

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

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

**Dated : 17th January 2019.
C.A. No. 538/2017.**

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

Ld. P.O. prays for time to file reply. Granted.

S.O. **21.1.2019** as a last chance for filing reply to the C.A.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.491/2017. (S.B.)

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

Dated : 17th January 2019.

Heard Shri R.M. Wasnik, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

The Ld. counsel for the applicant wants to withdraw the O.A. for this he has filed a pursis on 14.1.2019. In view thereof, he is allowed to withdraw the O.A. O.A. stands disposed of as withdrawn with no order as to costs.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.306/2018. (S.B.)

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

Dated : 17th January 2019.

None for the applicant. Shri H.K. Pande, the learned P.O. for the respondent No.1.

Await service to R. 2 and 3.

Notices are not yet received.

S.O. **two weeks.**

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.307/2018. (S.B.)

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

Dated : 17th January 2019.

None for the applicant. Shri H.K. Pande, the learned P.O. for the respondent No.1.

Await service to R. 2.

S.O. **two weeks.**

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.626/2018. (S.B.)

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

Dated : 17th January 2019.

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

Ld. P.O. has filed reply on behalf of R.3. It is taken on record. Ld. P.O. wants time to file reply of R.2.

S.O. three weeks.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.691/2018. (S.B.)

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

Dated : 17th January 2019.

Shri Mehta, Adv. Holding for
Shri A.S. Tiwari, the Ld. counsel for
the applicant and Shri H.K. Pande,
the learned P.O. for the respondents.

S.O. **three weeks** for filing reply
as a last chance.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.Nos.745 & 746 of 2018. (S.B.)

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

Dated : 17th January 2019.

Heard Shri Vicky Choudhari, Adv. holding for Shri A.I. Shah, the Ld. counsel for the applicants and Shri A.P. Potnis, the learned P.O. for the respondents.

ADMIT.

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

S.O. **in due course** for final hearing.

No rejoinder is filed by the applicant.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.825/2018

(S.B.)

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

Dated : 17th January 2019.

None for the applicant. Shri S.A. Sainis, the learned P.O. for the respondent No.1.

Await service to R. 2 to 4.

S.O. **four weeks.**

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.828/2018

(S.B.)

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

Dated : 17th January 2019.

Heard Shri A.S. Ambatkar, the
Ld. counsel for the applicant and Shri
S.A. Sainis, the learned P.O. for the
respondent No.1.

Await service to R. 2 to 4.

S.O. **three weeks** for filing
reply by Ld. P.O.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.974/2018

(S.B.)

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

Dated : 17th January 2019.

Heard Shri A.D. Patil, the Ld. counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

S.O. **three weeks** for filing reply by Ld. P.O.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.994/2018

(S.B.)

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

Dated : 17th January 2019.

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

S.O. **three weeks** for filing reply by Ld. P.O.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.995/2018

(S.B.)

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

Dated : 17th January 2019.

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

S.O. **three weeks** for filing reply by Ld. P.O.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.533/2018

(S.B.)

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

Dated : 17th January 2019.

Heard Shri Rajendra Singh Bajwa, Adv. holding for Shri N. Gautam, the Ld. counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents.

The Ld. P.O. has placed on record one order dated 5.1.2016 on the representation filed by the applicant. Copies of the said order of representation are at Exh. "X" and "X-1" respectively. From the said order Exh.X, it seems that the applicant has already been paid suspension allowance at the rate of 75% from 5.1.2016. The Ld. counsel for the applicant seeks time to take instructions from the applicant as well as to quote the rules under which he is claiming 100% suspension allowance.

S.O. one week.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.426/2017

(S.B.)

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

Dated : 17th January 2019.

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

The Ld. counsel for the applicant submits that he has been instructed by the applicant to withdraw the O.A. unconditionally and seeks permission accordingly. 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. 17.1.2019.

pdg.

O.A.No.734/2018. (S.B.)

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

Dated : 17th January 2019.

The applicant is present in person and his counsel is absent. Shri A.M. Ghogre, the learned P.O. for the respondents.

S.O. 18.1.2019.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No.542/2017. (S.B.)

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

Dated : 17th January 2019.

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

S.O. **one week** for filing reply as
a last chance.

Vice-Chairman(J)

Dt. 17.1.2019.

pdg.

O.A.No. 473/2017. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

Shri Manwatkar holding for Shri S.N.Gaikwad, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

The Id. P.O. submits the letter no. 15/2018/7381 dated 20-06-2018 by the Deputy Commissioner, Police Headquarter, Commissioner of Police, Nagpur City, Nagpur, by which the applicant had been appointed as Police Constable under V.J.-D. category and grievances of the applicant has been redressed. The O.A. has become infructuous.

The Id. counsel for the applicant pleads that his senior is busy with the Hon'ble High Court. At his request, **S.O. Tomorrow i.e. 18.01.2019.**

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 524/2013. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

C.P.No.18/2018:-

Shri S.U.Bhuyar, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the State and Shri H.D.Marathe, the Id. Counsel for the respondent nos. 1 to 4.

The Id. counsel for the respondent nos. 1 to 4 desires one week time to file reply, **S.O.**
one week.

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 480/2016. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

C.P.No.23/2018:-

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

The Id. counsel for the applicant filed
the chart of payment by Dean, Medical
Ayurvedic College and Hospital, Nagpur. He
submits that the other payments have been
done. However, gratuity and commutation of
pension have not been paid because of D.E..

Matter is kept for final hearing, **S.O.**
two weeks.

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 92/2009. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

C.P.No.47/2018:-

Shri S.Khandekar, the 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 and Id. P.O., **S.O. one week.**

**Member(J)
Date:-17/01/2019.
aps.**

Member(A)

O.A.No. 470/2018. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

C.P.No.01/2019:-

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

As per the Annexure-A-2, P.B., Pg. Nos. 14 & 15. It appears that respondents have decided the applicant's representation as per the order dated 12/10/2018. There is no question of any contempt. However, the Id. counsel for the applicant if so desires that applicant is aggrieved. He is at liberty to file a new O.A..

Hence, **C.P. stands disposed of with no order as to costs.**

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 893/2018. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

Shri S.G.Jagtap, the Id. Counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 to 4 and Ms.V.V.Tiwari, the Id. Counsel for the respondent nos. 5 to 8.

The Id. P.O. submits that he will file the reply along with the Annexure within a weeks time. **S.O. 25/01/2019.**

I.R. is continued till next date.

*Put up this matter along with the
O.A.No.932/2018.*

**Member(J)
Date:-17/01/2019.
aps.**

Member(A)

O.A.No. 932/2018. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

Shri S.C.Deshmukh, the Id. Counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 & 2 and Shri K.A.Mishra holding for Shri S.R.Bhongade, the Id. Counsel for the respondent nos. 3 to 6.

The Id. P.O. submits that in the last hearing on 07/01/2019, in para no. 3 following observations have been made:-

"3. The Id. P.O. submits that there is no candidate in the impugned order who had taken benefit of the G.R. No. ch/ h/ h/ 2001@1887@iz/ dz/64@01@16&c] fnukd 25@05@2004] at P.B., Pg. No. 81 (Anneuxure-R-2) in O.A.No.893/2018. However, the Id. Counsel for the applicant submits that there are two candidates who had taken benefits of the above same G.R. and he has pointed it in his Rejoinder."

The Id. P.O. seeks one week time to file objections raised by the Id. counsel for the applicant.

S.O. 25/01/2019.

*Put up this matter along with the
O.A.No.893/2018.*

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 561/2015. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

Heard Shri D.C.R.Mishra, the Id. Counsel for the applicant and Shri P.N.Warjurkar, the Id. P.O. for the respondents.

The Id. counsel for the applicant placed on record the disability certificate of the applicant at P.B., Pg. Nos. 15 & 22. The Id. counsel for the applicant submitted that the lower body of the applicant is paralysed, but he can move with the help of wheel chair and he can rendered his services to discharge the official table work.

In view of this, we feel that, it is suitable to refer the applicant to the Medical Board to seek opinion, whether the applicant has capacity to do official table work using his hand and brain?

The respondent nos. 1 & 2 is directed to issue letter to the Medical Board for the compliance of this order and make necessary arrangements also for the transportation of the applicant. The compliance of the order shall be done **within two months**.

S.O. two months.

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 13/2016. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

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

The Id. P.O. filed the affidavit-in-reply on behalf of the respondent no. 1. It is taken on record. Copy is served to the other side.

The Id. counsel for the applicant desires time to file Rejoinder. He further submits that before next date, he will file the Rejoinder and supply the same to the Id. P.O. At his request, **S.O. 31/01/2019.**

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 554/2018. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

Heard Shri P.S.Chawhan, the Id. Counsel for the applicant, Shri A.P.Potnis, the Id. P.O. for the respondent nos. 1 & 2 and Shri A.B.Mahajan, the Id. Counsel for the respondent no. 3.

Closed for orders.

**Member(J)
Date:-17/01/2019.
aps.**

Member(A)

O.A.No. 606/2012. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**

Dated : 17th January 2019.

Shri S.W.Sambre, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, S.O. one week. He further submits that the matter may be infructuous.

In view of this, **S.O. one week.**

Member(J)
Date:-17/01/2019.
aps.

Member(A)

O.A.No. 1025/2018. (D.B.)

**Coram: Shri Shree Bhagwan,
Member (A) and
Shri A.D.Karanjkar, Member(J)**
Dated : 17th January 2019.

Shri A.A.Dhawas, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State.

2. At the request of Id. counsel for the applicant, issue notices to the respondents.

3. Issue notice to R-2 to 4, 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(J)
Date:-17/01/2019.
aps.

Member(A)