

THE HON'BLE SRI JUSTICE SANJAY KUMAR

-

WRIT PETITION No.11133 of 2016

ORDER:

Sri Rachakonda Rama Krishna, learned counsel for the petitioner, states that the issue arising in this writ petition is squarely covered by the decision rendered by this Court in W.P.No.17508 of 2015.

The prayer of the petitioner in this case is as under:

“That this Hon'ble Court may be pleased to issue an Order, Orders, Direction more particularly one in the nature of Writ of Mandamus, declaring the Order Dated: 10-02-2016 issued by the Respondent no.3 as Illegal, Arbitrary, Unconstitutional and contrary to the provisions of Andhra Pradesh (SC, ST & BCs Regulation of Issue of Community Certificate Act, 1993 and Rules and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of justice.”

Perusal of the order dated 06.07.2015 passed by this Court in W.P.No.17508 of 2015 reflects that the prayer therein was also on similar lines. In terms of the earlier decision of this Court in W.P.No.17560 of 2015, the learned Judge granted relief to the petitioners therein. The Community, Nativity and Date of Birth certificate issued to the petitioner in August, 2010 clearly mentions that he belongs to “Gandla” Community, a backward caste.

In that view of the matter, the writ petition is disposed of on the same lines as W.P.No.17508 of 2015 with the following direction:

Since the Community, Nativity and Date of Birth Certificate issued by the Tahsildar, Kataram, is admittedly, still in force, the respondents, shall within two days from the date of receipt of a copy of this order, furnish the petitioner a digital copy of the said certificate. It is made clear that this order shall not preclude the respondents from initiating action under Section 5 of the

Andhra Pradesh (SC, ST & BCs) Regulation of Issue of
Community Certificates Act, 1993, for cancellation of the
caste certificate of the petitioner, if otherwise warranted.

Pending miscellaneous petitions, if any, shall stand closed in
the light of this final order. No order as to costs.

SANJAY KUMAR, J

Date:06.04.2016

Note: Furnish C.C. by tomorrow.

(B/o)

GJ