

O.A. No. 401/19 with C.A. 240/19 **(SB)**

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

Dated : 07.01.2020

None for the applicant. Shri S.A. Sainis, Id. P.O. for R-1 to 3. None for R-4 (Intervener).

At the request of learned P.O., **S.O.**
10/1/2020.

Member (J)

dnk.

O.A. Nos. 512/2018 & 513/2018 **(SB)**

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

Dated : 07.01.2020

Heard Shri P.P. Khaparde, Id. counsel for the applicants and Shri M.I. Khan, Id. P.O. for the State.

2. The learned counsel for the applicants submitted that the applicants have resumed the duty at the transferred station, therefore, both the applications are infructuous.

3. In view thereof, both the O.As. stand disposed of. No order as to costs.

Member (J)

dnk.

O.A. No. 574/2018 (SB)

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

Dated : 07.01.2020

None for the applicant. Shri S.P. Potnis, 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. 683/2018 (SB)

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

Dated : 07.01.2020

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

The Id. P.O. files reply on behalf of R-3. It is taken on record. Copy is served on the applicant.

The matter is admitted and it be kept for final hearing.

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

S.O. 3/2/2020.

Member (J)

dnk.

O.A. No. 825/2018 **(SB)**

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

Dated : 07.01.2020

Shri P.P. Khaparde, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1,3&4. Await service of R-2.

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

Member (J)

dnk.

O.A. No. 348/2019 **(SB)**

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

Dated : **07.01.2020**

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

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

Member (J)

dnk.

O.A. Nos. 700,701,703,704,705 & 706 of
2019 **(SB)**

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

Dated : 07.01.2020

Heard Shri N.R. Saboo, Id. counsel for
the applicants and Shri S.A. Sainis, Id. P.O.
for R-1 to 3 and none for R-4.

2. The learned P.O. files separate reply
in the O.As. on behalf of R-2. Same are taken
on record. Copies are served to the learned
counsel for the applicants.

Heard. Admit.

The Id. P.O. waives notice for R-1
to 3.

S.O. 21/1/2020.

Interim relief to continue till next date.

Member (J)

dnk.

O.A. No. 299/2019 (SB)

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

Dated : 07.01.2020

Heard Smt. S.S. Dhone, Id. counsel holding for Smt. B. P. Maldhure, the applicant in person. Shri H.K. Pande, Id. P.O. for the respondents.

The matter is admitted and it be kept for final hearing.

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

S.O. three weeks.

Interim stay to continue till final hearing.

Member (J)

dnk.

O.A. No. 03/2020 (SB)

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

Dated : 07.01.2020

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

2. Issue notice to R-2 & 3, returnable **after one week** for final disposal. 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. after one week.**

Member (J)

dnk.

O.A. No. 430/2018 (SB)

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

Dated : 07.01.2020

None for the applicant and Shri M.I. Khan, Id. P.O. for R-1&3. None for R-2.

Lateron –

Shri A.Upasani, learned counsel for the applicant appeared.

Heard the arguments on the behalf of the applicant and on behalf of R-1&3.

Closed for orders.

Member (J)

dnk.

O.A. No. 59/2019 (SB)

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

Dated : 07.01.2020

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

The learned P.O. has filed order dated 29/5/2019 by which the applicant is again transferred from Gondia to Nagpur City.

The matter be kept on board tomorrow.

S.O. 8/1/2020.

Member (J)

dnk.

O.A. No. 176/2019 (SB)

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

Dated : 07.01.2020

None for the applicant. Shri M.I.
Khan, Id. P.O. for R-1 to 3. None for R-4 to 6.

S.O. four weeks.

Member (J)

dnk.

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

Dated : 07.01.2020

Shri W.G. Paunikar, Id .counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The learned P.O. submitted that he was directed by the Bench to produce relevant G.Rs. on record and for which time is required.

S.O. 4/2/2020.

Member (J)

dnk.

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

Dated : 07.01.2020

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

S.O. two weeks.

Member (J)

dnk.

O.A. No. 525/2019 (SB)

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

Dated : 07.01.2020

Heard Shri N.R. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1&2. None for R-3.

2. As per the order dated 31/5/2019 the applicant was transferred from Engalkhoda, Tq. Kurkheda to Hamdapur, Tq. Seloo, District Wardha on vacant post. The Government issued order dated 1/6/2019 and stayed the order dated 31/5/2019. It is submitted that the Government again passed one modified transfer order dated 4/7/2019 and transferred some of the officers excluding the applicant.

3. The learned counsel for the applicant submitted that he has made representation dated 9th September, 2019 and given choice postings and requested to transfer him to any posting as per his choice as he has completed tenure in the naxalite area.

4. In view of this, the respondent no.1 is directed to take decision on the representation of the applicant within three months.

5. The O.A. stands disposed of. No order as to costs.

Member (J)

dnk.

O.A. No. 879/2018 (SB)

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

Dated : 07.01.2020

MCA 02/2020 -

Heard Shri G.B. Hemke, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1&2 and Shri P.V. Ghare, Id. counsel for R-3 to 5.

2. The matter was on board on 1/1/2020 and it is dismissed in default. The MCA is moved on 3/1/2020 to restore the O.A.

3. The learned counsel for the applicant submitted that he is ready to argue the matter on merits, therefore, in the interest of justice, the MCA No. 02/2020 is allowed and the O.A. be restored to file. It be taken up for hearing at the end of board.

O.A. 879/2018 -

Heard Shri G.B. Hemke, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1&2 and Shri P.V. Ghare, Id. counsel for R-3 to 5.

Closed for orders.

Member (J)

dnk.

O.A.No.96/2019 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

C.A.No.81/2019:-

Heard Shri S.A.Marathe, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondent nos. 1 to 4. Await service of respondent no. 5.

2. S.O. next week for filing service affidavit.

**Member(J)
Chairman**

Date:-07/01/2020.

aps.

Vice

O.A.No.43/2019 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

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

2. The Id. counsel for the applicant submitted that now the applicant has cleared the departmental examination and, therefore, applicant is intending to withdraw this Original Application.

3. With the above directions, **O.A. stands disposed of as withdrawn with no order as to costs.**

Member(J)

Chairman

Date:-07/01/2020.

aps.

Vice

O.A.No.971/2019 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

Heard Shri A.S.Shukla, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the State. Await service of respondent nos. 2 to 7.

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

**Member(J)
Chairman
Date:-07/01/2020.
aps.**

Vice

O.A.No.985/2019 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

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

2. **S.O. four weeks.**

**Member(J)
Chairman**

Date:-07/01/2020.

aps.

Vice

O.A.No.68/2016 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

Heard Mrs. G.Venkatraman, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

2. The Id. P.O. has filed additional affidavit of the respondent no. 3 and along with affidavit documents are also produced. The matter be kept for final hearing on 15.01.2020.

3. **S.O. 15.01.2020.**

**Member(J)
Chairman
Date:-07/01/2020.
aps.**

Vice

O.A.No.429/2017 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

None for the applicant. Shri P.N.Warjekar,
the Id. P.O. for the respondents.

2. The matter is **admitted** and kept for final
hearing.

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

4. **S.O. in due course.**

**Member(J)
Chairman**

Date:-07/01/2020.

aps.

Vice

O.A.No.720/2018 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

Heard Shri S.K.Verma, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. The matter was partly heard during the argument. Either applicant or the respondents didn't make any submission, whether request was made by the applicant for the appointment before lapse of the waiting list? In paragraph no. 3 of the reply filed by respondents, it is contended by the respondents that the waiting list lapse on 13.08.2018, whereas in paragraph no. 13, the reply filed by respondent No. 3 has contended that the waiting list lapse on 13.08.2017.

3. In view of this, it is necessary to hear both the parties on this issue, **S.O. 15.01.2020.**

Member(J)

Chairman

Date:-07/01/2020.

aps.

Vice

O.A.No.343/2019 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

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

2. **S.O. three weeks.**

Member(J)

Chairman

Date:-07/01/2020.

aps.

Vice

O.A.No.499/2002 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

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

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

Member(J)

Chairman

Date:-07/01/2020.

aps.

Vice

O.A.No.189/2010with M.C.A.33/2018
(D.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
and
Shri A.D.Karanjkar, Member(J)
Dated :07/01/ 2020.

Heard Shri D.R.Bhoyar, the Id. Counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 & 2 and Shri B.Kulkarni, the Id. counsel for the respondent no. 3.

2. In view of the Hon'ble High Court order dated 27/11/2019, **M.C.A.No. 33/2018 is allowed.** Original Application is restored and kept for final hearing after four weeks.

3. **S.O. 04.02.2020.**

Member(J)
Chairman
Date:-07/01/2020.
aps.

Vice

**O.A.Nos.257/18,949/17withC.A.38/18with
O.A.**

950/17withC.A.39/18 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/ 2020.

Heard Mrs.K.N.Saboo, 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.**

**Member(J)
Chairman
Date:-07/01/2020.
aps.**

Vice

O.A.Nos.913&914/2018 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

Heard Mrs.K.N.Saboo, 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.**

**Member(J)
Chairman**

Date:-07/01/2020.

aps.

Vice

O.A.No.677/2018 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

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

2. **S.O. three weeks.**

Member(J)

Chairman

Date:-07/01/2020.

aps.

Vice

O.A.No.239/2019 (D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

Heard Shri P.S.Wathore, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1 to 4. None for the respondent no. 5.

2. The Id. counsel for the applicant produce copy of the letter dated 11/12/2019 written by Assistant Commissioner, Nagpur. In this letter, it is mentioned that Shri Sandip Gajanan Mashilkar was appointed as Assistant Labour Commissioner, Nagpur but till date of written of this letter, he didn't resume the duty.

3. The Id. P.O. requested two weeks time to seek instructions, **S.O. two weeks.**

**Member(J)
Chairman**

Date:-07/01/2020.

aps.

Vice

O.A.No.159/15withC.A.154/16(D.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman
and**

Shri A.D.Karanjkar, Member(J)

Dated :07/01/2020.

None for the applicant. Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1 to 5. Shri C.F.Bhagwani, the Id. counsel for the respondent no. 6 is going to file vakalatnama on behalf of the respondent no. 6.

2. At the request of Id. counsel for the respondent no. 6, **S.O. three weeks.**

Member(J)

Chairman

Date:-07/01/2020.

aps.

Vice

**O.A.No.707/15withC.A.469/19&02/20
(D.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
and
Shri A.D.Karanjkar, Member(J)
Dated :07/01/ 2020.**

Heard Shri B.Kulkarni, the Id. Counsel for the applicant, Shri V.A.Kulkarni, the Id. P.O. for the respondents. None for the Intervenor.

2. The Id. counsel for the applicant submitted that he is intending to withdraw this Original Application in order to do the amendment in the Original Application. It is also submitted by Id. counsel for the applicant that in the Original Application which is to be filed the intervenor could be joined as respondents. The applicant is intending to challenge the letter dated 07/09/2012 in the fresh O.A.

3. In view of this circumstances, the applicant is permitted to withdraw this Original Application with liberty to file fresh O.A..

4. The **C.A.No.469/2019, C.A.No.02/2020 and O.A. No. 707/2015 are disposed off as withdrawn.**

**Member(J)
Chairman
Date:-07/01/2020.**

Vice

aps.

**O.A.Nos.708,831,832,833,834,835/15
(S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/2020.**

Heard Shri Y.Y.Humne holding A.B.Moon, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. Shri Y.Y.Humne, submits that he is going to file vakalatnama on behalf of the applicant. The Id. counsel for the applicant further submits that the applicant joined as A.G.M. in Food Corporation of India. Though the matter is new, the Id. counsel for the applicant seeks some time to go through it.

3. **S.O. two weeks.**

Chairman
Date:-07/01/2020.
aps.

Vice

O.A.No.506/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

Heard Mrs.K.N.Saboo, the Id. Counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondents.

2. The reply of respondent no. 2 has already been filed by Id. P.O.. However, copy is supplied to the Id. counsel today only. The Id. counsel for the applicant desires sometime to go through it.

3. The matter is **admitted** and kept for final hearing.

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

5. **S.O. in due course.**

Vice

Chairman
Date:-07/01/2020.
aps.

O.A.No.835/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

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

2. As pointed out by Id. P.O., matter pertains
to 2017. However, till today notices have not
been collected by Id. counsel for the applicant.

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

Chairman
Date:-07/01/2020.
aps.

Vice

C.A.229/18 in O.A.No.840/17 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

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

2. There was sufficient delay in filing the O.A.. The Id. counsel for the applicant has filed C.A. No. 229/2018 which was to be heard first. The Id. P.O. has filed reply on the C.A. and he has also placed reliance on Judgment of Hon'ble Apex Court in **State of Tripura & Ors. Vs. Arabinda Chakraborty & Ors., (2014) 6 Supreme Court Cases 460**. In this Judgment it has been explained that simply by making representations in absence of any statutory provision/ appeal, period of limitation would not get extended.

3. As pointed out by Id. P.O., C.A. No. 229/2018 in para no. 3 it was admitted by applicant that he was appointed on fixed pay and since 01.10.1988, the appointment of applicant was done on basic pay i.e. 750-12-870/- and since 12.12.1997. The applicant absorbed on the part of Peon in same pay scale i.e. Rs. 750-12-870/-.

4. Since applicant was not given time bound promotion, applicant made first representation on 16.07.2001, second representation dated

22.10.2010 and third representation dated 19.11.2016. Since no decision was given to the applicant on these representations. Applicant has now approached to this Tribunal.

5. It appears that the total delay period of the applicant is 07 years, 10 months and 07 days. As reply filed by Id. P.O. and objected by the applicant, inadvertent delay is caused. Hence, **C.A. No. 229/2018 along with O.A. No. 840/2017 is dismissed with no order as to costs.**

Vice

Chairman

Date:-07/01/2020.

aps.

O.A.No.382/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

Heard Shri I.G.Meshram, 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 is directed to add pay verification unit as a respondents. He desires time to seek instructions and add the same.

3. After adding respondent, Issue notice to newly added respondent on merit, 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.**

Vice

Chairman

Date:-07/01/2020.

aps.

O.A.No.124/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/2020.

None for the applicant. 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. 2. It is taken on record. He submits that he will serve the copy to the other side.

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

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

5. **S.O. in due course.**

Vice

Chairman

Date:-07/01/2020.

aps.

O.A.No.966/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

Heard Mrs. K.N.Saboo, 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. three weeks.**

Chairman
Date:-07/01/2020.
aps.

Vice

O.A.No.960/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/2020.

Heard Shri A.P.Tathod, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the State. Await service of respondent nos. 2 to 4.

2. At the request of Id. counsel for the applicant, **S.O. one week to file service affidavit.**

Chairman
Date:-07/01/2020.
aps.

Vice

O.A.No.963/2019 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/2020.

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

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

Chairman
Date:-07/01/2020.
aps.

Vice

O.A.No.702/2016 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

Heard Shri N.R.Saboo, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. next week.**

Vice

Chairman
Date:-07/01/2020.
aps.

O.A.No.278/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

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

2. The Id. counsel for the applicant has prepared a chart as discussed in order dated 13/12/2019. It is taken on record and marked as "X" for the purpose of identification. Copy is served to the Id. P.O..

3. As per the chart filed by Id. counsel for the applicant, G.I.S. at Sr. No. 1 and G.P.F. No.ABN/16829 at Sr.No. 3 both should have been paid atleast by 01.02.2014 since applicant retired on 31.12.2013, but G.I.S. was paid on 03.06.2014 and G.P.F. was paid on 21.08.2014. So, it appears that there is apparent delay of about five months in case of G.I.S. amount and in case of G.P.F. there is apparent delay of about six and ½ months, respondents are responsible for this delay of G.I.S. and G.P.F. amount and so for delayed period interest amount must be paid to the applicant @6%.

4. Though the contention of the Id. P.O. that D.E. was against the applicant. However, G.I.S. and G.P.F. amount are personal deposits of applicant.

So, this should be ideally paid just after retirement.

5. By record it appears that in D.E. case, enquiry officer has submitted final report on 03.09.2014 and final decision by competent authority was taken on 05.10.2016, and finally applicant has been exonerated in D.E.. Ideally after the final report of enquiry officer decision should have been taken within three months i.e. by 31.12.2014 and all other payments should have been paid during further six months i.e. upto 30.06.2015. But it appears that though some payments have been made in 2014 but some payments have been made in the year 2016 and 2017. The payments made after 30.06.2015 are not justified and duration of delay on these payments should be subjected to the interest of @6% till the date of actual payment.

6. The Id. Counsel for the applicant and Id. P.O. are directed to make the corrections in table placed before the bench accordingly and submit the same on next date of hearing.

7. The Id. P.O. desires to take instructions from the department. **S.O. 10.01.2020.**

Vice

Chairman

Date:-07/01/2020.

aps.

O.A.No.73/2017 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/2020.

Heard Shri P.P.Khaparde, the Id. Counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the respondent nos. 1 to 4. None for the respondent no. 5.

2. S.O. 09.01.2020.

Chairman
Date:-07/01/2020.
aps.

Vice

O.A.No.148/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/ 2020.

Heard Shri D.S.Agnihotri holding for Shri P.P.Thakare, the Id. Counsel for the applicant and Shri P.N.Warjekar, the Id. P.O. for the respondents.

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

Chairman
Date:-07/01/2020.
aps.

Vice

O.A.No.849/2018 (S.B.)

Coram:Shri Shree Bhagwan, Vice Chairman
Dated :07/01/2020.

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

2. **S.O. three weeks.**

Chairman
Date:-07/01/2020.
aps.

Vice