



IN THE HIGH COURT OF JUDICATURE AT BOMBAY CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 9272 OF 2014

Madhuri Rajaram Pawar

.... Petitioner.

V/s

State of Maharashtra and Others

..... Respondents.

Mr. R.K. Mendadkar with Mr. C.K. Bhangoji, Advocate for the Petitioner.

Mr. A.P. Vanarase, AGP for Respondent Nos. 1 to 3.

CORAM: B. R. GAVAI &

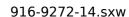
B.P. COLABAWALLA, JJ.

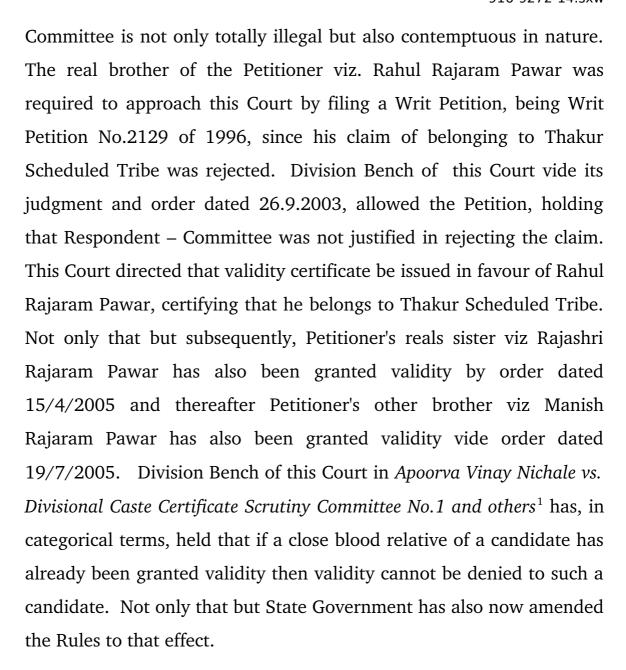
DATE: 22nd December, 2017

P.C.:-

- 1] Rule. Rule is made returnable forthwith. Respondents waive service. Heard by consent of parties.
- 2] Petitioner has approached this Court, being aggrieved by the Order dated 6.8.2014 passed by Respondent No.2. Committee, thereby rejecting the claim of the Petitioner, belonging to Thakur Scheduled Tribe.
- 3] In the present case, we find that conduct of Respondent No.2 –

1/3





OF JUDICATURE

4] In that view of the matter, we are of the considered view that act of the Committee is not only grossly illegal but it is also in contempt of the judgment of Division Bench of this Court dated 26.9.2013 passed in Writ Petition No.2129 of 1996. However, we are informed that Officers, who have passed the impugned order, have already been

^{1 2010(6)} Mh.L.J. 401



916-9272-14.sxw

transferred. We, do not therefore wish to proceed further against the said Officers.

- 5] In the result, the impugned order is quashed and set aside. It is held and declared that the Petitioner belongs to Thakur Scheduled Tribe. Respondent Committee to issue the validity certificate to the Petitioner within a period of four weeks from today.
- **6]** Rule is made absolute accordingly.

(B.P. COLABAWALLA, J.)

(B. R. GAVAI, J.)