

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 1613 OF 2012

Sangita Ramesh Koli @
Sangita Hemendra Sapkale .. **Petitioner**

Versus

Education Officer (Secondary),
Zilla Parishad and others .. **Respondents**

Mr. Mahesh S. Deshmukh, Advocate for the
Petitioner.

Mr. S. B. Pulkundwar, A.G.P. for Respondent Nos. 1
and 2.

Respondent Nos. 3 to 5 - served.

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

DATE: 27th August, 2018

PER COURT :

1. Mr. Deshmukh, learned counsel for the
petitioner submits that way back in the year –
2011, directions were given to decide the
validation proceeding in respect of the tribe
claim of the petitioner. The same is not yet
decided.

2. This Court on 23.02.2012 had granted interim relief in terms of prayer clause 'C'. It is submitted that the petitioner is receiving the salary.

3. Considering that the validation proceeding is still pending, we pass following order.

ORDER

I] Respondent no. 3 – committee shall decide the validation proceeding in respect of the tribe claim of the petitioner expeditiously and preferably within a period of six (6) months from the date of appearance of the petitioner.

II] The petitioner shall appear before the committee on 10.09.2018.

III] Till the committee decides the validation proceeding, the respondents – employer shall not take adverse action against the petitioner only on the ground that validation proceeding is pending.

IV] Respondent nos. 4 and 5 may take further course of action depending upon the judgment that will be delivered by the committee in the validation proceedings.

4. Writ Petition accordingly stands disposed of.

No costs.

[S. M. GAVHANE, J.]

[S. V. GANGAPURWALA, J.]

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