

A.Ramu vs Union of India

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Court : Chennai

Decided On : May-22-2025

Judge : Honourable Mr Justice G. R. Swaminathan,Honourable Mr Justice V. Lakshminarayanan

Appeal No. : WP/3514/2025

Appellant : A.RAMU

Respondent : Union of India

Judgement :

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.05.2025

CORAM:

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN AND THE
HONOURABLE MR. JUSTICE V. LAKSHMINARAYANAN A.Ramu
Petitioner vs.

1. Union of India Rep. by its Secretary to Government Government of
Puducherry Chief Secretariat Puducherry

2. The Tahsildar Bahour Tahsildar Office Bahour Puducherry 607 402
Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the 2nd respondent to issue community certificate and residence certificate to the petitioner based on his mother's origin by considering his representation dated 21.01.2025 in the light of the order dated 21.12.2023 passed in W.P. No.34929 of 2023. For petitioner Mr. K. Sasindran For respondents Mr. V. Vasantha Kumar Addl. Govt. Pleader (Puducherry) Page Nos.1/6

ORDER

(made by G.R. SWAMINATHAN, J.) Heard both sides.

2. The writ petitioner seeks issuance of community certificate

and residence certificate to him, in order that his two children can avail Government scholarship for their education. The petitioner seeks this relief on the basis of his mother's origin. It is further claimed that the petitioner as well as his parents are having their permanent abode at Pondicherry prior to the cut off date. The learned counsel for the petitioner draws our attention to the order dated 19.11.2024 passed in W.P.Nos.34728 of 2024, etc. batch which was disposed of by a Division Bench consisting of D. Krishnakumar, J. (as His Lordship then was) and P.B. Balaji, J. The relevant portion of the said order reads as follows:

6. Considering the submissions made by the learned counsel appearing on either side, we dispose of the writ petitions as follows:

The respondent concerned is directed to consider the individual application filed by the petitioners and to pass orders on its own merits and in accordance with law, by taking into account the decision of the Division Bench of this Court in W.P.No.34929 of 2023 dated 21.12.2023 within a period of four weeks from today, considering the urgency/purpose for getting the community certificate....

3. The aforesaid order was put to challenge before the

Hon'ble Supreme Court in S.L.P. (C) Diary No.56953 of 2024. The said special leave petition was dismissed as withdrawn on 03.02.2025. By the dismissal of the special leave petition, the aforesaid order passed by the Division Bench stands confirmed.

4. Since the petitioner seeks Government scholarship for his

children for pursuing education, there is an acute urgency in the matter. Hence, we direct the second respondent to grant personal hearing to the petitioner on 24.05.2025. The petitioner shall be present in the office of the second respondent at 10.00 a.m. on 24.05.2025 with all the relevant materials.

5. The second respondent shall consider the same and

dispose of the petitioner's application on or before 27.05.2025. The copy of the order to be passed by the second respondent/ community certificate to be issued by the second respondent will be served on the petitioner on the same date. Page Nos.3/6

6. This writ petition is disposed of with the above directions. There shall be no order as to costs. (G.R.S.,J.) (V.L.N.,J.) 22.05.2025 cad Page Nos.4/6 To

1. Secretary to Government (Revenue) Union of India Government of Puducherry
Chief Secretariat Puducherry 605 001

2. The Tahsildar Bahour Tahsildar Office Bahour Puducherry 607 402 Page Nos.5/6

G.R. SWAMINATHAN, J.

and

V. LAKSHMINARAYANAN, J.

