

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

WRIT PETITION NO. 7411 OF 2020

Chaitan s/o Champatrao Pakalwad

.. Petitioner

Versus

The State of Maharashtra and ors.

.. Respondents

Mr S.M. Vibhute, Advocate for petitioner

Mrs V.S. Choudhari, A.G.P. for respondents

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

DATE : 28th October 2020

PER COURT :

1. The learned A.G.P. accepts notice for all the 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. Without issuing notice to the petitioner, the respondents have placed the petitioner on the supernumerary post.
3. As the impugned order is passed without notice to the petitioner, we quash and set aside the impugned order.
4. In case the respondents want to take action against the petitioner placing the petitioner on supernumerary post or otherwise, then notice shall be issued to the petitioner, calling upon him to show cause. In that event, the petitioner can file reply and bring all the relevant facts to the notice of the respondent – Committee.
5. The Committee shall decide the validation proceeding expeditiously and preferably within a period of six months.

6. The petitioner shall appear before the Committee on 1st December 2020.
7. Writ Petition disposed of. No costs.

(SHRIKANT D. KULKARNI, J.)

(S.V. GANGAPURWALA, J.)

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