

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

WRIT PETITION NO. 4004 OF 2021

Shankar Dattatraya Kamatewad

.. Petitioner

Versus

The State of Maharashtra and others

.. Respondents

Mr. Pratap V. Jadhavar, Advocate for the Petitioner.

Mr. S. G. Karlekar, AGP for Respondents-State.

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

DATED : 04th March, 2021.

PER COURT:-

. At the request of the learned counsel for the petitioner leave to correct respondent No. 3.

2. Heard learned counsel for the petitioner and the learned Addl. G. P. for respondents/State.

3. The petitioner has been placed on supernumerary post. The order placing the petitioner on supernumerary post is issued without notice to the petitioner and without hearing the petitioner. The same is violative of principles of natural justice.

4. In the light of the above, the impugned order is quashed and set

aside. The respondents shall not take any further action pursuant to the impugned order, without issuing notice to the petitioner and without hearing the petitioner.

5. The Scrutiny Committee may endeavour to decide the validation proceedings 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 22.03.2021.

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

(SHRIKANT D. KULKARNI)
JUDGE

(S. V. GANGAPURWALA)
JUDGE

P.S.B.