

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

933 WRIT PETITION NO.3659 OF 2021

CHITTARANJAN GYANOBA DHEMKEWAD ..PETITIONER

VERSUS

THE STATE OF MAHARASHTRA THR ITS SECRETARY AND
OTHERS ..RESPONDENTS

AND

948 WRIT PETITION NO.3674 OF 2021

DINESH SHANKAR NARAWAD ..PETITIONER

VERSUS

THE STATE OF MAHARASHTRA THR ITS SECRETARY AND
OTHERS ..RESPONDENTS

...

Mr. Amarsingh Sonkawade and Mr. Sainath G. Jayewar,
Advocates for the Petitioners.

Mr. S. G. Karlekar and Mr. P. K. Lakhotiya, AGP for
Respondents-State.

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

DATED : 24th FEBRUARY, 2021.

PER COURT:-

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

2. Without issuing notices to petitioners, the respondents have placed petitioners on the

supernumerary posts.

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

4. In case, respondents want to take action against petitioners of placing petitioners on supernumerary posts or otherwise, then notices shall be issued to 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 nine (09) months from the date of appearance of petitioners.

6. The petitioner shall appear before the Committee on 16.03.2021.

7. The writ petitions are disposed of. No costs.

(SHRIKANT D. KULKARNI)
JUDGE

(S. V. GANGAPURWALA)
JUDGE