

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

WRIT PETITION [STAMP] NO.12195 OF 2020

Supriya d/o. Pralhad Bhutte ..Petitioner

Vs.

The State of Maharashtra
and ors. ..Respondents

AND

WRIT PETITION [STAMP] NO.12261 OF 2020

Nitin s/o. Balajirao Parodwad ..Petitioner

Vs.

The State of Maharashtra
and ors. ..Respondents

Mr.C.R.Thorat, Advocate for petitioners
Mr.S.R.Yadav, AGP for respondents

CORAM : S.V. GANGAPURWALA

AND

R.G. AVACHAT, JJ.

DATE : JULY 23, 2020

PER COURT :-

It is submitted that validation proceedings in respect of the tribe claim of the petitioners are pending with the scrutiny committee. The same is not yet decided.

2. It is further submitted by learned Counsel for the petitioners that without issuing notice to the petitioners and without hearing them, the respondents have placed the petitioners on supernumerary posts.

3. As the impugned action is without issuing notice to the petitioners and without hearing them, we quash and set aside the impugned action.

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

5. Respondent no.2/Committee shall decide the validation proceedings in respect of the tribe claim of the petitioners expeditiously and preferably,

within a period of none (09) months from the date of receipt of this order. The petitioners shall co-operate in expeditious disposal of the proceedings.

6. The petitions shall appear before the Committee on 24.08.2020.

7. In the light of the above, the Writ Petitions stand disposed of. No costs.

[R.G. AVACHAT, J.]

[S.V. GANGAPURWALA , J.]

kbp