

O.A. No. 807/2016 **(SB)**

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

Dated : 16.10.2018

Shri G.G. Bade, learned counsel
for the applicant and Shri A.M. Ghogre,
learned P.O. for the respondents.

At the request of learned counsel
for the applicant, **S.O. 17/10/2018**.

Member (J)

dnk.

O.A. No. 349/2018 **(SB)**

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

Dated : 16.10.2018

Shri G.G. Bade, learned counsel for the applicant and Shri A.M. Khadatkar, learned P.O. for R-1 to 4. None for R-5&6.

At the request of learned counsel for the applicant, **S.O. one week** for filing rejoinder.

Member (J)

dnk.

O.A. No. 370/2018 **(SB)**

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

Dated : 16.10.2018

Shri D.S. Agnihotri, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the respondents.

At the request of learned counsel for the applicant, **S.O. one week** for filing rejoinder.

The interim order dated 11/06/2018 to continue till next date.

Member (J)

dnk.

O.A. No. 228/2016 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Shri M.I. Khan, learned P.O. for R-1&2 and Shri A.Y.Kapgate, learned counsel for R-3.

At the request of learned counsel for R-3, **S.O. Next week.**

Member (J)

dnk.

O.A. No. 160/2018 **(SB)**

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

Dated : 16.10.2018

Shri A.Y. Kapgate, learned counsel for the applicant, Shri M. I.Khan, learned P.O. for R-1&2. None for R-3.

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

Put up along with O.A. No.161/2018.

Member (J)

dnk.

O.A. No. 161/2018 **(SB)**

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

Dated : 16.10.2018

Shri A.Y. Kapgate, learned counsel for the applicant, Shri M. I.Khan, learned P.O. for R-1&2, none for R-3, Shri S.N. Gaikwad, learned counsel for R-4 and none for R-5.

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

Put up along with O.A.
No.160/2018.

Member (J)

dnk.

O.A. No. 139/2018 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Heard Shri H.K. Pande, learned P.O. for the respondents.

The learned P.O. files reply-affidavit on behalf of R-3. It is taken on record.

Heard. Admit.

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

Keep the matter final hearing.

S.O. in due course.

Member (J)

dnk.

O.A. No. 333/2018 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Heard Shri M.I. Khan, learned P.O. for R-1&2. None for R-3&4.

The learned P.O. files reply-affidavit on behalf of R-2. It is taken on record.

Heard. Admit.

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

Keep the matter final hearing.

S.O. in due course.

Member (J)

dnk.

O.A. No. 410/2018 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Heard Shri A.M. Ghogre, learned P.O. for the respondents.

Heard. Admit.

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

Keep the matter final hearing.

S.O. in due course.

Member (J)

dnk.

O.A. No. 497/2018 (SB)

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

Dated : 16.10.2018

Heard Shri T.U. Tathod, learned counsel for the applicant, Shri A.M. Ghogre, learned P.O. for R-1 to 3 and Shri S.N. Gaikwad, learned counsel for R-4.

2. It is submitted that the process is going on and the respondents may consider the request of the applicant.

3. In view of this, **four weeks** time is granted.

4. **S.O. four weeks.**

Member (J)

dnk.

O.A. No. 525/2018 **(SB)**

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

Dated : 16.10.2018

Shri S.N. Gaikwad, learned counsel for the applicant and Shri P.N. Warjurkar, learned P.O. for R-1&2. Await service of R-3.

2. The learned P.O. files reply-affidavit on behalf of R-2. It is taken on record. Copy is served to the learned counsel for the applicant.

3. The learned counsel for the applicant submits that he will file service affidavit of R-3 and for that purpose he seeks time. At his request, **S.O. one week** for filing service affidavit of R-3.

Member (J)

dnk.

O.A. No. 333/2018 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Heard Shri M.I. Khan, learned P.O. for R-1&2. None for R-3&4.

The learned P.O. files reply-affidavit on behalf of R-2. It is taken on record.

Heard. Admit.

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

Keep the matter final hearing.

S.O. in due course.

Member (J)

dnk.

O.A. No. 372/2018 **(SB)**

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

Dated : 16.10.2018

C.A.Nos. 289 & 302 of 2018

Heard Shri C.A. Joshi, learned counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1 to 3. Await service of R-4.

2. The C.As. are moved by the applicant. The respondent wants to submit reply to the C.As. within two weeks.

3. In view of this, **S.O. two weeks** for filing reply to the C.As.

Member (J)

dnk.

O.A. No. 594/2018 **(SB)**

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

Dated : 16.10.2018

Shri C.A. Joshi, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1. Await service of R-2 to 4.

At the request of learned counsel for the applicant, **S.O. 22/10/2018** for filing service affidavit of R-2 to 4.

Member (J)

dnk.

**O.A. Nos. 595,596,597,598 & 599 of 2018
(SB)**

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

Dated : 16.10.2018

Shri G.K. Bhusari, learned counsel for the applicants and Shri P.N. Warjurkar, learned P.O. for the respondents.

At the request of learned P.O., **S.O. two weeks** for filing reply as a last chance.

Member (J)

dnk.

O.A. No. 629/2018 **(SB)**

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

Dated : 16.10.2018

Shri S.D. Malke, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1. Await service of R-2&3.

At the request of learned counsel for the applicant, **S.O. two weeks** for filing service affidavit of R-2&3.

Member (J)

dnk.

O.A. No. 675/2018 **(SB)**

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

Dated : 16.10.2018

Shri N.A. Gawande, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1. None for R-4. Await service of R-2&3.

At the request of learned counsel for the applicant, **S.O. two weeks** for filing service affidavit of R-2&3.

Member (J)

dnk.

O.A. No. 690/2018 **(SB)**

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

Dated : **16.10.2018**

None for the applicant. Shri S.A. Deo, Id. CPO for R-1. Await service of R-2&3.

S.O. two weeks for filing service affidavit of R-2&3.

Member (J)

dnk.

O.A. No. 374/2018 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Heard Shri H.K. Pande, Id. P.O. for the respondents.

Heard. Admit.

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

Keep the matter for final hearing **after three weeks.**

Member (J)

dnk.

O.A. No. 374/2018 **(SB)**

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

Dated : 16.10.2018

None for the applicant. Shri H.K. Pande, Id. P.O. for the respondents.

Heard. Admit.

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

Keep the matter for final hearing.

S.O. after three weeks.

Member (J)

dnk.

O.A. No. 419/2018 **(SB)**

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

Dated : 16.10.2018

Heard Shri S.N. Gaikwad, learned counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

Heard. Admit.

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

Keep the matter for final hearing.

S.O. in due course.

Member (J)

dnk.

O.A. No. 102/2015 **(SB)**

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

Dated : 16.10.2018

Shri G. Iyer, 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. 19/10/2018**.

Member (J)

dnk.

O.A. Nos. 493 & 591 of 2015 **(SB)**

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

Dated : 16.10.2018

Heard Shri Bharat Kulkarni, Id. counsel for the applicants and Shri A.M. Khadatkar, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. 8 weeks.**

Member (J)

dnk.

O.A. No. 591/2015 **(SB)**

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

Dated : 16.10.2018

Heard Shri D.B. Walthare, Id.
counsel for the applicants and Shri A.M.
Ghogre, Id. P.O. for the respondents.

Closed for orders.

Member (J)

dnk.

O.A. No. 425/2018 **(SB)**

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

Dated : 16.10.2018

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

The learned P.O. files communication dated 4/7/2018. It is taken on record and marked Exh-X for the purposes of identification.

Closed for orders.

Member (J)

dnk.

O.A. No. 750/2015 **(SB)**

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

Dated : 16.10.2018

Heard Shri Bharat Kulkarni, learned counsel for the applicant and Shri P.N. Warjurkar, learned P.O. for R-1&2. None for R-3.

2. The matter is partly heard. The learned P.O. for R-1&2 submitted that he would produce the document pertaining to the Contract for outsourcing and payment to the Contractor after April,2015. This document is very relevant to decide the controversy.

3. Hence, the matter be kept after **two weeks**.

The matter be treated as **P.H.**

Member (J)

dnk.

O.A. No. 389/2016 **(SB)**

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

Dated : 16.10.2018

Shri S.J. Kadu, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. 22/10/2018**.

Member (J)

dnk.

O.A. No. 276/2016 **(SB)**

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

Dated : 16.10.2018

Shri G.K. Bhusari, Id. counsel holding for Shri R.R. Rathod, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1. None for R-2&3.

At the request of learned counsel for the applicant, **S.O. 23/10/2018**.

Member (J)

dnk.

O.A. No. 559/2016 **(SB)**

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

Dated : 16.10.2018

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

Today none appeared for the applicant.

The matter is adjourned for order **on 29/10/2018.**

Member (J)

dnk.

O.A. No. 42/2017 (SB)

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

Dated : 16.10.2018

None for the applicant.

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

Today none appeared for the
applicant.

The matter be kept **on 23/10/2018**.

Member (J)

dnk.

O.A. No. 567/2017 (SB)

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

Dated : 16.10.2018

C.A.Nos.09/2018, 285/2018 & 286/2018-

Heard Shri A.Z. Jibhkate, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1&2, none for R-3&4 and Shri G.K. Bhusari, Id. counsel holding for Shri D.M. Kakani, Id. counsel for R-5.

2. Today the matter is taken on Board.

3. In the earlier order sheet dated 12/07/2018, it was mentioned that the matter be treated as **Part Heard**. Therefore, as per the norms the matter be put up before the Bench of Hon'ble Shri J.D. Kulkarni, Vice Chairman (J) on 19/10/2018.

Member (J)

dnk.

O.A. No. 827/2018 (SB)

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

Dated : 16.10.2018

Heard Shri L.S. Burde, learned counsel for the applicant and Shri S.A. Deo, learned CPO for respondent no.1.

2. It is submission of the applicant that without following the due procedure prescribed in G.R. dated 23/04/2010, he is transferred from Chikhli to Khamgaon. The transfer order is silent and it does not disclose any satisfactory reason for the mid-term transfer, therefore, there is apparent illegality in the transfer order and it is violative of the various norms laid down by the Courts. Therefore, it be stayed till final hearing of this matter.

3. It is contention of the learned CPO that serious complaints are received against the applicant and on administrative ground the Transferring Authority was compelled to transfer the applicant from Chikhli. It is submitted that all this material was placed before the Buldhana District Police Establishment

Board and in the Board meeting all facts were considered and in consequence the Board decided to give approval to the mid-term transfer of the applicant from Chikhli to Khamgaon.

4. In view of these peculiar facts and circumstances, it is not suitable in my opinion to grant interim relief before hearing the respondent No.2. Hence, issue notice to R-2, returnable on 31/10/2018. Learned C.P.O. waives notice for R-1. Hamdast allowed.

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. 31/10/2018.**

Member (J)

dnk.

O.A.No.133/2017 (D.B.)

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

Dated : 16.10.2018.

Shri S.N.Gaikwad, the Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondent nos. 1 & 2. None for the respondent no. 3.

The Id. counsel for the applicant submits that he has received the reply of respondent no. 3. The Id. P.O. seeks time to file affidavit-in-reply on behalf of the respondent nos. 1 & 2. This should be treated as a last chance. **S.O. two weeks.**

Member (A)

aps.

O.A.No.411/2018 (D.B.)

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

Dated : 16.10.2018.

None for the applicant. Shri S.A.Sainis, Id. P.O. for the respondents.

The Id. P.O. files the affidavit-in-reply on behalf of the respondent nos. 1 & 2. It is taken on record. The Id. P.O. submits that he will serve the copy to the other side.

The matter is **admitted** and kept for final hearing. Meanwhile the Id. counsel for the applicant is at liberty to file Rejoinder, if any.

S.O. in due course.

Member (A)

aps.

O.A.No.434/2018 (D.B.)

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

Dated : 16.10.2018.

Shri R.V.Shiralkar, the Id. counsel
for the applicant and Shri V.A.Kulkarni, Id.
P.O. for the respondents.

The Id. P.O. files the affidavit-in-
reply on behalf of the respondent nos. 2 &
3. It is taken on record. Copy is served to
the other side.

**S.O. one week for filing the reply
of respondent no. 4.**

Member (A)

aps.

O.A.No.485/2018 (D.B.)

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

Dated : 16.10.2018.

None for the applicant. Shri V.A.Kulkarni, Id. P.O. for the respondents.

The Id. P.O. files the affidavit-in-reply on behalf of the respondent nos. 1 & 3. It is taken on record. The Id. P.O. submits that he will serve the copy to the other side.

The matter is **admitted** and kept for final hearing. Meanwhile the Id. counsel for the applicant is at liberty to file Rejoinder, if any.

S.O. in due course.

Member (A)

aps.

O.A.No.508/2018 (D.B.)

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

Dated : 16.10.2018.

None for the applicant. Shri
V.A.Kulkarni, Id. P.O. for the State.

Notices are yet to be served for
respondent nos. 2 & 3.

S.O. four weeks.

Member (A)

aps.

O.A.No.517/2018 (D.B.)

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

Dated : 16.10.2018.

Shri V.S.Lokhande, the Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the Respondents.

The Id. counsel for the applicant submits that the Departmental Enquiry was initiated against the applicant in the year 2017. The applicant is going to retire on 30/04/2019. Considering the retirement time of applicant, **S.O. two weeks time to file reply as a last chance.**

Member (A)

aps.

O.A.No.517/2018 (D.B.)

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

Dated : 16.10.2018.

Shri V.S.Lokhande, the Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the Respondents.

The Id. counsel for the applicant submits that the Departmental Enquiry was initiated against the applicant in the year 2017. The applicant is going to retire i.e. on 30/04/2019. Considering the retirement time of applicant, **S.O. two weeks time to file reply as a last chance.**

Member (A)

aps.

O.A.No.721/2018 (D.B.)

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

Dated : 16.10.2018.

None for the applicant. Shri
V.A.Kulkarni, Id. P.O. for the State.

The Id. P.O. seeks three weeks time
to file reply. At his request, **S.O. three
weeks.**

Member (A)

aps.

O.A.No.791/2018 (D.B.)

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

Dated : 16.10.2018.

Shri R.V.Shiralkar, the Id. counsel for the applicant, Shri M.I.Khan, Id. P.O. for the State and Shri D.T.Mahore i.e. respondent no. 4 (in person).

The respondent no. 4 was present in person and submits that his son is mentally retired. So, decision should be taken earliest.

However, the Id. P.O. seeks three weeks time to file reply. At his request, **S.O.**

05/11/2018.

Member (A)

aps.

O.A.No.271/2018 (D.B.)

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

Dated : 16.10.2018.

Shri Sunil Pande, the Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for the respondents.

The Id. counsel for the applicant desires to file Rejoinder and he further submits that he will remove the office objection as early as possible.

The matter is **admitted** and kept for final hearing. At the request of Id. counsel for the applicant, **S.O. four weeks.**

Member (A)

aps.