

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

957 WRIT PETITION NO.2339 OF 2020

GORAKH GAJANAN THOMBARE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

Advocate for Petitioner : Mr Jadhavar Pratap V.
AGP for Respondents State: Mr S G Karlekar

CORAM : S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.

DATE : 5th February, 2020

ORDER:

1. The learned Assistant Government Pleader on instructions submits that validation proceedings are pending at the stage of vigilance with the Scrutiny Committee.
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 in the year 2012.
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 18.02.2020.
7. Writ petitions accordingly disposed of. No costs.

(SHRIKANT D. KULKARNI, J.)

(S.V.GANGAPURWALA, J.)