

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.9544 OF 2018
WITH
INTERIM APPLICATION NO.3663 OF 2023**

Maharashtra State of Road
Transport Corporation
V/S

....Petitioner

Kalyan Haribhau Kshirsagar

....Respondent

Mr. Nitesh V. Bhutekar with Mr. Prathamesh Mandlik and
Mr. Animesh Bayas *for the Petitioner-MSRTC.*
Mr. Meelan Topkar with ms. Pavitra Manesh and Ms. Bhargavi
Patil *for Respondent-employee.*

**CORAM: SANDEEP V. MARNE, J.
DATE : 27 FEBRUARY 2025.**

P.C.:

1. By this Petition Petitioner-Maharashtra State Road Transport Corporation (MSRTC) has challenged order dated 13 September 2017 passed by Industrial Court, Kolhapur, on Application at Exhibit U-2 directing it to provide alternate employment and to pay monthly wages to the Respondent-Complainant in the pay scale of the post of Driver during pendency of the main Complaint. It appears that during pendency of the present Petition, the Respondent-employee has already crossed the age of superannuation. This position is not disputed by Mr. Topkar, the learned counsel appearing for the Respondent-Employee. In that view of the matter there is no

question of his reinstatement at this stage. In that view of the matter, nothing would survive in the present Petition. Writ Petition is accordingly **disposed of**.

2. In view of disposal of the Writ Petition, nothing would survive in the Interim Application and the same is also accordingly disposed of.

SUDARSHAN
RAJALINGAM
KATKAM

(SANDEEP V. MARNE, J.)

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SUDARSHAN
RAJALINGAM KATKAM
Date: 2025.03.03
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