

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO. 5088 OF 2021

(Ku. Savita Fulasing Darkor Vs. The State of Maharashtra & Ors.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders.

Court's or Judge's order

Shri A.R. Ingole, Advocate for the petitioner.

Ms. N.P. Mehta, Assistant Government Pleader for the respondents/ State.

CORAM : A. S. CHANDURKAR AND MRS. VRUSHALI V. JOSHI, JJ.

DATE : JANUARY 7, 2023

Challenge is raised to the order passed by the Scrutiny Committee on 30/8/2021 thereby refusing to verify the claim of the petitioner of belonging to "Gond" Scheduled Tribe. According to the Scrutiny Committee, documentary material prior to 1950 was not submitted by the petitioner for substantiating her claim. On that count, the proposal has been returned back.

The learned Counsel for the petitioner submits that after making efforts, the petitioner is in possession of documents prior to 1950. Similarly, an application for receiving some more documents has been made to the Education Officer (Secondary). On receiving such old documents, the petitioner is willing to have her claim verified.

In view of aforesaid, it is open for the petitioner to seek verification of her claim of belonging to "Gond" Scheduled Tribe if she secures documents prior to 1950. If a fresh proposal is submitted on her behalf, the Scrutiny Committee is free to verify the same in accordance with law. In that situation, the order dated 30/8/2021 would not come in the way of the petitioner while pursuing her fresh claim.

With these observations, the Writ Petition is disposed of. No costs.

(MRS. VRUSHALI V. JOSHI, J.)

(A. S. CHANDURKAR, J.)

SUMIT