, Id. P.O.  
for R-1 & 3. None for R-2.

**S.O. 28/02/2019** as a last chance.

Put up along with C.P. 09/17 in  
O.A.618/14.

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.



O.A. No. 967/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Heard Shri W.G. Paunikar, Id.  
counsel for the applicant and Shri M.I.  
Khan, Id. P.O. for the respondents.

**Heard. Admit.**

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

**S.O. 20/02/2019** for final hearing.

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 612/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Heard Shri N.D. Thombre, Id. counsel for the applicant and shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

The Id. P.O. submits that he has already filed reply on behalf of R-1&2.

Since the pleadings are complete, the matter is admitted and be kept for final hearing.

The Id. P.O. waives notice for R-1&2.

**S.O. 26/02/2019.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 96/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

None for the applicant. Shri S.A. Deo, Id. CPO for the State.

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. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. In the meantime, the Id. CPO to file reply till the next date.

9. **S.O. four weeks.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. Nos. 74,75,76,77,78,79 & 80 of  
2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Heard Shri S.S. Katkar, Id .counsel  
for the applicants and Shri M.I. Khan, Id.  
PO for the State.

2. Issue notice to R-2 and 3,  
returnable **on 15/02/2019**. 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. Applicants are 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. Applicants are directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Applications shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. **S.O. 15/02/2019.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 55/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

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

As per previous order of this Tribunal, the learned P.O. has not filed reply-affidavit.

The learned counsel for the applicant desires to file on record two citations during the course of day. He is permitted to do so.

**The matter is closed for orders.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 858/2009 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Heard Shri Bharat Kulkarni, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1 to 3. None for R-4 to 8.

**Closed for orders.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.



O.A. No. 32/2016 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Smt. Nandini Thete, Id .counsel holding for Shri S. Borkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

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

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 16/2019 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Shri A.D. Dangore, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

2. From the record it appears that the applicant was communicated letter no. 58/1316] dated 07/10/2018 from the Transport Commissioner (Administration), M.S. Mumbai (Annex-A-9, P-45). Therefore the learned counsel for the applicant is directed to file first application for condonation of delay. For that purpose time is granted.

**S.O. three weeks.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 203/2016 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

**MCA 44/2016 in O.A.203/2016 -**

Heard Shri H.K. Pande, Id. P.O. for the applicants (Original respondents) and Shri S.N. Gaikwad, Id. counsel for the respondents (Original applicants).

2. The Id. P.O. for the applicants (Original respondents) has filed letter no. U; k; ki z 0716@i z d z 298@16@o j o k & 4 o 9 k d h; f' k { k. k o v k s' k / k h n d; s f o h k k x j e n b ] dated 11/02/2019. It is taken on record and marked Exh-X for the purposes of identification.

3. The learned counsel for the respondents (Original applicants) is at liberty to file separate O.A., if he is aggrieved with the order passed by the Government.

4. With this, the MCA stands disposed of.

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 569/16 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Heard Shri S.W. Sambre, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 6 and shri A.V. Muley, Id. counsel for R-7.

**Closed for orders.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 288/2017 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Shri N.D. Thombre, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

The Id. P.O. seeks two weeks time to file reply on the amendment part of the O.A. Time is granted as a last chance.

**S.O. two weeks.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 180/2018 (DB)

**Coram : Hon'ble Shri Shri Bhagwan,  
Member (A) &  
Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Shri G.K. Bhusari, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

2. The learned P.O. has filed letter no. vkkLk&2@i q%LFki hr@o\$Jh-/kkj i okj@2018] dated 30/01/2019 from Deputy Director of Land Record, Amravati by which the applicant's suspension has been revoked and he has also been posted at Shegaon, Buldhana.

3. The learned P.O. has also filed letter no. y[kk&4@U; k-i z@o\$Jh-/kkj i okj@2019] dated 11/02/2019 from Office Superintendent office of Deputy Director of Land Record, Amravati by which they have asked for 30 days for taking further decision. Copies of the same are taken on record and marked Exh-X and X1 for the purposes of identification.

**S.O. after six weeks.**

**Member (J)**

**Member (A)**

dnk.

dated :- 12/02/2019.

O.A. No. 674/2016 (SB)

**Coram : Hon. Shri A.D. Karanjkar,  
Member (J).**

**Dated : 12.02.2019**

Heard Shri S.P. Chavan, Id .counsel holding for Shri N.D. Thombre, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**  
**18/02/2019.**

**Member (J)**

dnk.  
dated :- 12/02/2019.

O.A. No.57/2017.

(S.B.)

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

**Dated : 12<sup>th</sup> February 2019.**

Shri R.A. Haque, the Ld. counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondents.

At the request of the Ld. P.O., S.O. **four weeks** for filing reply to the O.A.

Keep this matter with connected O.A. No.763/2018.

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.



**O.A. No.618/2017.**

**(S.B.)**

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

**Dated : 12<sup>th</sup> February 2019.**

Heard Shri A.D. Girdekar, the Ld. counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondents 1 to 3. None for R.4.

2. The Ld. counsel for the applicant submits that the respondent No.3 has been served and he will file service affidavit shortly. He requested for issuance of fresh notice to R.2.

3. In view thereof, issue fresh notice to R.2 returnable after **four weeks.**

4. Shri S.A. Sainis, the learned P.O. waives notice for the respondents 1 & 3. Hamdast granted.

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

6. 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.

7. 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.

8. 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.

9. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

10. S.O. **four weeks.**

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

**O.A. No.676/2017. (S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

None for the applicant. Heard Shri A.P. Potnis the learned P.O. for respondent No. 1. None for Respondent Nos. 2 to 5.

Ld. P.O. seeks time to file reply on behalf of R.1

S.O. **four weeks.**

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

O.A. No.85/2018.

(S.B.)

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

Heard Mrs. P.T. Joshi, the Ld. counsel for the applicant and Shri A.P. Pothnis, the learned P.O. for the respondents.

**ADMIT.**

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

The Ld. counsel for the applicant will be at liberty to file rejoinder, if any.

S.O. for final hearing in due course.

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

**O.A. No.319/2018. (S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

**C.A. 138/2018.**

Heard Shri S.M. Bahirwar, the Ld. counsel for the applicant and Shri A.P. Potnis, the learned P.O. for the respondents.

Respondent Nos. 1 to 4 have filed an application on the application of condonation of delay.

Mater be kept for hearing on condonation of delay after **two weeks.**

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

**O.A. No.968/2018. (S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

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

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

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.



**O.A. Nos.994 & 995 of 2018.  
(S.B.)**

**Coram:Shri J.D. Kulkarni,  
Vice-Chairman (J)  
Dated : 12<sup>th</sup> February 2019.**

Heard Shri S.A. Puranik, the Ld. counsel for the applicants and Shri A.P. Potnis, the learned P.O. for the respondents.

Ld. P.O. has filed reply affidavit in both the matters on behalf of R. 3 and 4. It is taken on record and a copy thereof is supplied to the Ld. counsel for the applicant. He submits that affidavit of other respondents is not necessary.

Replies have been received by the Ld. counsel for the applicants.

At the request of the Ld. counsel for the applicant, S.O. **one week** for filing amendment application and for filing rejoinder, if any.

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

**O.A. No.14/2019. (S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

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

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

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

O.A. No.16/2018. (S.B.)

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

Heard Shri P.V. Thakre, the Ld. counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

Relief sought in this O.A. is that the respondents be directed to pass final order in the enquiry initiated against the applicant and to regularize his suspension period etc. On 30.1.2019, this Tribunal was pleased to direct as under:-

“Govt. is asked to show cause as to why an order be not passed to declare that enquiry and charge-sheet shall stand lapsed if final conclusion is not reached and final order is not passed within 60 days from today.”

In response to the said order, the Ld. P.O. has placed on record the order dated 11.2.2019, a copy of which is at marked “X” for identification in the departmental enquiry. From the said order, it seems that the Govt. has passed the order in the departmental enquiry and has deducted 6% of the amount from the pension of the applicant for two

years. It, therefore, seems that the very purpose of the application might have been frustrated, since only material demand in the O.A. was that, necessary final order may be passed in the

departmental enquiry. In view of this, the applicant will be at liberty to challenge the order of punishment in the departmental enquiry by filing separate O.A. The Ld. counsel for the applicant, therefore, seeks time to take instructions from the applicant in the matter as to whether the O.A. shall be withdrawn or not.

S.O. **14.2.2019**.

To be treated as part heard.

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

**O.A. No.404/2018.**

**(S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

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

At the request of the Ld. P.O., S.O.  
**14.2.2019.**

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

O.A. No.481/2018.

(S.B.)

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

Shri S.P. Palshikar, Adv. holding for Shri,A.C. Dharmadhikari, the Ld. counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents 1 and 2. Shri S.P. Palshikar, Adv. for R.3.

S.O. **14.2.2019.**

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.

**O.A. No.548/2018. (S.B.)**

**Coram:Shri J.D. Kulkarni,**  
**Vice-Chairman (J)**  
**Dated : 12<sup>th</sup> February 2019.**

**C.A. 315/2018**

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

S.O. **14.2.2019.**

Vice-  
Chairman(J)

Dt. 12.2.2019.



pdg.

**O.A. No.99/2019.**

**(S.B.)**

**(Anant M. Rahate V/s State and 5 others)**

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

**Dated : 12<sup>th</sup> February 2019.**

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

2. The applicant is working as Pharmacist / Compounder. He was serving at Ramtek. But vide order dated 9.10.2018, he applicant was deputed to

Regional Mental Hospital, Nagpur and since then he is working on the said post.

3. Vide order dated 7.2.2019, the applicant has been regularly transferred on the said post and accordingly he has also joined the said post on 8.2.2019. However, the said order of transfer dated 7.2.2019, one Shri S.D. Sahare (R.6) has been shown as transferred at Regional Mental Hospital, Nagpur. The applicant apprehends that because of transfer of respondent No.6, the applicant maybe re-transferred somewhere and his position may be disturbed. The Ld. counsel for the applicant submits that there cannot be two persons on one and the same post. The Ld. CPO submits that he will take instructions as to whether Shri S.D. Sahare (R.6) has been posted in place of the applicant and whether really two persons are posted at one and the same post. In view thereof, Ld. CPO is requested to take instructions in the matter and till that time the respondents are directed not to disturb the applicant from his present posting in the office of Regional Mental Hospital, Nagpur.

4. At the request of Ld. CPO, S.O. **14.2.2019.**

5. In the meantime, issue notice to the respondents Nos. 2 to 6 returnable on 14.2.2019.

6. Shri S.A. Deo, the learned C.P.O. waives notice for the respondent No. 1. Hamdast granted.

7. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

9. 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.

10. 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.

11. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

12. S.O. **14.2.2019.**

Vice-  
Chairman(J)

Dt. 12.2.2019.

pdg.