

vinita

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.58 OF 2011

WITH

**WRIT PETITION NO.699 OF 2012, WRIT PETITION NO.648 OF 2011,
WRIT PETITION NO.58 OF 2010**

WRIT PETITION NO.58 OF 2011

DR. ASHOKA G. DESSAI ... PETITIONER

Versus

STATE OF GOA, THROUGH ITS CHIEF
SECRETARY AND 2 ORS., ... RESPONDENTS

WITH

WRIT PETITION NO.699 OF 2012

GAUS KHAN USMAN KHAN ... PETITIONER

Versus

STATE OF GOA THROUGH ITS CHIEF
SECRETARY AND 6 ORS., ... RESPONDENTS

WITH

WRIT PETITION NO.648 OF 2011

DR. D. JAYARAMA BHAT, ... PETITIONER

Versus

STATE OF GOA, THROUGH ITS CHIEF
SECRETARY AND 4 ORS., ... RESPONDENTS

WITH

WRIT PETITION NO.58 OF 2010

MR. RABINDRA DIAS AND ANR., ... PETITIONER

Versus

MRS. MARIA FILOMENA FURTADO AND 10
ORS., ... RESPONDENT

Mr. J. Supekar and Mr. S. Sayed, Advocate for the petitioner.

Mrs. A.Agni, Senior Advocate with Ms. J. Sawaikar, Advocate for
respondent no.2.

Mr. S. Parab, AGA for respondent nos.1 and 3 in WP 58/2011.

Mr. S. Priolkar, AGA for respondent nos.1 and 3 in WP 648/2011.

Mr. V. Sardesai, AGA for respondent nos.1 and 3 in WP 699/2012.

**CORAM:- M. S. KARNIK &
BHARAT P. DESHPANDE, JJ.**

DATED :- 9th June, 2023

P.C.

Writ Petition 699/2012 be detagged from this group of matters and shall be heard separately. List the petition on 16.6.2023.

2. So far as the two petitions i.e Writ Petition No.58/2011 and 648/2011 are concerned, the learned Addl. Govt. Advocate has brought to our notice two decisions of the Hon'ble Supreme Court in Dr. J.Vijayan and others Vs State of Kerala and others, 2022 SCC online SC 958 and in case of Jagdish Prasad Sharma Vs State of Bihar, (2013) 8 SCC 633.

3. We have heard learned Counsel for the petitioner for some time.

4. Having gone through the decisions of the Hon'ble Supreme Court, we find that issue that has been raised in the present Writ Petitions has been squarely answered by the Hon'ble Supreme Court in the aforesaid decisions. The submissions made by the learned counsel for the petitioner lack merit. In view of the decisions of the Hon'ble Supreme Court, present petitions must fail and are accordingly dismissed.

BHARAT P. DESHPANDE, J.

M. S. KARNIK, J.