

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

W.P.No.3804 of 2006

DATED:28.02.2006

BETWEEN:

S. Chandrasekhar Rao and another ..Petitioners

And

The Revenue Divisional Officer, Nellore. and others

..Respondents

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ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Social Welfare.

Having regard to the nature of relief sought for in the writ petition, the same can be disposed of at the stage of admission.

The only grievance of the petitioners is that the competent authority i.e. the first respondent, as per the provisions of the A.P. (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community, Certificates Act, 1993 (for short "the Act"), is not discharging his statutory obligations by receiving the application of the petitioners for grant of community certificate and not issuing such certificate. Though it is stated in the affidavit filed in support of the writ petition that they have approached the respondents, but there is no specific date given by the petitioners as to on which date they have approached the respondents.

The first respondent being statutory authority is expected to receive the application of the petitioners and consider the same in accordance with the provisions of the Act and the Rules made thereunder.

In that view of the matter, without expressing any opinion on the merits of the case, the petitioners are directed to make a fresh application within two weeks from the date of receipt of a copy of this order. On such application being filed, the respondents are directed to consider the claim of the petitioners for grant of community certificate as per the provisions of the Act and Rules made thereunder and pass appropriate orders within two months thereafter.

However, it is open to the respondents to make enquiry on the application filed by the petitioners on its own merits.

Subject to the above direction, the writ petition is disposed of at the stage of admission.

R. SUBHASH REDDY,J

Dated:28.02.2006

GJ