

O.A. 487/2017

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

Dated : 10.08.2017.

None for the applicant.

Shri P.N. Warjurkar, Id. P.O. for
the respondents.

Ld. P.O. has placed on record
copy of the communication dated
5/7/2017 which marked Exh-X from which
it seems that the impugned order has
been stayed. Since nobody appeared for
the applicant and at the request of Id.
P.O., the matter be kept on 11/8/2017 for
passing necessary orders.

Vice Chairman (J)

dnk.

O.A. 538/2016

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

Dated : 10.08.2017.

Shri G.G. bade, Id. counsel for the applicants and Smt. S.V. Kolhe, Id. P.O. for the Respts.

Ld. P.O. seeks two weeks' time to file affidavit vide order dated 20/7/2017. At her request, **S.O. two weeks.**

Vice Chairman (J)

dnk.

O.A. 199/2015 (D.B.)

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

Dated : 10.08.2017.

Heard Shri A.C. Dharmadhikari, Id.
counsel for the applicant and Shri A.M.
Ghogre, Id. P.O. for the Respondents.

Closed for orders.

Vice Chairman (J)

dnk.

O.A. 562/2016 with C.A.240/17 (D.B.)

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

Dated : 10.08.2017.

Heard Shri A.C. Dharmadhikari, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1 to 3 and Shri D.M. Kakani, Id. counsel for R-4&5.

With the consent of Id. counsel for the parties, S.O. 11/8/2017. **(P.H.)**

Vice Chairman (J)

dnk.

O.A. 589/2017

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

Dated : 10.08.2017.

Heard Shri N.N.Thengre, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the State.

2. Issue notice to R-2 to 5, returnable in **four weeks**. 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. 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. four weeks.**

dnk.

Vice Chairman (J)

O.A. 588/2017

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

Dated : 10.08.2017.

None for the applicant. Shri P.N.
Warjurkar, Id. P.O. for the State.

S.O. two weeks.

Vice Chairman (J)

dnk.

O.A. 518/2017

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

Dated : 10.08.2017.

Heard Smt. Neeta Jog, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the State.

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

dnk.

Vice Chairman (J)

O.A. 343/2017

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

Dated : 10.08.2017.

Shri Bharat Kulkarni, Id. counsel
for the applicant and Shri M.I. Khan, Id.
P.O. for the Respts.

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

Vice Chairman (J)

dnk.

O.A. 265/2017

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

Dated : 10.08.2017.

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

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

Vice Chairman (J)

dnk.

O.A. 196/2017

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

Dated : 10.08.2017.

None for the applicant. Shri P.N. Warjurkar, Id. P.O. for the Respts. Nos. 1&2. None for R-3.

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

Vice Chairman (J)

dnk.

O.A. 75/2017

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

Dated : 10.08.2017.

None for the applicants. Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for R-4.

Ld. P.O. submits that grievances of the applicants have been redressed and Hardship allowances have been paid to the applicants. He has placed on record the copies of the communication to that effect which is marked Exh-X for the purpose of identification. Since nobody appeared for the applicant, the matter be kept after **two weeks** for passing necessary orders.

Vice Chairman (J)

dnk.

O.A. 794/2016

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

Dated : 10.08.2017.

Ms. A.Y. Pardhi, Id. counsel holding for Shri P.V. Thakre, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

Ld. P.O. files reply on behalf of R-2&3. It is taken on record. Copy is served on the applicant.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. 453/2017

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

Dated : 10.08.2017.

Shri V.A. Bramhe, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2 to 4.

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

Vice Chairman (J)

dnk.

O.A. 265/2017

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

Dated : 10.08.2017.

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

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

Vice Chairman (J)

dnk.

O.A. 362/2017

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

Dated : 10.08.2017.

C.As.388/2017 & 389/2017

Heard Shri S.K. Verma, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the Respts.

For the reasons stated in the application, the applicants are allowed to withdraw the names of applicant nos. 9&10. Accordingly, the C.A. stands disposed of.

O.A.362/2017 –

Closed for orders.

Put along with O.A.317/2017.

Vice Chairman (J)

dnk.

O.A. 317/2017

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

Dated : 10.08.2017.

Heard Shri S.K. Verma, Id. counsel
for the applicant and Shri A.M. Ghogre,
Id. P.O. for the respondents.

Closed for orders.

Put up along with O.A. 362/2017.

Vice Chairman (J)

dnk.

O.A. 587/2017

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

Dated : 10.08.2017.

C.A.387/2017

Heard Smt. Neeta Jog, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. By this C.A., the applicants are seeking leave to sue jointly. For the reasons stated in the C.A., leave to sue jointly as prayed for is granted, subject to the applicants paying requisite court fees, if not already paid. C.A. disposed of accordingly.

O.A.587/2017 –

Heard Smt. Neeta Jog, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

2. The applicant claims stay to the recovery of one time promotional pay scale granted to the applicant in pursuance of G.R. dated 6/8/2002. The learned counsel for the applicant submits that vide letter dated 4/7/2014, the Project Officer, Chandrapur was directed to verify

the cases of the employees from which pay scale the amount is to be recovered since they have completed 12 years continuous service in naxalite affected area and got time bound promotional scale. The Project Officer is claiming to recover the amount from the applicant's salary in this month.

3. The learned counsel for the applicant submits that the applicant has been appointed in the year 2006 and has not completed 12 years of service in naxalite affect area and his case does not falls within the G.R. of 2002.

5. In view thereof, the respondent nos. 3 to 7 are directed not to recover the excess amount as per letter dated 4/7/2014 till reply is filed.

5. In the meantime, issue notice to R-2 to 7, returnable **four weeks**. Learned P.O. waives notice for R-1. Hamdast allowed.

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

7. 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.

8. 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.

9. 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.

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

Vice Chairman (J)

dnk.

O.A. 294/2017 with C.A.365/2017

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

Dated : 10.08.2017.

Shri S.N. Gaikwad, Id. counsel for the applicant, Shri A.M. Khadatkar, Id. P.O. for R-1&2 and Shri A.P. Tathod, Id. counsel for R-3.

Shti Tathod, Id. counsel files reply on behalf of R-3. It is taken on record. Copies are served on the other sides.

Ld. P.O. seeks time to file reply on behalf of R-1&2. Time is granted by way of last chance.

S.O. one week.

Vice Chairman (J)

dnk.

O.A. 443/2017

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

Dated : 10.08.2017.

C.A.293/2017 -

Heard Shri N.R. Saboo, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the State.

2. By this C.A., the applicants are seeking leave to sue jointly. For the reasons stated in the C.A., leave to sue jointly as prayed for is granted, subject to the applicants paying requisite court fees, if not already paid. C.A. disposed of accordingly.

O.A. 443/2017 -

Heard Shri N.R. Saboo, Id. counsel for the applicants and Shri S.A. Sainis, Id. P.O. for the State.

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

Vice Chairman (J)

dnk.

O.A. 368/2017

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

Dated : 10.08.2017.

None for the applicant.

Shri M.I. Khan, Id. P.O. for R-1
to 3. Await service of R-4.

It seems that envelop of R-4
returned back. The applicant to take
proper steps.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. 332/2017

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

Dated : 10.08.2017.

C.A.378/2017 -

Heard Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

2. Notice on application be issued returnable in **four weeks**.

3. Shri A.M. Ghogre 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.

O.A. 332/2017 –

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the Respts.

Ld. P.O. files reply on behalf of the respondents. It is taken on record. Copy is served on the applicant.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. 327/2017

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

Dated : 10.08.2017.

C.A.343/2017 -

Shri N.S. Warulkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. Await service of R-2 to 4.

Notices of R-2 to 4 on amendment application are yet not served. Hence, await the notices.

Ld. P.O. seeks time to reply on behalf of R-1 and 2.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. 328/2017

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

Dated : 10.08.2017.

Shri N.S. Warulkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. None for R-2 to 4.

The Id. counsel for the applicant submits that he has challenged the transfer order. However during the pendency of the O.A. the said order has been cancelled and his grievance has been redressed. In view thereof, he does not want to press the O.A. and hence the O.A. stands disposed of as infructuous.

Vice Chairman (J)

dnk.

O.A. 292/2017

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

Dated : 10.08.2017.

Heard Shri S.N. Gaikwad, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1. Await service of R-2&3.

The learned counsel for the applicant seeks permission to withdraw the O.A. Permission is granted.

In view thereof, the application stands disposed of as withdrawn. No order as to costs.

Vice Chairman (J)

dnk.

O.A. 29/2017

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

Dated : 10.08.2017.

Shri G.G. Bade, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2 to 4.

Ld. counsel for the applicant submits that he wants no instructions pursis in this matter and requested for time. At his request matter be kept on **14/8/2017.**

Vice Chairman (J)

dnk.

O.A. 283/2016

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

Dated : 10.08.2017.

Shri G.G. Bade, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1. Await service of R-2.

2. Ld. counsel for the applicant seeks permission to issue fresh notice to R-2. At the request of Id. counsel for the applicant, issue fresh notice to R-2 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.

7. **S.O. four weeks.**

Vice Chairman (J)

dnk.

O.A. No. 809/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 10th August 2017.

Heard Shri A.S. Kadu, the learned counsel for the applicants and Shri A.M.Khadatkar, the learned P.O. for the respondents.

The applicants claim directions to the respondents to grant them the benefit of Modified Assured Career Progressive Scheme as per G.R. dated 1.4.2010. Today the Ld. P.O. has placed on record the communications dated 4.8.2017 and 7.8.2017 which are marked "X" and "X-1" for the purpose of identification, from which it seems that the respondents are considering the applicants' claim in the D.P.C. meeting to be held in the month of November 2017. In view thereof, O.A. stands disposed of with no order as to costs.

Vice-
Chairman (J)

pdg

O.A. No. 554/2016.

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

Dated : 10th August 2017.

C.A. No. 386/2017.

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

The learned counsel for the applicant submits that he will annexe the copy of appointment order dated 27.4.2017.

Since the pleadings are complete, matter is admitted and kept for final hearing in the first week of September, 2017.

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

Vice-

Chairman (J)

pdg

O.A. No. 831/2016.

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 10th August 2017.**

None for the applicant. Shri A.M. Khadatkar, the learned P.O. for the respondents 1 to 3. None for R.4.

No rejoinder is filed.

Since the pleadings are complete, matter is admitted and kept for final hearing **in due course**.

Shri A.M. Khadatkar, the learned P.O. waives notice for respondents 1 to 3.

Vice-
Chairman (J)

pdg

O.A. No. 536/2016.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 10th August 2017.

Heard Shri S.V. Deshmukh, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents 1 to 4. Shri P.S. Wathore, Adv. for R.5.

The Ld. counsel for the applicant seeks time to file counter-affidavit on behalf of the applicant.

Shri P.S. Wathore, Adv. for R.5
seeks time to file reply affidavit of R.5.

S.O. **three weeks.**

Vice-
Chairman (J)

pdg

O.A. No. 03/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 10th August 2017.

C.A. 280/2017.

Heard Shri H.B. Bargat, the Ld.
counsel for the applicant and Shri H.K.
Pande, the learned P.O. for the
respondents.

The Ld. counsel for the applicant seeks one week's time.

S.O. one week.

Put up with O.A. No. 04/2017.

Vice-
Chairman (J)

Pdg

O.A. No. 04/2017.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 10th August 2017.

Heard Shri H.B. Bargat, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

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

S.O. **one week.**

Vice-
Chairman (J)

pdg

O.A. No. 161/2017.

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

Dated : 10th August 2017.

Heard Shri R.V. Shiralkar, the Ld. counsel for the applicant and Shri A.P. Potnis, the learned P.O. for the respondents.

The Ld. counsel for the applicant submits that he has been instructed to withdraw the O.A. and sought permission for the same. In view thereof, O.A. stands disposed of as withdrawn with no order as to costs.

Vice-
Chairman (J)

pdg

O.A. No. 580/2015.

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J).
Dated : 10th August 2017.

Heard Miss Bhagyashree
Garhade, Adv. holding for Shri A.R. Patil,
the Ld. counsel for the applicant and Shri
M.I. Khan, the learned P.O. for the
respondents 1 to 3. None for R.4.

The Ld. counsel for the applicant
seeks time to collect hamdast.

S.O. **two weeks.**

Vice-
Chairman (J)

pdg

O.A. No. 263/2016.

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

Dated : 10th August 2017.

C.A.382/2017 in C.P.(St.) 2168/2017.

Heard Shri R.D. Hazare, Adv. holding for Shri M.M. Sudame, the Ld. counsel for the applicant and Smt. S.V. Kolhe, the learned P.O. for respondent No.4.

2. Issue notice on C.A. in C.P.(St.) to R. 1 to 3 returnable after **four weeks**.

3. Smt. S.V. Kolhe, the learned P.O. waives notice for the respondent No.4. 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 notice is ordered under Rule 8 (i) (b) of the Maharashtra Administrative Tribunals (Contempt of Courts) Rules,1996.

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. 804/2011.

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

Dated : 10th August 2017.

C.A.310/2017 in C.P.(St.) 944/2017.

Heard Shri P.R. Pudke, the Ld. counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondent No.4. None for R. 1 to 3.

The Ld. counsel for the applicant seeks time to serve respondent No.2.

S.O. **two weeks.**

Vice-
Chairman (J)

pdg