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W.P.(MD) No.343 of 2013

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.01.2024

CORAM:

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P.(MD) No.343 of 2013
and
M.P.(MD) No.1 of 2013**

G.Kirthika

... Petitioner

-VS-

State rep.by

- 1.The District Collector
Trichy District, Trichy
- 2.The Revenue Divisional Officer
Trichy District, Trichy
- 3.The Tahsildar
Manaparai
Trichy District
- 4.The Regional Director
Indira Gandhi National Open University
Regional Centre
Sikkandar Chavadi
Alanganallur
Madurai-625 018

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the third respondent herein to issue OBC Certificate to the petitioner based on the petitioner's representation dated 19.12.2012.

For Petitioner : Mr.A.Joel Paul Antony

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R1 to R3
No appearance for R4

ORDER

[Order of the Court was made by D.KRISHNAKUMAR, J.]

Prayer in this writ petition is to direct the third respondent herein to issue OBC Certificate to the petitioner based on the petitioner's representation dated 19.12.2012.

2. According to the petitioner, she has completed B.Lit., Tamil in the year 2005 and thereafter, she has completed M.A.Tamil in the year 2009 and she is working as a Secondary Grade Teacher in Muthupudaiyan Panchayat Union Middle School. She belongs to Hindu Servai Community,



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which is recognized as a De-notified Community as per the Government Order (Manuscript Series) No.1567, Social Welfare Department, dated 30.07.1985. The Deputy Tahsildar, Manaparai, has also issued a community certificate to the petitioner to that effect.

3. Further, according to the petitioner, she has written B.Ed., Entrance Examination in the fourth respondent – University and she has successfully passed in that examination also. She was directed to appear for counselling on 22.12.2012. Therefore, she applied for Hindu Servai (OBC) Certificate to the third respondent / Tahsildar, Manaparai, by enclosing all the relevant documents and Government Orders. The grievance of the petitioner is that though she applied for community certificate in the year 2012, her application has not been considered.

4. Considering the facts and circumstances of the case, we are of the view that this writ petition is of the year 2013, the academic year of B.Ed.Degree for which the petitioner applied for community certificate is also over, this writ petition is pending from the year 2013 and the petitioner has not taken any steps for the past ten years for early disposal of this writ



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petition. Therefore, at this juncture, we are not inclined to entertain this writ petition. However, if the petitioner is still having any grievance, she is at liberty to approach the authority concerned by making a representation afresh and the same shall be considered by the authority concerned in accordance with law.

5. Granting above liberty to the petitioner, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

[D.K.K., J.]

[R.V., J.]

04.01.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

krk

To:

- 1.The District Collector,
Trichy District, Trichy.
- 2.The Revenue Divisional Officer,
Trichy District, Trichy.
- 3.The Tahsildar,
Manaparai, Trichy District.



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D.KRISHNAKUMAR, J.
and
R.VIJAYAKUMAR, J.

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