

**O.A. No. 409/2017**

**(S.B.)**

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

**Dated : 5<sup>th</sup> December 2018.**

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

On perusal of the interim order, it seems that the disciplinary authority stopped one increment of the applicant for a temporary period. What shall be temporary period is not mentioned in the order. Therefore, Ld. P.O. is directed to seek necessary instructions whether the temporary period was for only one year or otherwise.

**S.O. one week.**

**Member (J)**

Dt. 5.12.2018.

pdg.

O.A. No. 927/2017

(S.B.)

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

**Dated : 5<sup>th</sup> December 2018.**

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

S.O. **after vacation.**

Member (J)

**Lateron**

Shri P.P. Kotwal, the learned counsel for the applicant appeared and requested that the applicant has urgency. Therefore, the matter be kept for hearing in the next week.

In the interest of justice, mater be kept for hearing on Monday i.e. on **10.12.2018.**

Member (J)

Dt. 5.12.2018.

pdg.

O.A.No. 335/2011. (D.B.)

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

**Dated : 05<sup>th</sup> December 2018.**

Shri R.S.Khemuka holding for Shri N.R.Tekade, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondent nos. 1 to 3. None for the respondent no. 4.

As per the request of Id. counsel for the applicant, **S.O. next week.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

O.A.St.No. 1688/2018. (D.B.)

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

**Dated : 05<sup>th</sup> December 2018.**

**C.A.No.280/2018:-**

Shri M.V.Bute, the Id. counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State. Await service of respondent no. 2.

As per the request of Id. counsel for the applicant, **S.O. After Vacation for filing service affidavit.**

**Member(J)  
Date:-05/12/2018.  
aps.**

**Member(A)**

O.A.No. 149/2017. (D.B.)

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

**Dated : 05<sup>th</sup> December 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 & 2. None for the respondent nos. 3 to 5.

The Id. P.O. has to file the reply on the amended part of the O.A.. He will file the reply and give the copy of the same to the other side in advance. The Id. counsel for the applicant is directed to file the Rejoinder, if any.

As per the request of Id. P.O., **S.O.**  
**Friday i.e. 07/12/2018.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

O.A.No. 214/2018. (D.B.)

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

**Dated : 05<sup>th</sup> December 2018.**

Shri S.P.Chavhan holding for Shri A.B.Mahajan, the Id. counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the Respondent nos. 1 to 3 and Ms. M.S.Deshpande holding for Shri R.G.Kavimandan, the Id. counsel for the respondent no. 4. None for the respondent no. 5.

The Id. P.O. submits that he has already filed the reply of M.P.S.C.. Hence the matter is **admitted.**

The Id. P.O. waives the notices for the respondent nos. 1 to 3.

**S.O. 04/01/2019.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

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

**Coram: Shri Shree Bhagwan,  
Member (A) and  
Shri A.D.Karanjkar, Member(J)**  
**Dated : 05<sup>th</sup> December 2018.**

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

The Id. P.O. submits that he will file the  
reply. At his request, **S.O. After Winter  
Vacation.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

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

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

**Dated : 05<sup>th</sup> December 2018.**

Shri Sudame, the Id. counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the Respondents.

2. Issue notice to newly added party i.e. R-8, returnable on two weeks. 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. two weeks.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

O.A.No. 701/2018. (D.B.)

**Coram: Shri Shree Bhagwan,  
Member (A) and  
Shri A.D.Karanjkar, Member(J)  
Dated : 05<sup>th</sup> December 2018.**

Shri G.G.Bade, the Id. counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State. None for the respondent nos. 3 & 4. Await service of respondent no. 2.

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

Member(J)  
Date:-05/12/2018.  
aps.

Member(A)

O.A.No. 786/2018. (D.B.)

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

Dated : 05<sup>th</sup> December 2018.

C.A.No.293/2018:-

Leave note of the applicant's counsel.  
Shri H.K.Pande, the Id. P.O. for the State. Await  
service of respondent nos. 2 to 22.

**S.O. after winter vacation.**

*Put the matter after filing service  
affidavit.*

Member(J)  
Date:-05/12/2018.  
aps.

Member(A)

**O.A.No. 961/2018. (D.B.)**

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

**Dated : 05<sup>th</sup> December 2018.**

Shri S.G.Karmarkar, the Id. counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the State.

2. The Id. C.P.O. wants to collect the information from the Department about the promotion which is at P.B., Pg. No. 47 & 48 (both inclusive) by the Commissioner, Animal Husbandry, Maharashtra State, Pune, dated 01/12/2018.

3. Issue notice to R-2 to 7, returnable on four weeks. Learned C.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. four weeks.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

O.A.No. 310/2017. (D.B.)

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

**Dated : 05<sup>th</sup> December 2018.**

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

At the request of Id. P.O., **S.O.**  
**Tomorrow i.e. 06/12/2018.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

**O.A.No. 677/2017. (D.B.)**

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

**Dated : 05<sup>th</sup> December 2018.**

None for the applicant. Shri A.M.Ghogre, the Id. P.O. for the Respondent nos. 1 & 2. None for the respondent nos. 3 & 4.

In order dated 28/11/2018, the Id. counsel for the applicant has pleaded for one week time to go through all the G.Rs.. At the same time the case of the applicant is pending before the Session Court. He was also advised to take instructions from the applicant regarding the stage of the case.

**S.O. After Winter Vacation.**

**Member(J)  
Date:-05/12/2018.  
aps.**

**Member(A)**

**O.A.Nos. 02 & 03/2013. (D.B.)**

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

**Dated : 05<sup>th</sup> December 2018.**

Heard Shri D.T.Shinde, the Id. counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the Respondent nos. 1 to 3. None for the respondent nos. 4, 5 & 7.

The matter relates to the benefits of vk'okl hr i xrh ; ktuk to Helpers Cadre in the office of Deputy Director, Ground Water Survey Development Agency. Their vk'okl hr i xrh ; ktuk from Helper post to Righmen post.

There is a dispute about the pay scale given. As per the Id. counsel for the applicant, Helpers were drawing 200&3&230&5&255&fo-5&280- However, as per the Id. counsel for the applicant, after vk'okl hr i xrh ; ktuk they should have been given pay scale of 260&10&290&15&420&fo- 15&495- For this the Id. counsel for the applicant as well as the Id. P.O. are directed to file on record, explaining scale of 4<sup>th</sup> Pay Commission i.e. of 1986, 5<sup>th</sup> Pay Commission i.e. of 1996 & 6<sup>th</sup> Pay i.e. of 2006. The representation given by one Shri Arvind Shriram Ugale at P.B., Pg. No. 48 (Annexure-A-4), this shown that in 5<sup>th</sup> Pay Commission



after 12 yrs. of service the pay-scale was 3200-85-4900.

The Id. Counsel for the applicant is requested to submit the comparative chart of 4<sup>th</sup>, 5<sup>th</sup> & 6<sup>th</sup> Pay-Commission to corresponding pay scale i.e. of Helper 200&3&230&5&255&fo- 5&280 & Rigmen 260&10&290&15&420&fo- 15&495. On the same way the Id. P.O. is also directed to submit the comparative chart of 4<sup>th</sup>, 5<sup>th</sup> & 6<sup>th</sup> Pay-Commission.

As per the Id. Counsel for the applicant, the Id. P.O. may file explanation regarding the order dated 19/09/2014.

**To be treated as P.H.**

**Steno copy is granted.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

O.A.No. 807/2015. (D.B.)

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

**Dated : 05<sup>th</sup> December 2018.**

Smt. N.Thete holding for Shri S.Borkar,  
the Id. counsel for the applicant and Shri  
V.A.Kulkarni, the Id. P.O. for the Respondents.

The Id. Counsel for the applicant  
requested to keep the matter tomorrow. **S.O.**  
**Tomorrow i.e. 06/12/2018.**

**Member(J)**  
**Date:-05/12/2018.**  
aps.

**Member(A)**

**O.A.Nos.203,204&205/2014. (D.B.)**

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

**Dated : 05<sup>th</sup> December 2018.**

Shri G.G.Bade, the Id. counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the Respondents.

The Id. Counsel for the applicant seeks relief of direct recruitment and to absorb the applicant in the Revenue Department. However, as per the record, it is seen that as per the orders given by the Hon'ble Apex Court, G.A.D. has issued circular dated 19/11/2003 to make any recruitment by giving advertisement. Again the same was repeated by G.A.D. circular dated 25/08/2005. The Id. P.O. is requested to place on record both the copies.

**S.O. one week.**

**Member(J)  
Date:-05/12/2018.  
aps.**

**Member(A)**

O.A. No. 719/2017 **(SB)**

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

**Dated : 05.12.2018**

Ms. Divita Pasey, Id. counsel holding  
for Mrs. N. Jog, Id. counsel for the applicant  
and Shri M.I. Khan, Id. P.O. for the  
respondents.

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

**Member (J)**

dnk.

O.A. No.92/16 with C.As.552/17 & 331/18 **(SB)**

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

**Dated : 05.12.2018**

Shri P.S. Gawai, Id .counsel for the applicant, Shri M.I. Khan, Id .P.O. for R-2&3 and Shri R.V. Shiralkar, Id. counsel for R-1.

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

**Member (J)**

dnk.

O.A. St.No. 1842/18 **(SB)**

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

**Dated : 05.12.2018**

**C.A.329/18**

Shri R.S. Khemukar, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

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

**Member (J)**

dnk.

O.A. No. 502/2018 **(SB)**

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

**Dated : 05.12.2018**

Mrs. Nandini Thete, Id .counsel holding for Shri S. Borkar, Id. counsel for the

applicant and shri H.K. Pande, Id. P.O. for R-1&2. Await service of R-3&4.

2. The learned P.O. files reply of R-2. It is taken on record. Copy is served on the applicant.

**S.O. After Vacation.**

**Member (J)**

dnk.

O.A. Nos. 545,546 & 600 of 2018 **(SB)**

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

**Dated : 05.12.2018**

Shri N.D. Thombre, Id. counsel for the applicants, Shri A.M. Ghogre, Id. P.O. for R-1 to 4 and Shri R.S. Khobragade, Id. counsel for R-4.

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

**Member (J)**

dnk.

O.A. No. 781/2018 **(SB)**

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

**Dated** : **05.12.2018**

None for the applicant. Shri H.K. Pande, Id .P.O. for R-1.

Await service of R-2 to 5.

**S.O. two weeks.**



**Member (J)**

dnk.

O.A. No. 885/2018 **(SB)**

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

**Dated : 05.12.2018**

Shri S.M. Khan, Id. counsel for the applicant and Shri M.I. Khan, Id .P.O. for the respondents.

The learned counsel for the applicant submits that service affidavit has already been filed.

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

**Member (J)**

dnk.

O.A. No. 851/18 **(SB)**

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

**Dated : 05.12.2018**

Heard Shri S.M. Khan, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

2. The applicant has filed departmental appeal to challenge the impugned order. The department to decide the appeal within a period of three months.

3. In view of this, the O.A. stands disposed of with no order as to costs.

**Member (J)**

dnk.

O.A. No.936/2018 **(SB)**

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

**Dated : 05.12.2018**

Heard Shri U.K. Bisen, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State .

2. Issue notice to R-2 to 7, returnable in **two weeks**. Learned C.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. two weeks.**

**Member (J)**

dnk.

O.A. No. 948/2018 (SB)

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

**Dated : 05.12.2018**

Heard the applicant in person present and Shri S.A. Deo, Id. CPO for R-1.

2. The learned CPO has brought to my notice the order passed by the Single Bench in O.A.907/2018, that O.A. was filed by the present applicant and it was observed that the O.A. was premature as the final order in the departmental inquiry was not passed. It is submission of the applicant that in present matter he is claiming leave encashment benefit and it has nothing to do with the inquiry. The learned CPO is directed to file reply within a period of three weeks.

3. In the meantime, issue notice to R-2 to 4, returnable in **three weeks**. Learned C.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. three weeks.**

**Member (J)**

dnk.

O.A. No. 125/2017 **(SB)**

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

**Dated : 05.12.2018**

Shri S.M. Khan, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O.**  
**06/12/2018.**

**Member (J)**

dnk.

O.A. No. 927/2017 (SB)

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

**Dated : 05.12.2018**

None for the applicant.

Shri A.M. Khadatkar, Id .P.O. for the  
respondents.

**S.O. After Vacation.**

**Member (J)**

dnk.



