

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.6028 of 2016

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Tikam Singh, Son of Late Sheo Nandan Singh, resident of village - Barandi Police Station Barachatti, District – Gaya.

.... Petitioner/s

Versus

1. The State of Bihar through Secretary Govt. of Bihar, Patna.
2. Chief Secretary, Govt. of Bihar, Patna.
3. Secretary, Department of Personnel and Administrative Reforms Govt. of Bihar, Patna.
4. Secretary, Department of Schedule Caste and Schedule Tribes Govt. of Bihar, Patna.
5. The Collector, District Gaya.
6. Sub - Divisional Magistrate, Sherghati District Gaya.
7. Anchal Adhikari, Barachatti Anchal, District – Gaya.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh, Advocate

For the Respondent/s : Mr. Amarendra Kumar, AC to AAG-15

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date: 07-02-2017

The grievance of the petitioner is that “*Deswari*” sub caste of *Kharwar* caste as described in the Constitution (Scheduled Tribes) Order, 1950 should be added at serial no.17.

We do not find that any amendment by including sub-caste of a *Kharwar* can be directed by this Court as such inclusion depends upon the numerous factors as delineated in Indra Sawhney v. Union of India, 1992 Supp (3) SCC 217. Therefore, this Court will not intervene in the matter which falls within the exclusive domain of



the expert body.

Consequently, the present writ application is dismissed with liberty to the petitioner to make representation to the appropriate authority in accordance with law.

(Hemant Gupta, ACJ)

(Sudhir Singh, J)

Sunil/-

AFR/NAFR	N. A. F. R.
CAV DATE	N. A.
Uploading Date	09.02.2017
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