



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

Writ Petition No. 6573 of 2018

Petitioner : Ku Minal son of Vijaykumar Gharat, aged about 18
years, Occ: Student, resident of Borgaon (Butti)
Post Ambeneri, Tahsil Chimur, Dist. Chandrapur
versus

Respondents : The Vice-Chairman/Member/Secretary,
Scheduled Tribe Caste Certificate Scrutiny
Committee, Gadchiroli

Ms Preeti D. Rane, Advocate for petitioner

Shri D. P. Thakare, AGP for respondent

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 her real paternal uncle Jaydev Gulab Gharat and paternal aunt Nita Gulab Gharat have been granted validity as they belonging to “Mana” scheduled tribe by the Committee at Nagpur and respondent Committee respectively on 20.3.2007 and 5.7.2011. There is no dispute about the grant of validity to the blood relations 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-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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