

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5916 OF 2014

Mahendra Narayan Thakur ... Petitioner
versus
State of Maharashtra and Ors. ... Respondents

Mr.Chintamani K. Bhangoji i/b
Mr.R.K.Mendadkar for the Petitioner.

Mr.B.V.Samant, AGP for Respondent Nos.1
to 3 (State).

CORAM :- S. C. DHARMADHIKARI &
R.I.CHAGLA, JJ.

DATE :- NOVEMBER 21, 2019

P.C. :-

1. The scrutiny of the caste certificate and verification of the claim of the petitioner is still pending before the second respondent-Committee.
2. We called upon the learned AGP appearing on behalf of respondent Nos.1 to 3 to take instructions as to when the Scrutiny Committee will scrutinise and verify the claim.
3. He says that after having spoken to the concerned Committee members, they request for a period of three months to scrutinise and verify this claim.

4. We accept the request made by the Committee through Mr.Samant, learned AGP and grant the Committee three months' time to complete the scrutiny and verification of the petitioner's claim. No extension of time will be granted. The Committee members would have to face charges, including contempt of this Court in the event the scrutiny is not completed.

5. On the strength of the caste certificate, the petitioner has been appointed as a Cook on 1st June, 1999. Till the date of this petition, namely, 2014 and even five years and more thereafter, the scrutiny and verification is incomplete. These are not healthy state of affairs and that is why, we have framed this strict time schedule.

6. The writ petition is disposed of by clarifying that we have not expressed any opinion on the rival contentions. The order passed on 18th December, 2014 shall continue till the verification and scrutiny is complete and for a period of two weeks from the date of communication of the order of the Scrutiny Committee, if that is adverse to the petitioner.

(R.I.CHAGLA, J.)

(S.C.DHARMADHIKARI, J.)