CGHC010330682018 2026:CGHC:43203

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HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 3099 of 2018

1 - Durgawati Bharti D/o Shri Shivshankar Ram Aged About 23 Years R/o Village Janakpur, Tahsil- Bharatpur, District- Koriya, Chhattisgarh., District : Koriya (Baikunthpur), Chhattisgarh

HARNEET KAUR Digitally signed by HARNEET KAUR Date: 2026.10.07 11:04:56 +0530

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through Secretary, Tribal Welfare Department, Mantralaya, Naya Raipur, Chhattisgarh., District : Raipur, Chhattisgarh

2 - Collector Koriya, District- Koriya, Chhattisgarh., District : Koriya (Baikunthpur), Chhattisgarh

3 - Sub Divisional Officer (Revenue) Bharatpur District- Koriya, Chhattisgarh., District : Koriya (Baikunthpur), Chhattisgarh

4 - Tahsildar Bharatpur, District- Koriya, Chhattisgarh., District : Koriya (Baikunthpur), Chhattisgarh

... Respondent(s)

For Petitioner(s)	**:**	Ms. Zainab Vanak on behalf of Mr. Mateen Siddiqui, Advocate
For Respondent(s) /State	**:**	Mr. Dharmesh Shrivastava, Dy. A.G.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

06/10/2026

1. The present writ petition has been filed against the inaction on the part of the respondent No.3 in not deciding the application for grant of permanent caste certificate moved by the petitioner.

2. The counsel for the petitioner submits that the petitioner had approached the respondent No.3 for issuance of permanent caste certificate and along with his application she had also submitted that his brother and father have already got permanent caste certificate issued in their favour by the competent authority long back. However, yet no decision has been taken by the respondent No.3 on her application and the petitioner has been orally informed by the respondent No. 3 expressing his inability to issue permanent caste certificate.

3. The State counsel, on the other hand, submits that once when there is already an application, there is no reason why the authorities should not pass a final order and in case if the application is already filed and is pending, the same would be decided in accordance with law at the earliest.

4. At this stage, the counsel for the petitioner also submits that the respondent No.3 is insisting for a document prior to the year 1950.

5. According to the State counsel, the State Govt. themselves had subsequently enacted The Chhattisgarh Scheduled Castes, Scheduled Tribes and Other Backward Classes (Regulation of

Social Status Certification) Act, 2013' (in short, the Act, 2013) where certain procedure have been laid down under which the respondent No.3 have to decide the application of the petitioner for issuance of the caste certificate and therefore suitable direction be issued to the respondent No.3 to take a decision in accordance with provisions of the Act, 2013.

6. Given the aforesaid facts and circumstances of the case, this court is of the opinion that the writ petition itself can be disposed of directing the respondent No.3 to consider pending application of the petitioner so far as issuance of permanent caste certificate is concerned. It is further directed that the respondent No.3 shall proceed with the matter in accordance with provisions of the Act, 2013. In the event if the petitioner does not have all the relevant certificates and documents, she may be permitted to file inability certificate and thereafter the authority may proceed and decide the case. Let an appropriate decision be taken in this regard within a period of six months from the date of receipt of copy of this order.

7. The writ petition accordingly stands disposed of with the aforesaid observations.

Sd/-

(Rakesh Mohan Pandey)

JUDGE

Harneet