



WEB COPY

W.P.(MD) No.17590 of 2018

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.02.2024

CORAM:

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

**W.P.(MD) No.17590 of 2018
and
W.M.P.(MD) No.15465 of 2018**

S.Thangapandi

... Petitioner

-vs-

- 1.The Government of Tamil Nadu
rep.by its Secretary
Adi Dravidar and Tribal Welfare Department
Secretariat, Chennai-600 009
- 2.The Tamil Nadu State Level Scrutiny Committee
rep.by its Chairman
Adi Dravidar and Tribal Welfare Department
Secretariat, Chennai-600 009
- 3.The Deputy Superintendent of Police
SC/ST Vigilance Cell
Madurai Region
District Collectorate, Madurai-625 020
- 4.The Assistant Commissioner of Police
Social Justice and Human Rights Division
Tirunelveli City
1st Floor, Thatchanallur Police Station
Thatchanallur, Tirunelveli



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5.The Senior Superintendent of Post Offices
Tirunelveli Division
Tirunelveli-627 002

6.The Superintendent of Post Offices
Tirunelveli Division
Tirunelveli-627 002

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 4 to confirm the community certificate of the petitioner dated 04.11.1988 pursuant to the enquiry conducted within a stipulated period.

For Petitioner : Ms.J.Anandhavalli

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R1 to R4
Mr.S.Jeyasingh for R5 & R6

ORDER

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

Prayer in this writ petition is to direct the respondents 1 to 4 to confirm the community certificate of the petitioner dated 04.11.1988 pursuant to the enquiry conducted, within a stipulated period.



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2. At the outset, it is to be noted that when an enquiry is conducted by the authority concerned under the relevant Government Orders and procedures as contemplated to confirm the community certificate issued, they alone have to pass orders and this Court cannot pass any orders pursuant to the enquiry conducted by the authority concerned. Therefore, we are of the view that the petitioner is not entitled to the relief as such sought for in this writ petition.

3. Accordingly, this writ petition is dismissed. The authority concerned, who is competent to pass orders, shall pass orders on merits and in accordance with law, pursuant to the enquiry report, as expeditiously as possible, without any further delay. No costs. Consequently, connected miscellaneous petition is closed.

[D.K.K., J.]

[R.V., J.]

13.02.2024

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

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Secretariat, Chennai-600 009.
- 2.The Chairman,
Tamil Nadu State Level Scrutiny Committee,
Adi Dravidar and Tribal Welfare Department,
Secretariat, Chennai-600 009.
- 3.The Deputy Superintendent of Police,
SC/ST Vigilance Cell,
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