



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

WRIT PETITION NO. 3174 OF 2021

(Saurabh S/o Kamlakant Hedau Vs. State of Maharashtra & Ors.)

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Shri Ashwin Deshpande, Advocate for the petitioner.
Shri A.S. Fulzele, Addl.G.P. for the respondents/State.

CORAM: **SUNIL B. SHUKRE AND**
 ANIL S. KILOR, JJ.

DATED : **26th AUGUST, 2021.**

Heard.

2. Shri Deshpande, learned counsel for the petitioner submits that the tribe claim of the petitioner as he belonging to 'Halbi' Scheduled Tribe has been erroneously rejected by the Scrutiny Committee by relying upon the documents of several persons who were not related to the petitioner and also by relying upon documents of two persons showing these two persons belong to 'Kosthi' and 'Sali', copies of which were not furnished to the petitioner, and therefore, no effective opportunity was available to the petitioner to give reply in respect of these two documents.

3. Issue notice for final disposal of the matter at the admission stage to the respondents, returnable in **two weeks.**



4. Shri Fulzele, learned Addl.GP waives notice for the respondents/State.

5. Shri Deshpande, learned counsel for the petitioner makes a prayer for grant of interim relief in the nature of direction to respondent No.3 to issue provisional degree to the petitioner on the ground that the petitioner has already successfully completed his degree course and now he is a private employee, and his employer is insisting upon submission of degree certificate by the petitioner without which, the petitioner may face danger of losing his service.

6. He also submits that the petitioner is ready to pay the difference in the fee applicable to a general candidate and the fee applicable to a reserved candidate, in case the final decision goes against the petitioner.

7. We feel reasonable opportunity of submitting their say in the matter needs to be afforded to the respondents, and so the question of interim relief is kept open. Respondents shall, however, file their reply in the matter at the earliest.

8. Call for record and proceedings before the Scrutiny Committee, Amravati.

JUDGE

JUDGE