

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

WRIT PETITION NO. 5362 OF 2021

Venkat Sayaji Deshatwad

..PETITIONER

VERSUS

State of Maharashtra and Others

..RESPONDENTS

....
Mr. S.S. Phatale, Advocate for petitioner
Mr. P.N. Kutti, A.G.P. for respondent - State
....

**CORAM : S.V. GANGAPURWALA AND
SHRIKANT D. KULKARNI, JJ.
DATED : 25th MARCH, 2021**

PER COURT :

1. The learned A.G.P. accepts notice for all respondents.
2. It is submitted that validation proceedings in respect of the tribe claim of the petitioner is pending with the scrutiny committee, the same is not decided.
3. Without issuing notice to the petitioner, the respondents have placed the petitioner on the supernumerary post.
4. As the impugned order is without notice to the petitioner, we quash and set aside the impugned order.

5. 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 giving to show cause. In that event, the petitioner can file reply and bring all the relevant facts to the notice of the respondent-committee.

6. The committee shall decide the validation proceeding expeditiously and preferably within a period of six (06) months.

7. The petitioner shall appear before the committee on 08th April, 2021, if the circumstances so permit.

8. Writ Petition is disposed of. No costs.

(SHRIKANT D. KULKARNI, J.)
SSD

(S.V. GANGAPURWALA, J.)