

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

925 WRIT PETITION NO. 902 OF 2020

DILIP TRYIMBAK MAHALE  
VERSUS  
THE STATE OF MAHARASHTRA AND OTHERS

Advocate for Petitioner : Mr. S.C. Yeramwar.  
AGP for Respondents : Mr. P.G. Borade.

CORAM : S. V. GANGAPURWALA &  
MANGESH S. PATIL, JJ.  
DATED : 15.01.2020.

**PER COURT :**

. It submitted that validation proceeding in respect of the tribe claim of petitioner is pending with the scrutiny committee, the same is not decided.

2. Without issuing notice to petitioner, the respondents have placed petitioner on the supernumerary post.

3. As the impugned action is without notice to the petitioner, we quashed and set aside the impugned action.

4. In case, respondents want to take action against the petitioner of placing the petitioner on supernumerary post or otherwise, then notice shall be issued to the petitioner giving opportunity to show cause. In that event, the petitioner can file reply and bring all the relevant facts

to the notice of the respondent - Committee.

5. The Committee shall decide the validation proceedings expeditiously and preferably within a period of three months.

6. The petitioner shall appear before the Committee on 21.01.2020.

7. Writ Petition accordingly disposed of. No costs.

( MANGESH S. PATIL, J. )

( S. V. GANGAPURWALA, J. )

S.PC.