



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.02.2018

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM**

and

**THE HONOURABLE MRS.JUSTICE R.THARANI**

W.P. (MD) .No.6 of 2018

1.S.Murugeshwari  
2.M.Jegadeeswaran  
3.M.Uvaramu

... Petitioners

Vs.

1. The Chairman,  
Tamilnadu State Level Scrutiny Committee,  
Adi Dravidar and Tribal Welfare Department,  
Namakkal Kavignar Maligai,  
3<sup>rd</sup> Floor,  
Secretariat,  
Chennai-09.
2. The District Collector,  
Dindigul District,  
Dindigul.
3. The Revenue Divisional Officer,  
Dindigul,  
Dindigul District.
4. The Thasildar,  
Nilakottai Taluk,  
Dindigul District.
5. The Join Registrar,  
Gandigram Rural Institute Deemed University,  
Gandhigram,  
Dindigul District.
6. The Director,  
Gandigram Rural Institute Deemed University,  
Gandhigram,  
Dindigul District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondents 2 and 3 to dispose of 2<sup>nd</sup> petitioner's representation dated 17.11.2017 sent for issuance of Hindu



Malaivedan ST Community Certificate to the 2<sup>nd</sup> petitioner and his brother namely the 3<sup>rd</sup> petitioner herein clubbed along with the appeal filed by the 2<sup>nd</sup> and 3<sup>rd</sup> petitioner's mother namely the 1<sup>st</sup> petitioner herein dated 13.02.2017 pending on the file of the 2<sup>nd</sup> respondent within a time as fixed by this Court and consequently direct the respondents 5 and 6 not to insist the 2<sup>nd</sup> petitioner for the production of Hindu Malaivedan Scheduled Tribes Community Certificate till the disposal of the representation pending before the 2<sup>nd</sup> and 3<sup>rd</sup> respondents herein.

For Petitioners : Mr.B.Prahalad Ravi

For Respondents 1 to 4 : Mr.D.Murugenanden  
Additional Government Pleader

For Respondents 5 and 6 : Mr.MA.P.Thansaral

### **ORDER**

(Order of the Court was made by **T.S.SIVAGNANAM, J.**)

This writ petition has been filed to direct the respondents 2 and 3 to dispose of the second petitioner's representation for granting of Community certificate as Hindu Malaivedan Schedule Tribe Community.

2.The first petitioner is the mother of the petitioners 2 and 3 so far as the request made by the petitioners 2 and 3 for grant of Community Certificate as Hindu Malaivedan is concerned, the same has been rejected and clubbed with the first petitioner's appeal on 13.02.2017.

3.As against the said order, the petitioners can prefer an appeal to the Distict Collector/second respondent. The first petitioner has already filed an appeal, against the rejection order passed in her case. The said appeal is pending before the second respondent. The petitioners 2 and 3 are willing to prefer the appeal before the District Collector. But the learned counsel appearing for the petitioners requested one indulgence viz., the second petitioner is undergoing B.Sc Mathematics in Gandigram Rural Institute which is deemed University, because of rejection of the grant of the community certificate, the Institution had removal him from its rolls.

4.Since the petitioners have every right of appeal to the District Collector, we are of the view that till the appeal is disposed of, the second petitioner should be permitted to continue the course and accordingly, the writ petition is disposed of with the following directions:





5. The Thasildar,  
Nilakottai Taluk,  
Dindigul District.

+1cc to Mr.B.Prahalad Ravi, Advocate Sr.No.49531  
+1cc to Mrs. S. Srimathy, Advocate Sr.No.49420

MRN/VSG

VB/SV/MMS/SAR4/05.03.2018/4P/8C

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