



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

Writ Petition No. 6840 of 2018

Petitioner : Ratiram Sonba Chaudhari, aged about 56 years,
Occ: Service, resident of Ramdegi Navegaon,
Post Khadsangi, Tahsil Chimur, Dist. Chandrapur
versus

Respondents : 1) The Scheduled Tribe-Caste Certificate Scrutiny
Committee, through its Member-Secretary and
Dy Director, Gadchiroli
2) Deputy Director (Core), tadoba dheri Tiger
Project, Chandrapur
3) Chief Conservator or Area Director, Tadoba
Andheri Tiger Project, Chandrapur
4) The Forest Divisional Officer, Tadoba
National Park, Chandrapur

Shri Ashwin Deshpande, Advocate for petitioner

Shri M. J. Khan, 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 petitioner for issuance of direction to respondent-Committee regarding grant of validity of the petitioner is that one Dinkar Sonba Chaudhari, his real paternal uncle has been granted validity as he belonging to “Mana” scheduled tribe by the Scrutiny Committee at Nagpur 6.12.2007 by the Committee Nagpur. Similarly, caste claim of petitioner Pranali Chaudhari who is real cousin sister of the petitioner has been upheld by this Court in Writ Petition No. 7564 of 2018 by the judgment and order delivered on 26th July 2018. There is no dispute about grant of validity to the blood relations of the petitioner and, therefore, going by the settled principle of law, we see no reason as to why the petitions 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 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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