

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.9029 OF 2022

Usha D/o. Ganpat Jadhav
Alias Usha Goraksha Pawar

...Petitioner

Versus

The Scheduled Tribes Caste
Certificate Scrutiny Committee
& Dep. Collector & Ors.

.....Respondents

Mr.Piyush Pande, for the Petitioner.

Mrs.R.A. Salunkhe, AGP for Respondent Nos.1 and 2-State.

CORAM : S.V. GANGAPURWALA &
S.G. DIGE, JJ.

DATE : 16 NOVEMBER 2022

P.C:-

. We have heard the learned counsel for the Petitioner.

2. The caste claim of the Petitioner belong to “Koli Mahadev” Scheduled Tribe is invalidated.

3. Amongst, other submissions, one of the submission of the learned counsel for the Petitioner is that the Petitioner could not produce the validity issued in favour of the Petitioner’s cousin nephew in the year 2014 of Koli Mahadev, Scheduled Tribe so also could not place on record the 7/12 extract of the

NILAM
SANTOSH
KAMBLE

Digitally signed by
NILAM SANTOSH
KAMBLE
Date: 2022.11.18
18:27:32 +0530

year 1964-1965 to demonstrate that to the ancestors of the Petitioner were allotted the land as an *Inam*.

4. From the record, it is not clear as to what was the nature of *Inam*. So also, the Petitioner has to prove his relationship with the persons in whose name the land stood.

5. As the matter pertains to the social status of the Petitioner, we are inclined to grant one more opportunity to the Petitioner.

6. In the result, the impugned order is set aside. The matter is relegated before the Scrutiny Committee.

7. The Petitioner shall appear before the Scrutiny Committee on 5 December 2022. The Petitioner may place on record the Additional Documents on which she is relying. The Scrutiny Committee shall thereafter, if it finds appropriate, conduct the vigilance of the said documents. The Committee shall thereafter, decide the proceedings afresh preferably within three months from the date of the appearance of the Petitioner.

(S.G. DIGE, J.)

(S.V. GANGAPURWALA, J.)