



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

Writ Petition No. 5683 of 2018

**Petitioner :** Alkeshwar Dhanraj Jivtode, aged about 17  
years Occ: Student, through natural guardian father  
Shri Dhanraj Latari Jivtode, aged about 48 years,  
Occ: agriculturist, resident of R. S. Dadmal,  
Navegaon Complex, Gadchiroli  
versus

**Respondents :** The Vice-Chairman, Scheduled Tribe Caste  
Certificate Scrutiny Committee, Gadchiroli

Ms Preeti D. Rane, Advocate for petitioner

Ms Kalyani Deshpande, AGP for respondent

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

**Dated : 31<sup>st</sup> 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 real cousin uncle from the paternal side by name Vilas Laxman Jiotode has been granted validity as he belonging to “Mana” scheduled tribe by respondent no. 1 Committee on 5.8.2010. There is no dispute about the grant of validity to the blood relation on paternal side of the petitioner 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 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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