

JPP

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION***

WRIT PETITION NO. 2152 OF 2019

The State of Maharashtra

... Petitioner

V/s.

Mahamadsharif Babaso Patil

... Respondent

Mr. N.K. Rajpurohit, AGP for the Petitioner - State
None for the Respondent

***CORAM : NITIN JAMDAR &
MANJUSHA DESHPANDE, JJ.***

DATE : 09 NOVEMBER 2023

P.C. :-

Heard the learned AGP.

2. The Respondent had challenged the order of transfer dated 22 March 2017 by filing an Original Application before the Maharashtra Administrative Tribunal.

3. The Tribunal, by order dated 22 August 2017 set aside the order of transfer. The Petition was filed on 5 April 2018 and has remained pending and not been circulated for any orders. It is now

six years since the order of transfer has been set aside. Thereafter, there must have been subsequent developments taken place. The normal tenure of transfer of the government servant is of ten years. Therefore, the cause raised in this Petition for all practicable purpose will not survive.

4. As regard the legal contentions sought to be advanced by the learned AGP, they are kept open in the appropriate case.

JYOTI
PRAKASH
PAWAR

Digitally signed by
the learned AGP,
PAWAR
Date: 2023.11.10
15:29:41 +0530

MANJUSHA DESHPANDE, J.

NITIN JAMDAR, J.