

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

WRIT PETITION NO.3477 OF 2021

**ANUPRITA VASANTRAO SHANKE
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY**

**AND
WRIT PETITION NO.3479 OF 2021**

**MANDABAI VISHNU GAIKWAD
VERSUS
THE STATE OF MAHARASHTRA THR ITS SECRETARY**

**AND
WRIT PETITION NO.3531 OF 2021**

**DEEPAK KRUSHNA KHAIRNAR
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND
OTHERS**

**AND
WRIT PETITION NO.3571 OF 2021**

**PRALHAD YASHWANT GONJI
VERSUS
THE STATE OF MAHARASHTRA THR ITS SECRETARY AND
OTHERS**

**AND
WRIT PETITION NO.3576 OF 2021**

**KESHAV RAMCHANDRA WANKHADE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

**AND
WRIT PETITION NO.3608 OF 2021**

**TUSHAR S/O EKNATH CHAVAN
VERSUS
STATE OF MAHARASHTRA AND OTHERS**

**AND
WRIT PETITION NO.3614 OF 2021**

MANGESH TUKARAM NARGE
VERSUS
THE STATE OF MAHARASHTRA

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Mr. Sushant C. Yearamwar, Advocate for the Petitioners.

Mr. S. K. Tambe and Mrs. P. V. Diggikar, AGP for Respondents-State in respective Writ Petitions.

Mr. Anand S. Kulkarni, Advocate for Respondent No.3 in WP/3571/2021.

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

DATED : 10th MARCH, 2021.

PER COURT:-

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

2. Without issuing notice 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 three months.

6. The petitioners shall appear before the Committee on 23.03.2020.

7. Writ Petitions accordingly disposed of.
No costs.

(SHRIKANT D. KULKARNI)
JUDGE

(S. V. GANGAPURWALA)
JUDGE