

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CC 4650/2005

Petition(s) for Special Leave to Appeal (Civil)...../2005

(From the judgement and order dated 02/11/2004 in WP No. 1559/2002 of

The

HIGH COURT OF BOMBAY AT NAGPUR)

SHANKAR TULSHIRAM HIWARKAR & ANR.

Petitioner(s)

VERSUS

THE CASTE VERIFICATION COMMITTEE & ORS.

Respondent(s)

With I.A. 1 (c/delay in filing SLP)

Date: 26/04/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE D.M. DHARMADHAKARI

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Anil K. Jha, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

The learned counsel for the petitioners submits that awaiting the decision of Caste Verification Committee the writ petition should have been kept pending by the High Court. We do not agree. In the event of the decision of Caste Verification Committee going against respondent No. 4 the consequence would follow. The petitioner may, if so advised, file an election petition or a writ petition or such other remedy as may be available to him under the law in the event of an occasion arising for the purpose. We express no opinion.

Subject to that observation the special leave petition is dismissed.

(RAJESH DHAM)
COURT MASTER

(VIJAY AGGARWAL)
COURT MASTER