

O.A.556/1995 (D.B.)

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

Dated : 09.06.2017.

**C.A.Nos. 43,52,53, 428 of 2016 &
101,246, 247 of 2017 & 556 of 1995 -**

Shri B.B.Raipure, Id. Counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 3 and none for R-4.

All the applications will be considered on 3/7/2017 since the Division Bench will be available. In the meantime, the respondents may file reply-affidavit to the C.As. till that date.

S.O. 3/7/2017.

Vice Chairman (J)

dnk.

O.A.160/2017 (D.B.)

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

Dated : 09.06.2017.

C.A.236/2017

Ms. Archana Lanjewar, Id. Counsel holding for Shri S.D. Kotkar, Id. Counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2 to 4.

O.A. 160/2017 –

At the request of Shri H.K Pande, Id. P.O., **S.O. four weeks** to file reply.

Vice Chairman (J)

dnk.

O.A.580/2015 (D.B.)

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

Dated : 09.06.2017.

Ms. Bhagyashree Gavhale, Id. Counsel holding for Shri A.R. Patil and Shri V.A. Kulkarni, Id. P.O. for R-1&2. None for R-4. Await service of R-3.

2. Issue fresh notice to R-3, returnable in **four weeks**. 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.

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

Vice Chairman (J)

dnk.

O.A.164/2016 (D.B.)

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

Dated : 09.06.2017.

None for the applicant. Shri A.M. Ghogre, Id. P.O. for R-1&3, Await service of R-2&4.

It appears that on 3/3/2017 last chance was granted to collect hamdast and serve the notices on R-2&4. Thereafter the matter was adjourned for 31/3/2017 and 21/4/2017 also but yet no steps are taken. Today also none appeared for the applicant. Hence, the matter is adjourned for dismissal on **11/7/2017**.

Vice Chairman (J)

dnk.

O.A.569/2016 (D.B.)

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

Dated : 09.06.2017.

None for the applicant. Shri M.I. Khan, Id. P.O. for R-1 to 5. Await service of R-6.

Put up the matter for passing necessary orders **after two weeks**.

Vice Chairman (J)

dnk.

O.A.669/2016 (D.B.)

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

Dated : 09.06.2017.

Shri S.M. Pande, Id. Counsel holdig for Shri B.M. Kharkate, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1. Await service of R-2 to 6.

At the request of learned counsel for the applicant, **S.O. two weeks** for filing service affidavit on behalf of R-2 to 6.

Vice Chairman (J)

dnk.

O.A.797/2016 (D.B.)

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

Dated : 09.06.2017.

Shri S.N. Gaikwad, Id. Counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1. Await service of R-2.

Learned counsel for the applicant seeks to file service affidavit of R-2. Learned P.O. also seeks time to file reply on behalf of R-1. Time is granted.

S.O. two weeks.

Vice Chairman (J)

dnk.

O.A.842/2016 (D.B.)

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

Dated : 09.06.2017.

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

It seems that the notices are not collected since long. Hence the O.A. is dismissed in default.

Vice Chairman (J)

dnk.

O.A.845/2016 (D.B.)

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

Dated : 09.06.2017.

None for the applicant. Shri S.A. Deo, Id. CPO for the State. Await service of R-2&3.

No steps are taken to serve R-2 and 3 since long. It seems that the applicant is not interested in prosecuting the matter. Hence, the O.A. stands dismissed in default.

Vice Chairman (J)

dnk.

O.A.161/2017 (D.B.)

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

Dated : 09.06.2017.

Shri R.V. Shiralkar, Id. Counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for R-1. Await service of R-2.

Learned counsel for the applicant seeks to file service affidavit of R-2. Learned P.O. also seeks time to file reply on behalf of R-1. Time is granted.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A.601/2016 (D.B.)

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

Dated : 09.06.2017.

Shri R.V. Shiralkar, Id. Counsel holding for Shri H.A. Deshpande, Id. Counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

At the request of Id. Counsel for the applicant, **S.O. two weeks** for filing rejoinder.

Vice Chairman (J)

dnk.

O.A.43/2017 (D.B.)

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

Dated : 09.06.2017.

None for the applicant.

At the request of Shri M.I. Khan, Id.
P.O. for the Respts., **S.O. four weeks** for
filing reply.

Vice Chairman (J)

dnk.

O.A.58/2017 (D.B.)

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

Dated : 09.06.2017.

Shri F.G. Isaac, Id. Counsel for the applicant and Shri S.A. Deo, Id. CPO for the Respts.

At the request of Id. CPO, **S.O.**
four weeks for filing reply.

Vice Chairman (J)

dnk.

O.A.69/2017 (D.B.)

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

Dated : 09.06.2017.

Shri S.C. Deshmukh, Id. Counsel
for the applicant and Shri A.M. Ghogre,
Id. P.O. for R-1 to 4. None for R-5.

At the request of Id. PO, **S.O. two
weeks** for filing reply.

Vice Chairman (J)

dnk.

O.A.92/2017 (D.B.)

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

Dated : 09.06.2017.

None for the applicant. Shri H.K. Pande, Id. P.O. for R-1 to 3 and Ms. Archana Lajewar, Id. Counsel holding for Shri P.D. Meghe, Id. Counsel for R-4.

At the request of Id. P.O. as well as learned counsel for R-4, **S.O. four weeks** for filing reply.

Vice Chairman (J)

dnk.

O.A.108/2017 (D.B.)

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

Dated : 09.06.2017.

Shri R.V. Shiralkar, Id. Counsel for
the applicant and Shri P.N. Warjurkar, Id.
P.O. for the Respts.

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

Vice Chairman (J)

dnk.

O.A.509/2010

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

Dated : 09.06.2017.

Shri Renu, Id. Counsel holding for
Shri Joshi, Id. Counsel for the applicant
and Shri M.I. Khan, Id. P.O. for the
Respts.

At the request of Id. Counsel for
the applicant, **S.O. two weeks.**

Vice Chairman (J)

dnk.

O.A.642/2010

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

Dated : 09.06.2017.

Shri R.V. Shiralkar, Id. Counsel for
the applicant and Shri P.N. Warjurkar, Id.
P.O. for the Respts.

At the request of Id. Counsel for
the applicant, **S.O. two weeks.**

Vice Chairman (J)

dnk.

O.A.143/2017

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

Dated : 09.06.2017.

Shri M.R.Pillai, Id. Counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 3 and Shri K.D. Deshpande, Id. Counsel for R-4.

At the request of Id. Counsel for R-4, **S.O. 3/7/2017.**

Vice Chairman (J)

dnk.

O.A. No. 321/2017.

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

Dated : 9th June 2017.

Heard Shri A.B. Bambal, the learned counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for respondent No. 1.

2. The applicant has challenged the impugned order of his transfer whereby he has been transferred from Chandrapur Tehsil office to Patan, District Chandrapur on account of the post being vacant on voluntary retirement of Shri R.R. Bhope.

3. The learned counsel for the applicant submits that earlier the applicant was promoted to the post of Circle Officer from the post of Talathi vide order dated 11.2.2016 and joined at Chandrapur in view of the said order. He has not

completed his normal tenure of three years at Chandrapur.

4. The Ld. P.O. submits that the applicant has been transferred in view of vacancy arisen due to voluntary retirement taken by Shri Bhope and, therefore, the order is illegal. It is not known as to whether the sanction of higher authority was obtained for the mid-term transfer. The learned counsel for the applicant submits that the post of Shri Bhope is vacant since last 1 ½ years and the applicant has not yet been relieved. In view thereof, the respondents are directed not to relieve the applicant from Chandrapur till further orders.

5. Issue notice to R.2. returnable within **two weeks.**

6. Shri A.M. Ghogre, learned P.O. waives service 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.

Vice-Chairman (J)

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