IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

908 WRIT PETITION NO. 1463 OF 2020

YAHAKHAN ANWARKHAN PATHAN

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for the Petitioner : Mr. Jadhavar Pratap V.
AGP for Respondent/State : Mr. P.S. Patil
Advocate for Respondent No.3 : Mr.A.R. Salve

...

CORAM : KISHORE C. SANT AND
JITENDRA JAIN, JJ.

DATE : 07.10.2026

PER COURT :

. Heard learned Advocates for the parties.

2. The petition is directed against the show-cause notice dated 08.01.2020 issued by respondent no.3/Executive Engineer, Maharashtra State Electricity Distribution Company, (Mahavitran), Regional Office, Nilanga, directing the petitioner to submit caste validity certificate and if not submitted, to show cause as to why appropriate action should not be taken against him, as the petitioner is appointed against the post reserved for person belonging to Scheduled Tribe.

3. Learned Advocate Shri. Salve vehemently argues that since 2020, interim relief is operating in favour of the petitioner, whereas the petitioner is not appearing before the Committee and has deliberately kept the proceedings pending.

4. Learned AGP submits that, it is because of the non-cooperation of

the petitioner, the Committee is not in a position to dispose of the proceedings. It is informed that the matter is only pending for hearing. The next date is now scheduled on 14.10.2026. If the petitioner appears before the Committee on the said date, the judgment can be delivered within four (04) weeks.

5. Considering the above, the petitioner to appear before the Committee on 14.10.2026 alongwith his reply. No request for adjournment on behalf of the petitioner shall be accepted by the Committee. The petitioner shall appear even thereafter, as and when required by the Committee.

6. The Committee to decide the claim of the petitioner within four (04) weeks from today.

7. The impugned show-cause notice dated 08.01.2020 issued by respondent No.3 is hereby quashed and set-aside.

8. It is made clear that on rejection of tribe claim of the petitioner by the Scrutiny Committee, the respondents shall be at liberty to take appropriate action subject to provision under Section 10 (5) of the the Maharashtra Scheduled Castes, Scheduled Tribes, De-notified Tribes (Vimukta Jatis), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate Act, 2000 against the petitioner.

(JITENDRA JAIN, J.) **(KISHORE C. SANT, J.)**

vsj..