

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

Office Notes, Office
Memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders

Court's or Judge's orders

WRIT PETITION NO.13311 OF 2017

CHABU LAHANU BARDE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Advocate for Petitioner : Mr.Jagtap Adinath B.
AGP for Respondent/State: Mr.S.W. Munde.

...
CORAM : S.V.GANGAPURWALA & V.L. ACHLIYA, JJ.

Dated: DECEMBER, 18, 2017

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The petitioner is disqualified on the ground that he has not submitted the caste validity certificate within six months as required u/s 10(1-A) of the Maharashtra Village Panchayats Act, 1958. The learned Advocate for the petitioner submits that the petitioner has been issued validity certificate of "Bhil" scheduled tribe. However, it was after lapse of six months.

2. The Supreme Court in **SLP (C) No.29874-29875/2016 – Shankar s/o Raghunath Devre (Patil) Vs. State of Maharashtra and ors.,** has stayed the

judgment of this court. The Full Bench of this Court has held the said condition to be mandatory. As the said judgment of Full Bench of this Court is stayed, the impugned order is quashed and set aside. The respondent – authority is at liberty to take further decision in case the judgment of Full Bench of this Court is upheld by the Supreme Court. The writ petition stands disposed of accordingly. No costs.

(V.L.ACHLIYA, J) (S.V.GANGAPURWALA, J)