

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

929 WRIT PETITION NO.863 OF 2022

PRAKASH KASHIRAO PISE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

Mr S.C. Yeramwar, Advocate for petitioner
Mr S.P. Tiwari, A.G.P. for respondents no.1 and 2

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

DATE : 19th January, 2022

PER COURT :

1. It is submitted that validation proceeding in respect of the tribe claim of petitioner is pending with the scrutiny committee, the same is not decided.
2. Without issuing notice to the petitioner, the respondents have placed the petitioner on supernumerary post.
3. As the impugned action is without notice to the petitioner, we quash and set aside the impugned action.
4. In case, respondents want to take action against the petitioner of placing the petitioner on supernumerary post or otherwise, then notice shall be issued to the petitioner giving opportunity 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 proceedings expeditiously and preferably within a period of one month as it is said that hearing is completed.
6. Writ Petition accordingly disposed of. No costs.

(SHRIKANT D. KULKARNI, J.)

(S.V. GANGAPURWALA, J.)