

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.1423 OF 2020

BHIMESHWAR GANGADHAR PUPALWAD ...PETITIONER

VERSUS

THE STATE OF MAHARASHTRA
AND OTHERS ...RESPONDENTS

Mr M.A. Golegaonkar, Advocate for Petitioner
Mr A.R. Kale, AGP for Respondents-State

AND
WRIT PETITION NO.1442 OF 2020

RAJU LINGURAM PUPALWAD ...PETITIONER

VERSUS

THE STATE OF MAHARASHTRA
AND OTHERS ...RESPONDENTS

Mr M.A. Golegaonkar, Advocate for Petitioner
Mr A.B. Girase, Government Pleader for Respondents-State

**CORAM : S.V. GANGAPURWALA
AND
SHRIKANT D. KULKARNI, JJ.**

DATE : 22ND JANUARY, 2020

PER COURT :

1. It is submitted that validation proceedings in respect of the tribe claim of petitioners are pending with the scrutiny committee, the same are not decided.

2. Without issuing notices to petitioners, the respondents have placed petitioners on the supernumerary posts. The proposal has been submitted for the validation to the Committee.
3. As the impugned action is without notice to petitioners, we quash and set aside the impugned action.
4. In case, respondents want to take action against petitioners of placing petitioners on supernumerary posts or otherwise, then notice shall be issued to petitioners giving opportunity to show cause. In that event, petitioners 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 six months.
6. The petitioners shall appear before the Committee on 05.02.2020.
7. Writ petitions accordingly disposed of. No costs.

[SHRIKANT D. KULKARNI, J.] [S.V. GANGAPURWALA, J.]