

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION No. 2737/2014.

Bhonu Ramkar Yadav

VERSUS

Western Coalfields Ltd. and others.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

CORAM : B. P. DHARMADHIKARI
& A.S.CHANDURKAR, JJ.

DATED : FEBRUARY 05, 2015.

Heard Shri D.S. Thakur, learned Counsel
for the petitioner and Shri C.S. Samudra, learned
Counsel for respondents.

Shri Thakur, learned Counsel fairly states
that prayer clause (i) is, rendered infructuous.
However, he submits that competency of Area
Screening Committee and scope of jurisdiction
available to it, must be looked into and hence, prayer

clause (ii) still survives.

Shri Samudra, learned Counsel appearing on behalf of the respondents points out that petitioner has already reached age of superannuation in September, 2014 and has accordingly retired.

In petition, the employee – petitioner wanted to show that he was medically unfit. It is apparent that due to normal superannuation, the question sought to be agitated by Shri Thakur, learned counsel for petitioner and prayer clause (ii) is, rendered academic in present facts. However, the question of law which arises therefrom is kept open and can be looked into as and when occasion therefor arises.

With these observations, we dispose of the Writ Petition as infructuous. No costs.

JUDGE

JUDGE

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