



W.P(MD)No.1630 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.08.2023

CORAM :

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE C.KUMARAPPAN**

**W.P(MD)No.1630 of 2016
and
W.M.P(MD)Nos.1401 & 1402 of 2016**

S.Rajaram

... Petitioner

Vs.

1.The Member Secretary
Tamilnadu Uniformed Services,
Recruitment Board,
Chennai - 600 002.

2.The Director General of Police,
Tamilnadu,
Chennai - 600 004.

3.The Commissioner of Police
Tirunelveli City,
Tirunelveli.



W.P(MD)No.1630 of 2016

4.The District Collector
Thirunelveli District,
Thirunelveli.

.. Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari calling for the records relating to the proceedings of fourth Respondent made in Na.Ka.No.AA1/612/2016 dated 09.01.2016 and quash the same.

For Petitioner : Mr.K.Govindarajan

For Respondents : Mr.D.Sasikumar,

Additional Government Pleader

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

Heard Mr.K.Govindarajan, learned counsel for the petitioner and Mr.D.Sasikumar, learned Additional Government Pleader appearing for the respondents.



W.P(MD)No.1630 of 2016

2. The Community Certificate is issued to the petitioner of Puthirai Vannan Scheduled Caste. The Appointing Authority referred the said certificate for verification, however, the Collector passed an order holding that the petitioner does not belong to the Scheduled Caste, but belongs to Backward Class.

3. It is not disputed that the District Level Committee exists and the District Level Committee could have only verified the Community Certificate. It is also further submitted that no vigilance has been conducted, even affinity test has not been conducted.

4. In the light of the above, the impugned order is quashed and set aside. The matter is remitted back to the Competent Committee. The learned counsel for the petitioner and the learned Additional Government Pleader submit that the same would be the District Level Vigilance Committee, Tirunelveli District. The petitioner shall appear before the Committee on 08.09.2023. The Committee shall, after following the procedure, decide the claim of the petitioner and about the genuineness of the Community Certificate on its own merits, expeditiously, preferably, within a period of six months from the date of receipt of a copy of this order.



W.P(MD)No.1630 of 2016

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5. With the aforesaid observation, the Writ Petition is partly allowed. No costs. Consequently, connected miscellaneous petitions are closed.

[S.V.G., C.J.]

[C.K., J.]

29.08.2023

Index : Yes / No
Neutral Citation : Yes / No
RM



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Chennai - 600 004.
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Tirunelveli City,
Tirunelveli.
- 4.The District Collector
Thirunelveli District,
Thirunelveli.
5. The District Level Vigilance Committee,
Tirunelveli District.



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W.P(MD)No.1630 of 2016

THE HONOURABLE CHIEF JUSTICE
and
C.KUMARAPPAN, J.

RM

W.P(MD)No.1630 of 2016

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