

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

WRIT PETITION NO. 3555 OF 2015

Madhusudan Shriram Pilley

-vs-

Union of India, Ministry of Communication and Information Technology and others

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

Court's or Judge's Orders.

Mr.R.S.Parsodkar, counsel for the petitioner.

Ms Pathak, counsel h/f Mr.Rohit Deo, ASGI for the respondent-Union of India.

CORAM : SMT. VASANTI A. NAIK &
A.S.CHANDURKAR, JJ.

DATE : 13.01.2016.

Leave to add the Scrutiny Committee as respondent No.5.
Amendment be carried out forthwith.

Shri A.V.Palshikar, learned Assistant Government Pleader,
waives notice on behalf of the newly added respondent.

Challenge in the present writ petition is to the issuance of
memorandum dated 17/09/2014 by the respondent No.3 on the
ground that the petitioner did not possess a validity certificate.

In somewhat similar circumstances, this Court in Writ
Petition No.5857 of 2014; Shrikant s/o Motiram Dahikar v. Union of
India and others, decided on 13/07/2015 had issued directions to the
petitioner therein to submit appropriate application along with
necessary documents for verification of his caste claim.

Hence, for the reasons recorded in the order dated
13/07/2015, in Writ Petition No.5857 of 2014, the writ petition is
disposed of by issuing following directions.

The petitioner is directed to submit an appropriate
application along with the original caste certificate (original or
certified copy as the case may be) and the other relevant documents to
the Scrutiny Committee for verification, within a period of one month.

If the application is so made, the respondent-Scrutiny Committee is directed to decide the caste claim of the petitioner as early as possible and positively within a period of one year from the date of the receipt of the application under sub-section (2) of section 6 of the Act of 2000. The services of the petitioner are protected till his caste claim is decided. We reiterate that the respondents would be free to take appropriate action, if the petitioner fails to submit an application to the Scrutiny Committee under sub-section (2) of section 6 of the Act of 2000, within a period of one month. Order accordingly. No costs.

JUDGE

JUDGE

KHUNTE