



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

**WRIT PETITION NO.2713/2014**

Yogesh s/o Madhav Barekar,  
aged 25 years, Occ. Service,  
r/o Shankarpur, Tq. Chimur,  
Dist. Chandrapur.

**.....PETITIONER**

**...V E R S U S...**

1. The Scheduled Tribe Caste Certificate Scrutiny Committee, Gadchiroli, through its Chairman.
2. The Chief Executive Officer, Zilla Parishad, Chandrapur.
3. The Block Development Officer, Panchayat Samiti, Nagbhid, Dist. Chandrapur.

**...RESPONDENTS**

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Ms Preeti Rane, Advocate for petitioner.  
Mr. A. V. Palshikar, A.G.P. for respondent no.1.  
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**CORAM:- SUNIL B. SHUKRE &**  
**PUSHPA V. GANEDIWALA, JJ.**  
**DATED :- MARCH 20, 2019**

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

1. Heard. Rule. Rule is made returnable forthwith. Heard finally by consent of the parties.

2. In the present case, there are several pre-Constitutional and pre-Independence documents. One is birth certificate of Zibli,



showing her date of birth as 30.12.1944, issued by State of Maharashtra. There are three more birth certificates showing the dates of birth of the children as 10.04.1923, 02.11.1934 and 09.11.1923. There is no dispute about genuineness of these certificates nor is it disputed that the children mentioned in these certificates are not blood relatives of the petitioner. There is also a Validity Certificate issued in favour of one Shamrao Barekar whose social status as “*Mana*” Scheduled Tribe has been validated by certificate bearing No.19035 dated 03.01.2011, issued by Scrutiny Committee, Gadchiroli.

3. All these facts and circumstances above would show that this case is squarely covered by the view taken by this Court in the case of *Sandip s/o Bapurao Dadmal Vs. The Vice-Chairman/Member-Secretary of Scheduled Tribe Caste Scrutiny Committee, Gadchiroli and anr.* decided by this Court on 31.01.2019.

4. In view of above, the Writ Petition is allowed. Impugned order is hereby quashed and set aside. Respondent no.1-Committee is directed to issue Validity Certificate in the

name of the petitioner within four weeks from the date of receipt of this order.

Rule is made absolute in the above terms. No order as to costs.

**JUDGE**

**JUDGE**

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