



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

Writ Petition No. 6741 of 2018

Petitioner : Shubham son of Sharad Mankar, aged about 23
years, Occ: Student, resident of Masal (Bk), Tahsil
Chimur, District Chandrapur
versus

Respondents : 1) The Vice-Chairman/Member/Secretary,
Scheduled Tribe Caste Certificate Scrutiny
Committee, Gadchiroli
2) The Principal, Jawaharlal Darda Institute of
Engineering & Technology, Yavatmal
3) The Vice-Chancellor/Registrar, Sant Gadge
Baba University, Amravati

Ms Preeti D. Rane, Advocate for petitioner

Shri N. B. Jawade, AGP for respondent no. 1

Respondent no. 2 served

Shri S. S. Ghate, Advocate for respondent no. 3

Writ Petition No. 6742 of 2018

Petitioner : Sharad son of Maroti Mankar, aged about 51
years, Occ: Service, resident of Masal (Bk),
Tahsil Chimur, District Chandrapur
versus

Respondents : 1) The Vice-Chairman/Member/Secretary,
Scheduled Tribe Caste Certificate Scrutiny
Committee, Gadchiroli
2) The Superintendent of Police, Chandrapur

Ms Preeti D. Rane, Advocate for petitioner

Ms Kalyani Deshpande, AGP for respondents

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 petitioners for issuance of direction to respondent no.1- Committee is that real cousin brother of petitioner Shubham and real nephew of petitioner Sharad has been granted validity as he belonging to “Mana” scheduled tribe by the

respondent no. 1-Committee on 31.3.2010. There is no dispute about the grant of validity to the blood relation of the petitioners 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 petitioners as they 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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