

119 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7051-2024

Date of Decision:01.04.2024

Paramjeet Kaur and another

..... Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr.Nitesh Singla, Advocate for the petitioners.

Mr. Navneet Singh, Sr. DAG, Punjab.

Mr. Ferry Sofat, Advocate, for respondent No.6.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of a direction in the nature of mandamus to the respondent-Department to take action against respondent No.7/Jaswinder Singh, President, N.C. Kot Fatta, for preparing the Fake Scheduled Caste Certificate (Kori Caste) dated 14.10.2002 (Annexure P-2) and to cancel the aforesaid Scheduled Caste Certificate issued in favour of respondent No.7, as he belongs to Thori Caste (BC Category) as per his school register (Annexure P-5) and Backward Class Certificate (Thori Caste) dated 22.01.2024 (Annexure P-6) issued in favour of father of respondent No.7 with a further prayer to issue direction to respondent-department to restrain respondent No.7 from taking any benefit based on aforesaid fake scheduled caste certificate (Kori Caste) dated 14.10.2002 (Annexure P-2) and to decide the complaint/representation dated 07.10.2023 (Annexure P-8) served by the petitioners against respondent No.7.

In pursuance to the notice issued by this Court, learned State counsel has placed on record the notification dated 10.12.2004 and has submitted that grievance involved in the present petition lies within the

jurisdiction of the Committee constituted by virtue of notification dated 10.12.2004.

Learned counsel for the petitioners has, however, submitted that petitioner No.1 has already filed a representation dated 07.10.2023 (Annexure P-8) before the District Welfare Officer, Bathinda. He submits that the District Welfare Officer, Bathinda is competent to forward the representation to the concerned Committee constituted under this notification dated 10.12.2004.

Learned State counsel also agrees to the same.

In view of the submissions made above, the present petition is disposed of with a direction to respondent No.4 i.e. District Welfare Officer, Bathinda to take further necessary action on the representation (Annexure P-8) in view of the notification dated 10.12.2004, expeditiously.

The petitioners would be at liberty to pursue their remedy as per law, in case of their having any further cause of action.

01.04.2024
sharmila

(RAJESH BHARDWAJ)
JUDGE
Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No