

O.A. 200/2016 (S.B.)

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

Dated : 30/11/2021.

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

At the request of Id. counsel for R-4&5,
S.O. 7/12/2021.

Member (J).

dnk.

O.A. 625/2016 (S.B.)

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

Dated : 30/11/2021.

Heard Shri Sunil Pande, Id. counsel holding for Shri B. Kulkarni, Id. counsel for the applicant and Shri A.M. Khadatkar, Id. P.O. for the respondents.

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

Member (J).

dnk.

O.A. 138/2021 (S.B.)

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

Dated : 30/11/2021.

C.A. No. 53/2021 -

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri S.A. Deo, Id. CPO for the respondents.

2. The learned counsel for the applicants submits that common grievances are sought by all the applicants and they are placed in same situation. Looking to the submission, the C.A. is allowed. The applicants are permitted to file Joint application.

O.A. 138/2021 -

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri S.A. Deo, Id. CPO for the respondents.

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

Member (J).

dnk.

O.A. 294/2021 (S.B.)

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

Dated : 30/11/2021.

C.A. No. 118/2021 -

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

2. The learned counsel for the applicants submits that common grievances are sought by all the applicants and they are placed in same situation. Looking to the submission, the C.A. is allowed. The applicants are permitted to file Joint application.

O.A. 138/2021 -

Heard Shri G.G. Bade, Id. counsel for the applicants and Shri H.K. Pande, Id. PO for the respondents.

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

Member (J).

dnk.

O.A. 27/2016 (S.B.)

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

Dated : 30/11/2021.

Shri S.N. Gaikwad, 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. one week** to remove office objections.

Member (J).

dnk.

O.A. 279/2018 (S.B.)

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

Dated : 30/11/2021.

Shri S.N. Gaikwad, Id. counsel holding
for Shri G.K. Bhusari, Id. counsel for the
applicant and Shri H.K. Pande, Id. P.O. for R-1
to 3. None for R-4.

At the request of Id. P.O., **S.O. one week**
for filing reply.

Member (J).

dnk.

O.A. 612/2019 (S.B.)

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

Dated : 30/11/2021.

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

The Id. P.O. files reply of R-1 to 3. It is taken on record. Copy is given to the applicant.

The matter is admitted and kept for final hearing.

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

S.O. 7/12/2021.

Member (J).

dnk.

O.A. 749/2019 (S.B.)

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

Dated : 30/11/2021.

Heard Shri Barhate, Id .counsel holding
for Shri A.P. Tathod, 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. three
weeks** for filing reply.

Member (J).

dnk.

O.A. 54/2020 (S.B.)

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

Dated : 30/11/2021.

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

The Id. P.O. files reply of R-1 to 3. 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. in due course.

Member (J).

dnk.

O.A. 66/2020 (S.B.)

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

Dated : 30/11/2021.

Heard Shri G.K. Bhusari, Id .counsel for
the applicant and Shri A.M. S.A. Sainis, 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. 76/2020 (S.B.)

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

Dated : 30/11/2021.

Heard Shri S.N. Gaikwad, Id .counsel for the applicant and Shri A.M. Ghogre, 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. 269/2020 (S.B.)

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

Dated : 30/11/2021.

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

The Id. P.O. files reply of R-2. It is taken on record. Copy is given to the applicant. The Id. P.O. submitted that reply of R-2 is sufficient to decide the O.A.

The matter is admitted and kept for final hearing.

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

S.O. 10/12/2021.

Member (J).

dnk.

O.A. Nos. 613 & 614 of 2020 (S.B.)

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

Dated : 30/11/2021.

Heard Smt. K.N. Saboo, Id. counsel for the applicants and Shri H.K. Pande, Id. P.O. for the respondents.

2. In both the O.As., the applicants have prayed for posting as per their choice.

3. The learned P.O. pointed out the Government order dated 9/8/2021. It is taken on record and marked Exh-X for the purpose of identification.

4. In view of the order dated 9/8/2021, the grievances of the applicants are redressed. It appears that there is no cause to prosecute the O.As. Hence, the O.As. are disposed off. No order as to costs.

Member (J).

dnk.

O.A. 647/2020 (S.B.)

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

Dated : 30/11/2021.

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

2. The Id. P.O. files separate reply of R-3,4&5. Same are taken on record and copies are supplied to the other side.

3. The Id. counsel pointed out the order of this Tribunal dated 21/1/2021 and submitted that stay was continued till further orders.

4. The matter is admitted and kept for final hearing.

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

Interim relief to continue till next date.

S.O. 9/12/2021.

Member (J).

dnk.

O.A. 121/2021 (S.B.)

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

Dated : 30/11/2021.

Heard Shri Barhate, Id .counsel holding for Shri A.R. Fule, Id. counsel for the applicant and Shri A.P. Potnis, Id. P.O. for the respondents.

The Id. P.O. files reply of R-2. It is taken on record. Copy is given to the applicant.

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. 322/2019 (S.B.)

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

Dated : 30/11/2021.

Heard Shri Barhate, Id .counsel holding for Shri A.P. Tathod, Id. counsel for the applicant and Shri V.A. Kulkarni, Id. P.O. for the respondents.

The Id. P.O. files reply of R-4. It is taken on record and copy is given to the applicant.

At the request of Id. P.O., **S.O. four weeks** for filing reply of R-2&3.

Member (J).

dnk.

O.A. 697/2021 (S.B.)

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

Dated : 30/11/2021.

Heard Shri N.R. Saboo, 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.**
13/12/2021 for filing reply.

Member (J).

dnk.

O.A. 896/2021 (S.B.)

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

Dated : 30/11/2021.

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

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

Member (J).

dnk.

O.A. 1027/2021 (S.B.)

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

Dated : 30/11/2021.

Heard Shri N. Phadnis, Id. counsel holding for Shri A.C. Dharmadhikari, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

The Id. counsel for the applicant is directed to remove office objections within two weeks.

S.O. after two weeks.

Member (J).

dnk.

O.A. 1045/2021 (S.B.)

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

Dated : 30/11/2021.

Heard Shri R.M. Fating, Id. counsel for the applicant and Shri S.A. Deo, Id. C.P.O. for the State.

2. The Id. counsel for the applicant is directed to remove office objections within one week.

3. Issue notice to the respondents returnable **after four weeks**. Learned C.P.O. waives notice for State. 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.

S.O. after four weeks.

Member (J).

dnk.

O.A. 19/2016 (S.B.)

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

Dated : 30/11/2021.

Shri S. Phadnis, Id. counsel holding for
Shri K. Nalamwar, 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. one week.**

Member (J).

dnk.

O.A. 365/2016 (S.B.)

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

Dated : 30/11/2021.

Shri V.R. Borkar, Id. counsel holding for
Shri M.R. Pillai, 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. one week.**

Member (J).

dnk.

O.A. 751/2016 (S.B.)

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

Dated : 30/11/2021.

Shri V.R. Borkar, 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. one week.**

Member (J).

dnk.

O.A. 676/2021 (S.B.)

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

Dated : 30/11/2021.

Heard Shri A.P. Sadavarte, Id. counsel
for the applicant and Shri A.M. Khadatkar, Id.
P.O. for the respondents.

Closed for orders.

Member (J).

dnk.

O.A. 675/2021 (S.B.)

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

Dated : 30/11/2021.

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

Closed for orders.

Member (J).

dnk.

O.A. 640/2020 (S.B.)

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

Dated : 30/11/2021.

Heard Shri R.M. Fating, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. The Id. counsel for the applicant pointed out the order of this Tribunal dated 23/07/2021. In para-4 of the said order, the direction is given as under –

“4. In view of this, the respondent no.1 is directed to decide the proposal within three weeks and if it is not decided, then the respondent no.1 should depute responsible Officer from the Mantralaya to appear before this Tribunal during the next date of hearing what is the hurdle in not deciding the proposal submitted by the respondent no.2.”

3. The Id. P.O. submits that he will get instructions in this regard before the next date.

4. At the request of Id. P.O., **S.O.**
14/12/2021.

Member (J).

dnk.

O.A. 676/2021 (S.B.)

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

Dated : 30/11/2021.

Heard Shri A.P. Sadavarte, Id. counsel
for the applicant and Shri A.M. Khadatkar, Id.
P.O. for the respondents.

Closed for orders.

Member (J).

dnk.

O.A. 178/2020 (S.B.)

(P.Y. Bawane Vs. State of Mah. & Ors.)

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

Dated : 30/11/2021.

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

2. When the matter was called out at 11.00 a.m. and 1.30 p.m., none appeared for the applicant.

3. Vide Tribunal's order dated 13/3/2020 the applicant was directed to file condonation of delay application, but till today condonation of delay application is not filed on record.

4. On the earlier date also none appeared for the applicant.

5. The Id. P.O. submitted that there is much more delay and it is not pointed out. It appears that the applicant is not interested in prosecuting the matter. Hence, the O.A. stands dismissed. No order as to costs.

Member (J).

dnk.

***O.A. 620/2020 (S.B.)**

(Gajanan D. Nishankar Vs. State of Mah.)

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

Dated : 30/11/2021.

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

2. The applicant prayed for direction to the respondents to give deemed date of promotion w.e.f. 5/10/2007 from the date on which his juniors are promoted on the post of Tahsildar vide order dated 5/10/2007 at Annex-A-5.

3. The proposal was sent by the Divisional Commissioner, Nagpur to the Government on 20/6/2015. Again reminder was given on 10/8/2015, but the respondent no.1 has not decided the deemed date of promotion to be given to the applicant.

4. As per submission of the Id. counsel for the applicant and Id. P.O., the proposal dated 20/06/2015 is pending before the respondent no.1.

5. In that view of the matter, the respondent no.1 is directed to decide the proposal dated 20/06/2015 within a period of two months from the date of receipt of this order.

6. The O.A. stands disposed off. No order as to costs.

Steno copy is granted...

Member (J).

dnk.

O.A. 615/2020 (S.B.)

(Dr. N.V. Shinde Vs. State of Mah.)

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

Dated : 30/11/2021.

Heard Barhate, Id. counsel holding for Shri N.R. Saboo, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The applicant challenged the transfer order dated 7/8/2020. During the pendency of the O.A., the respondents have modified the transfer order dated 7/8/2020 and now the applicant is posted at Khatav, Tq. Khatav, Dist. Satara on the vacant post vide order dated 7/12/2020. The copy of order dated 7/12/2020 is filed on record and marked Exh-X.

3. The Id. P.O. submits that the applicant has joined at new place of posting at Khatav.

4. The Id. counsel Shri Barhate holding for Shri N.R. Saboo, Id. counsel for the applicant submits that now there is no grievance of the applicant.

5. In view of the modified order dated 7/12/2020, the O.A. stands disposed off. No order as to costs.

Member (J).

dnk.

O.A. 618/2020 (S.B.)

(Y. L. Bhimte Vs. State of Mah. & Ors.)

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

Dated : 30/11/2021.

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

2. Vide order dated 12/10/2020 this Tribunal directed to the applicant to show how the O.A. is tenable.

3. Today none appeared for the applicant. Heard the learned P.O. Shri H.K. Pande. From the perusal of document at Annex-A-10,A-11 & A-12, it is clear that the applicant himself requested for transfer at Desaignj, Armori or Kurkheda. His request was considered by the District Collector, Gadchiroli and was posted at Armori Tahsil Office in the vacant post. The transfer was effected as per the request of the applicant himself, therefore, the O.A. is not tenable. Hence, the O.A. stands disposed off. No order as to costs.

Member (J).

dnk.

O.A. 783/2018 (S.B.)

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

Dated : 30/11/2021.

Heard Shri P.V. Thakre, Id. counsel for the applicants and Shri A.P. Potnis, Id. P.O. for the respondents.

2. The respondent nos.5,6&7 have already filed reply on record. In para-3 of the reply, they have stated as under –

“ (3) It is submitted that, respondents act as per the order passed by this Hon. Tribunal in O.A.Nos. 19,20 and 46 of 2010, dated 21/9/2015. The copies of the orders dated 16/1/2020, 1/1/2020 and 13/12/2019 passed by the respondent nos.5,6&7 are annexed herewith at Annex-R-1.”

3. Now there is no grievance of all the applicants before this Tribunal. The prayer in respect of regularisation is considered / satisfied by the respondents.

4. Hence, the O.A. is disposed off. No order as to costs.

Member (J).

dnk.

O.A. 975/2021 (S.B.)

(S.P. Giridhar Vs. State of Mah. & Ors.)

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

Dated : 30/11/2021.

Heard Shri Sachin Khandekar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. The learned CPO has pointed out the prayer of the applicant. Looking to the prayer, direction can be given to the respondents to take decision in respect of leave encashment of the applicant.

3. In that view of the matter, the following order is passed –

ORDER

(i) The O.A. is partly allowed.

(ii) The respondent nos.1 to 3 are directed to decide the proposal submitted by the respondent no.4, the Head Master, Government Technical High School, Hinganghat, Dist. Wardha dated 17/8/2020 within a period of two months from the date of receipt of this order.

(iii) No order as to costs.

Steno copy is granted to the CPO..

Member (J).

*dnk.

O.A.No.382/2016 (D.B.)

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

Dated : 30/11/ 2021.

C.A.No.217/2018:-

Heard Shri R.Sarkar, 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. three weeks to file reply.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.419/2019 (D.B.)

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

Dated : 30/11/ 2021.

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

2. The Id. counsel for the applicant submits that he will carryout the amendment within two day. At the request of Id. P.O., **S.O. three weeks to file reply.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.926/2019 (D.B.)

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

Dated : 30/11/2021.

C.A.No.458/2019:-

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

2. Considering the seriousness of selection process. Issue involved of Tribal Candidate. Hence, **C.A. for condonation of delay i.e. C.A. No. 458/2019 is allowed and disposed of.** By record is appears that respondents has already filed affidavit in reply on C.A. on 01.03.2021. Now the matter will be heard on merit, since the Id. P.O. is not prepared for hearing.

3. O.A. is **admitted** and kept for final hearing.

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

5. **S.O. 17.12.2021.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.855/2019 (D.B.)

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

Dated : 30/11/ 2021.

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

2. Matter is **admitted** and kept for final hearing.

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

4. At the request of Id. P.O., **S.O. after winter vacation.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.935/2019 (D.B.)

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

Dated : 30/11/2021.

Heard Shri C.H.Sharma, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. Today the Id. P.O. has filed letter dated 19.01.2019 by Home Department and it appears that respondents have decided the representation of the applicant on their own when O.A. was pending before the Tribunal.

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

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

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.Nos.83&84/2020 (D.B.)

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

Dated : 30/11/ 2021.

Heard Shri M.V.Bute, the Id. Counsel for the applicant and Shri A.M.Ghogre, 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:-30/11/2021.
aps.

Vice Chairman

O.A.Nos.169&170/2021 (D.B.)

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

Dated : 30/11/ 2021.

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

2. At the request of Id. P.O., **S.O. after winter vacation to file reply.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.140/2020 (D.B.)

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

Dated : 30/11/2021.

Heard Shri A.Y.Sharma, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. Matter is **admitted** and kept for final hearing.

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

4. The matter is kept for final hearing, **S.O. three weeks.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

C.P.No.32/2019 in O.A.No.542/2017 (D.B.)

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

Dated : 30/11/2021.

Heard Shri B.Kulkarni, the Id. Counsel for the applicant and Shri A.M.Ghogre, the Id. P.O. for the respondents.

2. The Id. P.O. has filed letter dated 25.11.2021 by Assistant Director, Health Services, Malaria Department, Nagpur. It is marked Exh. 'X' for the purpose of identification. It is taken on record. Copy is served to the other side.

3. The Id. counsel for the applicant desires to file Rejoinder on this letter. The Id. P.O. further submits that he will file reply to his Rejoinder. At his request, **S.O. four weeks.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.703/2017 (D.B.)

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

Dated : 30/11/ 2021.

Heard Shri N.R.Saboo, the Id. Counsel for the applicant, Shri A.M.Ghogre, the Id. P.O. for the respondents and Shri M.L.Vairagade, the Id. counsel for the respondent no. 4.

2. The Id. P.O. has already filed letter dated 17.02.2020 during last hearing on 17.02.2020; the letter was issued by Under Secretary, Maharashtra Government, it appears that proposal for posting of applicant has been recommended by Civil Services Board and after approval by Hon'ble Minister it is placed before Hon'ble Chief Minister. Hence, the matter is pending before Hon'ble C.M. Office since February, 2020.

3. As submission made by Z.P. as per letter dated 06.06.2017 (A-5, Pg. No. 18) by C.E.O., Z.P., Yavatmal; the applicant was relieved from Z.P. on 06.06.2017 only. As per documents filed by Id. P.O. on 17.02.2020, department has conducted Civil Services Board meeting and applicant's name was considered in that meeting and the same has been admitted by respondents by letter dated 17.02.2020.

4. It appears from the letter that proposal is pending before Hon'ble C.M. Office since February,2020. It is not desirable in the Governance such matter should be kept pending for more than a

year. Hence as recommendation made by Civil Services Board and after approval of Hon'ble Minister, the Hon'ble Chief Minister Office needs to decide this matter **preferably within two weeks** time as the Id. counsel for the applicant has filed pursis for early order.

5. The Id. counsel for the applicant is also directed that if after receipt of this order he feels aggrieved he is at liberty to file separate O.A.

6. **S.O. 21.12.2021.**

7. **Steno copy is granted.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

C.P.No.14/2021inO.A.No.893/2018 (D.B.)

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

Dated : 30/11/ 2021.

None for the applicant. Shri A.P.Potnis, the
Id. P.O. for the respondents and Shri G.G.Bade, the Id.
counsel for the respondent no. 3.

2. At the request of Id. counsel for the
respondent no. 3, **S.O. after winter vacation.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A. No. 556/1995 with C.A. 43/16, 52/16, 53/16, 428/16, 101/17, 246/17 247/17 with (M.C.A. 40/17 in C.A. 74/18 & C.A. 379/18) (D.B.)

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

Dated : 30/11/2021.

None for the applicants. Shri A.M.Ghogre, the Id. P.O. for the respondent nos. 1 to 3. None for the respondent no. 4.

2. During last hearing through video conferencing in which Hon'ble Chairperson heard from Mumbai. The Id. counsel for the applicant was directed to file C.A. regarding another High Court Judgment and accordingly he was directed to make respondents of 54 people from 950 people. Today the Id. counsel for the applicant is absent; it is made clear that if till next date the Id. counsel for the applicant has not filed the same as directed in the previous order, the matter will be dismissed. **S.O. three weeks.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.255/2012 (D.B.)

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

Dated : 30/11/ 2021.

Heard Shri G.N.Khazode, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

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

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.90/2018 (D.B.)

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

Dated : 30/11/ 2021.

Heard Shri R.V.Shiralkar, 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. 10.01.2022.**
3. **I.R. dated 06.04.2021 is to be continued till outcome of the O.A..**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.970/2019 (D.B.)

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

Dated : 30/11/2021.

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

2. At the request of Id. counsel for the applicant, **S.O. 05.01.2022.**

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman

O.A.No.71/2021 (D.B.)

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

Dated : 30/11/ 2021.

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

2. The applicant is facing D.E. and as per relief clause 7 (ii) on pg. no. 14 it appears that Enquiry Report has been submitted on 30.01.2020 and only final order is required to be passed. Since Enquiry Report has been submitted on 30.01.2020, Disciplinary Authority has to pass the final order.

3. In view of this situation, Respondent no. 1 is directed to pass final order in the D.E. in which report has been submitted on 30.01.2020 i.e. within one month from the date of receipt of this order. As per reply filed by the respondents dated 01.04.2021 in para no. 12 they have submitted following relief :-

"In view of the conclusion of the above disciplinary enquiry, a proposal for taking further action as per rules is under consideration of the Government, and the applicant will be informed of the final action/ result of the disciplinary proceedings held against him."

4. Hence, they are directed to proceed with their own admission for confirmation of the applicant.

5. **S.O. six weeks.**

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

Member (J)
Date:-30/11/2021.
aps.

Vice Chairman