

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

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

Dated : 31.01.2019

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

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

Member (J)

dnk.

O.A. No. 670/2017 **(SB)**

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

Dated : 31.01.2019

Shri Manoj Jaiswal, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

2. The Id. P.O. files reply-affidavit on behalf of R-2. It is taken on record. Copy is given to the other side.

S.O. four weeks.

Put up the matter along with O.A.Nos.782/16, 823/16,54/17, 680/17, 56/17, 681/17 & 32/18.

Member (J)

dnk.

O.A.Nos.782/16, 823/16,54/17, 680/17,
56/17, 681/17 & 32/18. **(SB)**

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

Dated : 31.01.2019

Shri Manoj Jaiswal, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

At the request of learned counsel for the applicants, **S.O. four weeks**.

Put up the matters along with O.A.670/2017.

Member (J)

dnk.

O.A. No. 418/2018 **(SB)**

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

Dated : 31.01.2019

Shri K.D. Manwatkar, Id. counsel holding for Shri S.N. Gaikwad, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1. Await service of R-2&3.

At the request of Id. counsel for the applicant, **S.O. two weeks** to file service affidavit.

Member (J)

dnk.

O.A. No. 552/2018 **(SB)**

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

Dated : 31.01.2019

Shri R.S. Kurekar, 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. two
weeks** for filing reply.

Member (J)

dnk.

O.A. No. 565/2018 **(SB)**

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

Dated : 31.01.2019

Shri A.K. Tripathi, 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. four weeks** for filing reply as a last chance.

Member (J)

dnk.

O.A. No. 840/2017 **(SB)**

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

Dated : 31.01.2019

C.A. 228/2018 -

Shri I.G. Meshram, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

The learned P.O. has submitted the copy of the Judgment delivered by the Hon'ble Bombay High Court. It is submitted that the another O.A. filed by the applicant is pending and therefore this matter also may be kept along with that matter.

S.O. four weeks.

The matter be kept along with O.A.No.382/2017.

Member (J)

dnk.

O.A. No. 866/2018 (SB)

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

Dated : 31.01.2019

Shri K.J. Khanorkar, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

2. The learned P.O. has filed letter dated 30/01/2019 (P-58) on record written by the Deputy Director of Health Services, Nagpur Circle, Nagpur to the CPO of MAT, Nagpur. It is mentioned in this letter that there was correspondence with the Commissioner, Health Services, Mumbai to pay amount of Rs.6,84,594/- to the applicant. It is stated that the amount of Rs.79,803/- was paid on 14/12/2018 and the amount of Rs.2,00,000/- is withheld as a result of the letter 17/05/2018.

3. The learned P.O. is directed to file reply within three weeks in this regard.

S.O. three weeks.

Member (J)

dnk.

O.A. No. 871/2018 (SB)

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

Dated : 31.01.2019

Shri K.D. Manwatkar, Id .counsel
for the applicant and Shri S.A. Sainis, Id.
P.O. for R-1 to 3. Await service of R-4.

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

Member (J)

dnk.

O.A. No. 263/2017 **(SB)**

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

Dated : 31.01.2019

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

Closed for orders.

Member (J)

dnk.

O.A. No. 948/2018 (SB)

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

Dated : 31.01.2019

None for the applicant. Shri P.N. Warjurkar, Id. P.O. for R-1 to 3. Shri A.A. Parihar, Id. counsel for R-4

At the request of Id. P.O. as well as Id. counsel for respondent no.4, **S.O. four weeks** for filing reply.

Member (J)

dnk.

O.A. No. 984/2018 (SB)

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

Dated : 31.01.2019

Shri Bharat Kulkarni, Id. counsel
for the applicant and shri P.N. Warjurkar,
Id. P.O. for the respondents.

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

Member (J)

dnk.

O.A. No. 863/2018 (SB)

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

Dated : 31.01.2019

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

Heard. Admit.

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

S.O. in due course.

Member (J)

dnk.

O.A. No. 125/2017 (SB)

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

Dated : 31.01.2019

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

The Id. P.O. is directed to submit the particulars of recovery of the excess amount from the pension on affidavit.

S.O. one week.

Member (J)

dnk.

O.A. No. 521/2017 (SB)

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

Dated : 31.01.2019

Heard Shri N.D. Thombre, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1&2 and none for R-3&4.

2. During the course of argument, it came to the notice that the O.A.No. 197/2016 was preferred in which the applicant was also party. It is submitted by the learned P.O. that the O.A.Nos. 108,176,197 and 108 of 2016 were decided on 13/12/2016, that Judgment is challenged in Writ Petition No.4460/2018 and the Hon'ble High Court, Bench at Nagpur has granted the interim stay in that matter. In these circumstances, the parties are directed to produce the copy of the said Writ Petition.

S.O. one week (PH).

Member (J)

dnk.

O.A.No.13/2016. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

C.A.No.38/2019:-

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

On the earlier date 17/01/2019, the Id. counsel for the applicant was to file Rejoinder. However, he submits that he needs Enquiry proceedings along with the Audit report, only than it is possible for him to file Rejoinder.

The Id. P.O. is directed to file Enquiry proceedings and Audit report and supply the same to the Id. counsel for the applicant. So, it will easier to him to file the Rejoinder.

Hence, **C.A. is disposed of. S.O. four weeks.**

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.956/2017. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**
Dated : 31st January 2019.

Shri R.A.Haque, the Id. Counsel for the applicant, Shri A.P.Potnis, the Id. P.O. for the respondent nos. 1 to 4 and Shri A.P.Sadavarte, the Id. counsel for the respondent nos. 5 to 12.

2. The Id. P.O. filed the affidavit-in-reply on behalf of the respondent nos. 2, 3 & 4. It is taken on record. Copy is served to the other sides.

3. The Id. counsel for the applicant desires that, these O.As. should be heard along with the O.As., which are below:-

O.A. Nos. 789, 790, 802, 803, 804, 805, 810, 811/2018.

4. The Id. counsel for the respondent nos. 5 to 12 strongly object to club all the O.As. At this stage we only decide that all the O.As. will be heard on the same day. At the time of hearing, we will decide that

whether clubbing all the O.As. are right or wrong?

5. **S.O. three weeks.**

Member(J)

Member(A)

Date:-31/01/2019.

aps.

O.A.No.49/2019. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**
Dated : 31st January 2019.

Shri T.S.Deshpande, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents.

2. The Id. counsel for the applicant seeks permission to place on record some Rules in Marathi. He is permitted for the same.

3. Issue notice to R-2, returnable on four weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. 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.

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

Member(J)

Member(A)

Date:-31/01/2019.

aps.

O.A.No.50/2019. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

C.A.No.41/2019:-

Shri S.C.Deshmukh, the Id. Counsel for the applicant and Shri H.K.Pande, the 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. is disposed of accordingly.

O.A.No.50/2019:-

As pleaded by the Id. Counsel for the applicant, it is directed that **if any promotion is made that will be subject to the final outcome of the O.A..**

2. Issue notice to R-2 & 3, returnable on 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. 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. **S.O. four weeks.**

Member(J)

Member(A)

Date:-31/01/2019.

aps.

O.A.No.803/2016. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**
Dated : 31st January 2019.

C.P.No.42/2018:-

Shri D.M.Surjuse, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the Respondent nos. 1 & 2. Await service of respondent nos. 3 & 4.

In the last hearing dated 03/01/2019, the Id. P.O. has submitted documents by which applicant had been reinstated. Today, the Id. P.O. has submitted the letter no. ~~ikvo@d{1&10@eV@l Q&[AcixM@2011@889]~~ dated 30/01/2019, from the office of Superintendent of Police, Wardha, by which it appears that applicant has been paid Rs. 7,82,247/- as arrears. Copy of the same is supplied to the Id. Counsel for the applicant.

The Id. Counsel for the applicant needs to verify the same. **S.O. three weeks.**

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.762/2017. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

C.P.No.49/2018:-

Shri S.N.Gaikwad, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the Respondent nos. 2, 3, 4 & 5. Await service of respondent no. 1.

The Id. Counsel for the applicant submits that, he had approached to the S.P., Buldhana. However, the only question remains is that, is there any vacancy in Pune? The Id. P.O. is also directed to enquire about the vacancy in Pune.

S.O. three weeks.

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.1025/2018. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

None for the applicant. Shri A.P.Potnis, the Id. P.O. for the State. Shri R.M.Vaidhya holding for Shri A.Parchure, the Id. Counsel for the respondent no. 4. Await service of respondent nos. 2 to 4.

S.O. three weeks.

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.260/2004. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

C.P.No.16/2017:-

Shri Sahu holding for Shri M.I.Dhatrak, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

The Id. Counsel for the applicant is directed to file the documents along with the affidavit and also file the letter of M.P.S.C. by which the applicant got regularization. Matter will be heard after four weeks. The Id. Counsel for the applicant is also directed to supply the same in advance to the Id. P.O. too.

S.O. four weeks.

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.487/2015. (D.B.)

Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.

C.P.No.36/2017:-

There is a leave note of counsel for the applicant. Shri S.A.Sainis, the Id. P.O. for the respondents.

S.O. four weeks.

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.480/2016. (D.B.)

Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.

C.P.No.23/2018:-

There is a leave note of counsel for the applicant. Shri S.A.Sainis, the Id. P.O. for the respondents.

S.O. four weeks.

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.660/2017. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

C.P.No.53/2018:-

Shri Bharat Kulkarni, the Id. Counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the respondents and Mrs.Karuna Hostel, Superintendent, respondent no. 4 personally present and explain the facts.

Mrs. K.Hostel submits that Gratuity Amount of Rs. 52, 875 have been paid to the applicant on 24/01/2019 and difference amount has been calculated and bill has been submitted to the Treasury for regular pension. The Superintendent i.e. respondent no. 4 is directed to present on 21/02/2019.

S.O. 21/02/2019.

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.249/2016. (D.B.)

Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.

Leave note of Counsel for the applicant. Shri H.K.Pande, the Id. P.O. for the respondents.

S.O. three weeks.

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.447/2017. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**
Dated : 31st January 2019.

Heard Shri A.M.Sudame, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondents.

2. The Id. Counsel for the applicant has pointed out that advertisement was published for "Group-D" and applicant was appointed as "Group-C" pay scale of Rs. 5,200-20,200 with G.P. 2400. Subsequently, a corrigendum was issued that appointment letter issued by mistake and applicant was appointed under "Group-D" with the pay scale of Rs. 4,400-7,440 with G.P. 1300. However, it is not clear that how "Aarekas" post will comes in "Group-D" and what is the pay scale?

3. The Id. P.O. is directed to file the G.R. of the post of "Aarekas" which shows that whether this post is "Group-C" or "Group-D"?

4. S.O. three weeks.

5. Steno copy is granted.

Member(J)

Member(A)

Date:-31/01/2019.

aps.

O.A.No.102/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

Heard Shri Manoj Jaiswal holding
for Shri N.R.Saboo, the Id. Counsel for the
applicant and Shri H.K.Pande, the Id. P.O.
for the respondent nos. 1 to 3. None for the
respondent nos. 4 to 8.

At the request of Id. Counsel for the
applicant, **S.O. tomorrow i.e.**
01/02/2019.

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.749/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

Shri V.R.Thote, the Id. Counsel for
the applicant and Shri H.K.Pande, the Id.
P.O. for the respondents.

At the request of Id. Counsel for the
applicant, **S.O. next week.**

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.139/2013. (D.B.)

Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.

Shri S.A.Pathak, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

The Id. Counsel for the applicant submits that as per his instructions, enquiry has been completed and he seeks some time for the final report.

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

Member(J)
Member(A)
Date:-31/01/2019.
aps.

O.A.No.148/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

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

The Id. P.O. has placed on record the letter no. 186 ¼10%458@v[B] fnukd 06-05-2014- It seems from the letter of M.P.S.C. that issue has already been settled. Now, nothing survives in the O.A..

Hence, **O.A. is dismissed in default.**

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.161/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

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

At the request of Id. Counsel for the applicant, **S.O. tomorrow i.e. 01/02/2019.**

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.606/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

Heard Shri S.M.Khan, the Id. Counsel
for the applicant and Shri A.M.Khadatkar,
the Id. P.O. for the respondents.

Closed for orders.

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**

O.A.No.644/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)
Dated : 31st January 2019.**

C.A.No.210/2018:-

Heard Shri A.Mardikar, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondents.

The Id. P.O. has submitted the letter dated 30/01/2019 from S.P., Wardha, by which it appears that all the file (1 to 9) have been submitted to Government and they have requested to Government to get the file. After getting the file they produce it to the Tribunal.

S.O. four weeks.

**Member(J)
Member(A)
Date:-31/01/2019.
aps.**