

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO. 4121 OF 2014**

Shri Sanjay Y. Khade

....Petitioner

Vs.

Union of India & Ors.

....Respondents.

Mr. Abhijeet A. Desai for the Petitioner.

Ms. Jyotsna N. Pandhi for Respondent Nos. 1 to 4.

CORAM : ANOOP V. MOHTA AND**G.S. KULKARNI, JJ.****DATE : 19 OCTOBER 2016.****ORDER:-**

Upon hearing the parties for some time and after perusal of the affidavit filed by Respondent No.3, dated 15 September 2016, and specifically para 4, which is reproduced as under:-

“4. Thus grievance of the Petitioner no more survives as his name is being included in the eligibility list of Asst. Engineers for promotion. In fact no cause of action survives in view of what is stated above.”

we are inclined to dispose of the present Writ Petition, as the Petitioner's main prayer clauses (b) and (c), have been worked out.

2 The interim order granted by this Court dated 14 July 2014 whereby, directed the Respondents not to finalize the list of Assistant Engineer to the post of JTS cadre, therefore, also stands vacated.

3 We have not gone into the other contentions of the Petitioner. Writ Petition is accordingly disposed of. All the contentions of the parties, are expressly kept open.

(G.S. KULKARNI, J.)

(ANOOP V. MOHTA, J.)