

O.A. 879/2019 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri N.R. Saboo, 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. one week** for filing reply.

**Member (J).**

dnk.

**O.A. 1000/2019 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

2. The Id. P.O. files reply of R-2. It is taken on record. Copy is given to the Id. counsel for the applicant. The Id. P.O. submits that the reply of R-2 is sufficient for other respondents.

3. The matter is admitted and kept for final hearing. The Id. P.O. waives notice for the respondents.

**S.O. in due course.**

**Member (J).**

dnk.

**O.A. 761/2020 with C.A. 210/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri N.R. Saboo, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for R-1&2.

2. Issue notice on O.A. to the newly added respondent nos. 3 to 5 returnable **13/12/2021**. 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.

**S.O. 13/12/2021.**

**Member (J).**

dnk.

**O.A. 37/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

**C.A. 194/2021 in O.A. 37/2021**

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

The Id. P.O. files separate reply on behalf of R-2&3 on C.A. as well as on O.A. Same are taken on record.

**S.O. After Vacation.**

**Member (J).**

dnk.

**O.A. 612/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri S.N. Gaikwad, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The Id. P.O. files reply of R-3&4. It is taken on record. Copy is given to the Id. counsel for the applicant.

The matter is admitted and kept for final hearing.

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

**S.O. After Vacation.**

**Member (J).**

dnk.

O.A. 639/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

The Id. counsel submits that the respondents are served and service affidavit is filed in the office.

At the request of Id. P.O., **S.O. After Vacation** for filing reply.

**Member (J).**

dnk.

**O.A. 661/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri G.K. Bhusari, Id. counsel for the applicant, Shri A.P. Potnis, Id. P.O. for R-1 and none for R-3. Await service of R-2.

The Id. counsel for the applicant submits that the respondent no.2 is served.

**S.O. After Vacation.**

**Member (J).**

dnk.

O.A. 667/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

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

**Member (J).**

dnk.

**O.A. 668/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri S.A. Marathe, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1 to 4. None for R-5.

The Id. P.O. files separate reply of R-2&3 and R-4. Same are taken on record. Copies are served to the Id. counsel for the applicant.

**S.O. After Vacation.**

**Member (J).**

dnk.

O.A. 669/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri S.M. Khan, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for R-1 to 3. None for R-4.

The Id. counsel submits that the respondents are served and service affidavits are filed in the office.

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

**Member (J).**

dnk.

**O.A. 684/2021 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

The Id. P.O. files reply of R-1,3&4. It is taken on record.

The matter is admitted and kept for final hearing.

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

**S.O. 16/12/2021.**

**Member (J).**

dnk.

O.A. 686/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri N.R. Shiralkar, Id. counsel holding for Shri R.V. Shiralkar, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for R-1. Await service of R-2.

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

**Member (J).**

dnk.

O.A. 689/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri N.R. Shiralkar, Id. counsel for the applicant, Shri A.P. Potnis, Id. P.O. for R-1&2 and none for R-3.

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

**Member (J).**

dnk.

O.A. 700/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

At the request of Id. P.O., **S.O. After  
Vacation** for filing reply.

**Member (J).**

dnk.

O.A. 705/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

None for the applicant. Shri S.A. Sainis,  
Id. P.O. for R-1. Await service of R-2 & 3.

**S.O. After Vacation** for filing service  
affidavit.

**Member (J).**

dnk.

O.A. 716/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

None for the applicant. Shri A.P. Potnis,  
Id. P.O. for R-1. Await service of R-2 & 3.

**S.O. After Vacation** for filing service  
affidavit.

**Member (J).**

dnk.

O.A. 801/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

**C.A. 321/2021 -**

Heard Shri S.P. Palshikar, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

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

Put up along with other connected matter.

**Member (J).**

dnk.

O.A. 802/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri S.P. Palshikar, Id. counsel for the applicants and Shri V.A. Kulkarni, Id. P.O. for the respondents.

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

Put up along with other connected matter.

**Member (J).**

dnk.

**O.A. 1021/2018 (S.B.)**

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

2. The transfer was effected in the year 2018 and the applicant joined at the transferred place. There was no stay granted by this Tribunal. Therefore there is no cause to continue the O.A. Hence, the O.A. is disposed off. No order as to costs.

**Member (J).**

dnk.

O.A. 703/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Shri S.D. Chande, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for R-1. Await service of R-2 to 5.

The learned counsel for the applicant submits that the respondents are served.

At the request of Id. P.O., **S.O. After Vacation** for filing reply.

**Member (J).**

dnk.

O.A. 312/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

The Id. P.O. files reply of R-3. It is taken on record. Copy is given to the Id. counsel for the applicant. The Id. P.O. submits that the reply of R-3 is sufficient for other respondents.

The matter is admitted and kept for final hearing.

The Id. P.O. waives notices for the respondents.

**S.O. in due course.**

**Member (J).**

dnk.

O.A. 671/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

**S.O. one week.**

**Member (J).**

dnk.

O.A. 726/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri N.D. Thombre, 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. three  
weeks** for filing reply.

**Member (J).**

dnk.

**O.A. 804/2021 (S.B.)**

( P.P. Bhopale Vs. State of Mah. & Ors.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri Pranav Deshmukh, Id. counsel holding for Shri K.P. Mahalle, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

At the request of Id. counsel for the applicant,

**S.O. After Vacation.**

**Member (J).**

dnk.

**O.A. 807/2021 (S.B.)**

( N.K. Charde Vs. State of Mah. & Ors.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri Pranav Deshmukh, Id. counsel holding for Shri K.P. Mahalle, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

At the request of Id. counsel for the applicant,

**S.O. After Vacation.**

**Member (J).**

dnk.

O.A. No. 637 of 2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

**S.O. one week (PH).**

Put up along with O.A. 638/2016.

**Member (J).**

dnk.

O.A. No. 638 of 2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

**S.O. one week (PH).**

Put up along with O.A. 637/2016.

**Member (J).**

dnk.

O.A. 739/2016 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

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

**Member (J).**

dnk.

O.A. 977/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri P.P. Khaparde, Id. counsel for the applicant and Shri A.M. Khadatkhar, Id. P.O. for the respondents.

At the request of Id. counsel for the applicant, **S.O. After Vacation.**

**Member (J).**

dnk.

O.A. 366/2018 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

Heard Shri D.M. Surjuse, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1&2 and Shri U.K. Bisen, Id. counsel for R-3.

With the consent of both the parties, **S.O.**  
**14/12/2021 (PH).**

**Member (J).**

dnk.

O.A. 224/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

The Id. P.O. files reply of R-4. It is taken on record.

**S.O. After Vacation.**

**Member (J).**

dnk.

O.A. 225/2021 (S.B.)

**Coram: Hon'ble Shri Justice M.G. Giratkar,  
Member (J).**

**Dated : 02/12/2021.**

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

The reply of R-2 is already filed on record.

**S.O. After Vacation.**

**Member (J).**

\*dnk.

O.A.No.755/2015 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Shri V.Bhise, the Id. Counsel for the applicant and Shri H.K.Pande, the Id. P.O. for the respondents. Await service of respondent nos. 12, 13 & 18.

2. As per the order dated 20.09.2021, the Id. P.O. was to supply addresses of the R- 12, 13 & 18 to the Id. counsel for the applicant. At the request of Id. P.O., **S.O. 23.12.2021 to supply the addresses of the above respondents.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.195/2017 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

**C.A.No.104/2017:-**

None for the applicant. Shri H.K.Pande, the  
Id. P.O. for the respondents. Await service of  
respondent nos. 2 & 3.

2. **S.O. four weeks to file service affidavit.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.989/2018 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Shri A.Barahate holding for Shri N.R.Saboo, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents and Shri L.H.Kothari, the Id. counsel for the respondent no. 5. None for the respondent no. 6.

2. At the request of Id. P.O., **S.O. three weeks to file reply as a last chance.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

O.A.No.1083/2019 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

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

2. At the request of Id. P.O., **S.O. four weeks to  
file reply.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.609/2020 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Shri V.B.Gawali, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents and Shri G.Mate holding for Shri M.A.Vaishnav, the Id. counsel for the respondent nos. 4 to 14.

2. The Id. P.O. as well as Id. counsel for the respondent nos. 4 to 14 submits that they will file reply within two weeks. Since the matter is remanded back from Hon'ble High Court, two weeks time is granted as a last chance, if reply is not filed matter will be heard on merit.

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

4. **Steno copy is granted.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.694/2020 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

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

2. At the request of Id. P.O., **S.O. four weeks to file reply.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

O.A.No.907/2020 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Ms. M. Kadav holding for Shri A.Daga,  
the Id. Counsel for the applicant and Shri  
V.A.Kulkarni, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. two weeks to  
file reply.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.Nos.523,524&525/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

**C.A.Nos.293,294&523/2021 (O.A. No.523/21):-**

Heard Shri V.Dongre & R.V.Shiralkar, the Id. Counsel for the applicant, Shri A.M.Ghogre, the Id. P.O. for the respondents, Shri S.P.Palshikar, the Id. counsel for the respondent nos. 15 to 20 (Intervenor, O.A. No. 523/2021) and Shri R.M.Fating, the Id. counsel for the respondent nos. 6 to 8, 12 & 13 (O.A. No. 525/2021).

2. The Id. P.O. and the Id. counsel for the Intervenor desires that first C.A. for condonation of delay should be decided. Now, the Id. counsel for the applicant submits that he is not pressing relief clause nos. 10 (i) & (iii), he will only press for relief clause nos. 10 (ii), (iv), (v) & (vi). After submission made by Id. counsel for the applicant, the Id. P.O. and the Id. counsel for the applicant are not pressing for the condonation of delay application.

3. The reply was examined and particularly in para nos. 3 & 4 same policies decision have been mentioned. However, documents supporting these policies decision are not filed on record.

4. The Id. counsel for the applicant is directed to amend the relief clause as he has submitted he is not pressing relief clause nos. (i) & (iii).

5. The Id. counsel for the applicant has filed Rejoinder. It is taken on record. Copy is served to the other side.

6. **S.O. 10.12.2021.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.546/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

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

2. At the request of Id. P.O., **S.O. three weeks to file reply.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.753/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/2021.**

Heard Shri B.Kulkarni, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents.

2. The Id. P.O. has filed reply on behalf of the respondent no. 2. It is taken on record. Copy is served to the other side.

3. **S.O. three weeks to file rejoinder, if any.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.902/2020 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Shri Diwesh Kumar holding for Shri N.B.Rathod, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents. Await service of respondent no. 2.

2. Office is directed to Issue fresh notice to Respondent no. 2, returnable on four 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. four weeks.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.903/2020 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

**C.A.No.347/2020:-**

Heard Shri Diwesh Kumar holding for Shri N.B.Rathod, the Id. Counsel for the applicant and Shri S.A.Deo, the Id. C.P.O. for the respondents. Await service of respondent no. 2.

2. The Id. counsel for the applicant has filed C.A. for condonation of delay, he has clarified that all the five applicants are from the same department and the controlling office is also same. Hence, **C.A.No.347/2020 for permission to file Jt. O.A.**

3. Office is directed to Issue fresh notice to Respondent no. 2 on C.A. as well as on O.A., 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:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.526/2018 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Shri B.Dafle, the Id. Counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the respondents and Shri B.J.Lonare, the Id. counsel for the respondent no. 2.

2. At the request of Id. counsel for the respondent no. 2, **S.O. 14.12.2021.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.1011/2018 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Heard Shri R.V.Shiralkar, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondents and Shri B.Kulkarni, the Id. counsel for the respondent no. 3.

2. The Id. P.O. has filed reply on behalf of the respondent no. 3 & 4. It is taken on record. Copy is served to the other side.

3. **S.O. 17.01.2022 for final hearing.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.St.No.1938/2021 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

**C.A.Nos.317 & 318/2021:-**

Heard Shri P.A.Nemade, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the State.

2. The Id. counsel for the applicant submits that C.A. No. 318/2021 for 16 candidates are same he further submits that all the candidates are from the same establishments. Hence, **C.A. No. 318/2021 is allowed and disposed of.**

3. Notice on C.A. NO. 317/2021 to Respondents be issued returnable in **four weeks**.

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

5. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall 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 the O.A.

7. 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.

8. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with an affidavit of compliance in the Registry as far as possible once week before the date fixed by this Tribunal. Applicant is directed to file Affidavit of compliance and notice.

9. 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.

10. **S.O. four weeks.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

O.A.No.580/2015 (D.B.)

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/2021.**

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

2. **S.O. four weeks.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.526/2018 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri B.Dafle, the Id. counsel for the applicant,  
Shri H.K.Pande, the Id. P.O. for the respondents and  
Shri B.J.Lonare, the Id. counsel for the respondent no.  
2.

2. At the request of Id. counsel for the  
respondent no. 2, **S.O. 14.12.2021.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**



**O.A.No.833/2018 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri R.V.Shiralkar holding for Shri S.S.Ghate,  
the Id. counsel for the applicant and Shri A.P.Potnis,  
the Id. P.O. for the respondents.

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

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.667/2019 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri R.V.Shiralkar holding for Shri S.S.Ghate,  
the Id. counsel for the applicant and Shri A.P.Potnis,  
the Id. P.O. for the respondents.

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

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.667/2019 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri R.V.Shiralkar holding for Shri S.S.Ghate,  
the Id. counsel for the applicant and Shri A.P.Potnis,  
the Id. P.O. for the respondents.

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

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**C.P.No.30/2020inO.A.No.44/2020 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/2021.**

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

2. The Id. P.O. submits that all the appointments have been made and he has filed reply also on pg. no. 23 to 26 on dated 29.11.2021. The Id. counsel for the applicant submits that he also does not dispute on the point of appointment. Since all the appointments have been made and applicant has been already been transferred from Sakoli to Hingoli.

3. Hence, nothing survives in this O.A., **C.P. stands disposed of with no order as to costs.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.785/2014 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri G.K.Bhusari, the Id. counsel for the applicant, Shri A.M.Ghogre, the Id. P.O. for the respondents and Shri B.C.Pal, the Id. counsel for the respondent nos. 5 to 7, 10, 11, 15, 16, 18, 22, 29, 34 to 36, 41, 43, 45 & 46 (total 17 candidates).

2. The Id. counsel for the respondent nos. 5 to 7, 10, 11, 15, 16, 18, 22, 29, 34 to 36, 41, 43, 45 & 46 has filed reply on behalf of the respondents. It is taken on record. Copy is served to the other side.

3. Issue notice to remaining Respondents, returnable on four weeks. Learned 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:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.948/2017 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri A.Potnis holding for Shri M.M.Sudame,  
the Id. counsel for the applicant and Shri M.I.Khan,  
the Id. P.O. for the respondents.

2. The original sealed envelope of M.P.S.C.  
result was submitted on record, it was opened and  
applicant was not scored requisite marks. Original  
copy of M.P.S.C. was kept with the Deputy Registrar,  
she is directed to make it zerox. She is further  
directed to supply it to both side and keep the  
original one on record.

**3. Matter be kept as P.H.**

**4. S.O. next week.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.813/2019 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

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

2. At the request of Id. P.O., **S.O. 16.12.2021.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.92/2017 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri N.Z.Mirza holding for Shri A.I.Sheikh, the Id. counsel for the applicant, Shri H.K.Pande, the Id. P.O. for the respondents and Shri P.S.Wathore, the Id. counsel for the respondent no. 4. None for the other respondents.

2. The Id. counsel for the applicant is not aware about the matter because his senior is before Hon'ble High Court.

3. The matter was heard on 20.08.2021 when Hon'ble Chairperson M.A.T., Mumbai chaired the Bench and in the last para it was observed that in view of this nothing remains in the O.A.. However, the Id. counsel for the applicant was absent during last hearing hence matter is kept back. Today also the Id. counsel for the applicant is not present.

4. **S.O. 10.12.2021 for final disposal.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.427/2019 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri P.N.Shende, the Id. counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondents and Shri K.P.Mahalle, the Id. counsel for the respondent no. 3 & 4.

2. The issue involved is regarding Medical Test on DEF, PTA and BERA. The Id. counsel for the applicant is ready to go for the said test. The Id. counsel for the applicant is directed to make Dean, Medical College as a party respondents. So, that Tribunal will direct the Dean to arrange for the medical test.

**3. Matter be treated as P.H.**

**4. S.O. next week.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.Nos.52/2020&81/2021(D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

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

2. The matter related to the Joint Inquiry against 11 persons in the year 2012 vide order dated 23.07.2012 (A-3, Pg. No. 22). As submitted by the Id. counsel for the applicant, out of 11 candidates, 1 person Shri S.S.Supe (Sr. No. 3) expired and 5 people in various O.As. got relief.

3. The Id. counsel for the applicant is directed to supply the chart mentioning all the 11 applicants names (name of the deceased person, name of the applicant who were given relief by this Tribunal in which O.A. and copy of the said order). Along with this he should also file letter of Hon'ble Chief Secretary and Government G.R. which also stipulates how inquiry should be completed in the stipulated time.

4. The Id. P.O. is also directed to file details of proceedings before Hon'ble High Court regarding extension of time for which respondents have challenged. However, it is made clear that opinion of the order passed in the O.As. have been challenged except time period.

5. S.O. two weeks.
6. Matter be treated as P.H.
7. Steno copy is granted.

Member (J)  
Date:-02/12/2021.  
aps.

Vice Chairman

**C.P.No.18/2019inO.A.No.123/2017 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman & Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

Shri S.P.Palshikar, the Id. counsel for the applicant, Shri A.M.Khadatkar, the Id. P.O. for the respondents and Shri D.V.Karwar, Chief Administrative Officer, Civil Hospital, Amravati personally present today.

2. As per order's of the Tribunal dated 22.10.2021; the Id. P.O. has filed reply on behalf of the State and Ors. along with reply respondents have attached documents by R-3. By reply it appears that all the other benefits have been paid. However, the only benefits remains to be paid is interest on delay payment of pension, the period from 01.04.2006 to 31.08.2019. The total interest amount is Rs.5,31,204/- for that they are submitted proposal to Government and as per their documents R-3 the proposal is as on today pending with Under Secretary Services-2 i.e. Shri C.H.Wade of Public Health Department, Mumbai. As submission made by the Shri D.V.Karwar, the sanctioning authority is Secretary of the Department.

3. In view of all these facts, Secretary of Public and Health Department is directed to call the file from Under Secretary, Shri C.H.Wade as early as possible and sanction this amount within two weeks time.

4. Respondents are directed to pay these amount to the applicant and file on record to this Tribunal through Id. P.O..

5. **S.O. 03.01.2022.**

6. **Steno copy is granted.**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**

**O.A.No.127/2017 (D.B.)**

**Coram : Shri Shree Bhagwan, Vice Chairman &  
Shri M.A.Lovekar, Member (J)**

**Dated : 02/12/ 2021.**

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

2. The issue is appointment of 'Project Affected Persons candidates. As per submission and record father of the applicant no. 1 was granted certificate on 27.01.1988 and at A-2 seniority number of Shri Hiralal Thanthan Damahe Son of Shri Shivprasad Hiralal Damahe is mentioned at Sr. No. 97.

3. Respondents have filed reply on 15.03.2017 and in para no. 3 they have mentioned Hon'ble High Court Mumbai, Bench at Aurangabad Judgment in the case of Shri Rajendra Pandurang Pagare and Another Vs. State of Maharashtra and Ors reported in the 2009 (4) Mah.L.J. 961. It is admitted that before Judgment G.R. dated 18.07.2008 was used for appointing P.A.P. candidates and after Judgment of Hon'ble High Court the Government issued G.R. dated 27.10.2009. According to the new G.R. they have to compete for Class-IV posts with P.A.P. candidates only. After competing in examination appointment be made on that basis only. The G.R. dated 27.10.2009 is also filed on record (A-R-2) page no. 33.

4. The matter was previously heard by this Tribunal in O.A. NO. 582/1988 and direction was given to the authority to consider the petitioner i.e. applicant no. 1 in present original application for appointment to the post of Class-IV as per seniority list and on merit in accordance with the rules.

5. Now in reply three points are not clear:-

(i) Whether any appointment was made between order of the Tribunal dated 17.07.2002 till issue of G.R. dated 27.10.2009?

(ii) If at all it was made what were the criteria and whether in that criteria the applicant no. 1 was eligible or not?

(iii) The above all should be clarified by the respondents.

**6. S.O. 03<sup>rd</sup> week of January, 2022.**

**7. Matter be treated as P.H..**

**Member (J)**  
**Date:-02/12/2021.**  
aps.

**Vice Chairman**