

O.A. 325/2019 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

At the request of Id. counsel for the applicant, **S.O. After Vacation.**

Member (J).

dnk.

O.A. 365/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri S.U. Ambagade, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. After Vacation.**

Member (J).

dnk.

O.A. 27/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

Office objections are not removed.

At the request of Id. counsel for the applicant, **S.O. 20/12/2021.**

Member (J).

dnk.

O.A. 955/2017 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri P.P. Khaparde, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. The Id. counsel for the applicant has filed Pursis dated 8/12/2021 mentioning that the applicant does not want to prosecute the matter and wants to withdraw the O.A.

3. In view of pursis dated 8/12/2021, the O.A. is disposed off as withdrawn. No order as to costs.

Member (J).

dnk.

O.A. 279/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri D.M. Kakani, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1 to 3. None for R-4.

2. The Id. P.O. files reply of R-1&2. It is taken on record. Copy is given to the Id. counsel for the applicant.

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for R-1 to 3.

S.O. 6/1/2022.

Member (J).

dnk.

O.A. 216/2019 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri D.M. Surjuse, 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. After Vacation** for filing rejoinder.

Member (J).

dnk.

O.A. 418/2020 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

C.A. No. 197/2020 -

Shri P.K. Mishra, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1. None for R-2&3.

At the request of Id. counsel for the applicant, **S.O. After Vacation** for filing reply on C.A.

Member (J).

dnk.

O.A. 80/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

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

Member (J).

dnk.

O.A. 96/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri D.M. Surjuse, 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. After Vacation** for filing rejoinder.

Member (J).

dnk.

O.A. 96/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

At the request of Id. P.O., **S.O. After
Vacation** for filing reply.

Member (J).

dnk.

O.A. 232/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri N.R. Shiralkar, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

The Id. P.O. files reply of R-4. It is taken on record. Copy is given to the Id. counsel for the applicant. The Id. P.O. submits that reply of R-4 is sufficient for other respondents.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. in due course.

Member (J).

dnk.

O.A. 331/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri V.G. Palshikar, Id .counsel
for the applicant and Shri A.M. Khadatkar, Id.
P.O .for the respondents.

At the request of Id. P.O., **S.O. After
Vacation** for filing reply.

Member (J).

dnk.

O.A. 319/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri N.D. Thombre, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1 to 3. None for R-4.

2. The Id. P.O. submits that the reply of R-4 will sufficient for other respondents.

3. The respondent no.4 to file reply on record.

4. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. 1st week of January, 2022.

Member (J).

dnk.

O.A. 446/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

At the request of Id. P.O., **S.O. 1st week
of January, 2022.** for filing reply.

Member (J).

dnk.

O.A. 564/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

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

4. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. in due course.

Member (J).

dnk.

O.A. 574/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

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

Member (J).

dnk.

O.A. 589/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Smt. K.N. Saboo, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

Office objections are not removed.

At the request of Id. counsel, **S.O. After
Vacation** for removing office objections.

Member (J).

dnk.

O.A. 601/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri A.M. Khadatkhar, Id. P.O. for the respondents.

The Id. counsel for the applicant submits that all the respondents are served.

S.O. four weeks for filing reply.

Member (J).

dnk.

O.A. 642/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

Office objections are not removed.

At the request of Id. P.O., **S.O. 1st week of January, 2022** for filing reply.

Member (J).

dnk.

O.A. 648/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

The applicant to remove office objection.

At the request of Id. CPO, **S.O. 1st week of January, 2022** for filing reply.

Put up the matter along with O.A.649/2021.

Member (J).

dnk.

O.A. 649/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Smt. K.N. Saboo, Id. counsel for the applicant and Shri H.K. Pande, Id. PO for R-1&2. None for R-3.

The applicant to remove office objection.

The Id. P.O. files reply of R-2. It is taken on record and copy is given to the Id .counsel for the applicant.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for R-1&2.

At the request of Id. CPO, **S.O. 1st week of January, 2022** for filing reply.

Put up the matter along with O.A.648/2021.

Member (J).

dnk.

O.A. 782/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

C.A. No. 372/2021 -

Heard Shri R.M. Fating, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1 & 3, Shri N.D. Thombre, Id. counsel for R-4 and Shri S.S. Bhalerao, Id .counsel for R-2.

S.O. one week for filing reply.

Member (J).

dnk.

O.A. 784/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

At the request of Id. P.O., **S.O.**
21/12/2021 for filing reply.

Member (J).

dnk.

O.A. 812/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

The Id. P.O. files reply of R-3. It is taken on record. Copy is given to the Id. counsel for the applicant. The Id. P.O. submits that reply of R-3 is sufficient for other respondents.

The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

S.O. in due course.

Member (J).

dnk.

O.A. 19/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri N. Nalamwar, Id .counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

With the consent of both the parties, **S.O.**
21/12/2021 (PH).

Member (J).

dnk.

O.A. 660/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

2. Office objection is not removed by the applicant.

3. It appears that the applicant is not interested to prosecute the matter. Hence, the O.A. is disposed off for want of prosecution. No order as to costs.

Member (J).

dnk.

O.A. 751/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

S.O. After Vacation.

Member (J).

dnk.

O.A. 717/2017 with C.A. 64/& 65 /2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

S.O. 21/12/2021 along with other connected matter.

Member (J).

dnk.

O.A. 718/2017 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

S.O. 21/12/2021 along with other
connected matter.

Member (J).

dnk.

O.A. 98/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri R.M. Fating, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for R-1. None for other respondents.

S.O. 1st week of January, 2022 (PH).

Member (J).

dnk.

O.A. 155/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

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

At the request of Id. counsel for the applicant, **S.O. After Vacation** for filing additional pursis.

Member (J).

dnk.

O.A. 608/2020 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri S.P. Palshikar, Id. counsel
for the applicant and Shri S.A. Sainis, Id. P.O.
for R-1&2. None for R-3.

S.O. 1st week for January, 2022.

Member (J).

dnk.

O.A. 200/2017 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri H.D. Futane, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. As per the order of this Tribunal dated 4/10/2021 in para-3, specific directions were given to the Id. P.O. to take instructions from respondent no.2 about the order passed in appeal. But that order is not placed on record.

3. The Id. counsel for the applicant submits that copy of order passed by the respondent no.2 is necessary to decide this matter on merit.

4. The Id. counsel submits that he wants time to clarify as to whether acquittal on the ground of benefit of doubt amounts to clear acquittal.

5. At the request of Id. counsel, **S.O. 1st week of January, 2022.** On that day he shall argue the matter positively.

Member (J).

dnk.

O.A. 1101/2021 (S.B.)

(C.P. Deshmukh Vs. State of Mah. & Ors.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,
Member (J).**

Dated : 09/12/2021.

Heard Shri S.D. Khati, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The transfer order is challenged only on the ground of favouritism to other employees. As per the submission of the learned counsel, other juniors who are working at the same station are transferred. The applicant is promoted and posted at the transferred place. There is no allegation about the breach of any of the legal provisions contained in the Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (in short "Transfers Act,2005") or any of the Govt. G.Rs. The transfer is condition of service.

3. As per the submission of the learned counsel, the applicant is working in the office of Superintending Engineer, Irrigation Department, Amravati. He was working in the office of Amravati from 2008. The applicant was due for transfer. The specific period of transfer is given in Section 3 of the Transfers Act,2005 i.e. three years. The applicant has completed more than

three years at Amravati. He is transferred on promotion. He has accepted the promotion, but do not want to join at the transferred place. There is no illegality found in the transfer order.

4. Hence, the O.A. is disposed off. However, the applicant is at liberty to make representation to the respondent no.2 about his grievance. No order as to costs.

Steno copy is granted.

Member (J).

dnk.

O.A.No.858/2021 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

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

2. At the request of Id. P.O., **S.O. two weeks to file reply.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.957/2018 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

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

2. The Id. P.O. has filed reply on behalf of the respondent no. 1. It is taken on record. Copy is served to the other side. He further submits that the said reply shall suffice to decide the matter.

3. The Id. counsel for the applicant wants to go through the same and file Rejoinder, if necessary.

4. Hence, the matter is **admitted** and kept for final hearing.

5. The Id. P.O. waives notices for the respondents.

6. **S.O. 2nd week of January, 2022.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.166/2019 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

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

2. At the request of Id. P.O., **S.O. three weeks
to file reply.**

Date:-09/12/2021.
aps.

Member (J)

O.A.No.454/2020 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

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

2. The Id. C.P.O. has filed reply on behalf of the
respondent nos. 1 to 3. It is taken on record. He
further submits that he will serve the copy to the
other side.

3. **S.O. after vacation.**

Date:-09/12/2021.
aps.

Member (J)

O.A.No.663/2020 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri N.D.Thombre, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

2. The Id. P.O. has filed reply of respondent nos. 1 to 3. It is taken on record. Copy is served to the other side.

3. The Id. counsel for the applicant wants to go through the same and file Rejoinder, if necessary.

4. Hence, the matter is **admitted** and kept for final hearing.

5. The Id. P.O. waives notices for the respondents.

6. **S.O. after vacation.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.665/2020 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri N.D.Thombre, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

2. The Id. P.O. has filed reply on behalf of the respondents. It is taken on record. Copy is served to the other side.

3. The Id. counsel for the applicant wants to go through the same and file Rejoinder, if necessary.

4. Hence, the matter is **admitted** and kept for final hearing.

5. The Id. P.O. waives notices for the respondents.

6. The Id. counsel for the applicant further submits that this matter be kept with O.A. No. 664/2020 since both the matters are identical.

7. **S.O. after vacation for final hearing.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.164/2021 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

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

2. At the request of Id. P.O., **S.O. after vacation.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.458/2021 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

C.A.No.216/2021:-

Heard Shri R.M.Fating, the Id. Counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondents and Shri P.B.Patil, the Id. counsel for the respondent no. 2.

2. At the request of Id. counsel for the applicant, **S.O. 16.12.2021.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.609/2021 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri R.M.Fating holding for Shri M.M.Sudame, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondents.

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

Member (J)

Date:-09/12/2021.

aps.

O.A.No.679/2021 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri D.M.Kakani, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. after vacation.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.745/2021 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Smt. K.N.Saboo, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents. Await service of respondent no. 2.

2. It is submitted by Id. counsel for the applicant that respondent no. 2 is already served and service affidavit is already filed in the office.

3. The Id. P.O. seeks time to file reply, **S.O. after vacation.**

Member (J)

Date:-09/12/2021.
aps.

O.A.Nos.687,688,689&690/2020 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri P.P.Khaparde holding for Shri G.G.Bade, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State. Await service of respondent nos. 2 to 5 (O.A. No. 687, 689 & 690/20) and await service of respondent nos. 2 to 7 (O.A. No. 688/20).

2. At the request of Id. counsel for the applicant issue fresh notice to the above said Respondents, 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)

Date:-09/12/2021.

aps.

O.A.No.935/2019 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri C.H.Sharma, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. four weeks to file reply.**

Member (J)

Date:-09/12/2021.
aps.

O.A.No.224/2018 (D.B.)

Coram : Shri M.A.Lovekar, Member (J)
Dated : 09/12/ 2021.

Heard Shri N.R.Shiralkar, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

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

Member (J)

Date:-09/12/2021.
aps.