

**O.A. No. 807/2016**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

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

It is stated that the matter has already been heard by the Single Judge Shri Karanjkar, Member (J) and it was kept for production of some documents. Therefore, this matter be kept before Shri Karanjkar, Member (J) after a week.

**S.O. one week.**

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

O.A. No.670 /2017

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

None for the applicants. Shri  
A.M. Ghogre, the learned P.O. for the  
respondents.

S.O. **one week** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No.178/2018**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

Shri R.V. Shiralkar, Ld. counsel  
for the applicant and Shri A.M.  
Ghogle, the learned P.O. for the  
respondents.

At the request of Ld. P.O., S.O.  
**two weeks** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No.226/2018**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

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

At the request of Ld. counsel for  
the applicant, S.O. **one week** for filing  
amendment application.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No.345/2018**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

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

At the request of Ld. P.O., S.O. **two weeks** for filing reply as a last chance.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

O.A. No.594/2018

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

None for the applicant. Shri A.M. Ghogre, the learned P.O. for the respondent Nos.1 and 2. None for R. 3 and 4.

At the request of Ld. P.O., S.O. **two weeks** for filing reply as a most last chance, subject to understanding that if reply is not filed, matter will be taken for consideration on the next date.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No.726/2018**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

None for the applicant. Shri A.M. Ghogre, the learned P.O. for the respondents 1 to 3 & 5. Shri N.D. Thombre, Adv. for R.9. None for R. 4 and 6 to 8.

At the request of Ld. P.O., S.O.

**20.11.2018.**

Put up with O.A. No. 424/2018.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No. 770/2018**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

Shri S.M. Gaikwad, Adv. holding  
for Shri S.D. Khati, the Ld. counsel for  
the applicant and Shri S.A. Deo, the  
learned C.P.O. for the respondents.

At the request of Ld. CPO, S.O.  
**three weeks** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.



O.A. No. 771/2018

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

Shri S.M. Gaikwad, Adv. holding  
for Shri S.D. Khati, the Ld. counsel for  
the applicant and Shri S.A. Deo, the  
learned C.P.O. for the respondents.

At the request of Ld. CPO, S.O.  
**three weeks** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

O.A. No. 837/2018

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

At the request of Ld. PO, S.O. **three weeks** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

O.A. No. 838/2018

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

Shri S.S. Sirsat, the Ld. counsel for the applicant and Shri H.K. Pande, the learned P.O. for the respondents.

The Ld. counsel for the applicant submits that the respondent Nos. 2 to 5 have been served.

Ld. P.O. seeks time to seek instructions in the matter and to file reply on behalf of the respondents.

At the request of Ld. P.O., S.O. **two weeks** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

O.A. No. 880/2018

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

There is a leave note from Shri Bharat Kulkarni, the Ld. counsel for the applicant. Shri A.P. Potnis, the learned P.O. for the respondents.

At the request of Ld. P.O., S.O. **two weeks** for filing reply.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No. 882/2018**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

Shri S.N. Gaikwad, the Ld. counsel for the applicant and Shri AM. Ghogre, the learned P.O. for respondents 1 to 3. None for R.4.

The Ld. counsel for the applicant submits that in view of observations made in the order dated 6.11.2018, the applicant has preferred representation on the very day to the Superintending Engineer, Vigilance Cell, Nagpur (R.2) and the O.A. can be disposed of with directions to decide the said representation within a stipulated period. Ld. P.O. submits that he will take instructions from the Superintending Engineer, Vigilance Cell, Nagpur (R.2) in this regard as to within how many days representation can be decided.

At his request, S.O. **22.11.2018.**

Vice-Chairman(J)

Dt. 19.11.2018.  
pdg.

O.A. No.102 /2015

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Ld. P.O. has placed on record copies of the G.Rs dated 15.6.2015 and 19.4.2011. They are taken on record and marked as "X-1" and "X-1" for the purpose of identification. Copies shall be served to the other side.

Since nobody is present for the applicant, matter be kept on **22.11.2018.**

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

**O.A. No.228/2015**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

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

It seems that on last 2-3 occasions also, nobody had present for the applicant. Reply has already been filed. Hence, the matter be kept for final hearing on Monday, even if applicant remains absent.

**S.O. 26.11.2018.**

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.

O.A. No. 323/2015

(S.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The applicant is claiming salary from August 2014 to February 2015. He is also claiming GPF, GPS and gratuity alongwith provisional pension. The Ld. P.O. submits that the provisional pension has been paid to the applicant. Similarly, the amount of GPF has been paid to him. But the GIS amount from August 2014 is not paid, as the departmental enquiry is contemplated against the applicant. Since nobody is present for the applicant today, matter be kept on **20.11.2018** for passing necessary orders.

**S.O. 20.11.2018.**

Vice-Chairman(J)

Dt. 19.11.2018

pdg.



**O.A. No. 591/2015**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Ld. P.O. submits that matter was heard on the last date by Shri Karanjkar, Member (J) and it was closed only for making some queries. Matter, therefore, seems to be part heard and, therefore, same may be removed from this file and it be kept before Shri Karanjkar, Member (J) on the next date.

Vice-Chairman(J)

Dt. 19.11.2018

pdg.

**O.A. No.567 /2017**

**(S.B.)**

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

**Dated : 19<sup>th</sup> November 2018.**

**C.A.No. 09/2018.**

None for the applicant. Shri A.M. Ghogre, the learned P.O. for the respondents 1 and 2. Shri D.M. Kakani, Adv. for R.5. None for R. 3 and 4.

S.O. **26.11.2018** for final hearing.

Vice-Chairman(J)

Dt. 19.11.2018.

pdg.



O.A. No. 315/2016. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

Shri M.V.Mohokar, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 to 3. None for the respondent no. 4.

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

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**

O.A. No. 845/2016. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Id. counsel for the applicant submits that he will file the Rejoinder today itself. At his request, **S.O. two weeks.**

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**

O.A. No. 464/2018. (D.B.)

**Coram: Shri Shree Bhagwan,  
Member (A) and  
Shri A.D.Karanjkar, Member(J)  
Dated : 19<sup>th</sup> November 2018.**

Shri T.Parmar, the Id. counsel for the applicant and Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 & 2. None for the respondent no. 3.

The Id. counsel for the applicant wants to file Rejoinder.

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

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

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 329/2016. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Id. P.O. seeks two weeks. At his request, **S.O. two weeks for Reply.**

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 259/2016. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The matter is **admitted** and kept for  
final hearing in due course of time. **S.O. due  
course.**

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**



O.A. No. 769/2016. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Id. counsel for the applicant has filed pursis dated 19/11/2018 duly signed by the applicant. He has also attached copy of appeal order decided by the State Government.

In view of this, O.A. become infructuous. The Id. counsel for the applicant wants to withdraw the O.A. He is permitted for the same. Hence the O.A. is disposed of as withdrawn with no order as to costs.

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 585/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

None for the applicant. Shri P.N.Warjurkar, the Id. P.O. for the State. Shri N.D.Thombre, the Id. counsel for the respondent no. 4. Await service of respondent nos. 2 & 3.

The Id. P.O. seeks three weeks time to file reply. At his request, **S.O. three weeks.**

*Put up this matter with O.A.  
No.586/2018.*

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 586/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

None for the applicant. Shri P.N.Warjurkar, the Id. P.O. for the State. Await service of respondent nos. 2 & 3.

The Id. P.O. seeks three weeks time to file reply. At his request, **S.O. three weeks.**

*Put up this matter with O.A.  
No.585/2018.*

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 555/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

None for the applicant. Shri A.M.Khadatkar, the Id. P.O. for the respondent nos. 1 to 3. None for the respondent nos. 4 & 5.

The Id. P.O. seeks one week time to file reply. At his request, **S.O. one week.**

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 434/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Id. P.O. submits that his reply is ready but because of some Annexure he seeks one week time to file reply. After filing reply, the Id. P.O. is ready to supply the reply to the Id. counsel for the applicant and the Id. counsel for the applicant is seeking two weeks time to file Rejoinder.

**S.O. three weeks.**

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**

O.A. No. 274/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Id. counsel for the applicant also  
suppose to file Rejoinder. The Id. C.P.O. seeks  
three weeks time to file reply. At his request,  
**S.O. three weeks.**

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**

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

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

**Dated : 19<sup>th</sup> November 2018.**

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

The matter is heard on 16/11/2018 in Diwali Vacation also. The matter was listed today as high on board. The Id. Counsel for the applicant has pleaded for interim relief. The Id. P.O. has yet to file reply.

In view of this, as per the relief prayer clause in para no. 11.1, the stay is granted for promotion to the respondent nos. 5, 6, 7 and 8 till filing of the reply. The matter will be heard after two weeks. S.O. 14/12/2018, till that time, if reply is not filed, the matter will be heard on merit.

**S.O. 14/12/2018.**

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 516/2017. (D.B.)

**Coram: Shri Shree Bhagwan,**  
**Member (A) and**  
**Shri A.D.Karanjkar, Member(J)**  
**Dated : 19<sup>th</sup> November 2018.**

Shri D.S.Sawarkar, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents in detailed.

It appears that during the course of the O.A., the applicant has completed five years of services on 01/03/2018. The Id. Counsel for the applicant has pleaded the case of applicant for promotion on vacant posts. The respondents are directed to take necessary action as per G.A.D. G.R. bearing no. , I vkj 0gh&i zcz199@07@12 dated 17/11/2007 **within three months** from the date of this order considering the case of the applicant on merits as per the Rules and consider the applicant's request accordingly. The Id. Counsel for the applicant has placed on record pursis dated 19/11/2018 and he has relied upon three citations which are as follows:-

1. Malik Mazhar Sultan and Ors. Vs. Uttar Pradesh Public Service Commission and Ors. (2010) 15 Supreme Court Cases 184.



2. Badrinath Vs. Govt. Of Tamil Nadu and Ors. (2000) 8 Supreme Court Cases 395.
3. A.K.Chatterjee and Ors. Vs. Union of India & Ors.-AIR 1991 Supreme Court 996.

**Hence, the O.A. is disposed of with no order as to costs.**

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 851/2011. (D.B.)

**Coram: Shri Shree Bhagwan,  
Member (A) and  
Shri A.D.Karanjkar, Member(J)  
Dated : 19<sup>th</sup> November 2018.**

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

The Id. P.O. submits that since the  
applicant has never been promoted to the  
higher post, as such he is not entitled for grant  
of deemed date.

In view of this, **the O.A. is disposed of  
as dismissed in default.**

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 110/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

The Id. P.O. submits the reply for the respondent no. 4. It is taken on record. He further submits that he will serve the copy to the other side.

The Id. P.O. further submits that he will file the reply for the respondent no. 2 within two weeks. At his request, **S.O. two weeks.**

**Member(J)**  
**Date:-19/11/2018.**  
aps.

**Member(A)**

O.A. No. 391/2018. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

Shri C.N.Funde, the Id. counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents.

The Id. P.O. has placed Government order no. tk-dic&5@lj; kf; d@ @2018] dated 04/09/2018, letter from Deputy Director, Public Health Nagpur Circle, Nagpur. By which, it appears that the applicant's services has extended upto the age of 60 yrs. as per the G.R. No. I dkfu&1518@i zdz168@I dk&2] dated 29/08/2018.

In view of this, the applicant's grievances have been redressed. The O.A. has become infructuous.

**Hence the O.A. is disposed of with no order as to costs.**

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**

O.A. No. 714/2011. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

In the last hearing on 26/10/2018 specific directions was given to the Id. P.O. :-  
*"Submit statement on affidavit as to whether the applicant nos. 1 & 2 participated in the subsequent recruitment process for the post of Police Constable and if yes, when and where they were selected or not?"*

However, the Id. P.O. submits that he is yet to get instructions from the department. He needs more two weeks time to get instructions. **S.O. two weeks as a last chance.**

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**

O.A. No. 590/2017. (D.B.)

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

**Dated : 19<sup>th</sup> November 2018.**

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

In order dated 25/10/2018, the Id. P.O. was asked to clarify certain points. He seeks two weeks time to file affidavit-in-reply. Still he didn't get the instructions from the department.

**S.O. two weeks as a last chance.**

***The matter is treated as P.H.***

**Member(J)  
Date:-19/11/2018.  
aps.**

**Member(A)**