

O.A. No. 383/2018 **(DB)**

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

Dated : 05.07.2018

Shri S.P. Palshikar, Id. counsel for
the applicant and Shri P.N. Warjurkar, Id.
P.O. for the respondents.

At the request of learned P.O.,
S.O. 19/07/2018 for filing reply.

Vice Chairman (J)

dnk.

O.A. No. 494/2018 (SB)

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

Dated : 05.07.2018

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

2. It is stated that the applicant has already joined at the place of posting. In the meantime, issue notice to R-2 and 3, returnable in **three 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. three weeks.**

Vice Chairman (J)

dnk.

O.A. No. 496/2018 (SB)

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

Dated : 05.07.2018

Heard Shri S.P. Palshikar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State, i.e., R-1.

2. At this juncture the learned counsel for the applicant is not pressing for interim relief, hence issue notice to R-1, returnable in **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. The learned CPO seeks time to file reply-affidavit. Time is granted.

9. **S.O. four weeks.**

Vice Chairman (J)

dnk.

O.A. No. 498/2018 (SB)

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

Dated : 05.07.2018

Heard Mrs. R.S. Sirpurkar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. Issue notice to R-2 to 4, returnable in **three 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. three weeks.**

Vice Chairman (J)

dnk.

O.A. No. 119/2014 **(SB)**

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

Dated : 05.07.2018

Shri Vipul Bhise, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The learned P.O. seeks time to file reply to the amended O.A. At his request, **S.O. Next week.**

Put up this matter along with O.A.120/2014.

Vice Chairman (J)

dnk.

O.A. No. 120/2014 **(SB)**

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

Dated : 05.07.2018

Shri Vipul Bhise, Id. counsel for the applicant and Shri A.M. Ghogre, Id. P.O. for the respondents.

The learned P.O. seeks time to file reply to the amended O.A. At his request, **S.O. Next week.**

Put up this matter along with O.A.119/2014.

Vice Chairman (J)

dnk.

O.A. No. 232/2016 **(SB)**

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

Dated : 05.07.2018

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

With the consent of both the learned counsel for parties, **S.O.**
18/07/2018.

Vice Chairman (J)

dnk.

O.A. No. 567/2017 with C.A.09/2018 (SB)

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

Dated : 05.07.2018

Shri A.Z. Jibhkate, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1&2, Shri Anupkumar Parihar, Id. counsel for R-3&4 and Shri D.M. Kakani, Id. counsel for R-5.

At the request of learned counsel for R-3&4, **S.O. Next week.**

Vice Chairman (J)

dnk.

O.A. No. 839/2017 **(SB)**

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

Dated : 05.07.2018

Heard Shri B.W. Patil, Id. counsel
for the applicant and Shri A.P. Potnis, Id.
P.O. for R-1&2. None for R-3.

Closed for orders.

Vice Chairman (J)

dnk.

O.A. No. 530/2013

(D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan, Member(A)

Dated : 5th July 2018.

C.A. No.126/2016 in C.P.(St.)

No.490/2016.

Heard Shri R.S. Khobragade, the Ld. counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents.

The Ld. P.O. has placed on record a copy of judgment passed in W.P. No. 4539/2016 by the Hon'ble High court, Bench at Nagpur, from which it seems that the judgment delivered by this Tribunal on 31.8.2015 in O.A. No.530/2013 has been quashed and set aside. In view thereof, no cause of action arises for contempt. Hence, C.A. in C.P.(St.) stands disposed of accordingly.

Member(A)
Chairman(J)

Vice-

pdg.

O.A. (St.) No. 3137/2017 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan, Member(A)**

Dated : 5th July 2018.

C.A. No.581/2017.

Heard Shri S.P. Palshikar, the Ld. counsel for the applicant and Shri A.M. Ghogre, the learned P.O. for the respondents.

The Ld. counsel for the applicant submits that the applicant has challenged the order dated 29.6.2016 (A.1) in this case. But inadvertently, in the prayer clause, prayer has not been mentioned. He is ready to file an application for amendment also, if required. However, considering the technicality, the applicant is allowed to amend the prayer clause during the course of the day. Ld. P.O. submits that reply is already file in the matter and, therefore, there is no need to file separate reply to the amended O.A.

S.O. two weeks.

Member(A)
Chairman(J)

Vice-

pdg.

O.A. No. 593/2017 (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan, Member(A)
Dated : 5th July 2018.

C.A. No.94/2018.

Heard Shri G.R. Kothari, the Ld. counsel for the applicant and Shri A.M. Khadatkar, the learned P.O. for the respondents.

For the reasons stated in the application, C.A. is allowed and disposed of.

O.A. No. 593/2017

The Ld. counsel for the applicant submits that he will file a typed copy of ineligible document within a week.

S.O. 12th July 2018.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 133/2015 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

C.A. No.98/2018.

Heard Shri R.S. Khobragade,
the Ld. counsel for the applicant
and Shri S.A. Sainis, the learned
P.O. for the respondents.

For the reasons stated in the
application, C.A. is allowed and
disposed of.

O.A. No. 133/2015

S.O. two weeks for final hearing.

Member(A) Vice-
Chairman(J)

pdg.

O.A. No. 704/2015 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

C.A. No.120/2018.

Heard Shri P.V. Thakre, the
Ld. counsel for the applicant and
Shri P.N. Warjekar, the learned
P.O. for the respondents.

For the reasons stated in the application, C.A. is allowed and disposed of.

O.A. No. 704/2015

S.O. two weeks.

Member(A)

Vice-Chairman(J)

pdg.

O.A. No. 687/2016 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,**

Member(A)

Dated : 5th July 2018.

C.P. No.40/2017.

Heard Shri S.G. Lacharwar,
the Ld. counsel for the applicant

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

S.O. **one week** for filing reply
at hte request of Ld. P.O.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 290/2013 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,**

Member(A)

Dated : 5th July 2018.

C.P. No.30/2018.

Heard Shri N.R. Saboo, the Ld. counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondent No.1.

2. On 18.1.2018 in O.A.No. 290/2013, the respondents were directed to regularize the services of the applicant as Van Majur as per the G.R. dated 10.10.2012 and to grant them all consequential and financial benefits as maybe admissible within three months from the date of order. It seems that the applicant has also issued legal notice before initiating contempt proceedings. Till today, order is not complied with.

3. Issue notice to remaining respondents returnable in **four weeks**.

4. Shri S.A. Sanis, the learned P.O. waives notice for R-1. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. Applicant is directed to

file Affidavit of compliance and notice.

9. In case notice is not collected within **seven 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.**

11. The respondent No.3 shall file reply affidavit for compliance without fail on the next date.

Member(A)

Vice-Chairman(J)

pdg.

O.A. No. 304/2014 (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.

C.P. No.31/2018.

Heard Shri N.R. Saboo, the
Ld. counsel for the applicant and
Shri S.A. Sainis, the learned P.O.
for the respondent No.1.

2. On 18.1.2018 in O.A.No.
304/2014, the respondents were
directed to regularize the services
of the applicant as Van Majur as
per the G.R. dated 10.10.2012 and
to grant them all consequential and
financial benefits as maybe
admissible within three months
from the date of order. It seems that
the applicant has also issued legal
notice before initiating contempt
proceedings. Till today, order is not
complied with.

3. Issue notice to remaining respondents returnable in **four weeks**.

4. Shri S.A. Sanis, the learned P.O. waives notice for R-1. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

9. In case notice is not collected within **seven 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.**

11. The respondent No.3 shall file reply affidavit for compliance without fail on the next date.

Member(A)

Vice-Chairman(J)

pdg.

O.A. No. 305/2014 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

C.P. No.32/2018.

Heard Shri N.R. Saboo, the
Ld. counsel for the applicant and
Shri S.A. Sainis, the learned P.O.
for the respondent No.1.

2. On 18.1.2018 in O.A.No.
305/2014, the respondents were
directed to regularize the services
of the applicant as Van Majur as
per the G.R. dated 10.10.2012 and
to grant them all consequential and
financial benefits as maybe

admissible within three months from the date of order. It seems that the applicant has also issued legal notice before initiating contempt proceedings. Till today, order is not complied with.

3. Issue notice to remaining respondents returnable in **four weeks**.

4. Shri S.A. Sanis, the learned P.O. waives notice for R-1. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

9. In case notice is not collected within **seven 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.**

11. The respondent No.3 shall file reply affidavit for compliance without fail on the next date.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 306/2014 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

C.P. No.33/2018.

Heard Shri N.R. Saboo, the Ld. counsel for the applicant and Shri S.A. Sainis, the learned P.O. for the respondent No.1.

2. On 18.1.2018 in O.A.No. 306/2014, the respondents were directed to regularize the services of the applicant as Van Majur as per the G.R. dated 10.10.2012 and to grant them all consequential and financial benefits as maybe admissible within three months from the date of order. It seems that the applicant has also issued legal notice before initiating contempt proceedings. Till today, order is not complied with.

3. Issue notice to remaining respondents returnable in **four weeks**.

4. Shri S.A. Sanis, the learned P.O. waives notice for R-1. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

9. In case notice is not collected within **seven 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.**

11. The respondent No.3 shall file reply affidavit for compliance without fail on the next date.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 709/2016 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

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

The Ld. P.O. submits that reply of respondent Nos. 1 and 2 is not necessary.

Since the pleadings are complete, O.A. is admitted and kept for final hearing in due course.

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

Member(A)
Chairman(J)

Vice-

pdg.

O.A. No. 733/2017 (D.B.)

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

**Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

Heard Shri C.V. Khadse,, the
Ld. counsel for the applicant and
Shri S.A. Deo, the learned C.P.O.
for the respondents.

At the request of Ld. CPO,
S.O. **two weeks** as a last chance
for filing reply.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 93/2018 (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.

Heard Shri C.V. Khadse, the
Ld. counsel for the applicant and
Shri V.A. Kulkarni, the learned
P.O. for the respondents.

The Ld. counsel for the
applicant submits that he has
already filed service affidavit. Ld.
P.O. seeks time to file reply.

S.O. two weeks.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 314/2018 (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.

Heard Shri R.V. Shiralkar, the
Ld. counsel for the applicant and
Shri H.K. Pande, the learned P.O.
for the respondents.

S.O. **four weeks** for filing
reply by Ld. P.O.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 396/2018 (D.B.)

Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan, Member(A)
Dated : 5th July 2018.

Heard Shri N.D. Thombre, the Ld. counsel for the applicant and Shri V.A. Kulkarni, the learned P.O. for the respondents 1 to 4. Shri P.S. Wathore, Ld. Adv. for R.5.

The Ld. counsel for the applicant submits that the respondent Nos. 3 to 5 have not released the salary of the applicant alongwith arrears of salary and, therefore, he is claiming the same.

The Ld. P.O. is requested to take instructions as regards why salary has not been paid to the applicant. Ld. Adv. for R.5 submits that he will file Vakalatnama during the course of the day.

S.O. **two weeks** for filing reply by Ld. P.O.

Member(A)

Vice-Chairman(J)

pdg.

O.A. No. 689/2015 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

Heard Shri S.R. Menditetta,
the Ld. counsel for the applicant
and Shri A.M. Ghogre, the learned
P.O. for the respondents.

Closed for orders.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 835/2016 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

Heard Shri R.V. Shiralkar, the
Ld. counsel for the applicant and
Shri S.A. Deo, the learned C.P.O.
for the respondents.

Closed for orders.

Member(A)

Vice-Chairman(J)

pdg.

O.A. No. 367/2008 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

None for the applicant.
Heard Shri P.N. Warjekar, the
learned P.O. for the respondents.

Closed for orders.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 915/2012 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

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

At the request of the Ld.
counsel for the applicant, S.O. **one**
week as a last chance.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 651/2017 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

Heard Shri S. D. Chande, the
Ld. counsel for the applicant and
Shri H.K. Pande, the learned P.O.
for the respondents.

S.O. **9.7.2018** for removing
objection by Ld. counsel for the
applicant.

Member(A) Vice-Chairman(J)

pdg.

**O.A. No. 227/2018
(D.B.)**

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

C.A. No.86/2018.

Heard Shri R.R. Rathod, the
Ld. counsel for the applicant and
Shri A.M. Khadatkar, the learned
P.O. for the respondent No.1. Ms.
A.M. Sudame, Adv. for R.2.

The Ld. counsel for the
applicant submits that the applicant

wants to withdraw the O.A. and seeks permission for the same. O.A. stands disposed of as withdrawn with no order as to costs. Consequently, C.A. also stands disposed of.

Member(A) Vice-Chairman(J)

pdg.

**O.A. No. 479/2018
(D.B.)**

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,
Member(A)
Dated : 5th July 2018.**

Heard Ms. A.K. Shah, the Ld. counsel for the applicant and Shri P.N. Warjekar, the learned P.O. for the respondents.

S.O. 9th July 2018.

To be kept with O.A. No.
218/2018

To be treated as part heard.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 218/2018 (D.B.)

**Coram: Shri J.D. Kulkarni,
Vice-Chairman (J) and
Shree Bhagwan,**

Member(A)

Dated : 5th July 2018.

Heard Ms. A.K. Shah, the Ld.
counsel for the applicant and Shri

P.N. Warjekar, the learned P.O. for
the respondents.

S.O. 9th July 2018.

To be kept with O.A. No.
479/2018

To be treated as part heard.

Member(A) Vice-Chairman(J)

pdg.

O.A. No. 383/2018 (D.B.)

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

Dated : 5th July 2018.

Heard Shri S.P. Palshikar, the
Ld. counsel for the applicant and
Shri , the learned P.O. for the
respondents.

S.O.

Chairman(J)

Vice-

pdg.

O.A.No.868/2017 (S.B.)

Coram : Hon. Shri Shree Bhagwan,

Member (A)

Dated : 05.07.2018.

C.A.No.24/18:-

Shri R.S.Khobragade, Id. counsel for the applicant and Shri A.M.Khadatkar, Id. P.O. for the respondent nos. 1 and 2. Shri Anupkumar Parihar, Id. Counsel for respondent no. 3.

Condonation of delay application is not accepted. However, in view of Justice, the representation of applicant on page no. 16 to District Health Officer is considered and District Health Officer and Deputy Director are directed to Disposed off the application as early as possible.

Hence, C.A. in O.A. is disposed off. No order as to costs.

Member

(A)

aps.

O.A.No.805/2016 (S.B.)

Coram : Hon. Shri Shree Bhagwan,
Member (A)

Dated : 05.07.2018.

C.A.No.145 & 146/18:-

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

C.A. for amendment is allowed as
well as C.A. for early hearing is also
allowed. The Id. Counsel for the applicant is
allowed to do the necessary amendment
within two days. The matter will be listed
after two weeks for final hearing.

S.O. two weeks.

Member (A)

aps.

O.A.No.344/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

Heard Shri P.V.Thakre, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondent nos. 1 & 2. Await service of respondent nos. 3 to 5.

The Id. Counsel for the applicant submits that the respondent nos. 2, 4 and 5 notices are served. However, the respondent no. 3 is yet to be serve. The Id. Counsel for the applicant will ensure that notice to the respondent no. 3 is served as early as possible. The Id. P.O. seeks two weeks time to file affidavit-in-reply.

S.O. two weeks

As per the Tribunal order dated 05/06/2018 in para no. 02 is continued till next date of hearing.

Member (A) aps.

O.A.No.366/2018 (S.B.)

Coram : Hon. Shri Shree Bhagwan,

Member (A)

Dated : 05.07.2018.

Heard Shri D.M.Surjuse, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the State. Await service of respondent no. 2.

The Id. Counsel for the applicant desires to add the respondent no. 3, who is a selected candidate with name Mangesh Suresh Dakode. He is permitted to do so. The Id. P.O. seeks three weeks time to file affidavit-in-reply.

S.O. three weeks.

Member (A) aps.

O.A.No.403/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

Heard Shri S.P.Chavhan holding for Shri M.Rajkondwar, Id. counsel for the applicant and Shri H.K.Pande, Id. P.O. for the State. Await service of respondent no. 2.

The Id. Counsel for the applicant submits that notices to the respondent no.

2 is not served till now. He will serve the same within two weeks.

At this request, **S.O. two weeks.**

Member (A) aps.

O.A.No.447/2018 (S.B.)

Coram : Hon. Shri Shree Bhagwan,

Member (A)

Dated : **05.07.2018.**

Heard Ms.A.K.Shah, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the State. Await service of respondent no. 1.

The Id. P.O. has submitted that the meeting is delayed due to Assembly. So he seeks time till the completion of the same. The matter will be listed on 21/08/2018. Meanwhile, the Id. P.O. is directed to place details of meeting in the next hearing.

At the request of Id. P.O., **S.O.**
21/08/18.

Member (A) aps.

O.A.No.943/2017 (S.B.)

Coram : Hon. Shri Shree Bhagwan,
Member (A)

Dated : 05.07.2018.

Heard Ms.A.Lanjewar holding for Shri P.D.Meghe, Id. counsel for the applicant, Shri V.A.Kulkarni, Id. P.O. for the

respondent nos. 1 to 3 and Shri V.G.Wankhede, Id. Counsel for respondent no. 4.

The Id. Counsel for the respondent no. 4 files the affidavit-in-reply on behalf of the respondent no. 4. The same is taken on record. Copies are served to the other sides.

It is further submitted by respondent no. 4 by the affidavit-in-reply that the entire payment of G.P.F. amount as well as leave encashment amount is also paid to the applicant. However, the Group Insurance Scheme payment is under process. It is further submitted that the service book will be completed within a month time.

The respondent no. 4 is directed to submit the documentary evidence for the

statement made in para no. 3 of the affidavit-in-reply. The Id. Counsel for the applicant is also directed to take instruction from the respondent no. 4, whether this payment has been received or not.

S.O. in any case service book should be completed within one month time and proposal of pension should be submitted to Accountant General office.

S.O. four weeks.

Member (A) aps.

O.A.No.33/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

Heard Shri N.R.Saboo, Id. counsel for the applicant and Shri V.A.Kulkarni, Id. P.O. for the respondents.

The affidavit-in-reply has already been filed and pleadings are also completed, the matter be **admitted** and kept for final hearing.

S.O. two weeks.

*Put up this matter alongwith
O.A.782/2016 & 219/2018.*

Member (A) aps.

O.A.No.219/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

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

The affidavit-in-reply has already
been filed and pleadings are also
completed, the matter be **admitted** and
kept for final hearing.

S.O. two weeks.

*Put up this matter alongwith
O.A.782/2016 & 33/2018.*

Member (A) aps.

O.A.No.265/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

Heard Shri W.G.Paunikar, Id. counsel for the applicant, Shri A.P.Potnis, Id. P.O. for the respondent nos. 1 to 4 and Ms. J.L.Jurmure, the respondent no. 5 in person.

It was directed in last hearing on 20/06/2018 to submit pensionary benefits in the tabular format in chart. However, it is not submitted today. The Id. P.O. has not performed satisfactorily.

The pensionary benefits like G.P.F., Gratuity, Leave encashment, G.I.S. and Regular Pension/ Provisional Pension are to be listed and what has been paid and what has not been paid for what reason should be submitted in detail. It should be

collected from the department and submitted the same in the tabular format.

The respondent no. 5 in person files affidavit-in-reply. It is taken on record. Copies are served to the other sides.

The Id. P.O. is directed to take report from the Project Officer and if it is not filed in the next date then Project Officer and Additional Tribal Commissioner will be directed to appear personally before this Tribunal and explain the reason.

S.O. 12/07/2018.

Steno copy granted.

Member (A) aps.

O.A.No.282/2018 (S.B.)

Coram : Hon. Shri Shree Bhagwan,

Member (A)

Dated : 05.07.2018.

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

The Id. P.O. desires two weeks time to file affidavit-in-reply. At his request, **S.O. two weeks.**

*Put up this matter alongwith
O.A.283/2018.*

Member (A) aps.

O.A.No.283/2018 (S.B.)

Coram : Hon. Shri Shree Bhagwan,

Member (A)

Dated : 05.07.2018.

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

The Id. P.O. desires two weeks time to file affidavit-in-reply. At his request, **S.O. two weeks.**

*Put up this matter alongwith
O.A.282/2018.*

Member (A) aps.

O.A.No.338/2018 (S.B.)

Coram : Hon. Shri Shree Bhagwan,

Member (A)

Dated : 05.07.2018.

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

The Id. P.O. submits that the affidavit-in-reply has been received but it will take two weeks time to file the same. At his request, **S.O. two weeks** time to file reply.

*Interim relief granted on 05/06/218
in para no. 2 is continued till next hearing.*

Member (A)aps.

O.A.No.350/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

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

The matter is placed first time, so
the Id. P.O. seeks four weeks time to file
affidavit-in-reply. At his request, **S.O. four
weeks.**

Member (A) aps.

O.A.No.361/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

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

At the request of Id. P.O., S.O. two weeks for affidavit-in-reply. **S.O. two weeks.**

Interim order is granted on 06/06/2018 in para no. 2 is continued till next date of hearing.

Member (A) aps.

O.A.No.395/2018 (S.B.)

**Coram : Hon. Shri Shree Bhagwan,
Member (A)**

Dated : 05.07.2018.

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

The Id. P.O. has filed the affidavit-in-reply on behalf of the respondent no. 3. The same is taken on record. Copy is served to the other side.

However, the Id. Counsel for the applicant points out that reply of respondent no. 2 is necessary, so the Id. P.O. is directed to get the reply of respondent no. 2 as early as possible.

At the request of Id. P.O., S.O. two weeks for affidavit-in-reply. **S.O. two weeks.**

Member (A) aps.

O.A.No.402/2018 (S.B.)

Coram : Hon. Shri Shree Bhagwan,
Member (A)

Dated : 05.07.2018.

Heard Shri M.I.Dhatrak, Id. counsel for the applicant and Shri S.A.Sainis, Id. P.O. for the State.

2. The Id. Counsel for the applicant pointed out that he wants to amend the O.A. because somebody else has been transferred at his place. He is permitted for the same. Issue fresh notice to the newly added respondent after amending the O.A.

3. *In order dated 13/06/2018 in para no. 3, the respondents are directed not to relieve the applicant till further orders, the same relief is continued till next date of hearing.*

4. Issue fresh notice to R-2, returnable on three weeks. Learned P.O. waives notice for R-1. Hamdast allowed.

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 O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

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 affidavit of compliance in the Registry within one week. 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. three weeks.**

Member (A)aps.

