

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

Date : 20.04.2018 Tribunal's orders

O.A.No.280 of 2018
(Subject : D.E. punishment)

R.K. JavkarApplic nt.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.

2. Learned C.P.O. for the Respondents Ms. S.P. Manchekar was called to make submissions as to the time frame within which appeal preferred by the Applicant against the order of punishment would be decided.

3. Learned C.P.O. for the Respondents states as follows:-
Instructions are received. Applicant's appeal would be decided within three months.

4. Learned Advocate for the Applicant Shri M.D. Lonkar states that he may be granted liberty to make reasonable submissions or make amendment in the appeal made.

5. Let the additional submissions be made within one week. Applicant should also isolate the points on which he prays for findings from the competent authority.

6. It is hoped that, as it is requirement of the law the Applicant should not only be personally heard but even the findings on each point agitated by the Applicant would be recorded.

7. At the decision which is received within three months be communicated to the Applicant directly by registered post.

8. O.A. is disposed of with above orders.

Sd/-

(A.H. Joshi, Chairman)

DATE: 20/4/18

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. Ms. S. P. Manchekar

C.F. P.O. for the Respondents

Adj./S.O. to

O.A. is disposed

**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, directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/4/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. Applicant In person</p> <p>Advocate for the Applicant</p> <p>Shri/Smt. <u>P.N. Dixit</u> C. P.O. for the Respondents</p> <p>Adj./S.O. to <u>26/4/18</u> steno copy & Hamdast.</p>	<p>20.04.2018</p> <p><u>O.A No 269/2018</u></p> <p>Shri H.R Jadhav ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <p>1. Heard applicant in person and Shri N.K Rajpurohit, learned P.O for the Respondents.</p> <p>2. Learned P.O was called to state as to whether file in relation to Committee's decision on the proposal of review of applicant's suspension which was reportedly submitted to Hon. C.M is received after decision.</p> <p>3. Learned Presenting Officer states on instructions from Mrs Saguna Therg, Section Officer, Prison-1, Home Department, Mantralaya, that the file /decision is still awaited from the office of Hon. Chief Minister.</p> <p>4. It is hoped that office of C.M will be pursued for obtaining orders on the report of the Committee.</p> <p>5. Party in person states that matter may be kept for hearing in the next week.</p> <p>6. For reporting action, S.O 26.4.2018.</p> <p>7. Steno copy and Hamdast is granted. Learned P.O is directed to communicate this order to the Respondents.</p> <p>Sd/- (P.N Dixit) Member (A)</p> <p>Sd/- (A.H Joshi, J) Chairman</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
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Date : 20.04.2018.

M.A.No.129 of 2018 in O.A.No.493 of 2017

Dr. B.V. Deshmukh

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri A.V. Bandiwadekar, the learned Advocate for the Applicant and Shri K.B. Bhise, the learned Presenting Officer for the Respondents.

2. In view that Division Bench is available at M.A.T. Bench Aurangabad, M.A.No.129/2018 has outlived its purpose and is disposed of.

DATE: 20/4/18

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. A.V. Bandiwadekar

Advocate for the Applicant

Shri/Smt. K.B. Bhise

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

Adj/O.O. to M.A. 129/18 is

disposed of.

[Signature]

prk

Sd/-

(A.H. Joshi, J) *[Signature]*
Chairman

**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 M.A. No.190 of 2018 in O.A. No.1091 of 2015
<p>DATE: 20/4/18</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. A.V. Bandiwadekar Advocate for the Applicant</p> <p>Shri/Smt. S.K. Nair C.F./P.O. for the Respondents Spl. Counsel with Ms. S.P. Manchekar</p> <p>Adj./S.O. to _____ M.A. is disposed off.</p>	<p>Dr. C.S. Dhage & Ors. ..Applicants And Dr. K.D. Lohite ..Petitioner Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri A.V. Bandiwadekar, learned Advocate for the Applicants, Shri A.A. Desai, learned Advocate for Petitioner and Miss S.P. Manchekar, learned Chief Presenting Officer with Shri S.K. Nair, Special Counsel for the Respondents.</p> <p>2. By this MA the applicants seek leave to implead themselves as party respondents no.3 to 28 in above OA.</p> <p>3. For the reasons stated in the MA, permission to implead applicants as party respondents in the above OA is granted.</p> <p>4. Shri A.S. Desai, learned Advocate for the Petitioner is directed to carry out the amendment. MA disposed off accordingly.</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Member (A) 20.4.2018</p> <p style="text-align: right;">Sd/- (A.H. Joshi (J.)) Chairman 20.4.2018</p> <p>(sgj)</p>

**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
<p>DATE: 20/4/18</p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. M.D. Lonkar, A.A. Desai Advocate for the Applicant</p> <p>Shri/Smt. S.K. Nair Spl. P.O. for the Respondents Spl. Counselor with Ms. S.P. Manchekar</p> <p>Adj. S.O. to 7/6/18. Interim relief to continue till next date.</p> <p style="text-align: right;"><i>[Signature]</i></p>	<p>OAs. No.1091/15, 1118/15, 1119/15, 1120/15, 1124/15, 1125/15, 1126/15, 1128/15, 1129/15, 1130/15, 3/16, 4/16, 28/16, 29/16, 32/16, 33/16, 34/16, 35/16, 62/16, 67/16, 144/16 and 148/2016</p> <p>Dr. K.D. Lohite & Ors. ..Applicants Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri M.D. Lonkar, Shri A.A. Desai, learned Advocate for the Applicants and Miss S.P. Manchekar, learned Chief Presenting Officer with Shri S.K. Nair, Special Counsel for the Respondents.</p> <p>2. Draft minutes of the order tendered by Shri S.K. Nair, learned Special Counsel is taken on record. Copy be served on all other advocates. All the parties are directed to respond on the next date.</p> <p>3. S.O. to 7.6.2018. Interim relief to continue till next date.</p> <p style="display: flex; justify-content: space-around;"> <div data-bbox="821 1265 957 1422"> <p>Sd/- (P.N. Dixit) Member (A) 20.4.2018</p> </div> <div data-bbox="1149 1265 1388 1422"> <p>Sd/- (A.H. Joshi, J) Chairman 20.4.2018</p> </div> </p>

**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 O.A. No. 365 of 2018
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Shri B.R. Shinde Applicant
Vs.
The State of Maharashtra & Ors. Respondents

Heard Shri M.D. Lonkar, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.

2. At the request of Ld. Advocate for the applicant, adjourned to 13.6.2018.

DATE: 20/4/18

CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:
Shri/Smt. M. D. Lonkar

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit

Presenting Officer for the Respondents

Adj./ S.O. to 13/6/18

(Signature)

Sd/-

(P.N. Dixit)
Member (A)
20.4.2018

(sg)

Sd/-

(A.H. Joshi, J)
Chairman
20.4.2018

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

Tribunal's orders

O.A. No.388 of 2018

Smt. Nutan B. Khade ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri C.T. Chandratre, learned Advocate for the Applicant and S.P. Manchekar, learned Chief Presenting Officer for the Respondents.

2. Issue notice returnable on 12.6.2018.
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. 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 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 seven 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.
8. Action taken by MPSC by way of finalization of list of recommended candidates shall be subject to outcome of this OA.
9. Steno copy and hamdast is granted. Ld. CPO is directed to communicate this order to the respondents.

DATE: 20/4/18

CORAM:

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. C.T. Chandratre

Advocate for the Applicant

Shri/Smt. S.P. Manchekar

C.P.O. for the Respondents

Adj./S.O. to 12/6/18

steno copy & Hamdast is granted.

Sd/-

(P.N. Dixit)
Member (A)
20.4.2018

(sgj)

Sd/-

(A.H. Joshi, J)
Chairman
20.4.2018

**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
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Date : 20.04.2018.

O.A.No.871 of 2017
(Subject : Transfer)

V.H. PatilApplicant.

Versus

The State of Maharashtra & Ors.Respondents.

1. Heard Smt. Punam Mahajan, the learned Advocate for the Applicant, Shri D.B Khaire, the learned Special Counsel with Ms. S. Suryawanshi, the learned Presenting Officer for the Respondents and Shri M.B. Kadam, the learned Advocate for Respondent No.3.

2. Learned Special Counsel for the Respondents states that he has instructions to state that impugned Transfer order is to be withdrawn.

3. State is granted liberty to withdraw the impugned transfer.

4. O.A. is disposed as the purpose thereof is accomplished.

DATE: 20/4/18
CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri P. N. Dixit Member (A)
APPEARANCE:
Shri/Smt. : Punam Mahajan
Advocate for the Applicant
Shri/Smt. D.B. Khaire
Ct. P.O. for the Respondents
Spl. Counsel for the Respondents
Adj. S.O. to
M.B. Kadam for R. No. 3.
O.A. is disposed.

Sd/-
(P.N. Dixit)
Member(A)

Sd/-
(A.H. Joshi) kn
Chairman

prk

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/4/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>M. B. Kadam</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K. B. Bhise</u> C.F./P.O. for the Respondents</p> <p>Adj./S.O. to <u>7/6/18</u> Stenography & Hamdast is granted. <u>Ady</u></p>	<p>20.04.2018</p> <p><u>O.A No 127/2018</u></p> <p>Shri V.D Shriram ... Applicant Vs. The State of Maharashtra & Ors ... Respondents</p> <ol style="list-style-type: none"> 1. Heard Shri M.B Kadam, learned for the applicant and Shri K.B Bhise, learned P.O for the Respondents. 2. Issue fresh notice to private Res.no. 4 through Respondent no. 3, returnable on 7. 6.2018, who shall serve on Respondent.no. 4 and submit compliance report to this office 3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal need 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 O.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) 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. Applicants are 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, Original Application shall stand dismissed without reference and papers be consigned to record. 8. S.O to 7.6.2018. 9. Steno copy and Hamdast is granted Learned P.O is directed to communicate this order to the Respondents. <p style="text-align: center;">Sd/- (P.N Dixit) Member (A)</p> <p style="text-align: right;">Sd/- (A. H Joshi, J.) (Chairman)</p> <p style="text-align: left; font-size: small;">Aken</p>

Office Notes, Office Memoranda of Coram, Appearance, Tribunal's orders or directions and Registrar's orders	Tribunal's orders
<p>DATE: <u>20/4/18</u></p> <p>CORAM: Hon'ble Justice Shri A. H. Joshi (Chairman) Hon'ble Shri P. N. Dixit Member (A)</p> <p>APPEARANCE: Shri/Smt. <u>M. P. Deshmukh</u> Advocate for the Applicant</p> <p>Shri/Smt. <u>K. S. Gaikwad</u> C.F./P.O. for the Respondents</p> <p>Adj./ S.O. to <u>11/6/18</u> Steno copy & Hamdast is granted. @/18</p>	<p style="text-align: center;"><u>O.A. No.359 of 2018</u></p> <p>Shri D.B. Vaishnav ..Applicant Vs. The State of Maharashtra & Ors. ..Respondents</p> <p>Heard Shri Y.P. Deshmukh, learned Advocate for the Applicant and Smt. K.S. Gaikwad, learned Presenting Officer for the Respondents.</p> <p>2. Issue notice returnable on 11.6.2018.</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 seven 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. Promotions, if any, shall be subject to outcome of this OA. Pendency of this OA shall not come in way for considering the name of the applicant.</p> <p>9. Steno copy and hamdast is granted. Ld. PO is directed to communicate this order to the respondents.</p> <p style="text-align: center;">Sd/- (P.N. Dixit) Member (A) 20.4.2018</p> <p style="text-align: center;">Sd/- (A.H. Joshi J.) Chairman 20.4.2018</p> <p>(sgj)</p>

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

Date : 20.04.2018 Tribunal's orders

O.A.No.280 of 2018
(Subject : D.E. punishment)

R.K. Javkar

....Applicant.

Versus

The State of Maharashtra & Ors.

.....Respondents.

1. Heard Shri M.D. Lonkar, the learned Advocate for the Applicant and Ms. S.P. Manchekar, the learned Chief Presenting Officer for the Respondents.
2. Learned C.P.O. for the Respondents Ms. S.P. Manchekar was called to make submissions as to the time frame within which appeal preferred by the Applicant against the order of punishment would be decided.
3. Learned C.P.O. for the Respondents states as follows:-
Instructions are received. Applicant's appeal would be decided within three months.
4. Learned Advocate for the Applicant Shri M.D. Lonkar states that he may be granted liberty to make reasonable submissions or make amendment in the appeal made.
5. Let the additional submissions be made within one week. Applicant should also isolate the points on which he prays for findings from the competent authority.
6. It is hoped that, as it is requirement of the law the Applicant should not only be personally heard but even the findings on each point agitated by the Applicant should be recorded.
7. At the decision which is received within three months be communicated to the Applicant directly by registered post.
8. O.A. is disposed of with above orders.

DATE : 20/4/18

CORAM :

Hon'ble Justice Shri A. H. Joshi (Chairman)

Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:

Shri/Smt. M.D. Lonkar

Advocate for the Applicant

Shri/Smt. Ms. S. P. Manchekar

C.F. P.O. for the Respondents

Adj. S.O. to O.A. is disposed

of

(Signature)

Sd/-

(A.H. Joshi, Chairman)

**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 O.A. No.800 of 2017
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Smt. P.S. Joshi ..Applicant
Vs.
The State of Maharashtra & Ors. ..Respondents

Heard Shri K.R. Jagdale, learned Advocate for the Applicant and Shri N.K. Rajpurohit, learned Presenting Officer for the Respondents.

2. The Ld. Advocate for the applicant has filed an application dated 19.4.2018 for speaking to minutes of order dated 16.4.2018 in OA No.800 of 2017.

3. In para 2 of the order dated 16.4.2018 passed in the above OA, the statement of the Ld. Advocate about the date '21.4.2018' be corrected as '12.4.2018'.

4. Order be corrected accordingly.

Sd/-
(P.N. Dixit)
Member (A)
20.4.2018

Sd/-
(A.H. Joshi, J.)
Chairman
20.4.2018

(sgj)

DATE: 20/4/18

CORAM:
Hon'ble Justice Shri A. H. Joshi (Chairman)
Hon'ble Shri P. N. Dixit Member (A)

APPEARANCE:
Shri/Smt. K.R. Jagdale

Advocate for the Applicant

Shri/Smt. N.K. Rajpurohit
C.P.O. for the Respondents

Adj/S.O. to
order passed in the
tribunal's column.

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI
ORIGINAL APPLICATION NO.386 OF 2018**

Shri Surendra N. Myana ..Applicant
Versus
The State of Maharashtra & Ors. ..Respondents

Shri Uday Bhosle – Advocate for the Applicant
Miss S.P. Manchekar – Chief Presenting Officer for the Respondents

CORAM : Shri Justice A.H. Joshi, Chairman
Shri P.N. Dixit, Member (A)

DATE : 20th April, 2018

ORDER

1. Heard Shri Uday Bhosle, learned Advocate for the Applicant and Miss S.P. Manchekar, learned Chief Presenting Officer for the Respondents.
2. Issue notice returnable on 6.6.2018.
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. 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 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 seven 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.


8. Heard on Interim Relief.

9. Considering the fact that though the Rules provide that the examinations shall be held twice in a year, the instructions received by the learned C.P.O. go to show that the said schedule is not followed and even for 2 to 3 years the examinations have not been held.

11. In the circumstances, pending the decision on merit regarding the validity of the Circulars/Orders challenged in the present O.A., the Respondents No.3-MPSC is directed to permit the present Applicant to appear for the examination being held from 24th April, 2018 onwards as mentioned in Para 10(a) is hereby granted.

12. Steno copy and hamdast is granted. Ld. CPO is directed to communicate this order to the respondents.

Sd/- 
(P.N. Dixit)
Member (A)
20.4.2018

Sd/- 
(A.H. Joshi, J.)
Chairman
20.4.2018

Dictation taken by: S.G. Jawalkar.