

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

WRIT PETITION NO. 7467 OF 2024

(Ku.Shrutkirti d/o Vinod Jambhule vs. Scheduled Tribe Caste Certificate Scrutiny Committee,
Nagpur and another)

*Office Notes, Office Memorandum of Coram,
appearances, Court's orders of direction,
and the Registrar's orders.*

Court's or Judge's order

Mr. P.R.Parsodkar, Advocate for the petitioner.
Mr. N.R.Patil, AGP for respondent No.1.

CORAM : ABHAY J. MANTRI, JJ.

DATE : DECEMBER 31, 2024

Heard learned Counsel Mr. Parsodkar. Perused the impugned order and record.

2) The petitioner raised a challenge to the order dated 18/12/2024 passed by respondent No.1 Scheduled Tribe Caste Certificate Scrutiny Committee, Nagpur, thereby rejecting the claim of the petitioner that she belongs to "Mana" Scheduled Tribe. Hence, this petition.

3) Learned Counsel has drawn my attention to the fact that 07 validity certificates had been issued in favour of the petitioner's family members, including her father, Vinod. He also pointed out the documents pertaining to her great-grandfather of 1938 and 1949, wherein her ancestor's caste had been recorded as "Mana". He further submitted that without considering those documents, the Committee had passed the impugned order, which is not sustained in the eyes of the law, and hence prayed for a grant of ad-interim relief in terms of the prayer clause (2).

- 4) Having gone through the record, it seems that the petitioner's father and other 06 relatives hold validity certificates belonging to the "Mana" Scheduled Tribe.
- 5) Furthermore, it is evident from the extract of the birth certificate dated 13/12/1938 and Sale Deed dated 14/04/1949 pertaining to his great-grandfather, Tanhba, whose caste was recorded as "Mana." Thus, having considered the same, it reveals that the petitioner has made out a prima facie case for a grant of ad-interim relief.
- 6) In view of the same, issue a notice to the respondents, returnable on **31/01/2025**.
- 7) Learned Assistant Government Pleader waives service of notice for respondent No.1.
- 8) In the meantime, there shall be ad-interim relief in terms of prayer clause (2).

(ABHAY J. MANTRI, J.)