

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
WRIT PETITION NO.12725 OF 2016

Vishwambar s/o Bandu Renewad

Petitioner

Versus

The State of Maharashtra & others

Respondents

Mr.V.U.Jadhav, advocate for the petitioner

Mr.Y.G.Gujrathi, A.G.P. for Respondents.

**CORAM : R.M.BORDE &
SANGITRAO S. PATIL, JJ.
DATE : 23rd December, 2016**

PER COURT:

Petitioner claims to belong to “Koli Malhar”, Scheduled Tribe and is in receipt of the caste certificate issued by the competent authority. The petitioner has been appointed as forest guard in the office of Respondent No.3 as against a vacancy reserved for Scheduled Tribe category. The caste certificate issued in favour of the petitioner was referred for verification to the Scrutiny Committee and the proposal is stated to be still pending. As a result of failure of the petitioner to submit validity certificate within stipulated time under the appointment order. The appointing authority has issued a notice to the petitioner to submit validity certificate and he has been further warned of adverse action in the event of his failure to submit validity certificate.

2 Considering facts and circumstances of this petition, this petition can be disposed of by directing Respondent No.2-Committee to take decision on the proposal of the petitioner, as

expeditiously as possible, preferably within one year; and it is accordingly directed. Respondent No.3 is directed not to take coercive action against the petitioner during pendency of the proposal before the Scrutiny Committee.

3 It would be open for the employer to take appropriate action depending upon outcome of the proposal for verification of caste certificate of the petitioner by Respondent No.4-Committee.

4 Writ Petition stands disposed of.

(SANGITRAO S. PATIL)

JUDGE

adb/wp1272516

(R.M.BORDE)

JUDGE