

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.2292 OF 2015
IN
WRIT PETITION NO. 7878 OF 2013**

Chandra Mohan Mishra

..Applicant

In the matter of

Dinesh Chandra Pandey

..Petitioner

Vs.

Union of India & Ors.

..Respondents

Mr. T. J. Pandian for the Applicant

Mr. Rahul Deodhar i/b Mr. S. M. Kamble for the original Petitioner

CORAM : R. M. SAVANT, J.

DATE : 14th MARCH, 2016

P.C.

1 The above Civil Application has been filed for the deletion of the Respondent No.3 from the array of the Respondents as he is not a necessary party to the above Petition considering the challenge raised in the above Petition. The Learned Counsel appearing on behalf of the original Petitioner Mr. Deodhar points out that in view of the relief sought vide prayer clause (b) that the Respondent No.3 has been joined as a party Respondent to the above Writ Petition. In my view since the challenge to the above Petition is to the order passed in the departmental proceedings against the Petitioner, the presence of the Respondent No.3 for adjudication of the above Petition is not necessary. The Civil Application is accordingly allowed. The Respondent No.3 is

accordingly allowed to be deleted. However, consequentially the Petitioner herein is also allowed to amend the prayer clause (b) so as to claim the relief against the Respondents rather than the Respondent No.3. The Civil Application is accordingly disposed of.

[R.M.SAVANT, J]