

Court No. - 32

Case :- WRIT - C No. - 39215 of 2023

Petitioner :- Vineet Kumar

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

Counsel for Petitioner :- Siddharth Nandan

Counsel for Respondent :- C.S.C.

Hon'ble Salil Kumar Rai,J.

Hon'ble Surendra Singh-I,J.

The present petition has been filed challenging the order dated 26.7.2023 passed by the Superintendent of Police, Mahoba directing the Circle Officer to hold an inquiry in accordance with law regarding the allegations that the petitioner had produced a forged Scheduled Tribe Certificate in order to get employment with the State and to submit a report within ten days.

It is the claim of the petitioner that against the order passed by the District Level Committee cancelling his Scheduled Tribe Certificate, the petitioner has filed an appeal before the State Level Committee which is still pending and by virtue of the Government Order dated 30.7.2020 No.100/2020/1741/26.3.2020, no action can be taken without the appeal having been decided by the State Level Committee.

Be that as it may, no adverse order has yet been passed against the petitioner so as to occasion interference by this Court under Article 226 of the Constitution of India at this Stage.

The petitioner is entitled to raise all defenses available to him and the Competent Officer, before taking any action against the petitioner, shall consider the defense of the petitioner and pass a reasoned order in accordance with law.

The relief claimed by the petitioner is rejected as this stage.

The petition is **dismissed**.

Order Date :- 9.11.2023

IB