

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

WRIT PETITION NO. 4041 OF 2021

Varsharani Madhukarrao Ajale

.. Petitioner

Versus

The State of Maharashtra and others

.. Respondents

Mr. Sunil M. Vibhute, Advocate for the Petitioner.

Mr. S. G. Karlekar, AGP for Respondent Nos. 1 to 5.

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

DATED : 04th March, 2021.

PER COURT:-

. Issue notice to respondents. The learned Assistant Government Pleader accepts notice for all 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 from the date of appearance of the petitioner.

6. The petitioner shall appear before the Committee on 24.03.2021.

7. In the light of the above, the writ petition is disposed of. No costs.

(SHRIKANT D. KULKARNI)
JUDGE

(S. V. GANGAPURWALA)
JUDGE

P.S.B.