

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

Writ Petition No. 4844 of 2016

(Shri Omprakash Fulchand Yadav Vs. The State of Maharashtra through its Secretary,
Home Department and ors.)

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

Court's or Judge's orders.

Shri Vishal Anand, Advocate for the petitioner
Shri Ashish Kadukar, AGP for the respondent nos. 1 to 3

**CORAM : B.P. DHARMADHIKARI &
MRS. SWAPNA JOSHI, JJ.**

DATED : 06/03/2017.

Heard Shri Anand, learned Advocate for the petitioner and Shri Kadukar, learned Assistant Government Pleader for the respondents.

Upon instructions, learned Advocate for the petitioner states that petitioner is not interested in claiming pension due to his father i.e. adoptive father and will remain satisfied if status as Freedom Fighter of his father is declared and accepted by the respondents by issuing appropriate certificate.

Learned Assistant Government Pleader submits that the petitioner being adoptive son cannot claim such status.

Because of limited prayer made at the threshold, it is apparent that we need not delve into the objection raised by the respondents.

If adoptive father of the petitioner late

Shri Nihal Kallu Gawali as a freedom fighter, the respondents cannot have any objection to acknowledge it by issuing necessary certificate. We therefore direct the respondents to examine the said status of late Shri Nihali Gawali within three months from today and to issue necessary certificate in that respect.

The petition is thus partly allowed and disposed of. No costs.

JUDGE

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