

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

WRIT PETITION NO. 5714 OF 2021

Bharat S/o Rajesh Pawar

... Petitioner.

Versus

The State of Maharashtra
and others

... Respondents.

....

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

Mr. S.B. Yawalkar, Addl. G.P. for all Respondents.

....

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

DATE : 05th APRIL 2021

PER COURT:-

1. We have heard the learned counsel for the petitioner.
2. In fact the writ petition ought not to have been filed by the petitioner. No cause of action arises to file the present writ petition.
3. The petitioner had earlier filed the Writ Petition (Stamp) No. 12328 of 2020 challenging the order placing the petitioner on supernumerary post. We had set aside the order upon the terms enumerated in the order of this Court dated 27.07.2020. We directed

the validation proceeding to be decided within six (06) months. It was not that the protection was granted to the petitioner for six months only.

3. The Committee was directed to decide the validation proceeding within six (06) months. The six (06) months lapsed in February 2021.

4. The petitioner may appear before the Committee on 16.04.2021. The Committee shall decide the validation proceeding preferably within a period of four (04) months from the date of appearance of the petitioner considering that the Committee failed to abide by the earlier orders of this Court. In case, the Committee does not decide the validation proceeding as directed, this Court may take serious note of it.

5. The writ petition is disposed of. No costs.

(SHRIKANT D. KULKARNI)
JUDGE

(S.V. GANGAPURWALA)
JUDGE

S.P Rane