

Court No. - 32

Case :- WRIT - C No. - 36588 of 2023

Petitioner :- Mohan Ram Gond And 11 Others

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Nandini Mishra,Ashish Kumar Pandey

Counsel for Respondent :- CSC

Hon'ble Salil Kumar Rai,J.

Hon'ble Mohd. Azhar Husain Idrisi,J.

Heard learned counsel for the petitioners and learned Standing Counsel for the State-respondents.

Present petition has been filed for following relief:-

"Issue a writ order or direction in the nature of mandamus directing to the respondents to issue the Scheduled Tribes Certificate of the petitioners in pursuance of Government order no. 22/16/92 Ka-2/1996 TC dated 05.01.1996 as amended government order no. 292 CM/26.03.2017 dated 08.11.2017 respectively within stipulated period of time, in the interest of justice. Otherwise the petitioner shall suffer irreparable loss and injury."

Pursuant to the order dated 26.10.2023, no instruction has been produced by learned Standing Counsel and today again he prays for further time to seek instruction as the official records relating to the status of the petitioners are being collected from the concerned offices.

It would serve no purpose to keep the petition pending.

The District Magistrate is the Chairman of the committee constituted to consider the case of the petitioner for issuance of caste or Scheduled Tribe Certificate.

In the circumstances, the writ petition is disposed of permitting the petitioners to approach the District Magistrate, Jaunpur for ventilating their grievance by filing representation. In case any such representation is moved by the petitioners, the District Magistrate, Jaunpur shall ensure suitable orders are passed on the applications of the petitioners already filed for issuance of Scheduled Tribe certificate within three months from the date of filing the representations.

It is made clear that the Court has not expressed any opinion on merit of case.

Order Date :- 4.12.2023

Rmk.