

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

WRIT PETITION NO.781 OF 2023

[Jayant s/o Kesharao Mandlik .vs. The Secretary, Tribal Development Department, Mantralaya,
Mumbai-32 and others]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri S.R. Narnaware, Advocate for the petitioner,
Shri A.A. Madiwale, Assistant Government Pleader for the respondent nos.1 and 2,
Shri N.S. Deshpande, Deputy Solicitor General of India for respondent no.3.

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CORAM : A.S. CHANDURKAR AND
MRS. VRUSHALI V. JOSHI, JJ.

DATE : 02/02/2023.

The challenge to the constitutional validity of the Maharashtra Castes, Scheduled Tribes, De-Notified Tribes (Vimukta Jatis), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate Act, 2000 and Rules, 2003, is already pending before this Court in Writ Petition No.5676 of 2017, which is admitted on 11.02.2019.

Hence, **Rule** made returnable early.

The Petitioner to cooperate with the Scrutiny Committee for verification of his tribe claim. The Petitioner to furnish the information and the documents called for by the Scrutiny Committee. The Scrutiny Committee shall be at liberty to pass final order, however, the Respondents shall not act upon it without permission of this Court, either to terminate the Petitioner from service or to reduce him in rank.

Issue notice to the learned Advocate General of Maharashtra, as the constitutional validity of the said enactment is in question.

The matter to be heard along with Writ Petition No.5676 of 2017.

(MRS. VRUSHALI V. JOSHI, J.)

(A.S. CHANDURKAR, J.)