



WEB COPY



W.P.No.117 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.01.2024

CORAM :

THE HONOURABLE MR. JUSTICE S.S. SUNDAR

AND

THE HONOURABLE MR. JUSTICE N. SENTHILKUMAR

W.P.No.117 of 2024

Selvaraj

... Petitioner

Vs.

1.The Chairman,
The State Level Scrutiny Committee,
Fort St. George,
Chennai – 9.

2.The Principal Secretary to Government,
Adi Dravidar and Tribal Welfare (CV3) Department,
Secretariat,
Chennai – 9.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus to direct the 1st respondent to consider and pass final orders in the verification proceedings initiated vide Letter No.10879/CV.III/2017-1, dated 04.07.2017, taking into account the report of the anthropologist, dated 12.12.2017 and the report of the Deputy Superintendent of Police, Vigilance Cell, Dharmapuri District, dated



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28.12.2017, within a time frame to be stipulated by this Hon'ble Court by upholding the claim of the petitioner and his family members (1) Kalpana Selvaraj, (2) Priyadharshini Selvaraj, (3) Agila S (4) Shalini S and (5) Lakshmana Narasimman S for Kurumans Scheduled Tribes status as genuine.

For Petitioner : M/s.K.Nithyashree
For R1 and R2 : Mr.M.Muthusamy
Government Advocate

ORDER

(Order of the Court was made by **S.S. SUNDAR, J.**)

This writ petition is filed for issuance of a Writ of Mandamus directing the 1st respondent to consider and pass final orders in the verification proceedings initiated vide letter dated 04.07.2017, taking into account the report of the Anthropologist as well the Vigilance Cell.

2.The case of the petitioner is that the petitioner applied for ST Kurumans Community for himself and his other family members. The application submitted by the petitioner was rejected by the Revenue



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Divisional Officer, Dharmapuri District, on various grounds. Therefore, the petitioner was constrained to approach the 1st respondent to decide the community status of the petitioner. Though the application was entertained and the petitioner was subjected to vigilance enquiry, it is stated by the petitioner that the 1st respondent has not passed final orders. The further case of the petitioner is that the Anthropologist as well the Vigilance Cell have submitted their reports on 12.12.2017 and 28.12.2017 respectively.

3.Though this Court granted time to the learned Government Advocate to verify the status of the application of the petitioner and to report whether the proceedings are pending before the 1st respondent, the learned Government Advocate is unable to get instructions.

4.Having regard to the limited scope of the prayer that is sought before this Court in this writ petition, without expressing any opinion on the merits of the petitioner's application or the case pleaded by him in the affidavit filed in support of this writ petition, this Court directs the 1st respondent to consider and dispose of the proceedings initiated as intimated



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by letter dated 04.07.2017, on merits and in accordance with law, within a period of 12 weeks from the date of receipt of a copy of this order, after giving due opportunity to the petitioner. If any notice is sent to the petitioner by the 1st respondent for further enquiry, the petitioner shall appear before the 1st respondent promptly to avoid any delay.

5. With the above directions, this writ petition is disposed of. No costs.

(S.S.S.R., J.) (N.S., J.)
11.01.2024

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Internet : Yes

Index : Yes / No

Neutral Citation : Yes / No

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