

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 12669 OF 2015

Kishor S/O. Dadarao Patkar

....Petitioner

V/s.

Divisional Controller,

State and Ors.

.....Respondents

* * * * *

None for the petitioner.

Mrs. R.A. Salunkhe, AGP for respondent no.2.

*Coram : A.S. Oka, &**Sandeep K. Shinde, JJ.**Monday, 17th December, 2018.***P.C. :**

1. The only prayer in this petition under Article 226 of the Constitution of India is for seeking a writ of mandamus against the first respondent to protect the employment of the petitioner on the basis of the decision of Full Bench in the case of **Kavita Solunke Vs. State of Maharashtra**.¹

2. The said decision of the Full Bench has been expressly

¹ (2015) 1 Mh.L.J. 457

overruled by the Apex Court in the case of **Chairman and Managing Director, Foods Corporation of India Ltd. And Ors. V/s. Jagdish Balaram Bahira²**. Hence, there is no merit in the petition and the same is rejected.

(SANDEEP K. SHINDE, J)

(A.S. OKA, J)