

O.A. No. 694/2018 **(SB)**

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

Dated : 08.10.2018

Shri A.P. Sadavarte, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. one week** for filing reply.

Vice Chairman (J)

dnk.

O.A. No. 444/2015 **(SB)**

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

Dated : 08.10.2018

Shri Arpit Gajbhiye, Id. counsel holding for Shri N.B. Bargat, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The matter be placed before the Bench of Member (A).

S.O. 19/10/2018.

Vice Chairman (J)

dnk.

O.A. No. 376/2018 (SB)

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

Dated : 08.10.2018

C.A.294/2018

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

2. The learned counsel for the applicant has filed C.A. for permission to withdraw the O.A.

3. For the reasons stated in the application, C.A. for permission to withdraw the O.A. is allowed.

O.A.376/2018 -

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

2. The O.A. stands disposed of as withdrawn with no order as to costs.

Vice Chairman (J)

dnk.

O.A. Nos. 789 & 790 of 2018 **(SB)**

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

Dated : 08.10.2018

Heard Shri A.P. Sadavarte, learned counsel for the applicants and Shri A.M. Ghogre, learned P.O. for the State.

2. The impugned order dated 01/10/2018 passed by the Divisional Commissioner, Amravati wherein the deemed date of promotion granted to the applicants on the post of Awal Karkun w.e.f. 03/08/2005 has been cancelled and the Collector has been directed to take necessary steps.

3. It is stated that after the deemed date of promotion was granted to the applicants for the post of Awal Karkun they have been promoted as Naib Tahsildar and the applicants are presently working as Naib Tahsildar. The applicants apprehends that since the deemed date of promotion on the post of Awal Karkun w.e.f. 03/08/2005 in

O.A.No.789/2018 and 13/03/2008 in O.A.790/2018 has been cancelled by the Divisional Commissioner, Amravati, there is likelihood the applicants being demoted to the post of Awal Karkun. The applicants have therefore prayed that the impugned order dated 01/10/2018 be stayed. The applicants states that the order or reversion has not yet been served on them.

4. In view of this, the respondents are directed not to revert the applicants to the post of Awal Karkun till the reply in the O.As. are filed.

5. Issue notice to R-2 and 3, returnable in **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. 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.

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. 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.

11. **S.O. four weeks.**

12. Steno copy is granted.

Vice Chairman (J)

dnk.

Dated :- 08/10/2018.

O.A.No.614/2017 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

C.A.Nos. 533/2016 & 68/2018:-

Shri R.V.Shiralkar, the Id. counsel for the applicant and Shri P.N.Warjurkar, Id. P.O. for the respondent nos. 1 & 2. None for the respondent no. 3.

The C.A.No.68/2018 for amendment is **allowed**. The Id. counsel for the applicant is directed to carry out the amendment within week time.

C.A.No. 533/2016 in O.A.No.614/2017:-

The Id. P.O. seeks two weeks time to file affidavit-in-reply. **S.O. 23/10/2018.**

Member (A)

aps.

O.A.No.917/2017 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri H.K.Pande, Id. P.O. for the respondent nos. 1 & 2. None for the respondent no. 3.

The Id. P.O. seeks one week time to file affidavit-in-reply. At his request, **S.O. one week.**

Put up along with the O.A. 918/2017.

Member (A)

aps.

O.A.No.918/2017 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri H.K.Pande, Id. P.O. for the respondent nos. 1 & 2. None for the respondent no. 3.

The Id. P.O. files the affidavit-in-reply on behalf of the respondent no. 2. The same is taken on record. He submits that he will serve the copy to the other side. **S.O. one week.**

Put up along with the O.A. 917/2017.

Member (A)

aps.

O.A.No.186/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri H.K.Pande, Id. P.O. for the State. Await services of respondent nos. 2 to 6.

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

Member (A)

aps.

O.A.No.191/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri H.K.Pande, Id. P.O. for the State. Await services of respondent nos. 2 to 4.

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

Member (A)

aps.

O.A.No.264/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

Shri Sudame, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the respondents.

The Id. P.O. submits the affidavit-in-reply on behalf of the respondent no. 1. It is taken on record. Copy is served to the other side.

The Id. counsel for the applicant wants to go through the same. At his request, **S.O. two weeks for Rejoinder**, if any.

Member (A)

aps.

O.A.No.264/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

Shri Sudame, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the respondents.

The Id. P.O. submits the affidavit-in-reply on behalf of the respondent no. 1. It is taken on record. Copy is served to the other side.

The Id. counsel for the applicant wants to go through the same. At his request, **S.O. two weeks for Rejoinder**, if any.

Member (A)

aps.

O.A.No.291/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

C.A.No.213/2018:-

Shri Sudame, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondents.

The Id. counsel for the applicant submits that the respondent nos. 3 & 4 are private parties and he is unable to find their addresses. He further submits that, he want to serve the notice through the respondent no. 1 i.e. Maharashtra Public Service Commission. He is permitted to do the same. Hence, the **C.A. No. 213/2018 is allowed.**

O.A.No.291/2018:-

S.O. two weeks.

Member (A)

aps.

O.A.No.474/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri
A.M.Khadatkar, Id. P.O. for the respondents.

The Id. P.O. seeks four weeks time to
file affidavit-in-reply. At his request, **S.O.**
four weeks.

Member (A)

aps.

O.A.No.515/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

C.A.No.160/2018:-

Shri N.D.Thombre, the Id. counsel for the applicants and Shri A.M.Ghogre, Id. P.O. for the respondent nos. 1 to 3. None for the respondent nos. 4 to 10.

The Id. counsel for the applicants pointed out that he want to delete the respondent no.11. He is permitted to do the same.

The Id. counsel for the applicant has filed the C.A.160/2018 for Joint O.A.. The Id. P.O. has also agrees for the same. So, he is permitted for the Joint O.A.. Hence, the **C.A.160/2018 is allowed** and O.A. will be jointly heard.

**At the request of Id. P.O., S.O. four
weeks for affidavit-in-reply.**

Member

(A)

aps.

O.A.No.570/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri
A.M.Khadatkar, Id. P.O. for the respondent.

The Id. P.O. seeks one week time to
file affidavit-in-reply. At his request, **S.O.**
one week.

Member

(A)

aps.

O.A.No.570/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

None for the applicant. Shri
A.M.Khadatkar, Id. P.O. for the respondent.

The Id. P.O. seeks one week time to
file affidavit-in-reply. At his request, **S.O.**
one week.

Member

(A)

aps.

O.A.Nos.646, 647/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

Smt. Saboo, the Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the State. Await service of respondent nos. 2 & 3.

The Id. counsel for the applicant submits that she will file the service affidavit during the course of the day. **S.O. two weeks.**

*Put up along with the
O.A.No.648/2018.*

Member

(A)

aps.

O.A.No.648/2018 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

Smt. Saboo, the Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the State. Await service of respondent nos. 2 & 3.

The Id. counsel for the applicant submits that she seek time to file service affidavit. At her request, **S.O. two weeks.**

Put up along with the O.A.Nos.646 & 647/2018.

Member

(A)

aps.

O.A.No.688/2017 (D.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 08.10.2018.

Shri S.P.Chavhan holding for Shri S.A.Marathe, the Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for the respondents.

As pointed out by Id. P.O., the pleadings are completed. The matter is **admitted** and kept for final hearing in due course of time. **S.O. in due course.**

Member (A)

aps.