

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 10740 OF 2025

Ashok s/o. Dattu Saindane

... Petitioner

versus

The State of Maharashtra & Anr.

... Respondents

...

Mr.Sushant Y.Jinturkar for the Petitioner (through VC).

Ms.Priyanka Chavan, AGP for the Respondent -State.

...

**CORAM : RAVINDRA V. GHUGE &
ASHWIN D. BHOBE, JJ.**

DATE : NOVEMBER 13, 2025

P.C:

1. We have briefly heard the learned Advocate for the Petitioner and the learned AGP.

2. We have perused the judgments cited, which are placed on record in the Writ Petition paper book. In *Shamrao Shrawanji Nikhare (dead) through his legal heirs Mrs. Meena w/o Shamrao Nikhare & Ors. versus Scheduled Tribe Caste Certificate Scrutiny Committee, Nagpur & Anr.*, at page 80 of the Petition paper book, the matter pertains to a person who died in harness before his validity claim could be decided. Hence, the pensionary benefits were released. In *Narendra K. Kumbhare versus The*

Union of India & Ors., at page 87 of the Petition paper book, the case related to a departmental enquiry after retirement on the ground that the Petitioner had not tendered a validity certificate. In *Shankar Shamanna Tangdelu versus The State of Maharashtra & Ors.*, at page 104 of the Petition paper book, the Petitioner had superannuated and declared that he would not claim the social status and would not press the proposal for validation.

3. In the above backdrop, when we called upon the learned Advocate for the Petitioner, the response was that the Petitioner would not claim a validity certificate and would give up his claim of belonging to the Tokre Koli-Scheduled Tribe category. When we asked him whether his children would continue with the same social status, his answer, on instructions, was that his children would not give up the said social status. He now submits that he would take clear instructions on this point.

4. Let the learned Advocates for the Petitioner and the Respondents address the Court on this point of law on 18th December 2025.

5. List this Petition on the Special Pension Matters Board on **18th**
December 2025.

(ASHWIN D. BHOBE, J.)

(RAVINDRA V. GHUGE, J.)