

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.10811 OF 2018

Akhilesh Balaji Govindwad Petitioner

versus

The State of Maharashtra and others Respondents

WITH

WRIT PETITION NO.10846 OF 2018

Anusha Balajirao Govindwad Petitioner

versus

The State of Maharashtra and others Respondents

WITH

WRIT PETITION NO.10813 OF 2018

Balkishan Ramji Irlewad Petitioner

versus

Scheduled Tribe Certificate
Scrutiny Committee, Aurangabad and others Respondents

WITH

WRIT PETITION NO.10850 OF 2018

Datta Kamaji Totewar Petitioner

versus

Scheduled Tribe Certificate
Scrutiny Committee, Aurangabad and others Respondents

WITH

WRIT PETITION NO.10855 OF 2018

Raghunath Ramrao Chalnewad

Petitioner

versus

Scheduled Tribe Certificate
Scrutiny Committee, Aurangabad and others

Respondents

Mr. M.A. Golegaonkar, Mr. S.S. Phatale advocates for petitioners
Mr. P.S. Patil, AGP for respondents.

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CORAM : **R.M. BORDE AND**
MANGESH S. PATIL, JJ

Date : 27TH SEPTEMBER, 2018

PER COURT :-

1 Heard.

2 The issue involved in the present writ petitions is no longer *res-integra* and is covered by the decision rendered by this Court in Writ Petition No.4536/2014 decided on 14.8.2014 and other connected petitions.

3 Petitioners claim to belong to *Manervarlu*, scheduled tribe. The tribe certificates issued to them recording entry in respect of the tribe were referred for verification to the scrutiny committee and the scrutiny committee has directed invalidation of the tribe certificates with liberty to petitioners to secure proper certificate and present the same for verification.

4 Under the circumstances, we pass following order:

5 The petitioners will approach the scrutiny committee with a request to issue a photostat copy or certified copy of the tribe certificates already issued to them and submitted for verification. On receipt of photostat copy/certified copy of the tribe certificates, petitioners shall approach the concerned Sub Divisional Officer with an application for issuance of tribe certificate, recording correct spelling of the concerned tribe in consonance with the Constitutional Order and on presentation of the application, the Sub Divisional Officer, taking into consideration certified or photostat copy of the certificates issued earlier, shall issue correct tribe certificates, without embarking upon further enquiry into the matter within a period of one week from the date of approach of the petitioners. The petitioners may, after receipt of the correct tribe certificates present the same to the concerned committee for verification directly and the scrutiny committee shall accept the proposal tendered directly and shall proceed to conduct validation proceedings in accordance with the provisions of the Act and Rules and after extending opportunity of hearing to the petitioners and shall pronounce the final order on its own merit and in accordance with law, as expeditiously as possible and

preferably within a period of six months from the date of presentation of the proposal and photostat copy of the tribe certificates. The scrutiny committee shall not reject the proposal for verification of tribe certificate on any technical ground and shall decide the matter on merit.

6 With the directions as above, writ petitions are disposed of.

(MANGESH S. PATIL, J)

(R.M. BORDE, J)