

**O.A.No. 445/2015**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Heard Mrs. Jogi, Adv. holding for Shri N.B. Bargat, learned counsel for the applicant and Shri A.M. Ghogre. P.O. for the Respondents 1,2,3 & 5. None for R.4.

**ADMIT.**

Shri A.M. Ghogre. P.O. waives notice for the Respondents 1,2,3 & 5.

At the request of learned counsel for the applicant, **S.O. four weeks.**

**Member (J)**

**O.A.No. 446/2015**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Heard Mrs. Jogi, Adv. holding for Shri N.B. Bargat, learned counsel for the applicant and Shri A.M. Ghogre. P.O. for the Respondents 1,2,3 & 5. Adv. Shri B.N. Jaipurkar, for R.4.

**ADMIT.**

Shri A.M. Ghogre. P.O. waives notice for the Respondents 1,2,3 & 5.

At the request of learned counsel for the applicant, **S.O. four weeks.**

**Member (J)**

**O.A.No. 447/2015**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Heard Mrs. Jogi, Adv. holding for Shri N.B. Bargat, learned counsel for the applicant and Shri A.M. Ghogre. P.O. for the Respondents 1,2,3 & 5. Adv. Shri B.N. Jaipurkar, for R.4.

**ADMIT.**

Shri A.M. Ghogre. P.O. waives notice for the Respondents 1,2,3 & 5.

At the request of learned counsel for the applicant, **S.O. four weeks.**

**Member (J)**

pdg

**O.A. No. 333/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Smt. K.N. Saboo, learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the Respondents.

At the request of learned counsel for the applicant, **S.O. three weeks.**

**Member (J)**

pdg

**O.A. No. 01/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri M.V. Mohokar, learned counsel for the applicant and Shri S.A. Deo, learned C.P.O. for the Respondents.

The learned counsel for the applicant filed additional affidavit. It is taken on record. Copy supplied to the learned P.O. He has also filed a copy of G.R. dated 6.8.2016.

Learned P.O. wants to take instructions.

**S.O. one week.**

**Member (J)**

pdg

**O.A. No. 548/2015.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Heard Shri S.P. Palshikar,  
learned counsel for the applicant and  
Shri A.M. Ghogre, learned P.O. for  
the Respondents.

Closed for orders.

**Member (J)**

pdg

**O.A. No.751 /2015.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri M.R. Khan, learned counsel for the applicant and Shri S.A. Deo, learned C.P.O. for the Respondents.

The learned P.O. submits that the applicant's appointment was not continued after one year. He was not given appointment for a further period and there was no question to pay the salary.

Hence, **S.O. four weeks** for disposal at the request of learned counsel for the applicant.

**Member (J)**

pdg

**O.A. No.402/2014.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

**R.A. No.03/2016.**

Shri S.R. Renu, learned counsel for the applicant (original respondent No.2 i.e. C.E.O., Z.P. Amravati) and Shri S.P. Palshikar, learned counsel for the original applicant and Shri M.I. Khan, learned P.O. for original respondent Nos. 2 & 3.

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

**Member (J)**



**O.A. No.260/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

**C.A. No.377/2016.**

Heard Shri A.J. Dhoble, Adv. holding for Shri P.S. Parsodkar, learned counsel for the applicant and Shri H.K. Pande, learned P.O. for the respondents.

Since the fate of the C.A. based on the decision in the O.A. and now reply is also filed. As such, O.A. can be decided at an earliest. Hence, the C.A. is disposed of as the contention can be decided in the O.A.

**O.A. No.260/2014.**

The learned P.O. has filed reply of R. 2 and 3. It is taken on record and a copy thereof is supplied to the learned counsel for the applicant.

**ADMIT.**

Shri H.K. Pande, learned P.O. for the respondents.

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

**Member (J)**

**O.A.No. 158/2016**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri M. I. Dhattrak, learned counsel for the applicants and Shri P.N. Warjekar, learned P.O. for the Respondents.

Peremptory chance was granted to the learned P.O. to file reply. But no reply is filed. It is made clear that if reply is not filed, heavy cost will be saddled.

At the request of learned P.O.,  
**S.O. 30.9.2016.**

**Member (J)**

pdg

**O.A.No. 378, 379, 380 and 381 of 2016**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri Bharat Kulkarni, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the Respondents.

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

**Member (J)**

pdg

**O.A. No. 625,626,627 & 628 of 2015.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

None for the applicants. Smt.  
S.V. Kolhe, learned P.O. for the  
Respondents 1 & 2. Shri P.S.  
Sadavarte, Adv. for R.3.

Earlier on two days, none appeared for the applicants. Today the matter was listed for disposal. Despite this, none appeared.

S.O. **three weeks for dismissal.**

**Member (J)**

pdg

**O.A. No. 419/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri N.D. Thombre, learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the Respondents.

The learned P.O. has filed reply of R.4 i.e. Civil Surgeon, General Hospital, Amravati. It is taken on record and a copy thereof is supplied to the learned counsel for the applicant. He wants to go through the same.

At the request of the learned counsel for the applicant, S.O. **four weeks.**

**Member (J)**

pdg

**O.A. No. 70/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Heard Shri S.P. Palshsikar, learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for the Respondents.

**ADMIT.**

Shri A.M. Ghogre, learned P.O. waive notice for the Respondents.

S.O. **six weeks.**

**Member (J)**

pdg

**O.A. No. 264/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri Bharat Kulkarni, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the Respondents.

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

**Member (J)**

pdg

**O.A. No. 515/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Mrs. Dhengale, Adv. holding for  
Shri S.S. Dhengale, learned counsel  
for the applicant and Shri A.M.



Khadatkar, learned P.O. for the Respondents.

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

**Member (J)**

pdg

**O.A. No. 190,191,192,193 & 194 of 2010.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

None for the applicant. Shri M.I. Khan, learned P.O. for the Respondents.

At the request of learned P.O., S.O. **three weeks for disposal.**

**Member (J)**

**O.A. No. 563/2015.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri S.N. Gaikwad, learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for the Respondents.

At the request of learned counsel for the applicant, S.O. **three weeks.**

**Member (J)**

**O.A. No. 595/2016.**

**Coram : S.S. Hingne, M (J).**

**Dated : 2<sup>nd</sup> September 2016.**

Shri S.P. Palshikar, learned counsel for the applicant and Shri S.A. Deo, learned C.P.O. for the Respondents.

The learned counsel for the applicant filed pursis alongwith citation and the G.R. Copies are served to the learned C.P.O. During the course of hearing, learned C.P.O. submits that there is no proposal and approval. Contrary is the contention of the learned C.P.O. He submits that there is a stipulation in the impugned order that the provisions of Section 4 of the Maharashtra Government Servants Regulation of Transfer and Prevention of Delay in Discharge of Official Duties Act, 2005 (hereinafter referred to as, "Transfer Act") are complied with, which order pertains to 10 officers throughout the State of Maharashtra. Under such

circumstances, it is desirable to given an opportunity to the learned P.O. to produce the record, as the earlier O.A. was filed on 12.8.2016. Since then being adjourned for one reason or the other.

**S.O. 7.9.2016.**

**Member (J)**

O.A.No. 522/2015

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri M.V. Mohokar, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for R-1&2. None for R-3&4.

At the request of learned counsel for the applicant, **S.O. four weeks**.

**Member (J)**

dnk.

O.A.No. 565/2013

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri S.P. Palshikar, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

At the request of learned counsel for the applicant, **S.O. four weeks.**

**Member (J)**

dnk.

O.A.No. 222/2013

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri S.P. Palshikar, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

At the request of learned counsel for the applicant, **S.O. four weeks.**

**Member (J)**

dnk.

O.A.No. 88/2012



Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri J.L. Bhoot, Id. counsel for the applicant and Smt. M.A. Barabde, Id. P.O. for the Respts.

At the request of learned counsel for the applicant, **S.O. three weeks.**

**Member (J)**

dnk.

O.A.No. 271/2016

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri A.R. Bhole, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the Respts.

At the request of learned counsel for the applicant, **S.O. one week.**

**Member (J)**

dnk.

O.A.No. 473/2009 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri A.C. Dharmadhikari, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel

for the applicant and Shri M.I. Khan, Id.  
P.O. for the Respts.

At the request of learned counsel for  
the applicant, **S.O. three weeks.**

**Member (J)**

dnk.

C.A. 401/16 in O.A.No. 403/2015 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Heard Smt. K.N. Saboo, Id. Counsel  
for the applicant and Smt. M.A. Barabde,  
Id. P.O. for R-1 to 3. Shri D.M. Khandait,

Adv. holding for Shri S.A.Marathe, Ld. Adv. for R/4.

The learned counsel for the applicant filed the pursis dated 2-9-2016 (P-101) mentioning that the applicant is promoted and the O.A. has become infructuous. As such the O.A. is disposed of as the grievance of the applicant stands redressed.

In view of above, the C.A. also stands disposed of.

**Member (J)**

dnk.

O.A.432/2015 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

None for the applicant. Shri M.I. Khan, Id. P.O. for the Respts.

Put up before Division Bench when available.

**Member (J)**

dnk.

O.A.106/2016 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

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

At the request of learned P.O.,S.O. four weeks for reply by way of peremptory chance.

**Member (J)**

dnk.

O.A.123/2016 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

None for the applicant. Shri Pande,  
Id. P.O. for the Respts.

At the request of learned P.O.,S.O.  
six weeks for reply.

**Member (J)**

dnk.

O.A.351/2016 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri R. Karode, Id. Counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1 to 5. None for R-6.

At the request of learned P.O.,S.O. three weeks for reply by way of last chance.

**Member (J)**

O.A.526/2016 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

Shri A. Girdekar, Id. Counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. the Respts.

At the request of learned P.O.,S.O. three weeks for reply.

**Member (J)**

dnk.



O.A.53/2009 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

None for the applicant. Shri Pande,  
Id. P.O. the R-1 to 3. None for R-4&5.

S.O.

**Member (J)**

dnk.

O.A.533/2009 with C.A.64/2010 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

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

Put up before Division Bench when available.

**Member (J)**

dnk.

O.A.593/2009 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

None for the applicant. Shri Pande,  
Id. P.O. for the Respts.

Put up before Division Bench when  
available.

**Member (J)**

dnk.

O.A.671/2009 (D.B.)

Coram : Hon. Shri S.S. Hingne, M (J).

Dated : 02.09.2016.

None for the applicant. Shri Khadatkar, Id. P.O. for R-1 to 3 and Shri A.D. Girdekar, Id. Counsel for R-4.

S.O.

**Member (J)**

dnk.

**O.A.No. 575/2016**

**Coram:- Hon'ble Shri S.S.Hingne,  
Member (J).**

**Dated: - 02 / 09 / 2016.**

**ORDER -**

Heard Shri S.A. Mohta,  
Id. counsel for the applicant and Shri  
M.I. Khan, Id. P.O. for R-1,3 to 5.  
Await service of notice to R-2.

2. The applicant is working  
as P.S.I. being promoted on  
temporary Ad-hoc basis vide order  
dated 7-11-2015 (A-4,P-46) for a  
period of two months extended  
thereafter and now according to the  
learned counsel for the applicant the  
period of appointment is till 2-9-  
2016 only. He seeks continuation on  
the post.

3. According to the learned P.O., the 45 vacancies were available in the Buldhana district for promotion. In all, 66 persons have applied and the applicant's name in the seniority list is at Sr. No. 51. Consequently, his name was not recommended by the Special IGP, Amravati (R/5) for Ad-hoc appointment. The learned P.O. submits that the Superintendent of Police, Buldhana (R/3) has issued the order of applicant which is not proper, legal and valid and therefore the applicant cannot be continued.

4. At this stage, it does not assume significance whether the S.P. , Buldhana was competent or not to issue order. Any how fact remains that the applicant is working on that post. The learned counsel

for the applicant submits that in W.P.Nos.8843/2014, 10877/2014 and 8919/2014 relying on statement of the Spl. Counsel appearing for respondent/state, the Hon'ble High Court has continued the temporary ad-hoc posts subject to the further orders passed by the Court. The above order is passed in the said W.Ps. and several applicants had approached before the Hon'ble High Court. In the case in hand, only one applicant is there. As such, the applicant be continued till other likely situated employees are continued on temporary ad-hoc basis as P.S.I.

5. **S.O. three weeks.**

**Member (J)**

