

O.A. No. 767/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Heard Shri N.R. Saboo, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for R-1 to 5. None for R-6.

2. The learned P.O. files separate reply on behalf of R-4&5. Same are taken on record. Copies given to the Id. counsel for he applicant.

3. The applicant is the Medical Officer. In several cases it is held that the pay fixation which done earlier was wrong and the Medical Officers are entitled for the higher pay scales.

4. The recovery is sought vide communication dated 17-10-2016 (A-6, P-49) from the pension of the applicant of the amount which was paid by way of salary to the applicant.

5. The learned P.O. submits that the reply is not yet filed and the applicant has given the undertaking to recover the amount. However the aspect regarding the pay is now stands well decided and therefore it is held that the Medical

Officers are entitled for the higher pay scales and therefore based on that verdict the recovery cannot be done. As such, it is immaterial whether the applicant has given the undertaking. In this view of the matter, the Recovery is stayed pending the proceedings.

S.O. two weeks.

V.C.

dnk.

O.A. No. 05/2017

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Heard Shri A.D. Mohgaonkar, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1.

2. Issue notice to R-2 to 4, returnable in **Next week**. Learned P.O. waives notice for R-1.

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. The applicant a Medical Officer is transferred from C.P. Office, Nagpur to Daga (Women's) Hospital, Nagpur vide order dated 31-12-2016 (A-2,P-18). The learned counsel for the applicant submits that the order is issued to favour R/4.

8. The learned P.O. submits that the order is issued in compliance with the provisions of Section 4 (4) & 4 (5) of The Maharashtra Government Servants Regulation of Transfers and Prevention of Delay in Discharge of Official Duties Act, 2005 (In short 'Transfer Act'). He also submits that the applicant is working at the present post from 30th June,2013 and thus due for transfer.

9. It is a mid-term as well as mid tenure transfer. The learned counsel for the applicant submits that in view of the allegations made by him it cannot be said that the compliance is done in effect and spirit of the provisions of Section 4 (4) &

4 (5) of The Transfer Act. It is averred that the R/4 was transferred to Daga (Women's) Hospital, Nagpur somewhere in February, 2016 but did not join. Therefore, R/1 and R/3 have issued notices for termination of his services. It is also urged that the applicant is MBBS, whereas, R-4 is holding the DGO Diploma and therefore his services are required at Daga (Women's) Hospital, Nagpur. All these aspects are to be looked into by the department. However, fact remains that at least there is room to doubt about reasons of the approval. It is also alleged that the order is issued just to favour R/4 as he wants posting at the particular place and R/4 has managed to get the convenient posting.

10. In the above state of affairs, at this stage the status-quo as on today be maintained till next date.

11. **S.O. Next week.**

V.C.

dnk.

O.A. No. 479/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

None for the applicant. Shri M.I. Khan, Id. P.O. for the R-1&2. Await service of R-3.

Learned counsel for the applicant wants to file acknowledgement of R-3.

S.O. four weeks.

V.C.

dnk.

O.A. No. 638/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

None for the applicant. Shri M.I. Khan, Id. P.O. for the R-1. Await service of R-2&3.

The O.A. is filed in the month of Sept.,2016 but no steps are taken to serve R-2&3. With a view to afford one more opportunity, **S.O. four weeks.**

V.C.

dnk.

O.A. No. 644/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

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

The O.A. is filed in the month of Sept.,2016 but no steps are taken to serve R-1&2. With a view to afford one more opportunity, **S.O. four weeks.**

V.C.

dnk.

O.A. No. 21/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

None for the applicant. At the request of Shri S.A.Sainis, Id. P.O. for the Respts., S.O. four weeks for reply.

V.C.

dnk.

O.A. No. 287/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri G.C. Khond, Id. counsel holding for Shri G.N. Khanzode, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the Respts.

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

V.C.

dnk.

O.A. No. 289/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri N.R. Saboo, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for R-1 to 3. None for R-4.

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

V.C.

dnk.

O.A. No. 497/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

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

Ld. P.O. files reply on behalf of
R-4. It is taken on record. Copy is served
to the other side.

S.O. Next week.

V.C.

dnk.

O.A. No. 543/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

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

On the earlier date also none appeared for the applicant. With a view to afford one more opportunity, **S.O. four weeks.**

V.C.

dnk.

O.A. No. 670/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri Bharat Kulkarni, Id. counsel for the applicant, Shri A.M. Ghogre, Id. P.O. for R-1&2 and Shri V.G. Palshikar, Id. counsel for R-3&4.

At the request of Id. P.O. as well as Id .counsel for R-3&4, **S.O. four weeks for reply.**

V.C.

dnk.

O.A. No. 671/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri Bharat Kulkarni, Id. counsel
for the applicant and Shri A.M. Khadatkar,
Id. P.O. for the Respts.

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

V.C.

dnk.

O.A. No. 707/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri N.R. Saboo, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the Respts.

Ld. P.O. files communication dated 4-1-2017 (P-41) to the effect that the proposal for transfer the applicant to Nagpur is under consideration.

S.O. four weeks.

V.C.

dnk.

O.A. No. 730/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri S.M. Khan, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the Respts.

Ld. P.O. submits that the reply is ready but it is to be sworn. At his request, S.O. two weeks for reply.

V.C.

dnk.

O.A. No. 735/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

There is a leave note from Shri M.R. Rajgure, Id. counsel for the applicant.

At the request of Shri S.A. Sainis, Id. P.O., S.O. four weeks for reply.

V.C.

dnk.

O.A. No. 744/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri N.R. Saboo, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for R-1. None for R-2 to 5.

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

V.C.

dnk.

O.A. No. 592/2016 **(D.B.)**

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri G.K. Bhusari, Id. counsel for
the applicant and Shri P.N. Warjurkar, Id.
P.O. for the Respts.

S.O. two weeks.

V.C.

dnk.

O.A. No. 617/2013

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri J.C. Shukla, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the Respts nos. 1 to 3. None for R-4.

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

V.C.

dnk.

O.A. No. 557/2013

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

None for the applicants. Shri A.M.
Khadatkar, Id. P.O. for the Respts.

S.O.

V.C.

dnk.

O.A. No. 677/2013

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

None for the applicants. Shri A.M.
Khadatkar, Id. P.O. for the Respts.

S.O.

V.C.

dnk.

O.A. No. 349/2015

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

None for the applicants. Shri A.M.
Khadatkar, Id. P.O. for the Respts.

S.O.

V.C.

dnk.

O.A. No. 451/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri N.D. Thombre, Id. counsel for
the applicant and Shri A.M. Khadatkar, Id.
P.O. for the R-1 to 4. None for R-5&6.

S.O. 10-1-2017.

V.C.

dnk.

O.A. No. 494/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Heard Shri R.L. Khapre, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for R-1,2,4 & 5. None for R-3.

Closed for orders.

V.C.

dnk.

O.A. No. 828/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the R-1,3 &4. Await service of R-2.

At the request of Id. P.O., S.O. 11-1-2017 to make the record of approval available.

Put up along with O.A.784/16.

V.C.

dnk.

O.A. No. 828/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the R-1,3 &4. Await service of R-2.

At the request of Id. P.O., S.O. 11-1-2017 to make the record of approval available.

Put up along with O.A.784/16.

V.C.

dnk.

O.A. No. 784/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri R.V. Shiralkar, Id. counsel for
the applicant and Shri H.K. Pande, Id.
P.O. for the Respts.

S.O. 11-1-2017.

V.C.

dnk.

O.A. No. 505/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Shri S.D. Khati, Id. counsel for the
applicant and Shri A.M. Khadatkar, Id.
P.O. for the Respts.

S.O. Next week.

V.C.

dnk.

O.A. No. 506/2016

Coram : Hon. Shri S.S. Hingne, V.C.

Dated : 06.01.2017.

Heard Shri S.D. Khati, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the Respts.

The applicant has filed the Pursis dated 6-1-2017 (P-30) seeks permission to withdraw the O.A. with a request that he will make representation and same be considered in the general transfers of 2017. As such the O.A. is disposed of as withdrawn with a liberty to the applicant to make the representation seeking transfer at the desired places in the general transfers of 2017 and the respondents to consider his request in the light of G.R. dated 26-08-1993, according to law.

V.C.

dnk.

O.A. No. 630/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

There is a leave note from Shri Anand Deshpande, the learned counsel for the applicant. Shri A.M. Ghogre, learned P.O. for respondents 1 to 4. Shri T.U. Tathod, Adv. for R.5.

S.O. 10th January 2017.

Vice-
Chairman

Pdg

O.A. No. 126/2015

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri N.R. Saboo, the learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for respondents.

At the request of the learned counsel for the applicant, **Stand over.**

Vice-
Chairman

pdg

O.A. No. 189/2015

**Coram : S.S. Hingne, Vice-
Chairman**

Dated : 6th January 2017.

Shri N.R. Saboo, the learned counsel for the applicant and Shri A.M. Ghogre, learned P.O. for respondents.

At the request of the learned counsel for the applicant, **Stand over.**

Vice-
Chairman

pdg

O.A. No. 713/2015

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri R.V. Shiralkar, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for respondents 1 & 2. None for R.4. Shri N.R. Saboo, Adv. for R.3.

At the request of the learned counsel for R.3, **Stand over.**

Vice-
Chairman

pdg

O.A. No. 844/2012

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri G.K. Bhusari, Adv. holding for Shri M.V. Mohokar, the learned counsel for the applicant and Shri M.I. Khan, learned P.O. for respondents 1 and 2. None for R.3.

At the request of the learned counsel for the applicant, **Stand over.**

Vice-
Chairman

pdg

O.A. No. 71/2015.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri G.K. Bhusari, Adv. holding for Shri M.V. Mohokar, the learned counsel for the applicant and Shri M.I. Khan, learned P.O. for respondents 1 to 3. None for R.4.

At the request of the learned counsel for the applicant, **Stand over.**

Vice-
Chairman

pdg

O.A. No. 474/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Miss Aditi Pardhi, Adv. holding for Shri P.V.Thakre, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents.

At the request of the learned
counsel for the applicant, **S.O. 10th**
January 2017.

Vice-
Chairman

pdg

O.A. No. 500/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Miss Aditi Pardhi, Adv. holding for Shri P.V.Thakre, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents.

At the request of the learned counsel for the applicant, **S.O. 10th January 2017.**

Vice-
Chairman

pdg

O.A. (St.) No. 1150/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

C.A. No.293/2016.

There is a leave note from Shri S.P. Palshikar, the learned counsel for the applicants.

Heard Shri A.M. Ghogre, learned P.O. for the respondents.

Since both the applicants are delinquents in the enquiry, C.A. is allowed. It is made clear that no other point which is common to both the applicant will be allowed to be agitated.

O.A. (St.) No. 1150/2016

Heard both sides.

2. Issue notice to R. 2 to 4 returnable after service.

3. Shri A.M. Ghogre, learned P.O. waives notice for the respondent No.1. Hamdast granted.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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

6. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals (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 or 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 and notice.

Vice-
Chairman

Pdg

O.A. No. 530/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

1. Heard Shri V.B. Bhise, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondent No.1.
2. At the request of learned counsel for the applicant, issue fresh notice to R. 2 & 3 returnable after service.

3. Smt. S.V. Kolhe, learned P.O. waive notice for the respondent No.1. Hamdast granted.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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

6. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals (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 or 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 and notice.

Vice-

Chairman

Pdg

O.A. No. 374/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri Nitin Autkar, the 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. **four weeks for reply.**

Vice-
Chairman

Pdg

O.A. No. 561/2016

**Coram : S.S. Hingne, Vice-
Chairman**

Dated : 6th January 2017.

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

Stand over.

Vice-
Chairman

Pdg

O.A. No. 577/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri A.P. Sadavarte, the learned counsel for the applicant and Shri A.M. Khadatkarr,, learned P.O. for the respondents.

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

Vice-
Chairman

Pdg

O.A. No. 616/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

There is a leave note from Shri M.R. Rajgure, the learned counsel for the applicant.

Shri V.A. Kulkarni, learned P.O. for the respondents 1 to 3. None for R.4.

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

Vice-
Chairman

Pdg

O.A. No. 790/2016

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri A.P. Tathod, the learned counsel for the applicant and Shri V.A.Kulkarni, learned P.O. for the respondent No. 1. None for R.2.

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

Vice-
Chairman

Pdg

O.A. No. 03/2017.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Heard Shri H.B. Bargat, the learned counsel for the applicant and Shri A.M. Khadatkar, learned P.O. for the respondent No. 1.

2. Issue notice to R. 2 & 3 returnable **after service.**

3. Shri A.M. Khadatkar, learned P.O. waives notice for the respondent No. 1. Hamdast granted.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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

6. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals (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 or 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 and notice.

Vice-
Chairman

Pdg

O.A. No. 04/2017.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Heard Shri H.B. Bargat, the learned counsel for the applicant and Shri A.M. Khadatkhar, learned P.O. for the respondent No. 1.

2. Issue notice to R. 2 & 3 returnable **after service.**

3. Shri A.M. Khadatkhar, learned P.O. waives notice for the respondent No. 1. Hamdast granted.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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

6. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals

(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 or 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 and notice.

Vice-
Chairman

Pdg

O.A. No. 745/2016.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Shri M.R. Khan, the learned counsel for the applicant and Shri A.P. Potnis, learned P.O. for the respondents.

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

Vice-Chairman

Pdg

O.A. No. 558/2016.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Smt. M.P. Munshi, the learned counsel for the applicant and Smt. S.V. Kolhe, learned P.O. for the respondents.

Ld. P.O. has filed reply on behalf of R. 1 and 2. Same is taken on record and the copy thereof is supplied to the Ld. counsel for the applicant. She wants to go through it.

At the request of Ld. counsel for the applicant, S.O. **17th January 2017.**

Vice-
Chairman

Pdg

O.A. No. 13/2016.

**Coram : S.S. Hingne, Vice-
Chairman**

Dated : 6th January 2017.

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

Ld. P.O. has filed reply on behalf of R. 3. Same is taken on record. He undertake to serve copy to the Ld. counsel for the applicant.

ADMIT.

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

Hearing expedited.

The learned counsel for the applicant to comply the office objection.

Stand over.

Vice-
Chairman

Pdg

O.A. No. 133/2016.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

Miss Swarupa Pahade, Adv. holding for Mrs. M. Chandurkar, the learned counsel for the applicant and Shri S.A. Sainis, learned P.O. for the respondents 1& 2. None for R. 3 to 5.

The learned counsel for the applicant submits that she has no instructions and pursis is filed to that effect.

Office to issue notice to the applicant returnable **after service.**

Vice-
Chairman

Pdg

O.A. No. 569/2016.

Coram : S.S. Hingne, Vice-Chairman

Dated : 6th January 2017.

1. Heard Shri M.V. Raut, the learned counsel for the applicant and Shri M.I. Khan, learned P.O. for the respondents 1 to 5. None for R.6.

2. Ld. P.O. has filed reply on behalf of R. 3,4 & 5. Same is taken on record and the copy thereof is supplied to the Ld. counsel for the applicant. He wants to go through it.

3. On request, issues fresh notice to R.6 **returnable after service.**

4. Shri M.I. Khan, learned P.O. waives notice for the respondent No.1. Hamdast granted.

5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

6. 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

7. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunals (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.

8. The service may be done by hand delivery, speed post or 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 and notice.

Vice-

Chairman

Pdg

O.A.533/2009

Coram: Rajiv Agrawal: V.C.

&

J.D. KULKARNI : M (J)

Date : 6-1-2017

C.A. No.64/2010

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

This matter was heard by the
Member (J) in absence of the Division
Bench on 2/9/2016 when none was present
for the applicant. It was thereafter placed
before us on 2/1/2017 when the applicant
was absent. It was directed to be placed
before us for dismissal on 6/1/2017. Today
also none is present for the applicant. It
appears that the applicant is no longer
interested in pursuing the O.A. It is
therefore, dismissed in default. As the O.A.
has been dismissed, nothing survives in the
C.A. Hence it also stands dismissed.

Member (J) Vice-Chairman.

Skt.

O.A.593/2009

**Coram : Rajiv Agrawal: V.C.
&
J.D. Kulkarni : M (J)
Date : 6-1-2017

None for the applicant.
Shri P.N. Warjurkar, Id. P.O. for the
respondents.

This matter was placed before
Hon'ble Member (J) for hearing in
absence of the Division Bench on 2/9/2016
when none was present for the applicant. It
was thereafter placed before us on 2/1/2017
when the applicant was absent. It was
directed to be placed before us for
dismissal on 6/1/2017. Today also none is
present for the applicant. This O.A. therefore,
dismissed in default.

Member (J) Vice-Chairman.

Skt.

O.A.301/2016

**Coram : Rajiv Agrawal: V.C.
&
J.D. Kulkarni : M (J)
Date : 6-1-2017

Heard Shri G.G. Bade, Id. counsel for the applicant and Shri A.M. Ghogare, Id . P.O. for the respondents.

The applicant in this O.A. has approached the Hon'ble Chairman of this Tribunal for transferring the matter to the Principal Bench in Mumbai. However, by order dtd. 9/12/2016, the Hon'ble Chairman directed that he may mention the matter before this Bench which was constituted by Hon'ble Chairman at Nagpur from 2/1/2017 to 6/1/2017. Accordingly the Id. counsel Shri Bade mentioned the O.A. and it was taken up for hearing. It is seen that the matter was heard on 23/11/2016 by Hon'ble Vice-Chairman of this Tribunal in absence of the Division Bench along with several other O.As. At the request of the Id. P.O. last chance was granted to file affidavit-in-reply within a period of 3 weeks. However, no reply is forthcoming

from the respondents. Thereafter the matter was placed again before the Hon'ble Vice-Chairman of this Tribunal, Nagpur Bench on 15/12/2016 and 4 weeks' time was granted by way of peremptory chance to file reply-in-affidavit. Today the Id. P.O. committed that the reply will be filed within 2 weeks. As the matter is ripe for hearing it may be placed before the appropriate bench for compliance.

Member (J) Vice-Chairman.

Skt.