

O.A. St. No. 48/2017

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

**Dated : 22.03.2017.**

**C.A.07/2017 -**

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

At the request of Id. P.O., **S.O.**  
**29/03/2017** for filing reply to the C.A.

**Vice Chairman (J)**

dnk.

O.A. No. 84/2016

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

**Dated : 22.03.2017.**

Shri S.N. Gaikwad, 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.**  
**29/03/2017** for filing reply by way of last chance.

**Vice Chairman (J)**

dnk.

O.A. No. 305/2015

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

**Dated : 22.03.2017.**

Heard Shri M.R. Patil, Id. counsel  
for the applicant and Shri A.M. Ghogre,  
Id. P.O. for the respondents.

**Closed for orders.**

**Vice Chairman (J)**

dnk.

O.A. Nos. 378,379 & 380 of 2010

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

**Dated : 22.03.2017.**

The Clerk of Advocate Shri S. Borkar appears and submits that Advocate Shri Borkar, Id. counsel for the applicant is busy in the High Court and hence he prayed for time. Shri P.N. Warjurkar, Id. P.O. for the respondents.

**S.O. 23-03-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 825/2016

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

**Dated : 22.03.2017.**

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

Learned P.O. files reply on behalf of R-3. It is taken on record.

**S.O. 19-04-2017.**

**Lateron -**

Shri J.R. Kidilay, Id. counsel for the applicant appears and seeks further time.

**S.O.19-04-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 823/2016

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

**Dated : 22.03.2017.**

Shri N.R. Saboo, Id. counsel for  
the applicant and Smt. M.A. Barabde, Id.  
P.O. for the respondents.

At the request of Id. P.O., **S.O.**  
**12-4-2017** for filing reply.

**Vice Chairman (J)**

dnk.

O.A. No. 804/2016

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

**Dated : 22.03.2017.**

Shri G.C. Khond, Id. counsel for  
the applicant and Shri A.P. Potnis, Id.  
P.O. for the respondents.

At the request of Id. P.O., **S.O.**  
**19-4-2017** for filing reply.

**Vice Chairman (J)**

dnk.

O.A. No. 792/2016

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

**Dated : 22.03.2017.**

Shri S.S. Shingane, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the respondents.

The learned counsel for the applicant seeks permission to file application for condonation of delay.

At the request of learned counsel for the applicant, **S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.



O.A. No. 767/2016

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

**Dated : 22.03.2017.**

Shri N.R. Saboo, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1,2,4 & 5, Shri J.B. Kasat, Id. counsel for R-3 and none for R-6.

At the request of learned counsel for R-3, **S.O. 29/03/2017** for filing reply.

**Vice Chairman (J)**

dnk.

O.A. No. 828/2012

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

**Dated : 22.03.2017.**

Shri S.O. Ahmed, Id. counsel for  
the applicant and Shri P. N.Warjurkar, Id.  
P.O. for the Respts.

At the request of Id. counsel for the  
applicant, **S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 831/2012

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

**Dated : 22.03.2017.**

Shri M.R. Khan, Id. counsel for the applicant and Smt. Barabde, Id. P.O. for the Respts.

At the request of Id. counsel for the applicant, **S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 831/2012

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

**Dated : 22.03.2017.**

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

At the request of Id. counsel for the applicant, **S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 540/2016

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

**Dated : 22.03.2017.**

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

Learned P.O. files reply on behalf of R-2&3. It is taken on record. The copy of the same is given to the learned counsel for the applicant. Id. P.O. submits that reply of R-1 is not necessary.

The learned counsel for the applicant wants to go through the same and submits that he will file rejoinder, if necessary.

**S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 376/2016

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

**Dated : 22.03.2017.**

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

The learned P.O. files reply on behalf of R-1&2. It is taken on record. Copy of the same is given to the learned counsel for the applicant. Id. P.O. submits that reply of R-3&4 is not necessary.

Since the pleadings are complete, the matter is admitted and kept for final hearing with liberty to the applicant to file rejoinder, if necessary.

The learned P.O. waives notice for the respondents.

**S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 647/2015

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

**Dated : 22.03.2017.**

Shri G.K. Bhusari, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

The learned counsel for the applicant files service report of R-3 to 5. It is taken on record.

Learned P.O. files reply on behalf of R-4. It is taken on record. He seeks time to file reply on behalf of remaining respondents.

**S.O. 19-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 133/2012

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

**Dated : 22.03.2017.**

Ms. R.M. Padhye, Id. counsel holding for Shri R.D. Dharmadhikari, Id. counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for the respondents.

The learned counsel for the applicant submits that Shri R.D. Dharmadhikari, Id. counsel for the applicant is not available and hence she requests further time. At her request, **S.O. 5-4-2017.**

**Vice Chairman (J)**

dnk.



O.A. No. 844/2012

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

**Dated : 22.03.2017.**

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

It appears that on 1-12-2016 the matter was kept for hearing and at the request of Id. counsel the matter was adjourned by way of last chance. Thereafter, the matter was came up before board on 15-12-2016 and was kept After Vacation at the request of Id. counsel for the applicant. On 6-1-2017 the matter again came up for hearing and Shri G.K. Bhusari, Id. counsel holding for Shri M.V. Mohokar requested for time. Today also none appeared for the applicant. Therefore the matter is kept **for dismissal.**

**S.O. 3-4-2017.**

**Vice Chairman (J)**

dnk.

O.A. No. 361/2016

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

**Dated : 22.03.2017.**

Heard Shri Bharat Kulkarni, Id. counsel for the applicant and Smt. S.V. Kolhe, Id. P.O. for the respondents.

2. This application has been filed for getting various emoluments as per relief Clause no.8 of the O.A., which can be said to be pensionary benefits or retiral benefits. The affidavit-reply has already been filed.

3. On the last date, i.e., on 1-3-2017 the statement at Exh-X was filed giving the details of payment made to the applicant. Today also the learned P.O. files the statement showing the details of the payment made to the applicant which is marked at Exh.-X for the purposes of identification which gives the details of the payment of salary for the period from 18-06-1998 onwards and the payment of second time bound promotion.

4. The learned P.O. submits that the GIS amount has not been paid to the applicant as the applicant was absent for

a long period of 3140 days and therefore the subscription for GIS was not deducted regularly. She has further submitted that to regularize GIS subscription, it is necessary for applicant to cooperate with the department for depositing Rs.25,708/- and the said amount will be paid within six weeks as soon as the amount is deposited. The learned counsel for the applicant rightly admits that rest of the claim has been satisfied except GIS and that is why he is ready to deposit the amount towards subscription of GIS.

5. In view thereof, the O.A. stands disposed of with a following direction :-

6. The applicant is directed to deposit the subscription amount of GIS Rs.25,708/-. After depositing the said amount the respondents are directed to release the amount of GIS within six weeks from the date of deposit. No order as to costs.

**Vice Chairman (J)**

dnk.

O.A. No. 59/2017

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

**Dated : 22.03.2017.**

**C.A.29/2017**

Heard Shri N.R. Saboo, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1 to 3. None for R-4&5.

2. The application is for allowing the applicant to file joint application in the O.A. From the reasons stated in the application, it seems that as the cause of action and reliefs claimed by the applicants are similar, the C.A. is allowed. The applicants are allowed to sue jointly in O.A. The learned P.O. seeks time to file reply on behalf of R-1 to 3. None appeared for R-4&5. However R-4&5 have been served as seen from the endorsement.

At the request of learned P.O.,  
**S.O. 19-4-2017** for filing reply.

**Vice Chairman (J)**

dnk.

O.A. No. 17/2016

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

**Dated : 22.03.2017.**

**M.C.A.29/2017**

None for the applicant. Shri P.N. Warjurkar, Id. P.O. for R-1&2 and Ms. P. Rane, Id. counsel for R-3&4 (Intervener).

2. The Id. counsel for R-3&4 has filed the application for speaking to minutes. It is stated that R/3 did not file reply in the matter. However, reference has been made to respondent no.3 in stead of R-4. In various paragraphs of the Judgment delivered by this Tribunal as stated in the application the learned P.O. admits that the said mistakes are typographical mistakes and needs to be corrected. In view thereof the reference of R-3 in para-5 line 1 and 2, so also in para-5 (iii) and (iv) and in the last line of para-5 shall be deleted and in place of R-3, R-4 shall be read. Similarly, para-7 in the first line and 24 in the first line and para-24 (iii), the reference of R-3 shall be deleted and in place the R-4 shall be read.

3. As also in the operative portion in para-3,4 & 5 (P-10 & 11) the reference of R-3 shall be deleted and in stead it shall be read as R-4. Since the corrections are as the typographical mistakes, the Registrar is directed to make the necessary corrections accordingly and to issue the corrected copies to the parties if already supplied.

**Vice Chairman (J)**

dnk.

O.A. No. 580/2015

CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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None for the applicant . Shri S. Khadatkar, Id. P.O. for the respondents no. 1 and 2. None for R/4.

The applicant did not collect the Hamdast in respect of R/3 as per the order dtd. 1<sup>st</sup> March, 2017.

Put up the matter for passing necessary orders after two weeks.

S.O.12/4/2017

V.C. ( J )

Skt.

O.A. No. 244/2013

CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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Ms. N.S. Pathan, Id. counsel  
for the applicant and Smt. S.V.  
Kolhe, Id. P.O. for the respondents  
no. 1 to 3. None for R/4.

Ld. counsel for the applicant  
wants to file appropriate  
application before this Tribunal in  
view of the observations made by  
the Hon'ble High Court & in view of  
the fact that the application under  
Right to Information Act has been  
rejected. She seeks two weeks



time. Time granted.

S.O.12/4/2017

V.C. ( J )

Skt.

O.A. No. 182/2015

CORAM :J.D. Kulkarni: V.C. ( J )

DATE :22<sup>nd</sup> March, 2017.

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

The Id. counsel for the  
applicant seeks two weeks' time to  
file rejoinder. S.O.12/4/2017

V.C. (J)

Skt.

O.A. No. 08/2017

CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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Shri N.R. Saboo, Id. counsel  
for the applicant and Shri M.I.

Khan, Id. P.O. for the respondents  
no. 1 to 3.

Ld. P.O. seeks time to file  
reply-in-affidavit of R/1 to 3.

S.O.5/4/2017 as a last  
chance.

V.C. (J)

Skt.

O.A. No. 07/2017

CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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Shri N.R. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents no. 1 to 3. None for R/4

Ld. counsel for the applicant submits that he wants to delete R/5 and seeks permission for the same. As per his request, the applicant is allowed to delete R/5.

Ld. P.O. seeks time to file reply-in-affidavit of R/1 to 3.

S.O.5/4/2017 as a last chance.

V.C. ( J )

Skt.

O.A. No. 09/2017

CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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Shri N.R. Saboo, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents no. 1 to 3. None for R/4.

Ld. counsel for the applicant submits that he wants to delete R/5 and seeks permission for the same. As per his request, the applicant is allowed to delete R/5.

Ld. P.O. seeks time to file reply-in-affidavit of R/1 to 3

S.O.5/4/2017 as a last chance.

V.C. ( J )

Skt.

O.A. No. 149/2017

CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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None for the applicant.  
Shri A.M. Ghogare, Id. P.O. for the  
respondent No. R/1.

In fact the matter is circulated  
today for passing necessary  
orders. The applicant is claiming  
promotion on the post of Clerk-  
cum-Typist from the post of Peon.

Issue Notice to R/2,  
returnable on 19/4/2017.

Hamdast granted.

Ld. P.O. waives notice for R/1.

The Tribunal may take the case for final disposal at the admission stage and separate notice for final disposal shall not be issued.

Applicant is authorized and directed to serve on the Respondent intimation/ notice of date of hearing

duly authenticated by Registry, along with complete paper book of O.A.

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.

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 three weeks. Applicant is directed to file Affidavit of compliance of notice.

V.C. (J)

Skt.

O.A. No. 127/2017



CORAM :J.D. Kulkarni: V.C. ( J )  
DATE :22<sup>nd</sup> March, 2017.

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

Ld. P.O. files reply –in-  
affidavit of R/2. The same is taken  
on record and a copy thereof is  
given to the Id. counsel for the  
applicant.

The Id. counsel for the  
applicant seeks time to file  
rejoinder. S.O.5/4/2017

V.C. ( J )

Skt.

