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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION No. 2623 OF 2014

Bhimdeo Manaji Parkhe

...Petitioner

Vs.

Board of Trustees of Port of
Mumbai and Ors.

....Respondents

Mr. Jayprakash Sawant for the Petitioner

Mr. Rakesh Singh i/b. M.V. Kini and Co. for Respondent Nos.1 to
3.

**CORAM : SHANTANU S. KEMKAR &
M. S. SONAK, JJ**

DATE : JULY 25, 2017

P.C. :

1. We have heard the learned counsel for the Petitioner.

2. In this petition, we find that the Petitioner challenges initiation of inquiry proceedings and continuation of it by Respondent Nos. 1 to 4 against him.

3. As, the petition is filed at the stage of initiation of inquiry proceedings which have been started against the Petitioner and that the final decision if taken against the Petitioner would be appealable, we dispose of this petition by granting liberty to the Petitioner to challenge the adverse order, if any, passed against

him after the inquiry proceedings are over, before the appropriate forum.

4. All the contentions raised by the parties in this petition are kept open.

5. Needless to state that in view of disposal of the petition, the interim order passed on 9th December, 2014 stands vacated.

6. We accept the prayer of the Petitioner that if an order is passed, having effect of withholding the Petitioner's pension, the same shall not be given effect for a period of one month from the date of passing of the same, and order accordingly.

7. The writ petition is disposed of in the aforesaid terms.

[M.S. SONAK, J.]

[SHANTANU S. KEMKAR, J.]