

O.A. No. 793/2017 with C.A.498/2017 **(DB)**

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

Dated : 19.12.2017

None for the applicants.

M.I. Khan, Id. P.O. for the respondents.

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

Vice Chairman (J)

dnk.

O.A. No. 417/2016 (DB)

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

Dated : 19.12.2017

C.A. 524/2017

None for the applicant.

M.I. Khan, Id. P.O. for the
respondent nos. 1 &2. None for R-3.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. No. 749/2016 (DB)

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

Dated : 19.12.2017

C.A. 544/2017

None for the applicant.

Shri V.A. Kulkarni,, Id. P.O. for the
respondents.

S.O. four weeks.

Vice Chairman (J)

dnk.

O.A. No. 529/2017 (DB)

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

Dated : 19.12.2017

C.A. 566/2017 in O.A.529/2017

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

Closed for orders.

Vice Chairman (J)

dnk.

O.A. No.260/2017 (DB)

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

Dated : 19.12.2017

None for the applicant.

Shri H.K. Pande, Id. P.O. for the respondents.

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

Put up along with other connected matter.

Vice Chairman (J)

dnk.

O.A. No.262/2017 (DB)

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

Dated : 19.12.2017

None for the applicant.

Shri H.K. Pande, Id. P.O. for the respondents.

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

Put up along with other connected matter.

Vice Chairman (J)

dnk.

O.A. No.436/2017 (DB)

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

Dated : 19.12.2017

Shri Rohan Chandurkar, Id. counsel for the applicants and Shri A.M. Ghogre, Id. P.O. for the respondents.

The learned P.O. files affidavit-in-reply on behalf of R-1 to 5. It is taken on record. Copy is served to the Id. counsel for the applicants. He wants to go through the same.

S.O. two weeks for filing rejoinder, if any.

Vice Chairman (J)

dnk.

O.A. No.808/2017 (DB)

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

Dated : 19.12.2017

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

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

Vice Chairman (J)

dnk.

O.A. No.445/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

MCA No.76/2017.

Heard Shri D.M. Kakani, the Ld. counsel for the applicant and Shri M.I. Khan, the Ld. P.O. for respondent No. 1. Shri S.N. Gaikwad, Ld. counsel for respondent No.2.

The Ld. counsel for the applicant submits that in the judgment it has been observed that the applicant has already joined at Bhamragarh. But in fact, the applicant has not joined there and he is on leave. The applicant, therefore, seeks correction in the judgment to that effect. The Ld. P.O. submits that he will take instructions as to whether the applicant had joined at Bhamragarh and if not, whether the respondent authorities are ready to allow the applicant to join.

S.O. after vacation.

Vice-Chairman(J)

pdg

O.A. No.256/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

C.A. No.237/2017.

Heard Shri V.B. Dhage, the Ld. counsel for the applicants and Shri S.A. Deo, the Ld. C.P.O. for the respondents.

The Ld. counsel for the applicants submits that he will go through the application to sue jointly and will see whether a

detailed application is to be filed for which he seeks four weeks' time.

S.O. **four weeks.**

Chairman(J) Vice-

pdg

O.A. (St.) No.2798/2017 with C.A. No.521/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Miss Meenaxi Iyer, the Ld. counsel for the applicant and Shri P.N. Warjekar, the Ld. P.O. for the respondents.

This C.A. is filed for condonation of delay. In the O.A., the applicant is claiming higher pay scale on the post of Civil Engineering Assistant w.e.f. 31.1.2004 to 30.1.2007 and on the post of Junior Engineer w.e.f. 31.1.2007 to 31.7.2017. It is stated that the applicant came to know about the circular during the end of September 2017 and, therefore, there is a delay of 31 days in filing this O.A. It was asked to the applicant as to whether the applicant has filed any representation before approaching this Tribunal. On this query, the applicant has filed representation to the competent authority during the pendency of the O.A. i.e. on 7.12.2017 A copy of the said

representation is placed on record and marked "X" for identification.

The Ld. counsel for the applicant submits that the application can be disposed of with directions to respondent Nos. 1 and 2 to take a decision on the representation Exh.'X' within stipulated period for which there is no objection from the learned P.O. In view thereof, following order is passed:-

ORDER

- (i) O.A. (St.)
No.2798/2017
stands disposed of with directions to the respondent Nos. 1 and 2 to take a decision on the representation filed by the applicant on 7.12.2017 within a period of three months from the date of this order.
- (ii) Decision shall be taken as per rules

and regulations
and as per merit
of the case.

- (iii) It is needless to mention that the applicant will be entitled to file a separate O.A., in case his representation is not considered properly.
- (iv) C.A. accordingly also stands disposed of.

Chairman(J)

Vice-

pdg

O.A. No.57/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

C.A. No.357/2017.

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

The applicant has not collected hamdast. Hence, the matter be kept for dismissal after **two weeks.**

Vice-
Chairman(J)

pdg

O.A. No.957/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

C.A. No.570/2017.

Heard Shri N.B. Kalwaghe, the Ld. counsel for the applicants and Shri S.A. Deo, the Ld. C.P.O. for the respondent No.1.

For the reasons stated in the C.A., leave to sue jointly as prayed for is granted, subject to the applicants' paying requisite

Court fees, if not already paid. C.A. is disposed of accordingly.

O.A. No.957/2017.

1. Issue notice to respondent No.2 and 3 returnable **after winter vacation.**

2. Shri S.A. Deo, the learned C.P.O. waives notice for respondent No.1. Hamdast granted.

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

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

6. The service may be done by hand delivery, speed post or courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within three weeks. Applicant is directed to file Affidavit of compliance and notice.

Vice-
Chairman(J)

pdg

O.A. No.962/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

C.A. No.572/2017.

Heard Shri N.B. Kalwaghe, the Ld. counsel for the applicants and Shri S.A. Deo, the Ld. C.P.O. for the respondents.

For the reasons stated in the C.A., leave to sue jointly as prayed for is granted, subject to the applicants' paying requisite Court fees, if not already paid. C.A. is disposed of accordingly.

O.A. No.962/2017.

1. Issue notice to respondent No.2 and 3 returnable **after winter vacation.**
2. Shri S.A. Deo, the learned C.P.O. waives notice for respondent No.1. Hamdast granted.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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.

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

6. The service may be done by hand delivery, speed post or courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within three weeks. Applicant is directed to file Affidavit of compliance and notice.

Vice-
Chairman(J)

pdg

O.A. No.714/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

None for the applicant. Shri S.A. Deo, the Ld. C.P.O. for the respondent No.1.

Await service to R. 2 and 3.

S.O. after winter vacation.

Chairman(J) Vice-

pdg

O.A. No.796/2017.

**Coram: J.D.Kulkarni, Vice-
Chairman**

Dated : 19th December 2017.

None for the applicant. Shri
S.A. Deo, the Ld. C.P.O. for the
respondent No.1.

Await service to R. 2 to 4.

S.O. **after winter vacation.**

Vice-
Chairman(J)

pdg

O.A. No.839/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

None for the applicant. Shri S.A. Deo, the Ld. C.P.O. for the respondent No.1. None for R. 3.

Await service to R. 2.

S.O. **after winter vacation.**

Vice-
Chairman(J)

pdg

O.A. No.868/2017.

**Coram: J.D.Kulkarni, Vice-
Chairman**

Dated : 19th December 2017.

Heard Shri R.S. Khobragade, the Ld. counsel for the applicant and Shri S.A. Deo, the Ld.C.P.O. for the respondent No. 1. None for R.3.

Await service to R.2.

The Ld. counsel for the applicant seeks time to file an application for condonation of delay.

S.O. after winter vacation.

Vice-
Chairman(J)

pdg

O.A. No.877/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri N.R. Saboo, the Ld. counsel for the applicant and Shri S.A. Deo, the Ld. C.P.O. for the respondents.

The Ld. counsel for the applicant submits that he will file service affidavit during the course of the day. Ld. CPO also seeks time.

S.O. four weeks.

Vice-
Chairman(J)

pdg

O.A. No.880/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri N.R. Saboo, the
Ld. counsel for the applicant and

Shri S.A. Deo, the Ld. C.P.O. for the respondents.

The Ld. counsel for the applicant submits that he will file service affidavit during the course of the day. Ld. CPO also seeks time.

S.O. **four weeks.**

Vice-
Chairman(J)

pdg

O.A. No.883/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

None for the applicant. Shri M.I. Khan, the Ld. P.O. for the respondent No.1.

Await service to R. 2 to 4.

S.O. **after winter vacation.**

Vice-
Chairman(J)

pdg

O.A. No.922/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

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

The Ld. counsel for the applicant submits that he has filed service affidavit of R. 2 and 3.

Ld. P.O. has filed reply of R. 2 & 3. He seeks time to file reply of R. 1 and 4.

S.O. after winter vacation.

Vice-
Chairman(J)

pdg

O.A. No.360/2017.

**Coram: J.D.Kulkarni, Vice-
Chairman**

Dated : 19th December 2017.

None for the applicant. Shri S.A. Deo, the Ld. C.P.O. for the respondents 1 to 6. None for R.7.

Ld. CPO submits that the reply affidavit of R. 4 to 6 is not necessary.

In view thereof, since reply of R. 1 to 3 is already filed, matter is admitted and kept for final hearing after **four weeks**.

Shri S.A. Deo, the Ld. C.P.O. waives notice for the respondents 1 to 6.

Vice-
Chairman(J)

pdg

O.A. No.502/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

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

Ld. P.O. seeks time to file reply.

S.O. four weeks.

Vice-
Chairman(J)

O.A. No.639/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri A.J. Kadu, the Ld. counsel for the applicant and Shri M.I. Khan, the Ld. P.O. for the respondent Nos. 1 to 4. None for R.5.

Closed for orders.

Chairman(J) Vice-

pdg

O.A. Nos.847,848,849,850 & 851 of 2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri S.N. Gaikwad, the Ld. counsel for the applicants and Shri V.A. Kulkarni, the Ld. P.O. for the respondents.

After hearing the matter for a considerable time, the Ld. P.O. submits that he will file typed copy of news item published in the newspaper "Deshonnati" tomorrow.

The Ld. counsel for the applicants has filed rejoinder in O.A.No.847/2017, the same is taken on record.

S.O. **20th December 2017.**

To be treated as part heard.

Chairman(J) Vice-

pdg

O.A. No. 519/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

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

A detailed order was passed on 4.12.2017. On that date also, nobody appeared for the applicant. It seems that the grievance for the applicant has already been redressed and, therefore, he may not be interested in prosecuting this O.A. Hence, the O.A. stands dismissed in default.

Vice-Chairman(J)

pdg

O.A. No. 610/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri G.G. Bade, the Ld. counsel for the applicants and Shri A.M. Khadatkar, the Ld. P.O. for the respondents.

At the request of Ld. P.O., S.O. **four weeks.**

Chairman(J) Vice-

pdg

O.A. No. 734/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri N.R. Saboo, the Ld. counsel for the applicant and Shri P.N. Warjekar, the Ld. P.O. for the respondents 1 and 2. Shri A.P. Tathod, Ld. Adv. for R.3.

The Ld. P.O. has filed reply on behalf of R. 1 and 2. Copies thereof are supplied to

the other sides. Ld. counsel for R.3 submits that he has no role to play.

The Ld. counsel for the applicant submits that he will go through the reply and file rejoinder, if necessary.

S.O. **after winter vacation.**

Vice-Chairman(J)

pdg

O.A. No. 777/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

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

The Ld. counsel for the applicant today has placed on record a copies of representation which he has filed before the Commissioner of Education, Pune. Those copies are marked "X", "X-1" and "X-II" for the purpose of identification. The Ld. counsel for the applicant submits that the application be disposed of with directions to the respondents authorities to consider his representation as per merit within a stipulated period. In view thereof, application stands disposed of with direction to respondent No.2 i.e. the Commissioner of Education, Pune to take a decision on the representation filed by the applicant vide Exhs. "X", "X-1" and "X-II" within a period of **two months** from the date of this order. No order as to costs.

Steno copy be provided to the Ld. P.O.

Vice-Chairman(J)

O.A. No.806 /2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

None for the applicants. Shri V.A. Kulkarni, the Ld. P.O. for the respondents.

S.O. after winter vacation.

Vice-
Chairman(J)

pdg

O.A. No.874 /2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

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

S.O. **four weeks.**

Chairman(J) Vice-

pdg

O.A. No.470 /2016.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

None for the applicant. Shri A.M. Ghogre, the Ld. P.O. for the respondents 1 and 2. None for R.3.

S.O. **four weeks.**

Vice-
Chairman(J)

pdg

O.A. No.320/2017.

Coram: J.D.Kulkarni, Vice-Chairman

Dated : 19th December 2017.

Heard Shri N.R. Saboo, the Ld. counsel for the applicant and Shri H.K. Pande, the Ld. P.O. for the respondents 1 to

3. Shri G.G. Bade, Adv. holding for Shri H.A. Deshpande, Ld. counsel for R.4.

After hearing the matter for a considerable time, the Ld. counsel for the applicant submits that he will take instructions as to when the applicant will join at Sakoli for which he seeks one week's time.

S.O. **after winter vacation.**

To be treated as part heard.

Vice-
Chairman(J)

pdg

