



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

WRIT PETITION No.6988 OF 2018

Shubham s/o. Subhashchandra Dhok,
Aged about 17 years,
Occupation : Student,
Through Natural Guardian,
Father,
Shri Subhashchandra s/o. Baliram Dhok,
Aged about 45 years,
Occupation : Service,
R/o. Gondpipri, Tah. Gondpipri,
Distt. Chandrapur. : PETITIONER

...VERSUS...

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

Ms. Preeti D. Rane, Advocate for the Petitioner.
Shri S.P. Deshpande, Asstt. Government Pleader for the Respondent.

CORAM : SUNIL B. SHUKRE AND
SMT. PUSHPA V. GANEDIWALA, JJ.

DATE : 25th MARCH, 2019.

ORAL JUDGMENT : (Per : Sunil B. Shukre, J.)

1. Heard.
2. Rule. Rule made returnable forthwith. Heard finally by consent.
3. In this case, there are pre-constitutional documents and three certificates of validity which support the claim of the petitioner.

Validities are granted to real uncle of petitioner, Subhashchandra (certificate No.85907) by Nagpur Scrutiny Committee, to blood relative Ramchandra (certificate No.119258) by Nagpur Scrutiny Committee and also to blood relative Ravindra (certificate No.119607) by Nagpur Scrutiny Committee. There is a P-I revenue document of year 1918-19 showing caste of Hariram, who is blood relative of petitioner, as Mana.

4. Out of these said relatives Subhashchandra is father of the petitioner, while Ramchandra, Rajendra and Ravindra are the relatives from the paternal side of the petitioner. Hariram is common ancestor. The relationships are not disputed.

5. The above referred factual situation would show that this case is squarely covered by the view taken by this Court in two writ petitions, namely, Writ Petition No.2834/2018, decided on 31st January, 2019 and Writ Petition No.2713/2014, decided on 20th March, 2019.

6. In this view of the matter, we are inclined to allow this petition and it is allowed accordingly.

7. The impugned order is hereby quashed and set aside.

8. The respondent/Committee is directed to issue validity certificate in the name of the petitioner within four weeks from the date of receipt of this order.

9. Rule is made absolute in these terms. No costs.

JUDGE

JUDGE

वाडोदे