



(1)

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

**71 WRIT PETITION NO. 5702 OF 2024**

**ASHOK BALAJI PALLEWAD  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH ITS  
SECRETARY AND OTHERS**

....

Mr C. R. Thorat, Advocate for Petitioner;  
Ms Neha Kamble, A.G.P. for Respondents/State

**CORAM : RAVINDRA V. GHUGE  
AND  
Y. G. KHOBRAGADE, JJ.**

**DATE : 18th June, 2024**

**PER COURT:**

1. The Petitioner has been appointed as a 'Jail Constable' by an appointment order dated 11/03/2013, by Respondent/Deputy Inspector General of Prisons, Mumbai. He claims to be belonging to the 'Mannervarlu' Scheduled Tribe category. His tribe claim validation proposal, is tendered to Respondent No.4/Scheduled Tribe Certificate Verification Committee, on 14/01/2011 and is pending with the said Competent Committee. He seeks directions to Respondent

(2)

Nos.2/ Deputy Inspector General of Prisons, Chhatrapati Sambhajinagar and Respondent No.3/Superintendent, District Prison, Latur that they should not take adverse action against him on the basis of the Notice dated 09/05/2024, for failing to produce the tribe validity certificate.

2. The learned Advocate for the Petitioner submits that the Petitioner would tender an affidavit undertaking that, he would not seek increments / promotion / service benefits, etc. until his claim is validated. Such affidavit undertaking would be filed in this Court within a period of 21 days from today and a copy would be tendered to Respondent/Employer.

3. In view of the above and by recording the above statement, we direct that Respondent No.4/Scrutiny Committee shall take a decision on the tribe claim of the Petitioner, on or before 31/12/2024.

4. On the condition that the Petitioner would file the affidavit undertaking as recorded above, he shall not be terminated from service until 31/12/2024.

(3)

5. With the above directions, **this Writ Petition is disposed off.**

**(Y. G. KHOBRADE, J.)**

**(RAVINDRA V. GHUGE, J.)**

sjk