

**O.A.No.792/2016 (S.B.)**

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

**Dated : 06.09.2018.**

**C.A.No.528/2017:-**

Heard Shri S.N.Gaikwad holding for Shri S.S.Shingane, Id. counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the Respondents.

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

**Member (A)**

aps.

**O.A.No.871/2017 (S.B.)**

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

**Dated : 06.09.2018.**

Heard Shri S.N.Gaikwad, Id. counsel for  
the applicant and Shri M.I.Khan, Id. P.O. for the  
Respondents.

The matter is **admitted** and kept for  
final hearing, **S.O. 27/09/2018.**

**Member (A)**

aps.

**O.A.No.08/2018 (S.B.)**

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

**Dated : 06.09.2018.**

**C.A.No.222/2018:-**

None for the applicant. Shri S.A.Deo, Id.  
C.P.O. for the Respondents.

The amendment application has been  
filed. Amendment is allowed. The matter will be  
listed after two weeks. **S.O. two weeks.**

**Member (A)**

aps.

**O.A.No.366/2018 (S.B.)**

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

**Dated : 06.09.2018.**

**C.A.No.225/2018:-**

Heard Shri S.N.Gaikwad holding for Shri D.M.Surjuse, Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for the Respondents.

2. The amendment application has been filed vide Civil Application No. 225/2018. The Amendment is allowed. The matter will be listed after two weeks. **S.O. two weeks.**

*After amendment issue notices to the newly added parties.*

3. Issue notice to newly added parties, returnable on two 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. two weeks.**

**Member (A)**

**O.A.No.511/2018 (S.B.)**

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

**Dated : 06.09.2018.**

None for the applicant. Shri S.A.Deo, Id.  
C.P.O. for the State. Await service of respondent  
no. 2.

**S.O. two weeks for service affidavit.**

**Member (A)**

aps.

**O.A.No.606/2018 (S.B.)**

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

**Dated : 06.09.2018.**

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

C.P.O. for the respondents.

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

**weeks for reply.**

**Member (A)**

aps.

**O.A.No.652/2018 (S.B.)**

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

**Dated : 06.09.2018.**

Shri S.P.Palshikar, Id. counsel for the applicant and Shri M.I.Khan, Id. P.O. for the respondent nos. 1 to 3. None for respondent no. 4.

The Id. P.O. submits the reply on behalf of the respondent no. 3. It is taken on record. Copy is served to the other side.

The matter was heard on 30/08/2018, in which conditional order was passed, that if reply is not filed till next date of hearing i.e. S.O. 06/09/2018, the order will get implemented.



Now, the respondents have filed the reply today. The Id. counsel for the applicant wants to go through the same reply. At his request, **S.O. 12/09/2018.**

**Member (A)**

aps.

**O.A.No.696/2018 (D.B.)**

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

**Dated : 06.09.2018.**

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

2. It is clear case, that caste validity committee has jurisdiction of Committee but Caste Verification Committee, Amravati has not decided the applicant caste. On P.B., Pg. No. 24, this Tribunal has passed the order on 12<sup>th</sup> March, 2014 and directed Caste Verification Committee, Amravati to decide the claim of the applicant within four months from the date of order. Even then, till now it is not decided.

3. In view of the above fact, Caste Verification Committee, Amravati is directed to decide within two weeks from the date of this order and submit the report.

4. Issue notices to the respondents, they should specifically make it clear in the reply, why there is so much delay on the part of Caste Validity Scrutiny Committee, till that time letter issued by Joint Director of Agriculture, Amravati Division, Amravati i.e. respondent no. 2 dated 20/08/2018 (Annexure-A-1) bearing no. tk-dzfod'l l @vklFA@v&5@Jh.jk.k@tkro%Ark@3810@18 is stayed. The respondent no. 2 is at liberty to take decision.

5. Issue notice to R-2 & 3, returnable on 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. 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.**

**Member (A)**

aps.

**O.A.No.943/2017 (S.B.)**

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

**Dated : 06.09.2018.**

Ms. Lanjewar, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondent nos. 1 to 3. None for respondent no. 4.

The Id. P.O. has submitted one document on record, which is marked Exh.-X-1, for the purposes of identification.

In the said letter, At Sr. No. 1- GPF, Sr. No. 2-Leave Encashment, Sr. No. 3- Pension and Sr. No. 4-GIS, these four items have been paid. However, the Gratuity is not mentioned.

The Id. P.O. is requested to take instructions from the respondents about the Gratuity. However, the Id. counsel for the applicant also wants to take instructions from the applicant about the Gratuity.

**S.O. one week.**

**Member (A)**

aps.

**O.A.No.943/2017 (S.B.)**

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

**Dated : 06.09.2018.**

Ms. Lanjewar, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondent nos. 1 to 3. None for respondent no. 4.

The Id. P.O. has submitted one document on record, which is marked Exh.-X-1, for the purposes of identification.

**Member (A)**

aps.

**O.A.No.976/2017 (S.B.)**

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

**Dated : 06.09.2018.**

Heard Shri D.S.Sawarkar, Id. counsel for the applicant and Shri A.P.Potnis, Id. P.O. for the respondents.

The counsel for the applicant is arguing related to casual leave (Prefix and Suffix) to the public holiday. The Id. P.O. rightly pointed out at P.B., Pg. No. 9 in the relief clause, that there is no order as such challenged by the applicant thereby rejecting the request of the applicant for grant of casual leave prefixing or suffixing to the public holiday.

The Id. counsel for the applicant sought time to produce such order. **S.O. four weeks.**

**Member (A)**



**O.A.No.573/2018 (S.B.)**

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

**Dated : 06.09.2018.**

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

The Id. P.O. submits the reply of  
respondent nos. 3 and 4. It is taken on record.  
He further submits that he will supply the copy  
to the counsel for the applicant.

**S.O. two weeks.**

**Member (A)**

aps.

**O.A.No.703/2018 (S.B.)**

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

**Dated : 06.09.2018.**

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

2. The Id. P.O. has invited my attention on P.B., Pg. No. 18 (Annexure-A-5) in the bottom at Sr. No. 1 it is mentioned that:- मद्र देपक; क्ल /; क; क दक; ज् र िनो: उ फ- 01@09@2018 १e-उ३ िकल उ] दक; ड् ड् र द्ज.; क् र ; र व् क् स i.e. the applicant has been transferred according to this order and he has been relieved also.

3. However, the Id. counsel for the applicant has pointed out that transfer is before the completion of the applicant's tenure. In view of this, issue notice to the respondents.

4. Issue notice to R-2 & 3, returnable on Two Weeks. Learned 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. two weeks.**

**Member (A)**

aps.