

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 5043 OF 2016

Indumati Rakhmaji Telange

.. **Petitioner**

Versus

The State of Maharashtra and others

.. **Respondents**

Shri Amol R. Gaikwad, Advocate for the Petitioner.

Shri P. S. Patil, Addl. G. P. for the Respondent Nos. 1 to 5.

Shri B. A. Dhengle h/f Shri Vinayak H. Solanke, Advocate for the respondent No. 6.

WITH
CONTEMPT PETITION NO. 316 OF 2016
IN
WRIT PETITION NO. 4302 OF 2016

Indumati Rakhmaji Telange

.. **Petitioner**

Versus

Rahul Ranjan Mahiwal and others

.. **Respondents**

Shri Amol R. Gaikwad, Advocate for the Petitioner.

WITH
WRIT PETITION NO. 4302 OF 2016

Indumati Rakhmaji Telange

.. **Petitioner**

Versus

The State of Maharashtra and others

.. **Respondents**

Shri Amol R. Gaikwad, Advocate for the Petitioner.

Shri P. S. Patil, Addl. G. P. for the Respondent Nos. 1 to 4.

WITH
CIVIL APPLICATION NO. 12563 OF 2017
IN
WRIT PETITION NO. 4302 OF 2016

Indumati Rakhmaji Telange

.. **Applicant**

Versus

The State of Maharashtra and others

.. **Respondents**

Shri Tulsidas Poul, Advocate for the Intervenor.

CORAM : **S. V. GANGAPURWALA &**
S. M. GAVHANE, JJ.

DATE : **5th October, 2017**

PER COURT :

1. We have heard Mr. Gaikwad, the learned counsel for the petitioner.

2. Mr. Dhengle, the learned counsel for the respondent submits that the Scrutiny Committee has invalidated the tribe claim of the petitioner of 'Dhoba' scheduled tribe under order dated 19th June, 2017.

3. The petitioner impugns the order of the Collector disqualifying the petitioner on the ground that validity certificate is not submitted within 6 months as required under Section 10(i)(g) of the Maharashtra Village Panchayat Act. When the petition was filed the validation proceeding in respect of the tribe claim of the petitioner was pending.

4. Now the tribe claim has been invalidated under the order of the committee as such nothing survives for adjudication. As such, the petitioner is not entitled for any relief in the present petition. Nonetheless the petitioner is entitled to assail the order of the committee as permissible in law and may claim whatever reliefs are permissible in the said writ petition.

5. All petitions stand dismissed. No costs.

6. In view of dismissal of all petitions, civil application also stands disposed of.

[S. M. GAVHANE, J.] [S. V. GANGAPURWALA, J.]

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