



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

Writ Petition No. 7078 of 2018

Petitioner : Ku Mamta d/o Prabhakar Chaudhari, Student,
resident of Lohara, Post Navtala, Tahsil
Chimur, District Chandrapur
versus

Respondents : 1) The Scheduled Tribe Caste Certificate Scrutiny
Committee, through its Member-Secretary
and Deputy Director, Gadchiroli
2) The Principal, Shantabai Bhaiya Mahila
Mahavidyalaya, Bramhapuri, District
Chandrapur

Shri Ashwin Deshpande, Adv for petitioner
Shri D. P. Thakare, AGP for respondent no. 1
Respondent no. 2 served

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 no. 1 Committee regarding grant of validity of the petitioner is that her real cousin sisters viz. Sarita Prabhakar Chaudhari and Nita Prabhakar Chaudhari as also her real cousin brothers by name Virendra Ratiram Chaudhari and Ratiram Maniram Chaudhari have been granted validity as they belonging to “Mana” scheduled tribe by the respondent no. 1 Scrutiny Committee respectively on 23.10.2018, 30.10.2018, 28.6.2007 and 9.3.2011. There is no dispute about grant of validity to the blood relations of the petitioner on paternal side and, therefore, going by the settled principle 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 validity certificate to the petitioner as he belonging to “Mana” Scheduled Tribe, within four weeks from the date of receipt of the order.
4. Rule is made absolute in the above terms. No costs.

S. M. MODAK, J

SUNIL B. SHUKRE, J

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