

O.A.No.800/2017 (D.B.)

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

Dated : 25.07.2018.

Shri M.R.Rajgure, Id. counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondent nos. 1 & 2. None for respondent no. 3.

The Id. P.O. has filed the reply on behalf of the respondent nos. 1 & 2. The same 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. **S.O. two weeks.**

Member (A)

aps.

O.A.No.559/2018 (S.B.)

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

Dated : 25.07.2018.

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

The Id. counsel for the applicant invited my attention to the application of applicant on Pg. No. 25 (Annexure-A-6) and recommendation of Dean i.e. respondent no. 3 i.e. Dean, Vasantnao Naik Govt. Medical College and Hospital, Yeotmal on Pg. No. 26 (Annexure-A-7) vide his letter dated 16/05/2018.

In view of this and problems expressed by Id. counsel for the applicant, the respondent no. 2 i.e. Director of Medical Education & Research is directed to consider the representation of the

applicant dated 16/05/2018 forwarded by the Dean and take necessary action within 15 days from the receipt of this order. Meanwhile, status quo to the applicant and respondent no. 4 will be maintained till the decision of the respondent no. 2 on the application of the applicant dated 16/05/2018.

In view of this, **O.A. stands disposed off.**

Member (A)

aps.

O.A.No.196/2017 (S.B.)

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

Dated : 25.07.2018.

C.A.No. 573/2017:-

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

The Id. P.O. submits that it may be listed after two weeks and amendment can be allowed. In view of this, amendment is allowed. Hence, C.A. is allowed.

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

Member (A)

aps.

O.A.No.507/2017 (S.B.)

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

Dated : 25.07.2018.

M.C.A.No. 22/2018:-

Shri T.Rahul, Id. counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

The Id. counsel for the applicant submits that he did not appeared on 13/07/2018 because he was suffering from viral fever. In view of this, M.C.A. is allowed and O.A. is restored.

Since pleadings are completed, the matter is kept for final hearing, **S.O. two weeks.**

Member (A)

aps.

O.A.No.769/2017 (S.B.)

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

Dated : 25.07.2018.

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

The Id. P.O. has filed 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.

Hence the matter is admitted and kept for final hearing. **S.O. two weeks** for reply of respondent no. 3.

Member (A)

aps.

O.A.No.770/2017 (S.B.)

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

Dated : 25.07.2018.

None for the applicant. Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 & 5. Await service of respondent nos. 2 to 4.

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

Member (A)

aps.

O.A.No.205/2018 (S.B.)

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

Dated : 25.07.2018.

Shri S.C.Deshmukh, Id. counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondent nos. 2 to 4. Await service of respondent no. 5.

2. Issue notice to R-5, returnable on two 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. two weeks.**

Member (A)

aps.

O.A.No.275/2018 (S.B.)

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

Dated : 25.07.2018.

None for the applicant. Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1, 2 & 3. Await service of respondent no. 4.

The Id. P.O. has filed the affidavit-in-reply on behalf of the respondent no. 3. The same is taken on record. He submits that he will serve the copy to the other side. He further submits that there is no need to give the affidavit-in-reply for other respondents.

Hence the matter is **admitted** and kept for final hearing. **S.O. three weeks**

*Put up this matter alongwith the O.A.
No. 276/2018.*

Member (A)

O.A.No.276/2018 (S.B.)

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

Dated : 25.07.2018.

None for the applicant. Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1, 2 & 3. Await service of respondent no. 4.

The Id. P.O. has filed the affidavit-in-reply on behalf of the respondent no. 3. The same is taken on record. He submits that he will serve the copy to the other side. He further submits that there is no need to give the affidavit-in-reply for other respondents.

Hence the matter is **admitted** and kept for final hearing. **S.O. three weeks**

*Put up this matter alongwith the O.A.
No. 275/2018.*

Member (A)

O.A.No.454/2018 (S.B.)

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

Dated : 25.07.2018.

Shri A.D.Girdekar, Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State. Await service of respondent nos. 2 to 5.

The Id. Counsel for the applicant submits that he will file service affidavit during the course of the day as well as Id. P.O. seeks three weeks time to file affidavit-in-reply. At their requests, **S.O. three weeks.**

Member (A)

aps.

O.A.No.457/2018 (S.B.)

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

Dated : 25.07.2018.

None for the applicant. Shri H.K.Pande, the Id. P.O. for the State. Await service of respondent nos. 2 to 5.

After filing service affidavit, matter will be listed. **S.O. two weeks.**

Member (A)

aps.

O.A.No.538/2017 (S.B.)

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

Dated : 25.07.2018.

None for the applicant. Shri P.N.Warjurkar, the Id. P.O. for the respondent nos. 1 & 2. None for respondent no. 3.

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

Member (A)

aps.

O.A.No.674/2017 (S.B.)

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

Dated : 25.07.2018.

Shri S.C.Deshmukh, Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

As per the request of Id. P.O., the matter is **admitted** and kept for final hearing. Meanwhile, liberty is granted to the Id. Counsel for the applicant to file Rejoinder. **S.O. two weeks.**

Member (A)

aps.

O.A.No.676/2017 (S.B.)

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

Dated : 25.07.2018.

None for the applicant. Shri H.K.Pande, the Id. P.O. for the State. Shri H.D.Marathe for respondent no. 2, he further submits that he is going to file vakalatnama on behalf of the respondent nos. 3 to 5.

S.O. four weeks.

Member (A)

aps.

O.A.No.978/2017 (S.B.)

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

Dated : 25.07.2018.

Shri B.Gajbhiye, Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

The Id. P.O. seeks one week time to file affidavit-in-reply. As a last chance, **S.O. one week for reply.**

Member (A)

aps.

O.A.No.133/2018 (S.B.)

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

Dated : 25.07.2018.

Ms.R.R.Kothari holding for
Ku.K.K.Pathak, Id. Counsel for the applicant
and Shri V.A.Kulkarni, the Id. P.O. for the
respondents.

The Id. P.O. submits that he will file
affidavit-in-reply during the course of the
day. As a last chance, **S.O. one week for
reply.**

Member (A)

aps.

O.A.No.426/2018 (S.B.)

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

Dated : 25.07.2018.

Shri G.K.Bhusari, Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 & 2. None for respondent nos. 3 & 4.

As per the request of Id. P.O. , **S.O.**
three weeks for reply.

The order dated 18/06/2018 in para no. 2:- *The Id. Counsel for the applicant pointed out impugned order dated 13/06/2015, P.B., Pg. No. 09 (Annexure-A-1) at Sr. No. 08. The applicant has not completed tenure and this is violating the "The Maharashtra Government Servants Regulation of Transfers & Prevention of Delay in Discharge of Official Duties Act, 2005". In view of this, the impugned transfer order at P.B., Pg. No. 09 is stayed to the extent of applicant, till next date of hearing.*

The above order dated 18/06/2018
is continued till next date of hearing.

Member (A)

aps.

O.A.No.958/2017 (S.B.)

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

Dated : 25.07.2018.

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

It seems that applicant is not interested in proceeding the matter. However, as suggested by Id. P.O., **S.O. one week for dismissal.**

Member (A)

aps.

O.A.No.06/2018 (S.B.)

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

Dated : 25.07.2018.

Shri Arpit Gajbhiye holding for Shri N.B.Bargat, Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents.

The Id. Counsel for the applicant pleaded in the case of applicant and he submits that his applicant is served in Naxalite Area for more than five years. Now, he wants transfer and he applied for the same in the year, 2015. The O.A. has been filed in the year, 2018. The matter has been referred to the respondent no. 2, since he is the competent authority for such transfer of applicant. The Id. P.O. seeks three weeks time to file affidavit-in-reply on behalf of the respondent nos. 1 and 2.

In view of this, **S.O. three weeks.**

Member (A)

aps.

O.A.No.387/2018 (S.B.)

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

Dated : 25.07.2018.

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

At the request of Id. Counsel for the applicant, **S.O. 01/08/2018** for **Rejoinder.**

In order dated 11/06/2018, in para no. 2:- *It seems that the G.R. dated 09/04/2018 has not been followed. In view of that the status-quo to the extent of applicant in the impugned order dated 31/05/2018 (Annexure-A-1) is given. The respondents are directed to maintain status-quo till next date of hearing. The Id. P.O. wants time to take instructions from the department.*

The above order dated 11/06/2018 is continued till 01/08/2018.

Put up this matter alongwith O.A.
No. 388/2018.

Member (A)

aps.

O.A.No.388/2018 (S.B.)

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

Dated : 25.07.2018.

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

At the request of Id. Counsel for the applicant, **S.O. 01/08/2018** for **Rejoinder.**

In order dated 11/06/2018, in para no. 2:- *It seems that the G.R. dated 09/04/2018 has not been followed. In view of that the status-quo to the extent of applicant in the impugned order dated 31/05/2018 (Annexure-A-1) is given. The respondents are directed to maintain status-quo till next date of hearing. The Id. P.O. wants time to take instructions from the department.*

The above order dated 11/06/2018 is continued till 01/08/2018.

Put up this matter alongwith O.A.
No. 387/2018.

Member (A)

aps.

O.A.No.519/2018 (S.B.)

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

Dated : 25.07.2018.

Shri P.D.Meghe, Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the State. Await service of respondent nos. 2 to 4.

The Id. Counsel for the applicant submits that the applicant was relieved after the Tribunal order dated 10/07/2018 and his application for ifr & iRuh , d=hdj.A from government policy has not been considered. The applicant was relieved, however, post is still kept vacant.

The Id. P.O. submits that his representation as per the direction given by the Tribunal on dated 10/07/2018 was rejected and the same order copy from the

department is supplied to the Id. Counsel for the applicant.

The Id. P.O. is directed to communicate the department that since the post is vacant to the Akola as pointed out by the Id. Counsel for the applicant, according to the Government policy of transfer and ifr & iRuh , d=tdj.A should be considered by the department.

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

Member (A)

aps.