

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 6149 OF 2017

Ushakiran Narayanswami Awale

.. Petitioner

VS.

The Scheduled Tribes Caste Certificate

Scrutiny Committee, Aurangabad and others .. Respondents

Mr. P.B. Shirsath, Advocate for the petitioner

Mr. D.R. Kale, A.G.P. for the respondent/State

Mr. A.R. Joshi, Advocate for respondent no.3

CORAM : S.C. DHARMADHIKARI &

MANGESH S. PATIL, JJ.

DATE : 17-07-2017

ORAL ORDER :

1. In view of the order passed by this Court on 27/06/2017 in Writ Petition No.8200/2017 (*Mangesh Namdev Pentewad vs. The State of Maharashtra and others*) as well as the order dated 16/06/2017 passed in Writ Petition No.7813/2017 (*Chandrakant Gangadhar Yalpalwad vs. The State of Maharashtra and another*), the Writ Petition is also disposed of with the following directions:-

- (a) The impugned order passed by the Scrutiny Committee invalidating the tribe/caste claim of the Petitioner is set aside.

- (b) We direct the competent Scrutiny Committee to scrutinize and verify the claims of the Petitioners as belonging to “MANNERVARLU” Scheduled Tribe (Entry 27) on merits and in accordance with law.
- (c) The Scrutiny Committee should overlook the mistake and error in the spelling of the tribe/ caste in the certificate issued by the Sub Divisional Office.
- (d) The Scrutiny Committee shall complete this assignment as expeditiously as possible.
- (e) Till the Scrutiny Committee decides the matter and communicates its order, no adverse action be taken against the petitioner on the ground that the petitioner has failed to produce the validity certificate. .

[MANGESH S. PATIL]
JUDGE

[S.C. DHARMADHIKARI]
JUDGE

arp/