### ORIGINAL APPLICATION NO. 32 OF 2017

(Smt. Subhadrabai N. Sonawane V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicants, S.O. to 03.10.2018.

MEMBER (J)

### ORIGINAL APPLICATION NO. 199 OF 2017 (Smt. Rajubai S. Patil V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

### **ORAL ORDER:**

Heard Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicants, S.O. to 03.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 261 OF 2017 (Shri Shivram Y. Surwase V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Advocate for the applicants, S.O. to 03.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 610 OF 2017
(Smt. Kamalbai R. Hatte & Anr. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, MEMBER (J).

**DATE** : 30.08.2018.

**ORAL ORDER:** 

Heard Shri S.K. Mathpati, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 to 4. Shri M.K. Bhosle, learned Advocate for respondent No. 5, absent.

2. At the request of learned Advocate for the applicants, S.O. to 03.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 494 OF 2018 (Shri Gangadhar L. Kamble & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

CODAM . D D DAMII MEMBER / I)

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Shri Amit Dhongde, learned Advocate holding for Smt. Suchita Dhongde, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- 2. Learned Advocate for the applicant seeks time to file service affidavit of respondent No. 5. Time granted.
- 3. S.O. to 03.10.2018.

MEMBER (J)

### ORIGINAL APPLICATION NO. 656/2018

(Dr. Sunil D. Dhumal V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

### **ORAL ORDER:**

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- 2. Issue notices to the respondents, returnable on 15.10.2018.
- 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 the case. Respondents are 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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
- 7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, O.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. S.O. to 15-10-2018.
- 9. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

### ORIGINAL APPLICATION NO. 659 OF 2018 (Shri Sanjay B. Bhamre V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

### **ORAL ORDER:**

Shri D.R. Shelke, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 14.09.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 379 OF 2018 (Dr. Kanchan T. Bhorge V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

**DATE** : 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

MEMBER (J)

### ORIGINAL APPLICATION NO. 408 OF 2018 (Dr. Anand N. Bargale V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 536 OF 2018
(Dr. Chandrakant S. Shendkar V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 537 OF 2018 (Dr. Sumit S. Waghmare V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 538 OF 2018 (Dr. Chandramohan B. Harne V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 539 OF 2018 (Dr. Nagorao A. Khupse V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

**MEMBER (J)** 

### ORIGINAL APPLICATION NO. 550 OF 2018 (Dr. Kishor R. Jadhav V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 551 OF 2018 (Dr. Satyakala B. Garad V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Ms. Preeti R. Wankhade, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondents.
   Time granted.
- 3. S.O. to 15.10.2018.

**MEMBER (J)** 

ORIGINAL APPLICATION NO. 535 OF 2018 (Shri Kamlakar B. Kulkarni V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- 2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2. Same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.
- 3. S.O. to 03.10.2018.

MEMBER (J)

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ORIGINAL APPLICATION NO. 586 OF 2017 (Shri Shaikh Fasiuddin Mohd. Gowsoddin V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

CODAIR D D DAMII MEMBER (II)

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Shri Naseem R. Shaikh, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

- 2. Learned Presenting Officer has submitted that the notice has been served on respondent No. 1 also.
- 3. Learned Presenting Officer has filed affidavit in reply on behalf of respondent Nos. 1 to 3. Same is taken on record.
- 4. Pleadings are completed. Hence, the present O.A. is admitted and it be kept for final hearing on 04.10.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 365 OF 2018 (Shri Mahatmaji M. More V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

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CORAM: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Shri S.C. Swami, learned Advocate holding for Shri S.S. Chakurkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- Learned Advocate for the applicant seeks time to file service affidavit of respondent Nos. 2
   3. Time granted.
- 3. Learned Presenting Officer seeks time to file affidavit in reply on behalf of the respondent No. 1. Time granted.
- 4. S.O. to 14.09.2018.

MEMBER (J)

M.A. No. 24/2018 in O.A. St. No. 73/2018 (Shri Vishwajeet V. Jondhale V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

### **ORAL ORDER:**

Shri V.P. Kadam, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents, present.

2. As none present for the applicant, S.O. to 04.10.2018 for passing necessary orders.

MEMBER (J)

ORIGINAL APPLICATION NO. 186 OF 2017 (Shri Uday R. Asardohakar V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Shri S.R. Barling, learned Advocate for the applicant (**Absent**). Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 and 6. Shri D.T. Devane, learned Advocate for respondent Nos. 2 to 5 (**Leave Note**).

2. In view of leave note filed by the learned Advocate for respondent Nos. 2 to 5, S.O. to 04.10.2018.

MEMBER (J)

### ORIGINAL APPLICATION NO. 600 OF 2017 (Smt. Lata B. Darade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Smt. Vidya Taksal, learned Advocate holding for Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 03.09.2018.

MEMBER (J)

M.A. No. 65/2018 in O.A. St. No. 883/2016 (Smt. Dwarkabai P. Ramteke V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

#### **ORAL ORDER:**

Heard Dr. Kalpalata Patil-Bharaswadkar, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- 2. At the request of learned Advocate for the applicant, issue notices to the respondent No. 1 in M.A., returnable on 04.10.2018.
- 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 the case. Respondents are 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 acknowledgment be obtained and produced along with affidavit of compliance in the Registry before due date. Applicant is directed to file affidavit of compliance and notice.
- 7. In case notice is not collected within 7 days or service report on affidavit is not filed 3 days before returnable date, M.A. shall stand dismissed without reference to Tribunal and papers be consigned to record.
- 8. S.O. to 04-10-2018.
- 9. Steno copy and hamdust is allowed to both the sides.

MEMBER (J)

ORIGINAL APPLICATION NO. 305 OF 2018 (Smt. Aruna S. Bhingardive & Ors. V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

CORAM: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

#### **ORAL ORDER:**

Heard Shri S.S. Jadhavar, learned Advocate for the applicants and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondent Nos. 1 and 2.

- 2. On perusal of the tracking report regarding the service of respondent Nos. 3 to 17, it reveals that the envelops have been delivered to all the respondents. Therefore, the Registry of this Tribunal is directed to verify the record and to submit fresh report regarding the service of notice of respondent Nos. 3 to 17.
- 3. Learned Advocate Shri S.S. Dambe, has filed **VAKALATNAMA** on behalf of respondent No. 11. Same is taken on record.
- 4. Learned Presenting Officer seeks time to file affidavit in reply on behalf of respondent Nos. 1 & 2. Time granted.
- 5. S.O. to 14.09.2018.

MEMBER (J)

ORIGINAL APPLICATION NO. 216 OF 2017 (Shri Tajkhan S. Pathan V/s. State of Maharashtra & Ors.)

**OFFICE ORDER** 

TRIBUNAL'S ORDERS

**CORAM**: B. P. PATIL, MEMBER (J).

DATE: 30.08.2018.

**ORAL ORDER:** 

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Smt. Sanjivani K. Deshmukh-Ghate, learned Presenting Officer for respondents.

- 2. The applicant is seeking directions of this Tribunal to direct the respondent No. 1 to decide his representations dated 22.02.2016 and 22.04.2016 and to grant deemed date as on 22.10.2012.
- 3. During pendency of the present Original Application, the respondents have submitted the proposal regarding the deemed date of the applicant to the respondent No. 1 and the said proposal is still pending with the respondent No. 1 for taking appropriate decision.
- 4. Learned Presenting Officer has submitted that the respondents will take appropriate

decision on the proposal sent by the respondent No. 2 i.e. the Deputy Director of Health Services, Aurangabad within a reasonable time and therefore, she prayed to dispose of the present Original Application.

- 5. Learned Advocate for the applicant has submitted that he has no objection to direct to the respondent No. 1 to decide the proposal sent by the respondent No. 2 within a reasonable time and to dispose of the present O.A. accordingly.
- 6. In view of the statement made by the learned Advocate for the applicant, as well as, learned Presenting Officer, it is just and proper to direct the respondent No. 1 to take appropriate decision on the proposal sent by the respondent No. 2 regarding the deemed date of the applicant within a period of two months from today.
- 7. In view of this, the O.A. is disposed of with a direction to the respondent No. 1 to take appropriate decision on the proposal sent by the

respondent No. 2 regarding the deemed date of the applicant within a period of two months from the date of this order and communicate the decision therein to the applicant in writing. There shall be no order as to costs.

MEMBER (J)

### ORIGINAL APPLICATION NO. 145 OF 2018 (Shri Maheshkumar L. Kulkarni V/s. State of Maharashtra & Ors.) .\_\_\_\_\_

**OFFICE ORDER** 

#### TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Heard Smt. Vidya Taksal, learned Advocate holding for Shri Avinash S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. At the request of learned Presenting Officer for the respondents, S.O. to 14th September, 2018. Interim relief granted earlier to continue till then.

MEMBER (A)

### ORIGINAL APPLICATION NO. 39 OF 2018 (Shri Ravi S. Wankhade V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

DATE : 30.08.2018

**ORAL ORDER:** 

Heard Shri Mahesh Karande, learned Advocate holding for Shri Sandesh R. Patil, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer has filed affidavit in reply on behalf of respondent No. 2 and the same is taken on record and the copy thereof has been served on the learned Advocate for the applicant.
- 3. Learned Advocate for the applicant seeks time to go through the affidavit in reply filed by respondent No. 2, today and to file affidavit / rejoinder, if required. Time granted.
- 4. S.O. to 14<sup>th</sup> September, 2018. However, in the meantime, learned Presenting Officer will satisfy that the affidavit in reply of respondent Nos. 1 & 3 is required or not.

ORIGINAL APPLICATION NO. 855 OF 2017 (Shri Ganesh R. Rathod V/s. State of Maharashtra & Ors.)

OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM: ATUL RAJ CHADHA, MEMBER (A)** 

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.08.2018

**ORAL ORDER:** 

Heard Shri S.D. Joshi, learned Advocate holding for Shri H.A. Joshi, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for the respondents.

- 2. It appears from the record that affidavit on behalf of respondent No. 1 has already been filed on record.
- 3. At the request of learned Advocate for the applicant, S.O. to 26th September, 2018.

MEMBER (A)

T.A.NO. 01/2018 [W.P.NO. 15249/2017] (Smt. Chanda R. Hingole V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Heard Shri S.D. Joshi, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant submits the notices have been sent to that respondents by speed post. However, till today acknowledgments are not received. He. therefore, seeks time. Time granted.
- 3. S.O. to 14th September, 2018.

MEMBER (A)

C.P.ST.NO.1302/2018 IN O.A.NO. 941/2010 (Shri Sarvottam V. Apsingekar V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Shri Ajay Deshpande, learned Heard Advocate for the applicant and Shri M.P. Gude, learned Presenting Officer for the respondents.

- 2. It appears from the record that on the last date i.e. on 16.8.2018, the learned Advocate for the applicant was directed to meet the office However, as on today the office objections have not been complied with.
- 3. In view of the above, S.O. to 10<sup>th</sup>September, 2018 for removing office objections by the applicant.

MEMBER (A)

ORIGINAL APPLICATION ST. NO. 1443 OF 2017 (Shri Rajendrakumar P. Barhate V/s. State of Maharashtra & Ors.) ------

OFFICE ORDER

#### TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Heard Shri Y.G. Birajdar, learned Advocate holding for Shri S.S. Deshmukh, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

2. At the request of learned Advocate for the applicant, S.O. to 11th September, 2018.

MEMBER (A)

C.P.NO. 16/2017 IN O.A.NO. 396/1998

(Shri Chandulal G. Sheth died through Smt. Suhasini C. Sheth V/s. State of Maharashtra & Ors.)

#### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

DATE : 30.08.2018

**ORAL ORDER:** 

Heard Shri Girish A. Nagori, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

- 2. Learned Advocate for the applicant has filed affidavit and the same is taken on record and the copy thereof has been served on the learned Chief Presenting Officer.
- 3. Learned Chief Presenting Officer has filed a copies of sanction orders of the retiral benefits sanctioned by the A.G. dated 5.1.2018.
- 4. Learned Advocate for the applicant submits that the applicant Viz. Suhasini C. Sheth is of 76 years old and she is not having service record of her deceased husband. Vide paragraph No. 3 of the affidavit the applicant submits that no hearing was given to her while granting the amount. It is hereby directed that the applicant or her Advocate should be given hearing to

### C.P.NO. 16/2017 IN O.A.NO. 396/1998

satisfy them about the records from which the final retirement benefits are given. This exercise will be done by the respondents within a period of one month.

- 5. The applicant will be at liberty to approach this Tribunal, if not satisfied.
- 6. In view of the above, the present contempt petition is disposed of with no order as to costs.

### MEMBER (A)

C.P.NO. 25/2018 IN O.A.NO. 541/2017 (Dr. Manik P. Sangale V/s. State of Maharashtra & Ors.)

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**OFFICE ORDER** 

TRIBUNAL'S ORDERS

CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Heard Shri V.B. Wagh, learned Advocate for the applicant and Shri D.R. Patil, learned Presenting Officer for the respondents.

- 2. The learned Presenting Officer has filed a copy of transfer order dated 29th August, 2018 pursuant to the order dated 16.8.2018 passed by this Tribunal. The copy of the said order is taken on record and marked as document 'X' for the purpose of identification.
- 3. In view of the above, the present contempt petition is disposed of with liberty to the applicant to approach this Tribunal, in case of exigency arise, if any.

MEMBER (A)

C.P.NO. 33/2018 IN O.A.NO. 74/2015 (Dr. Girish H. Thite V/s. State of Maharashtra & Ors.) WITH

C.P. NO. 34/2018 IN O.A.NO. 78/2015 (Dr. Vijay V. Deshpande V/s. State of Maharashtra & Ors.

### OFFICE ORDER

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

**DATE** : 30.08.2018

**ORAL ORDER:** 

Heard Shri M.R. Kulkarni, learned Advocate for the applicants in both the cases and Shri B.S. Devkar, learned Presenting Officer for the respondents in both the cases.

- 2. Both the sides submit that the Writ Petition bearing No. 3444/2017 filed in the Hon'ble Bombay High Court Bench at Aurangabad, is fixed for hearing on 4th September, 2018.
- 3. In view of the above, S.O. to 26<sup>th</sup> September, 2018.

MEMBER (A)

C.P.NO. 55/2018 IN O.A.NO. 635/2013 (Dr. Ashok R. Dhaktode V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

#### TRIBUNAL'S ORDERS

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### CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division Bench.)

DATE : 30.08.2018

### **ORAL ORDER:**

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for the respondents.

- 2. It appears from the service report filed by the Registry of this Tribunal that the respondent Nos. 1 to 3 are not served.
- 3. In view of the above, S.O. to 1st October, 2018.

MEMBER (A)

C.P.NO. 56/2018 IN O.A.NO. 535/2017 (Dr. Shrinivas R. Jadhav V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

DATE : 30.08.2018

**ORAL ORDER:** 

Heard Shri Shamsundar B. Patil, learned Advocate for the applicant and Shri B.S. Devkar, learned Presenting Officer for the respondents.

- 2. Learned Presenting Officer seeks time for filing affidavit in reply. Time granted as a last chance.
- 3. S.O. to 18<sup>th</sup> September, 2018 for filing affidavit in reply, as a last chance.

MEMBER (A)

## **ORIGINAL APPLICATION 626 OF 2014** (Shri Sudam N. More V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

### TRIBUNAL'S ORDERS

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Heard Shri S.S. Dambe, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Since Division Bench is not available, S.O. to 25th September, 2018.

MEMBER (A)

## **ORIGINAL APPLICATION 436 OF 2017**

(Smt. Shreya B. Mamode V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

#### TRIBUNAL'S ORDERS

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

: 30.08.2018 DATE

**ORAL ORDER:** 

Heard Smt. Sangeeta Nenwani, learned Advocate holding for Shri S.B. Talekar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh-Ghate, learned Presenting Officer for the respondents.

2. Since Division Bench is not available, S.O. to 27th September, 2018.

MEMBER (A)

# ORIGINAL APPLICATION NO. 362/2018 (Ganesh S. Rathod V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri S.D. Joshi, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

- 2. Tribunal vide order dtd. 9.8.2018 This forewarned the respondents that in case affidavit in reply is not filed by today, heavy costs could be Learned P.O. submits on record a imposed. communication dtd. 29.8.2018 from the Joint Director, Health Services, Mumbai mentioning therein that for getting approval to the para-wise remarks some time is required and therefore time of 2 weeks be granted for filing affidavit in reply.
- 3. In the circumstances, as a last chance, S.O. to 14.9.2018 for filing affidavit in reply by the respondents.

### MEMBER (A)

# ORIGINAL APPLICATION NO. 387/2018 (Pramod V. Gite V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri A.S. Deshmukh, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. Learned P.O. seeks time to file affidavit in reply. At her request, as a last chance, S.O. to 18.9.2018 for filing affidavit in reply of the respondents.

### MEMBER (A)

# ORIGINAL APPLICATION NO. 517/2018 (Pooja B. Pansare V/s. State of Maharashtra & Ors.)

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### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri Sandeep Munde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

- 2. Shri A.S. Deshmukh, learned Advocate has filed his V.P. for res. nos. 5 & 6 and further submits that within one week he will file appearance / V.P. for res. nos. 4 & 7. He prays time for filing affidavit in reply on these respondents.
- 3. Learned C.P.O. also seeks time to file reply on behalf of res. nos. 1 to 3.
- 4. Learned Advocate for the applicant submits that issue involved in the present matter is due for hearing before Hon'ble High Court in Writ Petition no. 4159/2018, which is due for hearing on 28.9.2018.
- 5. In the circumstances, S.O. to 8.10.2018 for filing replies by the respondents.

### MEMBER (A)

# ORIGINAL APPLICATION NO. 522/2018 (Tulas P. Kendre V/s. State of Maharashtra & Ors.)

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#### OFFICE ORDER

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri Sandeep D. Munde, learned Advocate for the applicant and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents.

- 2. Learned P.O. seeks time for filing affidavit in reply. Learned Advocate for the applicant also submits that the present matter be kept on 8.10.2018 along with similar matter i.e. O.A. on 517.2018.
- 3. In the circumstances, S.O. to 8.10.2018 along with O.A. no. 517/2018.

### MEMBER (A)

M.A. 239/2017 IN O.A. 906/2016

(Dr. Atul R. Ladwanjari & Ors. V/s. State of Maharashtra & Ors.)

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OFFICE ORDER

#### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri T.R. Daware, learned Advocate holding for Shri A.G. Talhar, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondent authorities. None appears for respondent no. 4.

- 2. Learned P.O. seeks time to file affidavit in reply in the present M.A. It appears that, repeated adjournments have been sought on 5 occasions for filing reply to the M.A.
- 3. In the circumstances, as a last chance, S.O. to 13.9.2018 for filing reply in the M.A.

### **MEMBER (A)**

M.A. 230/2018 in M.A. ST. 1116/2018 IN O.A. ST. 1115/2018 (Kishan A. Falke & Ors. V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri Ramesh I. Wakade, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

- 2. The present M.A. no. 230/2018 has been filed by the applicants for condonation of delay of 31 days caused in filing accompanying M.A. st. 1116/2018 for permission to sue jointly and O.A. st. no. 1115/2018.
- 3. For the reasons stated in the M.A. it is allowed and disposed of without any order as to costs and the delay of 31 days caused in filing accompanying M.A. & O.A. is hereby condoned.
- 4. Office to register the M.A. st. 1116/2018 on its due scrutiny.

### MEMBER (A)

M.A. ST. 1116/2018 IN O.A. ST. 1115/2018 (Kishan A. Falke & Ors. V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

#### TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri Ramesh I. Wakade, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

- 2. This is an application preferred by the applicants seeking leave to sue jointly.
- 3. For the reasons stated in the application, and since the cause and the prayers are identical and since the applicants have prayed for same relief, and to avoid the multiplicity, leave to sue jointly granted, subject to payment of court fee stamps, if not paid.
- 4. Accompanying O.A. be registered and numbered, after removal of office objections, if any. The present M.A. stands disposed of accordingly without any order as to costs.

### MEMBER (A)

## O.A. ST. 1115/2018

(Kishan A. Falke & Ors. V/s. State of Maharashtra & Ors.)

### OFFICE ORDER

#### TRIBUNAL'S ORDERS

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CODAM . ATHI DAI CHADHA MEMDED (A)

**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri Ramesh I. Wakade, learned Advocate for the applicants and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

- 2. Issue notice before admission to the respondents, returnable on 3.10.2018.
- 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
- 4. Applicants are authorized and directed to serve on Respondents intimation/notice of date of hearing duly authenticated by Registry, along with complete paper book of 0.A. Respondents are 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) Rifles, 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. Applicants are directed to file Affidavit of compliance and notice.
- 7. In case notice is not collected within seven days or service report on affidavit is not

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filed 3 days before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

- 8. S.O. to 3.10.2018.
- 9. Steno copy / humdast allowed for both the sides.

# MEMBER (A)

T.A. 4/2018 (W.P. 9259/2018)
(Kishor U. Munde V/s. State of Maharashtra & Ors.)

#### OFFICE ORDER

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

**DATE** : 30.8.2018

### **ORAL ORDER:**

Heard Shri M.R. Munde, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

- 2. Learned Advocate for the applicants has placed on record pursis signed by the applicant for withdrawal of the present T.A. / W.P. He, on instructions from the applicant, submits that as the grievance of the applicant has been redressed, the applicant wants to withdraw the present T.A. / W.P. It is taken on record and marked as document 'X' for the purpose of identification with copy to other side.
- 3. In the circumstances, the present T.A./W.P. stands disposed of as withdrawn without any order as to costs.

### MEMBER (A)

ORIGINAL APPLICATION NOS. 212, 213, 214 & 215/2018 (Ashok G. Labde & Ors. V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### TRIBUNAL'S ORDERS

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CORAM: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

DATE: 30.8.2018

### **ORAL ORDER:**

Heard Ms. Preeti Wankhade, learned Advocate for the applicants in all these matters and Shri M.S. Mahajan, learned Chief Presenting Officer for the respondents in all these matters.

- 2. Learned C.P.O. has filed affidavit in reply of res. no. 2 in all these matters. The same are taken on record and copies thereof have been served upon the learned Advocate for the applicants.
- 3. With the consent of both the sides, S.O. to 31.8.2018 at the bottom of the board.

MEMBER (A)

# ORIGINAL APPLICATION NO. 303/2014 (Prakash N. Shrivastav V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

DATE : 30.8.2018

### **ORAL ORDER:**

Heard Shri A.D. Sugdare, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. In view of non availability of D.B., S.O. to 27.9.2018 for final hearing.

## MEMBER (A)

# ORIGINAL APPLICATION NO. 374/2015 (Appasaheb B. Shinde V/s. State of Maharashtra & Ors.)

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### **OFFICE ORDER**

### TRIBUNAL'S ORDERS

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**CORAM**: ATUL RAJ CHADHA, MEMBER (A)

(This matter is placed before the Single Bench due to non-availability of Division

Bench.)

DATE : 30.8.2018

### **ORAL ORDER:**

Heard Shri M.V. Salunke, learned Advocate for the applicant and Smt. Sanjivani Deshmukh Ghate, learned Presenting Officer for the respondents.

2. In view of non availability of D.B., S.O. to 25.9.2018 for final hearing.

## MEMBER (A)