

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

WRIT PETITION NO.5009 OF 2012

Vilas s/o Galu Koli,
R/o-R.S. Patil, Vishakha Building,
Pangarwadi, Jalgaon,
Tq-Dapoli, Dist-Ratnagiri

...PETITIONER.

VERSUS

- 1) The State of Maharashtra,
Through its Secretary,
Higher and Technical Education
Department, Mantralaya,
Mumbai-32,
- 2) The Director of Vocational
Education and Training,
Mumbai-400 001,
- 3) The Joint Director of
Vocational and Training,
Regional Office, Mumbai-51,
- 4) The Principal,
Industrial Training Institute,
Dapoli, Dist-Ratnagiri,
Padamshradha, First Floor,
Nursery Road, Post & Tq-Dapoli,
Dist-Ratnagiri,
- 5) The Committee for Scrutiny
And Verification of Tribe Claims,
Nandurbar Division, Nandurbar.

...RESPONDENTS.

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Shri.A.G. Talhar Advocate for Petitioner.

Shri.S.N. Kendre, A.G.P. for Respondent

Nos. 1 to 4.

Shri.K.D. Bade Patil Advocate for Respondent

No.5.

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**CORAM: NARESH H. PATIL AND
S.B. DESHMUKH, JJ.**

DATE : 29TH JUNE, 2012.

PER COURT :

1. Heard learned counsel for the respective parties.

2. The learned counsel for the Petitioner submits that the Petitioner seriously apprehends that in absence of any order of protecting Petitioner's services, the Petitioner's promotional order would be set aside by the Respondent employer, for want of submission of caste validity certificate. The Petitioner submits that his caste verification claim is pending with Respondent No.5 Scrutiny Committee since

March, 2011.

3. The learned counsel appearing for Respondent Scrutiny Committee submits that within six months, the caste verification claim pending before the Scrutiny Committee would be disposed of.

4. We direct the Respondent No.5 Scrutiny Committee to decide caste verification claim of the Petitioner WITHIN SIX MONTHS from the date of receipt of copy of this order, on its own merits. The Petitioner undertakes to co-operate with the Scrutiny Committee for final disposal of his caste verification claim. In case the Petitioner fails to co-operate with the Scrutiny Committee, the Respondent employer is entitled to take appropriate action against the Petitioner, in accordance with law.

5. For a period of SIX MONTHS from today, no

adverse order shall be passed against the Petitioner, on the ground that caste validity certificate was not submitted within time.

6. The Respondent No.3 - Joint Director of Vocational and Training, shall verify from the Caste Scrutiny Committee, before issuing such orders, about the status of the pending caste claims and the time to be consumed for final disposal of such claims.

7. With the above observations and directions, the Writ Petition is disposed of.

8. Authenticated copy of this order be provided to the requesting parties.

[S.B. DESHMUKH, J.]

[NARESH H. PATIL, J.]