

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
WRIT PETITION (STAMP) NO.11242 OF 2020**

Subhash S/o Bala Bhotkar ..PETITIONER

VERSUS

The State of Maharashtra and Ors. ..RESPONDENTS

...

Mr. D. D. Choudhari, Advocate for the Petitioner.
Mr. P. S. Patil, AGP for Respondent-State.

AND

WRIT PETITION (STAMP) NO.11249 OF 2020

Shenphad s/o Sandu Padle ..PETITIONER

VERSUS

The State of Maharashtra and Ors. ..RESPONDENTS

...

Mr. D. D. Choudhari, Advocate for the Petitioner.
Mr. A. S. Shinde, AGP for Respondent-State.

...

**CORAM : S. V. GANGAPURWALA &
R. G. AVACHAT, JJ.**

DATED : 06th JULY, 2020.

PER COURT:-

1. The learned Assistant Government Pleader accepts notice for all the respondents.

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

3. Without issuing notices to petitioners, the respondents have placed the petitioners on the supernumerary posts.

4. As the impugned order is without notices to the petitioners, we quash and set aside the impugned order.

5. In case, the respondents want to take action against the petitioners of placing the petitioners on supernumerary posts or otherwise, then notices shall be issued to the petitioners giving to show cause. In that event, the petitioners can file reply and bring all the relevant facts to the notice of the respondent-committee.

6. The committee shall decide the validation proceeding expeditiously and preferably within a period of nine (09) months from the date of appearance of the petitioners.

7. In case, the normal hearing commences, the petitioners shall appear before the committee on 14.08.2020.

8. In light of the above, writ petition is disposed of. No costs.

(R. G. AVACHAT)
JUDGE

(S. V. GANGAPURWALA)
JUDGE