



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.08.2021

CORAM:

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

and

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY

W.P. (MD)No.13688 of 2021

Muthukannammal

... Petitioner

Vs.

- 1.The District Collector,
Madurai District.
- 2.The Revenue Divisional Officer,
Madurai,
Madurai District.
- 3.The Tahsildar,
Thirumangalam Taluk Office,
Madurai District.
- 4.The Tahsildar,
Kallikudi Taluk Office,
Madurai District.
- 5.The Headmaster,
Government Higher Secondary School,
Kallikudi,
Madurai District.

... Respondents

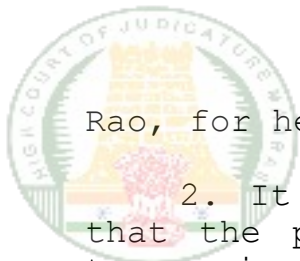
Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents 1 to 4 to consider the petitioner's application dated 31.01.2020 and to issue community certificate to Petitioner's son namely Karuppasamy as a Hindu, Rao community.

For Petitioner	: Mr.P.Muthusamy
For Respondents	: Mr.P.Thilakkumar
	Standing Counsel for Government

ORDER

(Order of the Court was made by **N.KIRUBAKARAN, J.**)

The petitioner contends that she belongs to Hindu, Rao community. Therefore, the petitioner has given a representation on 31.01.2021 to issue a community certificate giving status as Hindu,



Rao, for her son.

2. It is contended by the learned Counsel for the petitioner that the petitioner's family came from Maharashtra and her mother tongue is Marathi. Her father used to conduct puppet show in all over Tamil Nadu and got settled in Tamil Nadu.

3. The petitioner applied for community certificate for her son. However, the same was rejected stating that no previous community certificate was produced. The respondents want to produce the community certificate of the petitioner's family. However, no previous community certificate is available with the petitioner's family. The petitioner's children studied in Tamil Nadu, especially in the fifth respondent School. Having applied for community certificate on 31.01.2020, it has not been disbursed till date. Hence, the petitioner has approached this Court by filing this writ petition.

4. Heard Mr.P.Muthusamy, learned Counsel for the petitioner and Mr.P.Thilakkumar, learned Standing Counsel for the Government, who takes notice for the respondents and perused the materials placed on record.

5. It is the case of the petitioner that her family belongs to Hindu Rao community and they came from Maharashtra and the petitioner community is predominantly living in Maharashtra. It is further stated the petitioner's community is a forward community and therefore, the petitioner may not make use of the said certificate for getting any Government concessions including reservation.

6. In view of the above facts and circumstances of the case, the fourth respondent is directed to conduct an enquiry based on the petitioner's application, dated 31.01.2010 after giving opportunity to the petitioner and take a decision on the same, within a period of eight weeks from the date of receipt of a copy of this order.

7. With the above observations, this Writ Petition is disposed of. No costs.

Sd/-

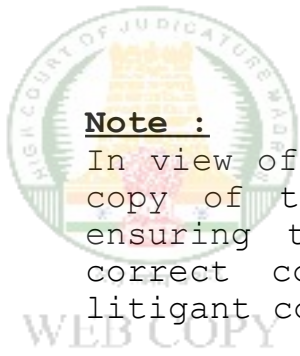
Assistant Registrar (P&A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

SSL



Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

- 1.The District Collector,
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- 5.The Headmaster,
Government Higher Secondary School,
Kallikudi,
Madurai District.

+1 CC to M/s.P.MUTHUSAMY, Advocate (SR-25803[F] dated 10/08/2021)

+1 CC to M/s.GP (SR-25791[F] dated 10/08/2021)

W.P. (MD) No.13688 of 2021

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RD(19.08.2021) 3P 8C