

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 13629 OF 2019

SOMSING RAJARAM THAKUR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Yeramwar Sushant C.
AGP for Respondents : Mr. S. B. Pulkundwar

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CORAM: S. V. GANGAPURWALA &
MANGESH S. PATIL, JJ.

DATE: 11th NOVEMBER, 2019

PER COURT:

1. The learned counsel for the petitioner submits that the validation proceeding in respect of the tribe claim of the petitioner is pending since the year - 2013. The vigilance is conducted, the say is also filed, however the final judgment is not passed. The employer has issued notice to the petitioner insisting for the validity certificate or else adverse action would be taken.

2. To get the proceedings decided within stipulated period is not in the hands of the

litigants. In light of that, we pass the following order.

3. The scrutiny committee shall decide the validation proceeding in respect of the tribe claim of the petitioner expeditiously and preferably within a period of four (04) months from the date of appearance of the petitioner. The petitioner shall appear before the scrutiny committee on 13.12.2019. Respondent no. 3 / employer shall not take adverse action against the petitioner only on the ground that validation proceeding is pending. Respondent No. 3 / employer may take further course of action depending upon the judgment that will be delivered by the scrutiny committee in the validation proceeding.

4. Writ Petition stands disposed of accordingly.
No costs.

[MANGESH S. PATIL, J.]

[S. V. GANGAPURWALA, J.]

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