

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL****NAGPUR BENCH NAGPUR****ORIGINAL APPLICATION NO. 1119/2023(D.B.)**

1. Shrikrushna Ramlu Chaudhari,  
Aged about 25 years, Occ.-Student,  
R/o Village-Ambela, Post-Koparalli,  
Tahsil-Mulchera, District-Gadchiroli.
2. Vinod Rohidas Mantakwar,  
Aged about 30 years, Occ.-Student,  
R/o At & Post-Koparalli, Tahsil- Mulchera,  
District-Gadchiroli.
3. Mangala Laxman Mantakwar,  
Aged about 26 years, Occ.-Student,  
R/o Village-Maroda, Post-Guruwada,  
Tahsil & District-Gadchiroli.
4. Sukala Tulshiram Yelmule,  
Aged about 22 years, Occ.-Student,  
R/o At & Post-Koparalli Mal,  
Tahsil- Mulchera, District-Gadchiroli.
5. Achal Chinnu Chaudhari,  
Aged about 24 years, Occ.-Student,  
R/o At & Post-Koparallichek,  
Tahsil- Mulchera, District-Gadchiroli.
6. Mina Tulsheeram Shettiwar,  
Aged about 22 years, Occ.-Student,  
R/o Village-Kurul, At & Post-Koparalli,  
Tahsil- Mulchera, District-Gadchiroli.

**Applicants.**

**Versus**

1. The State of Maharashtra,  
through its Secretary,  
Home Department,  
Mantralaya, Mumbai-32.
2. The Additional Director General of Police,  
Training & Special Unit,  
Maharashtra State, Mumbai.
3. The Superintendent of Police,  
Gadchiroli, District-Gadchiroli.

**Respondents.**

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Shri S.D.Borkute, Ld. Counsel for the applicants.  
Shri V.A.Kulkarni, Ld. P.O. for the respondents.

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**Coram:-**Hon'ble Shri Justice M.G.Giratkar, Vice Chairman &  
Hon'ble Shri Nitin Gadre, Member (A).

**Dated:** - 29<sup>th</sup> November, 2024.

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**JUDGMENT**

Heard Shri S.D.Borkute, learned counsel for the applicant  
and Shri V.A.Kulkarni, learned P.O. for the respondents.

2. The Case of the applicants in short is as under-

The applicants were selected for the post of Police  
Constable. They were not given any appointment order on the  
ground that they have not produced Caste Validity Certificate.  
Therefore, all applicants have approached before this Tribunal on the

ground that as per Rule, they have to produce Caste Validity Certificate within six months from the date of appointment. Hence, the applicants prayed to direct the respondents to appoint them subject to the validation of their caste claim.

3. The O.A. is strongly opposed by the respondents. It is submitted that the applicants failed to produce Caste Validity Certificate. Therefore, they are not appointed. Specific time was also given to the applicants, but they have not produced Caste Validity Certificate within six months. Hence, the O.A. is liable to be dismissed.

4. During the course of submission, the learned counsel for the applicants has submitted that the caste claim of applicant no.1 is pending before the Caste Scrutiny Committee. It is pending for final decision. During the pendency of this O.A., applicant namely Mangala Laxman Mantakwar and Mina Tulsheeram Shettiwar are appointed as they have produced Caste Validity Certificate. The applicant nos.2, 4 and 5 approached to the Caste Validity /Scrutiny Committee. Their caste claim is rejected. Therefore, they approached to the Hon'ble Bombay High Court. In respect of applicant no.1, his claim is pending.

5. The learned P.O. has submitted that applicant nos.3 and 6 are appointed. The caste claim of respondents 2, 4 and 5 are

invalidated. The caste claim of sister of applicant no.1 is invalidated by the Caste Scrutiny Committee and therefore there is every possibility of invalidation of caste claim of applicant no.1. Hence, the applicant nos.1, 2, 4 and 5 cannot be appointed by the respondents.

6. There is no dispute that applicant nos. 3 and 6 are appointed by the respondents. The caste claim of applicant nos.2, 4 and 5 are invalidated by the Caste Scrutiny Committee. The caste claim of applicant no.1 is pending. Hence, we proceed to pass the following order.

**ORDER**

The O.A. is dismissed with no order as to costs.

**(Nitin Gadre)**  
**Member(A)**

**(Justice M.G.Giratkar)**  
**Vice Chairman**

Dated – 29/11/2024.

I affirm that the contents of the PDF file order are word to word same as per original Judgment.

Name of Steno : Raksha Shashikant Mankawde.  
Court Name : Court of Hon'ble Vice Chairman  
& Hon'ble Member (A).  
Judgment signed on : 29/11/2024.  
and pronounced on