

Court No. - 40

Case :- WRIT - C No. - 34789 of 2023

Petitioner :- Dinesh Chand Dinkar

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Shri Niwash Yadav

Counsel for Respondent :- C.S.C.

Hon'ble Mahesh Chandra Tripathi,J.

Hon'ble Prashant Kumar,J.

1. Heard Shri Niwash Yadav, learned counsel for the petitioner and Sri Raj Mohan Upadhyaya, learned Additional Chief Standing Counsel for the State respondents.

2. In view of the order proposed to be passed, notices need not go to private respondent.

3. The present writ petition is preferred by the petitioner who is a complainant made a detailed complaint to the District Level Caste Scrutiny Committee headed by the Chairman/District Magistrate, Mau indicating therein the third respondent who belongs to OBC category and had procured the certificate as S.T. He has made a complaint, but till date the said complaint has not been entertained by the District Level Caste Scrutiny Committee headed by the Chairman/District Magistrate, Mau.

4. Be that as it may, no useful purpose would be served in keeping the writ petition pending consideration. The writ petition, on consent, is ***disposed of*** asking the District Level Caste Scrutiny Committee, Mau to consider the claim of petitioner and pass appropriate order, strictly in accordance with law. Thereafter in case, the petitioner is aggrieved against the decision of district level committee, then remedial forum has been provided for before the Divisional Level Caste Certificate Scrutiny Committee headed by Commissioner as its Chairman and after the decision is taken by the said Committee, if anyone has any grievance, then the matter has to travel before the State Government and same is adjudicated by State Level Caste Scrutiny Committee.

5. In case the said complaint is not decided till date the District Level Committee would at liberty to proceed as per law but certainly after giving opportunity to the respondent no. 3.

Order Date :- 6.11.2023

Vikram