

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

WRIT PETITION NO.3431 OF 2016

[Shailesh s/o Vasanta Shingade .vs. Divisional Caste Scrutiny Committee No.2, Akola and one]

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

Court's or Judge's orders

Shri H.R. Gadhia, counsel for the petitioner,
Mrs. Kalyani Deshpande, AGP for respondent no.1.

.....

CORAM : SMT. VASANTI A. NAIK AND
MRS. SWAPNA JOSHI, JJ.

DATED : JULY 08, 2016.

By this writ petition, the petitioner seeks a direction against the respondent no.1–scrutiny committee to decide the caste claim of the petitioner within a time frame. The petitioner seeks a direction against the respondent no.2-University to protect the education of the petitioner, till his caste claim is decided.

Mrs. Deshpande, the learned Assistant Government Pleader appearing for the scrutiny committee states, on instructions, that the caste claim of the petitioner is pending with the scrutiny committee and the same could be decided as early as possible.

In view of the statement made by the learned Assistant Government Pleader, we allow the writ petition. The respondent no.1- scrutiny committee is directed to decide the caste claim of the petitioner within eight months. Since the petitioner was not at fault in not producing the caste validity certificate, we direct the respondent no.2-University to protect the education of the petitioner, till his caste claim is decided. This would mean that the petitioner should be permitted to attend the classes, to appear at the examination and the results of the petitioner should be declared, if there is no other impediment in doing so. Order accordingly. No costs.

JUDGE

JUDGE