

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

WRIT PETITION (STAMP) NO.12089 OF 2020

Gahininath S/o Dhanaji Boyane ..PETITIONER

VERSUS

The State of Maharashtra & Ors. ..RESPONDENTS

...
Mr. Omgashad B. Boinwad, Advocate for the
Petitioner.

Mr. A. S. Shinde, AGP for Respondent-State.

AND

WRIT PETITION (STAMP) NO.12092 OF 2020

Ganesh S/o Shivaji Chemte ..PETITIONER

VERSUS

The State of Maharashtra & Ors. ..RESPONDENTS

...
Mr. Omgashad B. Boinwad, Advocate for the
Petitioner.

Mr. S. B. Pulkundwar, AGP for Respondent-State.

AND

WRIT PETITION (STAMP) NO.12095 OF 2020

Sandip S/o Daulatrao Gaikwad ..PETITIONER

VERSUS

The State of Maharashtra & Ors. ..RESPONDENTS

...
Mr. Omgashad B. Boinwad, Advocate for the
Petitioner.

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

AND

WRIT PETITION (STAMP) NO.12097 OF 2020

Sarswati d/o Namdeo Kambale ..PETITIONER

VERSUS

The State of Maharashtra & Ors. ..RESPONDENTS

...
Mr. Omgashad B. Boinwad, Advocate for the
Petitioner.

Mr. S. G. Karlekar, AGP for Respondent-State.

...

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

DATED : 20th JULY, 2020.

PER COURT:-

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

2. Without issuing notices to the petitioners, the respondents have placed petitioners on the supernumerary posts. The proposal is submitted for validation to the committee, well within the time as contemplated under circular dated 30.07.2013.

3. As the impugned action is without notices to the petitioners, we quashed and set aside the impugned action.

4. In case, respondents want to take action against the petitioners of placing petitioners on supernumerary posts or otherwise, then notices shall be issued to the 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 18.08.2020.

7. Writ Petitions accordingly disposed of.
No costs.

(R. G. AVACHAT)
JUDGE

(S. V. GANGAPURWALA)
JUDGE

Devendra/July-2020