

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

WRIT PETITION NO. 3866 OF 2013

(Ritesh s/o Ramrao Umredkar vs. Scheduled Tribe Caste Certificate Scrutiny Committee & Anr.)

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

Court's or Judge's orders

**CORAM : B.P. DHARMADHIKARI &
A.P. BHANGALE, JJ.
JANUARY 19, 2015.**

Shri Khati, learned counsel for the petitioner
and Shri Kadu, learned counsel for respondent No.2.

Mrs. Dangre, learned counsel for respondent
No. 1 is not available, however, Shri Autkar, learned
counsel is holding on her behalf and seeks time to verify
the facts.

The material on record shows that the
petitioner has joined the employment as Halba
Scheduled Tribe candidate prior to coming into force of
Maharashtra Scheduled Castes, Scheduled Tribes, De-
notified Tribes (Vimukta Jatis), Nomadic Tribes, Other
Backward Classes and Special Backward Category
(Regulation of Issuance & Verification of) Caste
Certificates Act, (Act No. 23 of 2001). According to the
petitioner, he had supplied the necessary documents to
enable his employer to get caste certificate verified
immediately.

Shri Kadu, learned counsel for respondent

No. 2 – employer invites attention to reply affidavit. He submits that all documents were received only on 06.11.2013 and hence on that date the caste claim has been forwarded to Respondent No. 1 – Committee. He has invited our attention to a communication to that effect filed as part of reply and acknowledgment dated 12.11.2013 issued by Respondent No. 1 – Committee at Amravati.

We, therefore, find that the caste claim is still pending for consideration with Respondent No. 1. In the circumstances, we direct the petitioner to appear before Respondent No. 1 – Committee on 02.03.2015 and to abide by its further instructions in the matter. The Committee shall attempt to complete verification in accordance with Maharashtra Scheduled Castes, Scheduled Tribes, De-notified Tribes (Vimukta Jatis), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance & Verification of) Caste Certificates Act, (Act No. 23 of 2001) within next one year. The request of the petitioner for protection shall be considered after such adjudication by the Scrutiny Committee.

Writ Petition is accordingly disposed of. No order as to costs.

JUDGE

JUDGE

*G.S.