



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

Writ Petition No. 6740 of 2018

Petitioner : Sawankumar son of Ganpat Wakde, aged about 25
years, Occ: service. Resident of Behind Carmel
Academy, Sugat Nagar, ward No. 2, Tukum,
Chandrapur
versus

Respondents : 1) The Vice-Chairman/Member/Secretary,
Scheduled Tribe Caste Certificate Scrutiny
Committee, Gadchiroli
2) The Chief Executive Officer, Nagpur Mahanagar
Palika Karmachari Sahakari Bank Limited,
Nagpur

Ms Preeti D. Rane, Advocate for petitioner

Shri A. V. Palshikar, AGP for respondent no. 1

Shri P. S. Tidke, Advocate for respondent no. 2

Coram : Sunil B. Shukre & S. M. Modak, JJ

Dated : 31st January 2019

Oral Judgment (Per Sunil B. Shukre, J)

1. Heard learned counsel for the parties. Rule. Heard forthwith by consent of parties.
2. The ground relied upon by the petitioner for issuance of direction to respondent Committee is that his real paternal uncle by name Sawankumar Wakde has been granted validity as he belonging to “Mana” scheduled tribe by the Committee at Nagpur on 21.11.2006. There is no dispute about the grant of validity to the blood relation of the petitioner on paternal side and, therefore, going by the settled principles of law, we see no reason as to why the petition should not be allowed.
3. Writ Petition is allowed. The impugned order is hereby quashed and set aside. It is directed that respondent no. 1-Committee shall issue the validity certificate to the petitioner as he belonging to “Mana” Scheduled tribe within four weeks from the date of receipt of this order.
4. Rule is made absolute in the above terms. No costs.

S. M. MODAK, J

SUNIL B. SHUKRE, J

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