

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.2581/2020

Dr. Devendra S/o Rajaram Gulhane,
aged about 57 Yrs., R/o Datta Vihar
Colony, Parvati Nagar Road, Amravati. ... Petitioner

- Versus -

1. Municipal Corporation, Amravati
through its Commissioner.
2. Medical Health Officer,
Municipal Corporation, Amravati.
3. State of Maharashtra,
through its Secretary, Department of
Public Health, Mantralaya,
Mumbai - 400 032. ... Respondents

Mr. Anand Parchure, Advocate for the Petitioner.
Mr. Ankush Kalmegh, Advocate for respondent Nos.1 and 2.
Mr. K.L. Dharmadhikari, Additional Government Pleader for
Respondent No.3.

CORAM : SUNIL B. SHUKRE
AND ANIL L. PANSARE, JJ.
DATE : 18.10.2022

ORAL JUDGMENT (Per Sunil B. Shukre, J.)

Heard. **Rule.** Rule made returnable forthwith.

Heard finally by consent of learned counsel for the parties.

2. It is now an accepted reality by the respondents that the petitioner who is continued to be in service of the Municipal Corporation, Amravati on the strength of the interim relief granted to him by this Court on 20.10.2020 is now about to retire on attaining age of superannuation on 31.10.2022, by the own submission of the petitioner and that in no case, the petitioner would be continued in service after having attained the age of superannuation. If this is the position, this petition is all set to reach a stage of being infructuous on 31.10.2022. Accordingly, the petition is **disposed of** as having served its purpose while making it clear that the petitioner shall be permitted to retire from service as a Medical Officer on attaining age of 60 years on 31.10.2022.

3. Rule is made absolute in the above terms. No costs.

(ANIL L. PANSARE, J.)

(SUNIL B. SHUKRE, J.)

Tambaskar.

Signed By: NILESH VILASRAO
TAMBASKAR

Private Secretary
Date: 19.10.2022 18:20