

Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
directions and Registrar's orders

Tribunal's orders

**O.A. No.744 of 2016**

**Shri U.M. Kashyap ... Applicant**

**V/s.**

**The State of Mah. & ors. ... Respondents**

Heard Shri Anup Patil holding for shri A.V. Sakolkar, the learned Advocate for the applicant and Smt Kranti Gaikwad, the learned P.O. for the respondents.

Issue notice returnable on 17.1.2017.

Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.

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.

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.

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 four weeks. Applicant is directed to file Affidavit of compliance and notice.

S.O. to 17.1.2017. Learned P.O. do waive service.

**DATE:** 14/12/2016

**CORAM:**

**Hon'ble Shri. RAHV AGARWAL**  
(Vice-Chairman)

**Hon'ble Shri R. B. MALIK (Member)**

**APPEARANCE:**

Shri/Smt. Anup Patil holding

A.V. Sakolkar  
Advocate for the Applicant

Shri/Smt. K.S. Gaikwad

C.P.O./P.O. for the Respondents

Adj. To 12/1/17.

Sd/-

(R.B. Malik)  
Member (J)  
14.12.2016

Office Notes, Office Memoranda of Coram,  
Appearance, Tribunal's orders or  
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Tribunal's orders

**M.A. No. 293 of 2016**

**In**

**O.A. No.744 of 2016**

**Shri U.M. Kashyap ... Applicant**

**V/s.**

**The State of Mah. & ors. ... Respondents**

This is a Misc. Application for condonation of delay which according to the applicant is of 36 days.

I have perused the record and proceedings and heard Shri Anup Patil holding for shri A.V. Sakolkar, the learned Advocate for the applicant and Smt Kranti Gaikwad, the learned P.O. for the respondents.

Be it noted that the learned P.O. sought time to file affidavit-in-reply. However, the facts are such as not to brook any further delay and, therefore, I proceeded without reply and heard both the sides.

The sum and substance of the case of the applicant is that under a bonafide mistaken belief he continued to prosecute this matter before the Labour Court and hence, the delay occurred. Informed by the legal principal emanating from a number of binding judicial pronouncements that interest of justice rather than technicality should be guiding light, I am of the opinion that there being nothing to show any lack of bonafide, this application deserves to be and is hereby allowed. The delay is condoned. The office and the applicant are directed to process the matter so as to place it before the Bench for hearing and decision according to law.

Misc. Application is accordingly allowed with no order as to cost.

**DATE:** 14/12/16

**CORAM:**

Hon'ble Shri. RAJIV AGARWAL  
(Vice-Chairman)

Hon'ble Shri R. B. MALIK (Member)

**APPEARANCE:**

Shri/Smt. : Anup Patil holding for

A.V. Sakolkar

Advocate for the Applicant

Shri/Smt. : K.S. Gaikwad

C.P.O./P.O. for the Respondents

Adj. D. MA is allowed.

Sd/-

(R.B. Malik)  
Member (J)  
14.12.2016

# IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI

Original Application No. \_\_\_\_\_ of 20 \_\_\_\_\_ DISTRICT  
..... Applicant/s

(Advocate .....)

versus

The State of Maharashtra and others

..... Respondent/s

(Presenting Officer.....)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
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### O.A. No.339 of 2016

**Shri H.B. Tanpure** ... Applicant

V/s.

**The State of Mah. & ors.** ... Respondents

Heard Shri P.B. Gole, the learned Advocate for the Applicant and Ms S. Suryawanshi, the learned P.O. for the Respondents.

The learned P.O. seeks further time to file affidavit-in-reply. The request is rejected because last chance was already given on the last occasion.

The Original Application is admitted. Liberty to mention before the Second Division Bench. If the affidavit-in-reply is tendered when the matter is taken up for effective hearing by the said Bench the same will be taken on record but no further chance will be given and no adjournment will be given.

**DATE:** 14/12/2016

**CORAM:**

Hon'ble Shri. RAJIV AGARWAL  
(Vice-Chairman)

Hon'ble Shri R. B. MALIK (Member)

**APPEARANCE:**

Shri/Smt. : P. B. Gole

Advocate for the Applicant

Shri/Smt. : S. Suryawanshi

C.P.O./P.O. for the Respondents

Admit.

Adj. to Liberty to mention

is granted before the  
Second D/B

*[Handwritten signature]*

Sd/-

(R.B. Malik)  
Member (J)  
14.12.2016

(vsm)

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p><b>DATE:</b> <u>14/12/16</u></p> <p><b>CORAM:</b> Hon'ble <del>Smt. RANVAGARWA</del> (Vice-Chairman) Hon'ble Smt. R. B. MALIK (Member)</p> <p><b>APPEARANCE:</b> Shri/Smt. <u>T.V. Jadhav</u> Advocate for the Applicant Shri/Smt. <u>K.S. Gaikwad</u> C.P.O./P.O. for the Respondents</p> <p>Adj. To <u>19/12/17</u></p> <p style="text-align: right;"><i>R.B. Malik</i></p>	<p style="text-align: center;"><b><u>O.A. No.1141 of 2016</u></b></p> <p style="text-align: center;"><b>Shri H.D. More            ... Applicant</b></p> <p style="text-align: center;"><b>V/s.</b></p> <p style="text-align: center;"><b>The State of Mah. &amp; ors.    ... Respondents</b></p> <p>Heard Shri T.V. Jadhav, the learned Advocate for the applicant and Smt Kranti Gaikwad, the learned P.O. for the respondents.</p> <p>Issue notice returnable on 19.1.2017.</p> <p>Tribunal may take the case for final disposal at this stage and separate notice for final disposal need not be issued.</p> <p>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>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>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 four weeks. Applicant is directed to file Affidavit of compliance and notice.</p> <p>S.O. to 19.1.2017. Learned P.O. do waive service.</p> <p style="text-align: right;">Sd/- (R.B. Malik) Member (J) 14.12.2016</p> <p style="text-align: right;">76</p> <p>(vsm)</p>