

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

910. WRIT PETITION No. 3224 of 2020

Suresh Shankarrao Gajulwar
R/o Daregaon Tal. Degloor Dist. Nanded ...Petitioner

VERSUS

The State of Maharashtra and another ...Respondents

Mr. Sunil M. Vibhute, Advocate for petitioner
Mr. S.G. Karlekar, Asstt. Govt. Pleader for respondents

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

DATE : 26th February, 2020

ORDER :

1. The learned Asstt. Govt. Pleader accepts notice for all respondents.
2. It is submitted that validation proceeding in respect of the tribe claim of the petitioner is pending with the Scrutiny Committee, the same is not decided.
3. Without issuing notice to the petitioner, the respondents have placed the petitioner on the supernumerary post.

4. As the impugned orders are without notice to the petitioner, we quash and set aside the impugned orders.
5. In case, the respondents want to take action against the petitioner of placing the petitioner on supernumerary posts or otherwise, then notice shall be issued to the petitioner giving to show cause. In that event, the petitioner can file reply and bring all the relevant facts to the notice of the respondent-committee.
6. The committee shall decide the validation proceedings expeditiously and preferably within a period of six months.
7. The petitioner shall appear before the Scrutiny Committee on 11th March 2020.
8. Writ Petition is disposed of accordingly. No costs.

(SHRIKANT D. KULKARNI)
JUDGE

(S.V. GANGAPURWALA)
JUDGE