

IN THE HIGH COURT OF BOMBAY AT GOA**WRIT PETITION NO. 611 OF 2008**

Shri Rajan Naik,
Assistant Secretary (Law),
General Administration Department,
Mormugao Port Trust,
Headland Sada,
Vasco-da-Gama Goa.

... Petitioner

V e r s u s

1. The Commissioner for
Persons with Disabilities,
State of Goa,
having office at Secretariat,
Porvorim, Bardez Goa.

2. The Trustees of the
Mormugao Port Trust,
through its Secretary,
having office at
Headland Sada,
Vasco-da-Gama, Goa.

3. Shri Pandurang B. Naik,
Legal Assistant,
Mormugao Port Trust,
Headland Sada,
Vasco-da-Gama, Goa.

... Respondents

Mr. D. Pangam, Advocate for the petitioner.

Ms. S. Mordekar, Addl. Government Advocate for respondent no.1.

Mr. Y. V. Nadkarni, Advocate for respondent no.2.

Mr. A. F. Diniz, Advocate for respondent no.3.

**Coram:- F. M. REIS &
K. L. WADANE, JJ**

Date :- 10th March, 2015

ORAL JUDGMENT (Per F. M. Reis, J)

Heard Mr. D. Pangam, learned counsel appearing for the petitioner, Ms. S. Mordekar, learned Addl. Government Advocate appearing for respondent no.1, Mr. Y. V. Nadkarni, learned counsel appearing for respondent no.2 and Mr. A. F. Diniz, learned counsel appearing for respondent no.3.

2. The above petition inter-alia seeks to challenge the order dated 15.09.2008 passed by the Commissioner for persons with disabilities inter-alia directing to hold a fresh D.P.C.

3. It is pointed out by Mr. D. Pangam, learned counsel appearing for the petitioner that the original complainant who was promoted before filing the above Writ Petition has already retired. Mr. Pangam, learned counsel further pointed out that the petitioner has already been promoted and as such the question of holding any fresh D.P.C. in view of promotion and retirement of respondent no.3 would not arise. In such

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circumstances, the petition stands dismissed as infructuous and consequently, the impugned order dated 15.09.2008 would not have any legal effect. Rule stands disposed of accordingly with no order as to costs.

K. L. WADANE, J

F. M. REIS, J

at*