

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

WRIT PETITION NO.2027/2015

Ku. Divya d/o Suresh Naidu

...Versus...

The Vice-Chancellor/Registrar, Maharashtra University of Health Sciences, Mhasrul,
Nashik and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mrs. Geeta Tiwari, Advocate for petitioner
Shri N.R. Rode, AGP for respondent nos.2 to 4

CORAM : SMT. VASANTI A. NAIK AND
A.I.S. CHEEMA, JJ.

DATE : 10.09.2015

By this petition, the petitioner seeks a direction to the respondent – Scrutiny Committee to decide the caste claim of the petitioner as early as possible. The petitioner seeks the protection of her education till her caste claim is decided.

The petitioner is admitted in the MBBS Degree Course on a seat that was reserved for the Scheduled Tribes. The petitioner claims to belong to the 'Mannewar' Scheduled Tribe. The caste claim of the petitioner was referred to the Scrutiny Committee for verification. The petitioner seeks a direction to the respondent – Committee to decide the caste claim within a time-frame and protect her education till the caste claim is decided.

Shri Rode, the learned Assistant Government Pleader appearing on behalf of the Committee states, on instructions, that the caste claim of the petitioner is pending before the Scrutiny Committee and the same would be decided as early as possible.

In view of the statement made by the learned Assistant Government Pleader, we dispose of the writ petition with a direction to the Scrutiny Committee to decide the caste claim of the petitioner as early as possible and positively within a period of one year. The education of the petitioner is protected till her caste claim is decided meaning thereby that the petitioner's result should be declared and the petitioner should be permitted to prosecute her studies.

Order accordingly. No costs.

JUDGE

JUDGE

Wadkar