



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
NAGPUR BENCH, NAGPUR

**WRIT PETITION No.6842 OF 2018**

Shri Dineshkumar s/o. Hiralal Gaikwad,  
Aged about 29 years,  
Occupation : Service,  
R/o. At and Post Bagheda Garra,  
Tq. Tumsar, District Bhandara. : PETITIONER

**...VERSUS...**

1. The Schedule Tribe Caste Certificate,  
Scrutiny Committee, through its  
Member Secretary and Deputy Director,  
Gadchiroli.
2. The Commandant,  
S.R.P.F. Group-13, Wadsa (Desaiganj),  
District Gadchiroli,  
Camp – Nagpur 440 016. : RESPONDENTS

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Shri Ashwin Deshpande, Advocate for the Petitioner.  
Smt. S.S. Jachak, Asstt. Government Pleader for the Respondents.  
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**CORAM : SUNIL B. SHUKRE AND**  
**S.M. MODAK, JJ.**

**DATE : 4<sup>th</sup> MARCH, 2019.**

**ORAL JUDGMENT : (Per : Sunil B. Shukre, J.)**

1. Heard.
2. Rule. Rule made returnable forthwith. Heard finally by

consent.

3. The Impugned order itself shows that it is not in dispute that Niranjana Hiralal Gaikwad and Hiralal Shripat Gaikwad the real sister and paternal uncle of the petitioner have been granted validity certificate by the Caste Scrutiny Committee. If this is so, the issue involved in this case would be squarely governed by the view taken by this Court in its judgment dated 30<sup>th</sup> August, 2018 passed in group of petitions, starting with Writ Petition No.5171/2018. The impugned order is thus illegal and arbitrary.

4. The petition is allowed.

5. The impugned order is quashed and set aside.

6. The respondent No.1 is directed to issue tribe validity certificate to the petitioner as the petitioner belonging to Scheduled Tribe "Mana" within four weeks from the date of order.

7. Rule is made absolute in these terms. No costs.

**JUDGE**

**JUDGE**

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