

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 09.08.2019</p> <p style="text-align: center;">O.A.No.555 of 2019</p> <p>M.R. Holkar Applicant Versus The State of Maharashtra & Ors. Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri H. Kadiani, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents. 2. In the present O.A. the Applicant is aggrieved by the impugned transfer order dated 31.05.2019 as his choices given as per the Circular dated 09.04.2018 was not considered. Besides, the competency of the transferring authority is also challenged. 3. In the present matter notices were issued on 17.06.2019 and issue of interim relief was kept upon. Though enough time is granted Respondents have not filed reply. 4. On the above background, learned Advocate Shri H. Kadiani for the Applicant seeks interim relief restraining the Respondents from filling-in the post of Scientific Laboratory Office in the office of Scientific Laboratory Officer, Rural Hospital Jejuri, Pune. The Applicant has given preferences wherein the present post is at preference No.1. Learned Advocate for the Applicant submits that the said post is till date vacant and if the interim relief is not granted in that event the very purpose of filing of O.A. will be defeated. 5. Despite enough time, Respondents have not filed reply and therefore it will be appropriate to grant interim relief to protect the interest of the Applicant. 6. For the aforesaid reasons interim relief prayed in paragraph 10(b) is granted. If the post is not filled-in till date then it should not be filled-in. 7. In the meantime, Respondents to consider the options given by the Applicant and to explore the possibility of posting at those places. Two weeks time is lastly granted for filing reply. 8. Hamdast and steno copy is allowed. S.O. to 23.08.2019. <p style="text-align: right;">Sd/-</p> <p style="text-align: right;">(A.P. Kurhekar) Member(J)</p> <p>ork</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No. _____ of 20 _____

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 09.08.2019</p> <p>O.A.No.536 of 2019</p> <p>A.R. Lembhe Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents.</p> <p>2. Today learned Advocate Shri R.M. Kolge for the Applicant has filed affidavit-in-rejoinder. It is taken on record.</p> <p>3. At the request of learned P.O. Smt. K.S. Gaikwad adjourned to 23.08.2019. To be placed with connected O.A.No.511 of 2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 09.08.2019</p> <p>O.A.No.402 of 2017</p> <p>T.H. Dhekale Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. Today learned P.O. Shri A.J. Chougule for the Respondents have filed affidavit-in-reply on behalf of Respondent No.8. Though it is filed belatedly, the same is taken on record.</p> <p>3. Adjourned to 29.08.2019 for final hearing.</p> <p style="text-align: center;">^ Sd/- v- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 09.08.2019</p> <p>O.A.No.638 of 2017</p> <p>S.B. Ambapkar Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Smt. Archana B.K., learned P.O. for the Respondents.</p> <p>2. The matter pertains to grant of retiral benefits. However, it appears that after filing of the O.A. some of the benefits have been already released. It is therefore, necessary to ascertain what are the outstanding dues.</p> <p>3. Learned P.O. Smt. Archana B.K. for the Respondents is therefore directed to call concerned person with file and apprise the Tribunal about the details of the benefit released and outstanding.</p> <p>4. Learned Advocate Shri M.D. Lonkar for the Applicant also submitted that he will call his client for clarification and to confirm the exact amount still outstanding.</p> <p>5. S.O. to 29.08.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 09.08.2019</p> <p style="text-align: center;">O.A.No.555 of 2019</p> <p>M.R. Holkar Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri H. Kadiani, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents.</p> <p>2. In the present O.A. the Applicant is aggrieved by the impugned transfer order dated 31.05.2019 as his choices given as per the Circular dated 09.04.2018 was not considered. Besides, the competency of the transferring authority is also challenged.</p> <p>3. In the present matter notices were issued on 17.06.2019 and issue of interim relief was kept upon. Though enough time is granted Respondents have not filed reply.</p> <p>4. On the above background, learned Advocate Shri H. Kadiani for the Applicant seeks interim relief restraining the Respondents from filling-in the post of Scientific Laboratory Office in the office of Scientific Laboratory Officer, Rural Hospital Jejuri, Pune. The Applicant has given preferences wherein the present post is at preference No.1. Learned Advocate for the Applicant submits that the said post is till date vacant and if the interim relief is not granted in that event the very purpose of filing of O.A. will be defeated.</p> <p>5. Despite enough time, Respondents have not filed reply and therefore it will be appropriate to grant interim relief to protect the interest of the Applicant.</p> <p>6. For the aforesaid reasons interim relief prayed in paragraph 10(b) is granted. If the post is not filled-in till date then it should not be filled-in.</p> <p>7. In the meantime, Respondents to consider the options given by the Applicant and to explore the possibility of posting at those places. Two weeks time is lastly granted for filing reply.</p> <p>8. Hamdast and steno copy is allowed. S.O. to 23.08.2019.</p> <p style="text-align: center;">Sd/-</p> <p style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 09.08.2019</p> <p>O.A.No.664 of 2019</p> <p>B.D. Kamble Applicant Versus Respondents The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. Applicant and learned Advocate for the Applicant are absent.</p> <p>3. Learned P.O. Shri A.J. Chougule for the Respondents files affidavit-in-reply on behalf of Respondent No.2 and has adopted on behalf of Respondent No.1 also.</p> <p>4. The matter is adjourned for hearing at the stage of admission.</p> <p>5. S.O. to 28.08.2019.</p> <p style="text-align: right;">^ Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 09.08.2019</p> <p>O.A.No.681 of 2019</p> <p>S.S. Patil Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Shri A.J. Chougule, learned P.O. for the Respondents.</p> <p>2. Learned P.O. Shri A.J. Chougule for the Respondents submits that affidavit-in-reply will be filed during the course of the day. Statement is accepted. It be taken on record.</p> <p>3. Learned Advocate Smt. Punam Mahajan for the Applicant submits that affidavit-in-rejoinder will be filed during the course of the day. Statement is accepted. It may be taken on record.</p> <p>4. The matter is adjourned for hearing at the stage of admission.</p> <p>5. S.O. to 16.08.2019.</p> <p style="text-align: right;">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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	<p>Date : 09.08.2019</p> <p align="center">O.A.No.746 of 2019</p> <p>R.B. Sahu Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. holding for Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Today learned P.O. Smt. K.S. Gaikwad has filed affidavit-in-reply on behalf of Respondents No.1 and 2. It is taken on record. One week time is granted for filing affidavit-in-rejoinder.</p> <p>3. Adjourned to 13.08.2019 for hearing with connected O.A.No.589 /2019.</p> <p align="right">Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

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Office Notes, Office Memoranda of Coram. Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p>Date : 09.08.2019</p> <p>O.A.No.589 of 2019</p> <p>R.B. Sahu Applicant Versus The State of Maharashtra & Ors. Respondents</p> <p>1. Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. holding for Ms. S.P. Manchekar, learned C.P.O. for the Respondents.</p> <p>2. Today learned P.O. Smt. K.S. Gaikwad has filed affidavit-in-sur-rejoinder. It is taken on record.</p> <p>3. Adjourned to 13.08.2019 for hearing with connected O.A.No.746 /2019.</p> <p>Sd/- (A.P. Kurhekar) Member(J)</p> <p>prk</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p data-bbox="753 389 948 415">Date : 09.08.2019</p> <p data-bbox="967 437 1185 464">O.A.No.528 of 2019</p> <p data-bbox="753 499 1354 592">A.A. Chile Applicant Versus The State of Maharashtra & Ors. Respondents</p> <ol data-bbox="753 637 1399 1765" style="list-style-type: none"><li data-bbox="753 637 1399 756">1. Heard Smt. Punam Mahajan, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned P.O. for the Respondents.<li data-bbox="753 800 1399 968">2. In the present O.A. Applicant is seeking transfer having completed normal tenure of 6 years, but her request for transfer has been rejected on the ground of workload and insufficiency of staff.<li data-bbox="753 1013 1399 1243">3. Today learned Advocate Smt. Punam Mahajan for the Applicant has filed affidavit-in-rejoinder contending that the Respondents have transferred so many employees though they have not completed normal tenure and she is subjected to discrimination.<li data-bbox="753 1287 1399 1508">4. The perusal of minutes of Civil Services Board (C.S.B.) reveals that the Department had recommended her transfer as per choice given by the Applicant. However, the C.S.B. rejected it on the ground of workload and shortage of staff.<li data-bbox="753 1552 1399 1685">5. On the request of learned P.O. Smt. K.S. Gaikwad for the Respondents one week time is granted to inform the correctness of the rejoinder submitted today.<li data-bbox="753 1729 1399 1765">6. Adjourned to 16.08.2019 for hearing (P.H.) <p data-bbox="1127 1827 1192 1862" style="text-align: center;">Sd/-</p> <p data-bbox="1078 1893 1247 1959" style="text-align: center;">(A.P. Kurhekar) Member(J)</p> <p data-bbox="747 1990 779 2017">prk</p>

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Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p align="center"><u>M.A. No.361 of 2019 in O.A. No.645 of 2017</u></p> <p>M.A. Damale ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant, Shri S.D. Shinde, learned Advocate for Respondent no.1 and Ms. Neelima Gohad, learned Presenting Officer for Respondent No.2.</p> <p>2. This MA is filed by respondent no.1 seeking extension of time to implement the orders issued on 2.4.2019 in the OA.</p> <p>3. Today during hearing the Ld. Advocate for respondent no.1 produced a communication dated 8.8.2019 directing the respondents to complete the process and take the name of the applicant on waiting list. A copy of communication is taken on record and marked 'X' for identification. Ld. Advocate for respondent no.1 submits that the process would be completed within twenty days from today.</p> <p>4. In view of the above, MA is disposed off accordingly.</p> <p align="right">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p align="center"><u>O.A.No.1121 of 2018</u></p> <p>V.V. Tamhankar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.G. Panchal learned Advocate for the Applicant and Ms. Neelima Gohad. learned Presenting Officer for the Respondents.</p> <p>2. Applicant is present in person. According to him the orders giving him Time Bound Promotion were issued on 1.9.2013. However, no financial benefits were extended to him which were due.</p> <p>3. Today during hearing Shri Manoj S. Koshti, Head Clerk, Desk-9 (Jr. Establishment), Commissioner of Police, Mumbai is present in person. He states that this is a fact and the necessary orders giving him financial benefits would be issued immediately. He makes a commitment to produce the same before this Tribunal on 16.8.2019 and provide a copy of the same to the applicant and as well as Ld. Advocate for the applicant. On enquiry it is learnt that similar benefits have not been extended to similarly situated persons as well. The respondents should make it sure that same orders are implemented in respect of all other eligible persons as well.</p> <p>4. S.O. to 16.8.2019. Steno copy and hamdast is granted. Ld. PO is directed to communicate this order to the respondents.</p> <p align="right">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.416 of 2019</u></p> <p>D.M. Birajdar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Smt. Archana B.K.. learned Presenting Officer for the Respondents.</p> <p>2. S.O. to 19.8.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>M.A. No.338 of 2019 in O.A. No.600 of 2019</u></p> <p>M.M. Dhule ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 23.8.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>M.A. No.185 of 2019 in O.A. No.347 of 2019</u></p> <p>P.A. Gangarde ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge, learned Advocate for the Applicant and Ms. Neelima Gohad. learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 19.8.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgl)</p>

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	<p style="text-align: center;"><u>M.A. No.590 of 2018 in O.A. No.991 of 2018</u></p> <p>A.S. Kamble & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.S. Tamhane, learned Advocate for the Applicants and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. This MA is filed for condoning the delay of 303 days in filing OA.</p> <p>3. For the reasons stated therein, MA is allowed and delay is condoned.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.991 of 2018</u></p> <p>A.S. Kamble & Anr. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.S. Tamhane, learned Advocate for the Applicants and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 13.9.2019.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>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.</p> <p>7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p>8. Respondent no.2 is directed to clarify the legal impediment, if any, apart from delay in application in considering his prayer. If the orders are issued in favour of the applicant the same may be communicated expeditiously.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;">1</p> <p style="text-align: center;"><u>O.A. No.336 of 2019</u></p> <p>Dr. S.S. Jadhav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri G.A. Bandiwadekar, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 9.9.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.384 of 2019</u></p> <p>A.K. Bangar ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri C.T. Chandratre, learned Advocate for the Applicant and Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. Advocate for the applicant seeks time to file rejoinder.</p> <p>3. S.O. to 23.8.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p align="center"><u>O.A. No.354 of 2019 with M.A. No.328 of 2019</u></p> <p>C.Y. Haragude ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate for the applicant are absent. Heard Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. This is old matter and applicant as well as advocate for the applicant are absent.</p> <p>3. Dismissed for want of prosecution.</p> <p align="right">Sd/- (P.N¹Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

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	<p style="text-align: center;"><u>O.A. No.598 of 2019</u></p> <p>A.B. Deshpande ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant and Advocate for the applicant are absent. Heard Ms. Neelima Gohad, learned Presenting Officer for the Respondents.</p> <p>2. Ld. PO seeks time to file reply.</p> <p>3. S.O. to 19.8.2019.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.749 of 2019</u></p> <p>V.G. Davari ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri R.M. Kolge; learned Advocate for the Applicant and Ms. Neelima Gohad. learned Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 20.9.2019.</p> <p>3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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. Respondents are put to notice that the case would be taken up for final disposal at the stage of admission hearing.</p> <p>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.</p> <p>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.</p> <p>7. In case notice is not collected within three days and if service report on affidavit is not filed three days before returnable date, OA shall stand dismissed without reference to Tribunal and papers be consigned to record.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sgj)</p>

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI**

M.A./R.A./C.A. No. of 20

IN

Original Application No. of 20

FARAD CONTINUATION SHEET No.

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
	<p style="text-align: center;"><u>O.A. No.200 of 2017</u></p> <p>S.B. Kashid ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Applicant in person is absent. Heard Shri A.J. Chougule, learned Presenting Officer for the Respondents.</p> <p>2. Respondent no.2 has filed affidavit on 14.9.2017 stating that GR issued on 9.8.2017 covers his case.</p> <p>3. OA is dismissed for want of prosecution and in the light of the GR mentioned above.</p> <p style="text-align: right;">Sd/- (P.N. Dixit) Vice-Chairman (A) 9.8.2019</p> <p>(sg)</p>