

O.A. No. 702/2015

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri S.N. Gaikwad, the
Ld. counsel for the applicant and Shri
P.N. Warjekar, the learned P.O. for
the respondents.

At the request of Ld. P.O., S.O.
3rd January 2019.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 673/2018

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri Bharat Kulkarni, the
Ld. counsel for the applicant and Shri
A.M. Khadatkhar, the learned P.O. for
the respondents.

ADMIT.

Shri A.M. Khadatkhar, the
learned P.O. waives notice for the
respondents.

S.O. **3rd January 2019** for final
hearing.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 674/2018

(S.B.)

Coram:Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

Heard Shri Bharat Kulkarni, the
Ld. counsel for the applicant and Shri
P.N. Warjekar, the learned P.O. for
the respondents.

ADMIT.

Shri P.N. Warjekar, the learned
P.O. waives notice for the
respondents.

S.O. **3rd January 2019** for final
hearing.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 936/2018

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri U.K. Bisen, the Ld. counsel for the applicant and Shri A.P. Potnis, the learned P.O. for the respondents.

The Ld. counsel for the applicant submits that he will file service affidavit during the course of the day. Ld. P.O. seeks time to file reply affidavit of respondents.

S.O. two weeks.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 852/2018

(S.B.)

Coram:Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

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

The Ld. P.O. has filed reply affidavit of R.3, it is taken on record.

In this O.A., the applicant has challenged the impugned order dated 19.10.2018 (A.3) issued by Deputy Collector, Chandrapur whereby the applicant has been transferred from the post of Aval Karkun at Tehsil office, Korpana to Tehsil office, Jiwati, Distt. Chandrapur. From the reply affidavit, it seems that the said order has been cancelled on 30.11.2018 as per Annexure A-1. The very cause of application, therefore, seems to have been redressed.

S.O. **3.1.2019** for passing necessary order.

Vice-Chairman(J)

Dt. 21.12.2018.
pdg.

O.A. No. 349/2015

(S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

Heard Miss Apurva Kolhe, Adv. holding for Shri A.S. Kilor, the Ld. counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents.

S.O. 3rd January 2019.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 444/2018

(S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

Heard Miss Apurva Kolhe, Adv. holding for Shri N.R. Saboo, the Ld. counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents.

At the request of the Ld. P.O.,
S.O. **3rd January 2019.**

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 610/2017

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri G.G. Bade, the Ld. counsel for the applicant and Shri A.M. Khadatar, the learned P.O. for the respondents.

At the request of the Ld. P.O.,
S.O. **4th January 2019.**

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 939/2017

(S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

Heard Shri G.G. Bade, the Ld. counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondents.

At the request of the Ld. P.O.,
S.O. **4th January 2019.**

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 876/2017

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

MCA No. 31/2018.

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

Ld. P.O. submits that he will collect notice today itself.

Hence, S.O. **three weeks** for return of notice.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 422/2018

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri S.N. Gaikwad, the
Ld. counsel for the applicant and Shri
A.P. Potnis, the learned P.O. for the
respondents.

Admit with liberty to the
applicant to file rejoinder.

Shri A.P. Potnis, the learned
P.O. waives notice for the
respondents.

S.O. **three weeks** for final
hearing.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 594/2018

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri S.C. Joshi, the Ld. counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents.

The Ld. counsel for the applicant has placed on record pursis seeking permission to withdraw the O.A. In view thereof, permission is granted to withdraw the O.A. O.A. stands disposed of as withdrawn with no order as to costs.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

**O.A. Nos. 659,660, 661, 662, 663,
664, 665, 666, 668, 669, 670 of 2018
(S.B.)**

**Coram:Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri J.R. Kidilay, the Ld. counsel for the applicants and Shri A.M. Khadatkar, the learned P.O. for the respondents.

The Ld. P.O. has filed reply affidavit on behalf of R. 2 and 3 in all matters.

The Ld. counsel for the applicants wants to go through it and file rejoinder, if any.

S.O. 1st January 2019.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 667 of 2018

(S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

Heard Shri J.R. Kidilay, the Ld. counsel for the applicants and Shri A.M. Khadatkar, the learned P.O. for the respondents.

The Ld. counsel for the applicants has filed pursis to delete the name of respondent No.4. Permission is granted to delete the name of respondent No.4.

S.O. 1st January 2019.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 345/ 2018

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri Ashish Chawre, the Ld. counsel for the applicants and Shri H.K. Pande, the learned P.O. for the respondents.

2. Since the applicant is claiming transfer at any of the 10 places of her choice as mentioned in page No.37 of the O.A., the Ld. P.O. was directed to take instructions from the competent authority that whether she can be accommodated on mercy at any of these 10 places. Ld. P.O. accordingly has received copy of communication from the Dy. Director of Health Services, Akola which is marked "X" for identification. From the said communication, it seems that the competent authority

submitted that he requires three weeks time to take necessary steps to accommodate the applicant. In fact, the respondent No.3 also taking steps in this O.A. and necessary order can be passed by respondent No.2 within no time.

In the interest of justice, for taking necessary steps, S.O. **two weeks.**

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. /2015

(S.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri S.N. Gaikwad, the
Ld. counsel for the applicant and Shri
P.N. Warjekar, the learned P.O. for
the respondents.

At the request of Ld. P.O., S.O.
3rd January 2019.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 482/2018

(S.B.)

**Coram:Shri J.D. Kulkarni,
Vice-Chairman (J)**

Dated : 21st December 2018.

Heard Shri P.V. Thakre, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

The Ld. counsel for the applicant has filed this O.A. for cancellation of order of transfer dated 31.5.2018 (A-4). Ld. P.O. has placed on record a copy of order dated 28.11.2018 from which, it seems that the impugned order has been modified by the Govt. In view thereof, the applicant has now joined at Yavatmal as per her request. Purpose of the O.A., therefore, stands frustrated. The O.A. stands disposed of accordingly with no order as to costs.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A. No. 916/2018

(S.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J)

Dated : 21st December 2018.

Heard Shri D.M. Kakani, the Ld. counsel for the applicant and Shri M.I. Khan, the learned P.O. for the respondents 1 to 3. None for R.4.

The Ld. counsel for the applicant has filed pursis and requested that he would like to withdraw the O.A., as the grievance of the applicant has been redressed. Permission is granted for the same. O.A. stands disposed of as withdrawn with no order as to costs.

Vice-Chairman(J)

Dt. 21.12.2018.

pdg.

O.A.No.881/2009. (D.B.)

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

Dated: 21st December 2018.

C.A.Nos.881/09 & 260, 261, 262, 263/18:-

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

At the request of Id. P.O., **S.O. two**
weeks for reply to the C.As.

Member(J)

Date:-21/12/2018.

aps.

O.A.Nos.193 & 194/2018. (D.B.)

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

Dated: 21st December 2018.

Heard Shri A.P.Sadavarte, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1 to 5 and Shri S.N.Gaikwad, the Id. Counsel for the respondent nos. 6 to 8.

The Id. Counsel for the respondent nos. 6 to 8 submitted that three weeks time be granted to him for filing reply. It appears that the respondent nos. 1 to 5 have submitted their reply. The rejoinder is also submitted by the applicant. In the interest of justice, two weeks time granted as a last chance. On failure of the respondent nos. 6 to 8 to submit their reply on the next date, the matter will be finally heard.

The respondent nos. 1 to 5 are permitted to submit additional affidavit in pursuance of Rejoinder.

S.O. three weeks.

Member(J)

Date:-21/12/2018.

aps.

O.A.No.408/2018. (D.B.)

Coram: Shri A.D.Karanjkar, Member(J)
Dated: 21st December 2018.

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

The Id. P.O. requested two weeks time
to file reply. **S.O. two weeks.**

Member(J)

Date:-21/12/2018.
aps.

O.A.No.684/2018. (D.B.)

Coram: Shri A.D.Karanjkar, Member(J)
Dated: 21st December 2018.

C.A.No.256/2018:-

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

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

Member(J)

Date:-21/12/2018.
aps.

O.A.No.897/2018. (D.B.)

Coram: Shri A.D.Karanjkar, Member(J)
Dated : 21st December 2018.

Ms. P.Agrawal, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

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

Member(J)

Date:-21/12/2018.
aps.

O.A.No.946/2018. (D.B.)

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

Dated: 21st December 2018.

Shri R.S.Kalangiware, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The application for condonation of delay is submitted by the applicant. The applicant to supply copy of this application to the respondents.

3. Notice on C.A. to R.2 & 3 be issued returnable in **four weeks**.

4. Shri S.A.Deo the learned C.P.O. waives notice for respondent no.1. Hamdast granted.

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 the O.A.

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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. 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. four weeks.**

Member(J)

Date:-21/12/2018.

aps.

O.A.Nos.223 & 224/2018. (D.B.)

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

Dated: 21st December 2018.

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

It is submitted by the Id. Counsel for the applicant that the previous selection process was kept stayed but now surprisingly, therefore, advertisement is issued by the respondent no. 2 for the recruitment. It is further submitted that as applicants are scored highest marks, therefore, they were eligible for the appointment and if the respondent no. 2 is permitted to continue recruitment by second process is returnable, prejudice will caused to the applicants.

The Id. P.O. submitted that he will file reply after two weeks. **S.O. 04/01/2019 for reply.**

Member(J)

Date:-21/12/2018.

aps.

O.A.No.203/2016. (D.B.)

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

Dated: 21st December 2018.

M.C.A.No. 44/2018:-

Heard Shri P.N.Warjurkar, the Id. P.O..

2. The Id. P.O. requested that the time to comply the order passed in O.A. No. 203/2016 is already expired. It is necessary in the interest of justice to extent the time for the compliance of the order.

3. In view of the difficulty of the respondents. In view of the matter, issue notice to the original applicant returnable after three weeks.

4. Notice on M.C.A. to Orginal Applicant Nos. 1 & 49 Ors. be issued returnable **after three weeks.**

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 the O.A.

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 an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. 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. After Three Weeks.**

Member(J)

Date:-21/12/2018.

aps.