

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1364 OF 2024

Varsha Ganesh Nandgaonkar

...Petitioner

Versus

The State Of Maharashtra & Ors.

...Respondents

Mr. Kunal Tiwari i/b. K. Juris Law Firm for the Petitioner.

Mr. Abhay Patki, Addl. GP for the Respondent - State

CORAM : NITIN JAMDAR &
M. M. SATHAYE, JJ.

DATED : 26 MARCH, 2024

P.C.:

1. The Petitioner has sought a direction to the Respondent No. 3 – Deputy Collector to issue caste certificate to the Petitioner’s son without insisting upon the caste certificate of the Petitioner’s ex-husband. It is orally agreed that this being insisted upon and the Petitioner’s application is being rejected on that count. The Petitioner’s contention that it is not possible for the Petitioner to submit such a caste certificate, is not brought to the Respondent No. 3 in writing. Whether the certificate is valid or invalidated is also not placed on record.

2. The Petitioner can make a representation to the Respondent No. 3 stating/setting out all the necessary facts and seeking a waiver regarding the production of the caste certificate of the Petitioner’s ex-husband on

the contention that after divorce was granted ex-parte whereabouts of the Petitioner's husband are not known.

3. Once such an application is made, the Respondent No. 3 will look into it on priority basis, as per law. If the Petitioner gives details of the Petitioner's husband, it is not impossible for the Authorities to examine the record regarding the presence of the Caste Certificate of the Petitioner's husband and also to ascertain whether it is still valid or is invalidated.

4. With these observations, the Writ Petition is disposed of.

(M. M. SATHAYE, J.)

(NITIN JAMDAR, J.)