

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**14 WRIT PETITION NO.8489 OF 2019**

SAINATH RAJESH BIRKALE THROUGH FATHER RAJESH  
VYANKATRAO BIRKALE ..PETITIONER

VERSUS

THE UNION OF INDIA AND OTHERS ..RESPONDENTS

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Mr. B. K. Chinchole h/f Mr. S. M. Vibhute, Advocate  
for the Petitioner.

Mr. P. S. Patil, AGP for Respondents-State.  
Mr.

...

**CORAM : S. V. GANGAPURWALA &  
MANGESH S. PATIL, JJ.**

**DATED : 16<sup>th</sup> JULY, 2019.**

**PER COURT:-**

1. The appeal filed by the petitioner against the order of S.D.O. rejecting the application for issuance of tribe certificate is pending. The petitioner has secured admission in 6<sup>th</sup> standard in Jawahar Navodaya Vidyalaya for Academic Year 2019-2020. The learned counsel submits that the school has directed the petitioner to submit caste certificate within 10 days.

2. The learned counsel for respondent nos.1 and 2 submits that the admission of the petitioner is not yet canceled.

3. Considering the above, the committee shall decide the appeal filed by the petitioner and pending with it by 24.07.2019 and till that time respondent no.2 may not cancel the admission of the petitioner on the ground of non-submission of caste certificate.

4. Writ Petition is disposed of. No costs.

**(MANGESH S. PATIL)**  
**JUDGE**

**(S. V. GANGAPURWALA)**  
**JUDGE**