

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 2478 OF 2020

Shailendra s/o Ganpat Ramod

...Petitioner

Versus

The State of Maharashtra and Ors.

Mr M.A. Golegaonkar, Advocate for Petitioner

Mrs. M.A. Deshpande, AGP for Respondents-State

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

DATE : 17th FEBRUARY, 2020

PER COURT :

1. The learned Counsel for the petitioner submits that the caste certificate has been cancelled and confiscated by the Scrutiny Committee under the order dated 11th January, 2017 on the ground that the spelling of the tribe is incorrectly spelled.
2. The learned Counsel submits that the petitioner has applied for corrected tribe certificate in the year 2018. The same is not issued.
3. The learned Assistant Government Pleader submits that the petitioner has not submitted the original one nor the attested copy of tribe certificate.

4. The petitioner shall apply with the Scrutiny Committee for receipt of the attested tribe certificate within a period of two weeks from today.

5. The Scrutiny Committee on receipt of the application, shall issue the attested tribe certificate to the petitioner within a period of one week. The petitioner on receipt of the same, shall produce the attested tribe certificate with the Sub Divisional Officer, Dharmabad, Dist. Nanded within a period of one week.

6. The Sub Divisional Officer, Dharmabad, Dist. Nanded after confirming the issuance of the tribe certificate by his office, shall issue corrected tribe certificate to the petitioner within a period of two weeks from the date of submission of attested copy. The petitioner on receipt of the corrected tribe certificate, shall present the same to the Scrutiny Committee within a period of one week. The Scrutiny Committee shall thereafter decide the proceeding on its own merits expeditiously.

7. The learned Counsel submits that the petitioner has been placed on the supernumerary post on the ground that validity certificate is not submitted.

8. The order is passed without notice to the petitioner and without hearing the petitioner.
9. In light of that, the impugned order is set aside.
10. The writ petition is accordingly disposed of. No costs.

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

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