



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

WRIT PETITION NO. 5463 OF 2018

(Swapnil s/o Vishwanath Shende vs. The State of Maharashtra thr. its Secretary, Tribal Development Department & Ors.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's Orders.

Court's or Judge's orders.

**CORAM : B.P. DHARMADHIKARI &
S.M. MODAK, JJ.
OCTOBER 29, 2018.**

Heard Shri P.P. Dhok, learned counsel for the petitioner and Shri P.S. Tembhare, learned AGP for respondent Nos. 1 to 4 & 6.

2. It is not in dispute that the controversy is covered by the judgment dated 30.08.2018 in Writ Petition No. 5171 of 2018 and other connected petitions. An identical order passed by the very same Scrutiny Committee is quashed there by this Court. In present matter, old documents consistently record caste as "Mana". There are four validities in the family and the father of the petitioner also has received validity.

3. Hence, for the reasons recorded in the judgment dated 30.08.2018, we quash and set aside the impugned order dated 16.01.2018 and direct the Scrutiny Committee to grant validity to the petitioner as "Mana – Scheduled Tribe". Writ Petition is disposed of accordingly. However, there shall be no order as to costs.

JUDGE

JUDGE

*GS.