

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

937 WRIT PETITION NO.3312 OF 2021

GAJANAN BHAGWANRAO SHIRASEWAD

VERSUS

THE STATE OF MAHARASHTRA THR ITS SECRETARY AND OTHERS

...

Advocate for Petitioner : Mr. Chinchole Ghanshyam K.

AGP for Respondents/State: Mr. S. R. Yadav – Lonikar

...

AND

938 WRIT PETITION NO.3313 OF 2021

GANESH YADAVROA TADEWAD

VERSUS

THE STATE OF MAHARASHTRA THR ITS SECRETARY AND OTHERS

...

Advocate for Petitioner : Mr. Patunkar Ganesh B

AGP for Respondents/State: Mrs. V. S. Chaudhari

...

AND

964 WRIT PETITION NO.3352 OF 2021

DILIP RAMCHANDRA WALKALE

VERSUS

THE STATE OF MAHARASHTRA THR ITS SECRETARY AND OTHERS

...

Advocate for Petitioners : Mr. Chinchole Ghanshyam K.

Addl. GP for Respondents/State: Mr. P. S. Patil

...

AND

966 WRIT PETITION NO.3354 OF 2021

MAHESH SOBHASHRAO KUREWAD

VERSUS

THE STATE OF MAHARASHTRA THR ITS SECRETARY AND OTHERS

...

Advocate for Petitioner : Mr. Chinchole Ghanshyam K.

AGP for Respondents/State: Mr. S.G. Karlekar

...

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

DATE : 23.02.2021

P.C. :

. Issue notice to respondents. The learned Assistant Government Pleader accepts notice for all respondents in respective writ petitions.

2. It is submitted that, validation proceeding in respect of the tribe claims of the petitioners are pending with the Scrutiny Committee, the same are not decided. Without issuing notice to the petitioners, the respondents have placed the petitioners on the supernumerary posts.

3. As the impugned orders are passed without notice to the petitioners, we quash and set aside the impugned orders.

4. In case the respondents want to take action against the petitioners placing the petitioners on supernumerary posts or otherwise, then notice shall be issued to the petitioners, calling upon them 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. The Committee shall decide the validation proceedings expeditiously and preferably within a period of six months from the date of appearance of the petitioners.

6. The petitioners shall appear before the Committee on 17.03.2021.

7. In the light of the above, the writ petitions are disposed of. No costs.

(SHRIKANT D. KULKARNI, J.)

(S. V. GANGAPURWALA, J.)

Sameer