

rkmore

Digitally
signed by
RAJSHREE
KISHOR
MORE
Date:
2022.05.07
11:21:17
+0530

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 5601 OF 2022

Shashikant Shanmukh Swami & Ors.] .. Petitioners

vs.

Additional Commissioner, Pune Division,]

Pune & Ors.] .. Respondents

Mr.Pramod Kathane, for Petitioners.

Mr.S.B. Kalel, AGP for State.

**CORAM : S.V. GANGAPURWALA &
M.G.SEWLIKAR, JJ**

DATE : 6TH MAY, 2022.

P.C.

1] The Petitioners are seeking transfer of the proceedings from the file of the Additional Collector, Sangli. He submits that on 17.05.2021 the matter was adjourned. The roznama suggest so. However, on the same day, order is passed directing the parties to maintain status quo. The Petitioner does not have faith in such Officer. The manner in which the order is passed speaks volume of the manner in which the officer is functioning. He submits that the matter be transferred.

2] The Authority is exercising quasi judicial power. The transfer of the proceedings cannot be ipse dixit. Except the fact that on the roznama it is shown that the matter is adjourned and subsequently

order of status quo is passed cannot be sufficient to infer or attribute malafide against the concerned Officer. The other allegations also do not appear to have been made against the said officer. The Petitioner has remedy to challenge the order passed by the said Authority.

3] In light of that, Writ Petition is disposed of. No costs.

[M.G.SEWLIKAR, J]

[S.V.GANGAPURWALA,J]