

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.03.2017

CORAM:

THE HON'BLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HON'BLE MR.JUSTICE V.PARTHIBAN

W.P.No.5224 of 2017

J.Sekar

...Petitioner

vs.

The Revenue Divisional Officer,
Mettur Taluk,
Salem District.

...Respondent

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus, or order or direction in the nature of a writ directing the respondent to issue community certificate to the petitioner's children viz 1)S.Billgates 2) S.Sanjeevarora, that they belong to "Kurumans (ST) Community" based on the petitioner's community certificate and the petitioner's brothers and sisters.

For Petitioner : Mr.R.K.Gandhi

For Respondent : Mr.A.N.Thambidurai
Special Govt. Pleader

O R D E R

K.K.SASIDHARAN, J.

The petitioner submitted an application before the Revenue Divisional Officer, Mettur Taluk, requesting to issue a Community Certificate indicating that his children belongs to "Kurumans Community", which is notified as Scheduled Tribe Community. Since follow up action was not taken by the Revenue Divisional Officer, the petitioner has come up with this writ petition.

2. Heard the learned counsel for the petitioner and the learned Special Government Pleader on behalf of the respondent.

3. The respondent is directed to consider and dispose of the application submitted by the petitioner for Community Certificate as expeditiously as possible, and in any case,

within a period of three months from the date of receipt of a copy of this order. We make it clear that this direction is issued taking into account the limited prayer made in the writ petition and it should not be construed to be a positive direction to issue Community Certificate as prayed for by the petitioner. In short, the issue should be decided purely on merits and as per law.

4. The writ petition is disposed of with the above direction. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

svki

To
The Revenue Divisional Officer,
Mettur Taluk,
Salem District.

+2cc to Mr.R.K. Gandhi, Advocate, S.R.No.14658,13811
+1cc to the Government Pleader, S.R.No.13856

br(CO)
md(15/03/2017)

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