

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP-21671-2021

Date of decision: 08.12.2023

Kamaljeet Savra and others**.....Petitioners****Vs****Union Territory and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present: Mr. Onkar Rai, Advocate for the petitioners.

Ms. Madhu Dayal, Standing Counsel (UT) with
Mr. Varun Veer Chauhan, Junior Panel Counsel
for respondent-U.T.

VINOD S. BHARDWAJ, J. (Oral)

Prayer in the present petition was for issuance of directions to respondents No.2 & 3 to accept and process the application Annexure P-8 submitted by the petitioners for issuance of Schedule Caste Certificate in the name of petitioner No.2 & 3.

An affidavit of Mr. Vinay Pratap Singh, IAS, Deputy Commissioner, U.T., Chandigarh has been filed today in the Court. Copy of the same has been furnished to the learned counsel for the petitioners. A relevant extract thereof reads as under:-

'2. That in compliance with the directions of Hon'ble Supreme Court of India in the Civil Appeal No. 5854 of 1994 (Arising out of S.L.P. (Civil) No.14767 of 1993, in the case titled Kumari Madhuri Patil and Another Vs. Additional Commissioner, Tribal Development and others), a scrutiny committee has been constituted by the Chandigarh Administration with the following officers to inquire about the caste status of off spring of Inter Caste married couples for issuance of caste certificates in Union Territory, Chandigarh and notified vide notification No. SWD-RA(SC/OBC)/2023/9130, Dated: 08.11.2023 (Annexure R-2) by the Department of Social Welfare, Women & Child Development, Chandigarh Administration:-

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|--|-------------------------|
| <i>i Additional Deputy Commissioner, Union Territory, Chandigarh :-</i> | <i>Chairman</i> |
| <i>ii Director Social Welfare Women & Child Development, Chandigarh Administration:-</i> | <i>Member</i> |
| <i>iii Area Sub-Divisional Magistrate, Union Territory, Chandigarh:-</i> | <i>Member Secretary</i> |
| <i>iv Tehsildar (Revenue) Union Territory, Chandigarh:-</i> | <i>Member</i> |

3. *That a meeting of the Committee mentioned in point No.2 under the Chairmanship of the Additional Deputy Commissioner, UT, Chandigarh was held on 24.11.2023 at 03:00 P.M. (Annexure R-3) to resolve the case matter.*
4. *That in the meeting dated 24.11.2023, the committee unanimously agreed that the aggrieved party should be called for hearing before the Committee to decide the case matter.*
5. *That the Petitioner (Smt. Kakaljeet Savra) was called to appear before the Committee on 01.12.2023 at 03:00 P.M. with regard to the case matter. The Petitioner had put forth her grievance before the Committee.*
6. *That after due consideration, the Committee asked the Petitioner to submit an Affidavit with regard to her submissions put forth before the Committee.*
7. *That the Committee is taking all the necessary steps/action for considering the case of the Petitioner for issuance of SC certificate in accordance with the instructions issued by the Ministry of Home Affairs/ Grih Mantralaya, New Delhi vide No. 39/37/73-SCT-I, Dated 21.05.1977/31 Baisak, 1899(Annexure R-4) in a time bound manner'.*

Learned counsel for the respondent-State submits that since the application of the petitioners has already been put up before the Committee to consider about issuance of a Schedule Caste Certificate, the prayer made by the petitioners in the present petition, stands answered.

Learned counsel for the petitioners does not dispute the same.

The present petition, is accordingly, disposed of as having been rendered infructuous.

08.12.2023

ps-I

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No