



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO.2166 OF 2024

Mohan s/o Shankarrao Sonkusare, Pusad, Dist. Yavatmal

-VS-

State of Maharashtra, General Administration Dept. Thr. Principal Secretary, Mantralaya,
Mumbai and ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and the Registrar's orders.

Court's or Judge's Orders.

Shri A. P. Chaware, Advocate for petitioner.

Shri S. M. Ukey, Additional Government Pleader for respondent Nos.1 and 2.

CORAM : NITIN W. SAMBRE AND ABHAY J. MANTRI, JJ.

DATE : April 15, 2024

1. The order impugned is dated 23/06/2023 issued by respondent No.3 putting services of the petitioner on supernumerary post. Drawing support from the order dated 01/11/2012 delivered in Writ Petition No.5306/2010 extending protection of service in favour of the petitioner, it is claimed that the respondent-Authority ought not have put services of the petitioner on supernumerary post.
2. In support of aforesaid, reliance is placed on the judgment dated 04/05/2021 in Writ Petition No.903/2020 (*Raja Tukaram Shinde vs. The State of Maharashtra, Tribal Development Dept., Mantralaya, Mumbai and anr. with connected writ petitions*) delivered at Aurangabad Bench.
3. Issue notice to the respondents, returnable on 29/04/2024. Notice to indicate that the petition shall be taken up for final disposal at admission stage.
4. Shri S. M. Ukey, learned Additional Government Pleader waives service of notice for respondent Nos.1 and 2.
5. Service by all modes including e-mail is permitted.

(Abhay J. Mantri, J.)

(Nitin W. Sambre, J.)