



IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD

955 WRIT PETITION NO. 7865 OF 2024

Savita Vitthal Biramwar

VERSUS

The State Of Maharashtra Through Secretary And Others

...

Mr. Deepak Chaudhari h/f. Mr. S. G. Jayewar, Advocate for the
Petitioner

Mr. V. M. Jaware, AGP for Respondents/State

Mr. Santosh R. Yadav, Advocate for Respondent No.3.

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CORAM : SANDIPKUMAR C. MORE AND
ABASAHEB D. SHINDE, JJ.

DATED : FEBRUARY 04, 2026

PER COURT (Per Abasaheb D. Shinde J.):

1. Heard.

2. By this Writ Petition the petitioner is taking exception to order dated 15.07.2024 passed by Respondent No.2-Tribe Committee thereby invalidating the tribe claim of the petitioner of belonging to 'Mannervarlu', Scheduled Tribe.

3. Learned Counsel for the petitioner by inviting our attention to the genealogy submits that the blood relatives mentioned in the said genealogy have been issued validity certificates both by Respondent No.2-Tribe Committee as well as to one of the blood relative, namely, ***Naresh s/o Limbadri Biramwar*** by this Court vide order dated 05.09.2023 passed in Writ Petition No.14379 of 2021. He, therefore,

urge that the petitioner deserves to be granted conditional validity.

4. Per contra, the learned AGP submits that the record of ***Naresh s/o Limbadri Biramwar (supra)*** depicts that in a genealogy submitted by him neither the petitioner nor his forefathers figures in it and therefore the petitioner has utterly failed to establish his relationship with the said validity holder. He submits that the petitioner has suppressed certain invalidities from his family. He, further submits that Respondent No.2-Scrutiny Committee has rightly discarded the validity certificates relied upon by the petitioner, as the petitioner for the first time has annexed the genealogy showing the validity holder as his blood relative along with his say filed to the Vigilance Cell Report.

5. Be that as it may. We find that so far as the validity holders on the basis of which the petitioner is claiming conditional validity, in their proposal the genealogy submitted by them do not show the name of the petitioner's father nor his grandfather, we therefore, find that petitioner has to establish his relationship with the said validity holders, which can be ascertained only by the Respondent No.2-Scrutiny Committee. Suffice it to say that the matter needs to be remanded back to Respondent No.2-Scrutiny Committee so as to ascertain the genuineness of the documents as well as to establish relationship of the petitioner with the validity holders. In that view of the matter, we are

inclined to remand the matter back. Hence the following order :-

:: O R D E R ::

- i. The Writ Petition is partly allowed.
- ii. Impugned judgement and order dated 15.07.2024 passed by Respondent No.2-Scrutiny Committee is hereby quashed and set aside. The matter is remanded back to Respondent No.2-Scrutiny Committee to decide the same afresh after giving sufficient opportunity to the petitioner.
- iii. Since the matter is old one we, direct Respondent No.2-Committee to decide the tribe claim of the petitioner as expeditiously as possible and preferably within a period of eight (8) months from today.
- iv. We make it clear that the petitioner shall extend full co-operation for disposal of his tribe claim.

[ABASAHEB D. SHINDE, J.]

[SANDIPKUMAR C. MORE, J.]