

**IN THE HIGH COURT AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD**

994 WRIT PETITION NO.8451 OF 2021

VITHAL MAHADEV YENCHEWAD
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Jadhav Vivek U.
AGP for Respondents State : Mr. S.P. Tiwari

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**CORAM : S.V. GANGAPURWALA &
R.N. LADDHA, JJ.**
DATED : 05/08/2021.

PER COURT :

. The learned A.G.P. accepts notice for respondents-State.

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.

6. The petitioner shall appear before the committee on 2nd September 2021, if the circumstances so permit.

7. Writ petition is disposed of. No costs.

[R.N. LADDHA, J.]

[S.V. GANGAPURWALA, J.]

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