

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CIVIL APPLICATION NO. 4111 of 2026

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HINABEN LAKHMANBHAI MORI
Versus
STATE OF GUJARAT & ORS.

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Appearance:
MR ANUJ K TRIVEDI(6251) for the Petitioner(s) No. 1
MR RAJ M BATADA(12875) for the Petitioner(s) No. 1
GOVERNMENT PLEADER for the Respondent(s) No. 1,2,3

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 20/03/2026

ORAL ORDER

1. By way of this petition, the petitioner has prayed for the following reliefs;

“14. ...

(A) Your Lordships may be pleased to issue a writ of certiorari to quash and set aside the impugned order dated 12th March, 2026 (Annexure-A), passed by the Respondent No.2 – Joint Commissioner, Divisional Scrutiny Committee;

(B) Your Lordships may be pleased to issue a writ of mandamus, declaring and directing the Respondent Authorities to validate and verify the Schedule Tribe Caste Certificate dated 17th July, 2015 (Annexure-J), issued in favour of the Petitioner by the Mamlatdar, Bhanvad, as the same is just and proper;

(C) Pending hearing and final disposal of the present petition, Your Lordships may be pleased to stay the operation, implementation and execution of the impugned order dated 12th March, 2026 (Annexure-A), passed by the Respondent No.2 – Joint Commissioner, Divisional Scrutiny Committee;

(D) Pending hearing and final disposal of the present petition, Your Lordships may be pleased to restrain the Respondent No.3 from taking any action in furtherance of the impugned order dated 12th March, 2026 (Annexure-A), passed by the Respondent No.2 – Joint Commissioner, Divisional Scrutiny Committee;

(E) Your Lordships may be pleased to grant an ex-parte ad-interim relief in terms of 14(C) and 14(D) herein above;

(F) Your Lordships may be pleased to grant any other and further relief/s as may be deemed just and proper in the interest of justice and fitness of things;”

2. At the outset, learned AGP, Mr. Gupta, appearing for the Respondent-State pointed out that considering the reliefs prayed for by the petitioner in this petition, the same cannot be termed as a ‘Service Matter’ and in fact, the same would fall in the category of the matters under Group-III

and therefore, this matter is required to be placed before the Court, which is taking-up the petitions under Group-III, as per the present roster.

3. It is true that pursuant to the mentioning made by learned Advocate, Mr. Trivedi, appearing with learned Sr. Advocate, Mr. Vakil, for the petitioner, the permission was granted to circulate this matter, as this Court was under the impression that it was the services of the petitioner, which is sought to be terminated, on the basis of cancellation of the caste certificate of the petitioner.

3.1 According to learned Sr. Advocate, Mr. Vakil, termination of services being the natural consequence of cancellation of caste certificate of the present petitioner, this matter was rightly mentioned before this Court and it can be taken-up by this Court.

4. Be that as it may, in view of the fact that this matter is placed before this Court only on account of circulation granted by this Court and now, at this stage, as it is pointed out by learned AGP, Mr. Gupta, that this matter falls in the category of Group-III petitions, this matter may not be taken-up by this Court, looking to the roster assigned to this Court, at present.

4.1 In view of the above, the Registry is **directed** to verify

the same and to do the needful, including placing of the matter before Hon'ble the Chief Justice, and to place the same before the Court, which is taking-up matters under Group-III, as per the present roster, looking to the urgency shown by learned Sr. Advocate, Mr. Vakil, ***at the earliest.***

UMESH/-

(NIRZAR S. DESAI,J)