

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 14.11.2016

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P.No.39690 of 2016

V.Sankaran

Petitioner

Versus

The Revenue Divisional Officer
Tirupattur Vellore District

Respondent

Prayer: Writ petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondent to issue Community Certificate to the children of the petitioner viz. 1) S.Ruthranayagi and 2) S.Preethi that they belong to Kurumans (ST) Community based upon the proceedings of the District level Vigilance Committee passed in favour of the petitioner in proceedings No.Na.Ka.Ke5/28997/2001 dated 2.5.2007.

For petitioner : Mr.S.Doraisamy

For Respondent : Mr.R.Prathap Kumar,
Additional Government Pleader

ORDER

(Order of the court was made by HULUVADI G.RAMESH, J.)

Heard the learned counsel appearing for the petitioner and Mr.R.Prathap Kumar, learned Additional Government Pleader, who is directed to take notice on behalf of the respondent.

2. The writ petition has been filed seeking issuance of a writ of mandamus directing the respondent to issue Community Certificate to the children of the petitioner viz. 1) S.Ruthranayagi and 2) S.Preethi that they belong to Kurumans (ST) Community based upon the proceedings of the District level Vigilance Committee passed in favour of the petitioner in proceedings No.Na.Ka.Ke5/28997/2001 dated 2.5.2007.

3. The case of the petitioner is that he belongs to Kurumans Community, which falls under the Scheduled Tribes based on the constitution Scheduled Caste and Scheduled Tribes Order 1950, as amended by the Scheduled Caste and Scheduled Tribes Orders (Amendment) Act, 1976, and his community status was confirmed by the Three Member Committee based on the enquiry and finding of the District Level Vigilance Committee, Vellore and such being the case, though he applied for the community

certificates for his children, vide his online application dated 7.9.2015 and the reminder dated 4.1.2016, it was not considered by the respondent and hence, he is constrained to file the present writ petition.

4. Therefore, it is for the respondent to collect the details and other materials from the petitioner and after necessary verification in regard to issuance of community certificates and after affording personal hearing to the petitioner, to do the needful in accordance with law, within a period of two months from the date of receipt of a copy of this order. The writ petition is disposed of accordingly. No costs.

Sd/-
Asst.Registrar (CS VII)

/true copy/

Sub Asst. Registrar

To:

The Revenue Divisional Officer
Tirupattur Vellore District.

+1 cc to M/s.s.Doraisamy,advocate,sr.65557

+1 cc to Government Pleader,sr.65828.

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