

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
BENCH AT AURANGABAD.**

WRIT PETITION NO. 2433 OF 2018

Saiprasad S/o Maruti Kacheboinwad ... Petitioner

VERSUS

The State of Maharashtra & Ors. ... Respondents

.....
Mr Sunil M. Vibhute, Advocate for the petitioner
Mr A. S. Shinde, AGP for respondent/State
.....

**CORAM : S. V. GANGAPURWALA &
A. M. DHAVAL, JJ.**

DATE : 05TH MARCH, 2018.

ORDER:

1. Learned Assistant Government Pleader accepts notice for respondents No. 1, 2 and 4. Shri. A. S. Bayas, the learned counsel waives service of notice for respondent No. 3.

2. The learned Assistant Government Pleader, on instructions, submits that the validation proceedings in respect of the tribe claim of the petitioner is pending and the matter is now referred to the vigilance.

3. The petitioner has already appeared for Third (2) MBBS Winter-2017 examination, however, the result is withheld only on the ground that the validity is not submitted.

4. The respondents-Committee shall decide the validation proceeding under any circumstances within a period of five months from the date of appearance of the petitioner. The petitioner shall appear before the Committee on 19.03.2018. The petitioner shall cooperate in expeditious disposal of the proceedings. The respondent No. 2 and 3 shall not withhold the result of the petitioner's examination only on the ground that the validity is not submitted. In case the petitioner is otherwise eligible, then the petitioner may have a right to prosecute his internship as may be permissible, however, shall not be issued with degree certificate unless and until the validity is produced.

5. The writ petition is, accordingly, disposed of. No costs.

[A. M. DHAVALA]
JUDGE

[S. V. GANGAPURWALA]
JUDGE