3398603

SUPT	
AD	
PA	
JD	
DIR	

Proceedings of the TamilNadu State Level Scrutiny Committee-II
Social Justice Department
Namakkal KavignarMaaligai, Secretariat, Chennai – 600 009.

PRESENT:

1. **Thiru.P.Jerard Selvaraj, M.A.,**
Additional Secretary to Government & Chairman,
State Level Scrutiny Committee-II,
Social Justice Department,
Secretariat, Chennai-9.

2. **Tmt.T.Kavitha, B.Sc.,**
Member Secretary,
State Level Scrutiny Committee-II,
Social Justice Department,
Secretariat, Chennai-9.

3. **Dr.G.Pandiaraj, M.A., Ph.D.,**
Anthropologist / Member,
State Level Scrutiny Committee-II,
Social Justice Department,
Secretariat, Chennai-9.

DIRECTORATE OF TRIBAL WELFARE
17 AUG 2026
CHEPAUK, CHENNAI-5

PROCEEDINGS No.6298/CV-2/2021, dated:06.08.2026

Sub: Social Justice Department – State Level Scrutiny Committee-II - verification of "Hindu - Malai Vedan" communal status claim of Thiru.N.Dharmar, S/o. Thiru.Natarajan – Dindigul District - Verified and concluded as "**Not Genuine**"– Orders issued – Regarding.

Ref:
1. Orders of the Hon'ble High Court of Madras, dated:22.03.2021 in W.P.No.11616 of 2019 & W.M.P.(MD) No.9159 of 2020.
2. Representation of Thiru.N.Dharmar, Dindigul district, dated:02.04.2021.
3. Government Letter No.6298/CV-3/2021-1, dated:11.08.2021.
4. From the Director, Tribal Welfare, Chennai Lr.No.TD/B1/2079/2022, Dated 22.03.2024.
5. Government Letter No.6298/CV-3/2021, dated: 04.06.2024 &11.09.2025.
6. From the Special Government Pleader, Madurai Bench of Madras High Court, letter, dated:17.09.2025.
7. Government Letter No.6298/CV-3/2021-15, dated:07.10.2025.
8. Orders of the Madurai Bench of Madras High Court dated:07.11.2025 in W.P.(MD)No.6674 of 2024.
9. From the Deputy Superintendent of Police, Social Justice & Human Rights Wing, SC/ST Vigilance cell, Dindigul District LetterC.No:77-

1/DSP/SJ&HR/SC-ST Vigilance cell/DGL, dated:20.11.2025.

10. From the Member Secretary, Tamil Nadu State Level Scrutiny Committee-II, Show cause Notice No:6298/CV2(2)/2021-16; dated:26.11.2025.
11. Representation of Thiru.N.Dharmar, Dindigul district, dated:09.12.2025.
12. Reply from Thiru.N.Dharmar, Dindigul district, dated:22.12.2025.
13. SLSC Enquiry Summon No.6298/CV-2(2)/2021-17, Dated:13.01.2026.
14. Representation from Tmt.D.Jamuna W/o N.Dharmar (Late), Dindigul district, dated:28.02.2026 (Received in this department on 09.03.2026).

****

ORDERS:

The individual Thiru.N.Dharmar S/o Natarajan has requested submitted representation dated 30.01.2014 & 27.05.2014 to the Revenue Divisional Officer, Dindigul for issuance of Hindu Malai Vedan community certificate for his two sons namely D.Hariharan and D.Thirukumaran based on his Hindu-Malaivedan Form of certificate issued by Tahsildar, Nilakottai on 27.10.1986 and Community Certificate issued by Tahsildar, Nilakottai on 12.06.1989. Since no orders were passed on these representations, he has filed a Writ before the Hon'ble Court in W.P.(MD).No:19356 of 2014 to issue Writ of Mandamus to direct the officer to dispose of his petition. The Hon'ble Court in its orders dated 05.04.2016 has directed the Revenue Divisional Officer, Dindigul to dispose of the individual's petition within stipulated time. Subsequently, the Revenue Divisional Officer, Dindigul after obtaining Revenue Inspector & Village Administrative Officer report, vide his proceedings Na.Ka.No.686/2014/A3, dated 24.06.2016 has rejected the individual's claim. Aggrieved over the above order, the individual filed a W.P.No.17795 of 2016 before the Hon'ble Madurai Bench of Madras High Court with a request to quash the above order and to issue direction to RDO, Dindigul to issue Community Certificate to his children. The Hon'ble Court in its orders dated:17.10.2016 has pronounced that, '*the community certificate issued to the petitioner stating that he belongs to 'Malai Vedan' Community dated:15.06.1989, is yet to be cancelled by the revenue authorities and it is also the categorical stand of the petitioner that the said certificate was validated by the Government letter No:35484/ADW-II/91-1; dated:16.09.1991 and thus, as on date, the certificate issued to him is not in dispute and as a corollary and natural consequence, the sons of the petitioners are also entitled to be issued with the communicate certificate to that effect. In view of the above, the matter is once again remanded back to the Revenue Divisional Officer and dispose of the same within six weeks from the date of receipt of a copy of order*'.

2. In pursuance to above orders, after conducting the personal hearing with the individual, the Sub-Collector, Dindigul, vide proceedings No:686/2014/A3, dated:03.01.2017 has rejected individual's request by stating that in the pre-independence documents submitted by the individual, their ancestors name have been suffixed with title "Naicker" and no records supporting their Malai Vedan claim has been submitted. The instructions issued by the Director of Tribal Welfare Chennai vide his letter Na.Ka.No.114/130551/98, dated 18.04.1998 was also relied upon, wherein it was communicated that, in respect of ST Community Certificates, the Tahsildars were empowered to issue Community Certificate till 11.11.1989. However, in respect of fewer Communities viz., Kondareddis, Malai Vedan, Malai Pandaram and Malakkuravan community, certificates should have been issued only by the concerned Revenue Divisional

Officers. Further, Thiru.N.Dharmar has been following the rituals and practices which are followed by the common community people living in his surrounding areas. There are no specific practices followed by him to substantiate his Malai Vedan claim. In the pre independence documents of the year 1942 and 1948 his ancestor's names were followed by the title 'Nayakar' viz., Alagar Nayakar, Muthiah Nayakar, Karuppa Nayakar. Since the individual failed to produce enough evidential documents and did not reveal specific cultural aspects of Hindu Malai Vedan community, his request for issuance of Hindu Malai Vedan community certificate for his two Children is rejected.

3. Against the above rejection order Thiru.N.Dharmar has made an appeal before the District Collector, Dindigul vide his representation dated:06.03.2017. Meanwhile the Government have issued instructions to all the District Collectors, requesting them to transfer all the pending ST Community genuineness verification cases to SLSC without delaying vide letter No.2454/CV1/2017-1, dated 13.02.2017. Based on the above general instructions, the District Collector, Dindigul has forwarded the connected records of this particular case to SLSC for passing final Orders vide his letter dated10.08.2018. The Government vide its letter No.24779/CV3/2019, dated:25.05.2019 has informed the District Collector that he is the competent appellate authority to dispose of this case and reverted the records to the District Collector.

4. The individual has again filed a writ petition before the Hon'ble High Court in W.P (MD)No.11616 of 2019 with a prayer to pass a direction to the respondents to issue Community Certificate for his children. The Hon'ble Court in its orders dated:22.03.2021 has directed the SLSC to dispose of the case in due time following due procedure. In pursuance to above directions the State Level Scrutiny Committee vide its letter dated:08.07.2021 has requested the DSP, SJ&HR Dindigul to conduct vigilance cell enquiry through the Director of Tribal Welfare. The Vigilance cell authority has conducted the enquiry and submitted its report dated:30.08.2022 to the Director, Tribal Welfare, Chennai without any conclusion. Hence, the same was reverted for giving their specific conclusion. The Deputy Superintendent of Police, Social Justice & Human Rights Wing, Dindigul District vide his report dated:29.08.2023 has furnished his report as 'Doubtful'. The Director of Tribal Welfare has forwarded the above report to State Level Scrutiny Committee vide his letter dated:22.03.2024. The Committee has scrutinized the records and observed that the Vigilance Cell authorities have not followed any due procedures and hence the Vigilance Cell report was again reverted to conduct re-enquiry.

5. Meanwhile, the individual has filed another Writ Petition before the Hon'ble Court in W.P (MD) No. 6674 of 2021with a prayer to initiate contempt action for not complying the orders of the Court in W.P.No.11616 of 2019. The Hon'ble Court in its order dated:07.11.2025 has ordered to dispose of the case within three months by following due procedure. The Deputy Superintendent of Police , Social Justice and Human Rights Wing, Dindigul District has furnished his "Not Genuine" vigilance Cell report dated 20.11.2025 to the Chairman, State Level Scrutiny Committee-II in which he has concluded the claim of the individual as 'Not Genuine'. The individual has been requested to send his explanation vide MS, SLSC-II show cause Notice, dated 26.11.2025. The individual has sought extension of 10 days time to submit his reply vide his letter dated 09.12.2025. Subsequently, he furnished his reply on 22.12.2025 .

6. Following that the State Level Scrutiny Committee has scrutinized the deposition of the individual Thiru.N.Dharmar, S/o. Thiru.Natarajan as well as the documents submitted by the said individual and the competent authorities and observed as follows:

Sl. No.	Document Scrutinized	Observations in the Document
A)	Depositions	
1.	Deposition details of the Individual Thiru.N.Dharmar, S/o.Thiru.Natarajandated:09.04.2018.	The individual is residing at D. No.1/59, Mariyamman Temple North Street, Old Batlagundu, Nilakottai Taluk, Dindigul District. He has worked as salesman in Tasmac and retired on 16.05.2021. His date of birth is 15.05.1963. He was not aware of his birth details entry made in Government register. He was admitted in Primary School without submitting his birth records. In his school record sheet, his caste name is recorded as Hindu – Vettuvan. He has obtained Hindu – Malaivedan community certificate from Tahsildar, Nilakottai on 27.10.1986 and 12.06.1989, later from Revenue Divisional Officier,Dindugul on 07.05.1992. He does not possess any pre independence Document. His wife Jamuna and his two sons did not possess any Schedule Tribe Community Certificate.
2.	Deposition details of the individual's father Thiru. Natarajan S/o Alagar.	Thiru.A. Natarajan is a native of old Batlagundu. He has studied upto 10th standard and he does not possess any School Transfer Certificate. His brothers namely Mani (Late) and Ramar possess Hindu – Malaivedan certificate dated:12.06.1989.
3.	Deposition details of the individual's Mother Tmt.Chellam	Tmt. Chellam is native of old Batlagundu. She does not know about her Birth details. She does not possess Hindu-Malaivedan Certificate. She died on 20.09.2021.
4.	Deposition details of the individual's Grandfather Thiru. Alagar	Thiru. Alagar is a Native of Old Batlagundu. He does not know about his Birth details. He does not possess Hindu – Malaivedan Certificate.
5.	Deposition details of the individual's Sibling Tmt.Annakili.	Tmt. Annakili is a native of Batlagundu. She does not know about her Birth details. She does not possess Hindu – Malaivedan Certificate.Her husband's name is Maharajan (Late). Maharajan belongs to Malaivedan community and he does not possess the said community certificate.

6.	Deposition details of the individual's Sibling Thiru.Annakodi.	Thiru.Annakodi is a Native of Old Batlagundu. He does not know about his Birth details. He possess Hindu – Malaivedan Certificate. In his School records his caste is recorded as Hindu Malaivedan. Dindigul RDO issued Hindu Malaivedan Community Certificate to his two sons namely Selvaraj and Chandra Ganesan based on court orders of WP (MD) No.9256 of 2011.
7.	Deposition details of the individual's cousin sister Tmt.Minnalkodi.	Tmt.Minnalkodi is a native of Old Batlagundu. She does not know about her Birth details. In her School records her caste is recorded as Hindu Malaivedan. In her school records her caste name is recorded as Hindu Malaivedan. She Possess Hindu Malaivedan CC issued by Nilakottai Tahsildar on 24.10.1989. Her two sons namely Rajavarma and Chandramouli obtained Hindu Malaivedan Community Certificate based on court orders of WP (MD) No.9256 of 2011.Her brother name is Nagendran. In his school records his caste name is recorded as Hindu Malaivedan.
B)	SCHOOL RECORDS	
8.	School Record Sheet of Thiru.N.Dharmar issued by Headmaster of P.U.Middle School, Old Batlagundu.	In the aforesaid document, D.O.B of Thiru.N.Dharmar is mentioned as 15.05.1963. His caste name is recorded as Hindu Vettuvan. He has studied in P.U.Middle School, Old Batlagundu from Ist std to VIII std during the period from 19.06.1968 to 31.05.1976.
9.	Secondary School Cumulative Record of individual's sibling Thiru.N.Annakodi issued by C.S.I High School, Batlagundu.	In the aforesaid document, D.O.B of Thiru.N.Annakodi's is recorded as 02.06.1968. His caste name is recorded as Malaivedan in different ink tone.
10.	School Transfer Certificate of M.Minnalkodi D/o Mani (individual's cousin sister) issued by Headmistress, Mahalakshmi Girls Higher Secondary School, Batlagundu on 13.06.1988.	In the aforesaid document, M.Minnalkodi's D.O.B is recorded as 16.02.1971. Her caste name is recorded as Malaivedan.
	COMMUNITY CERTIFICATES	
11.	Copy of the Hindu Malaivedan Scheduled Tribe Community Certificate (Certificate No. 116733)	Hindu Malaivedan community certificate (No.1167833) has been issued to the individual Thiru.N.Dharmar S/o Natarajan

	of the individual Thiru.N.Dharmar, S/o. Natarajan.	by Tahsildar, Nilakottai on 12.06.1989. This CC was Endorsed and validated by RDO, Dindigul on 07.05.1992.
12.	Copy of the Hindu Malaivedan Scheduled Tribe Community Certificate (Certificate No. 217499) of individual relative Thiru.Selvaraj S/o. N.Annakodi.	Hindu Malaivedan community certificate (No.217499) has been issued to the individual's relative Thiru.Selvaraj S/o. N.Annakodi by RDO Dindigul on 21.11.2011.
13.	Copy of the Hindu Malaivedan Scheduled Tribe Community Certificate (Certificate No. 217498) of individual relative Thiru.Chandra Ganesan S/o. N.Annakodi.	Hindu Malaivedan community certificate (No.217498) has been issued to the individual's relative Thiru.Chandra Ganesan S/o. N.Annakodi by RDO Dindigul on 21.11.2011.
14.	Copy of the Hindu Malaivedan form of caste Certificate of individual's relative N.Annakodi.	Hindu Malaivedan form of caste certificate has been issued to the individual's relative N.Annakodi by Tahsildar, Nilakottai on 27.10.1986.
15.	Copy of the Hindu Malaivedan form of caste Certificate of individual's relative N.Annakodi.	Hindu Malaivedan caste certificate has been issued to the individual's relative N.Annakodi by Head Quarters Deputy Tahsildar Nilakottai on 22.06.1984.
16.	Copy of the Hindu Malaivedan Community Certificate (No:116584) of individual's relative M.Minnalkodi D/o Mani.	Hindu Malaivedan community certificate (No.116584) has been issued to the individual's relative M.Minnalkodi D/o. Mani by Tahsildar, Nilakottai on 07.04.1989.
17.	Copy of the Hindu Malaivedan form of caste Certificate of individual's relative M.Minnalkodi.	Hindu Malaivedan form of caste certificate has been issued to the individual's relative M.Minnalkodi by Tahsildar, Nilakottai on 27.10.1986.
18.	Report of the DSP, SJ&HR, Dindigul District.	Based on his school record entries made as Hindu Vettuvan and in the particular document of individual's Grandfather Azhagar, his name is followed by caste title Nayakar and based on anthropologist report it is concluded that the Thiru.N.Dharmar S/o Natarajan Hindu Malaivedan communal claim is Not Genuine.
19.	Report of the RDO, Dindigul dated:14.11.2025	The Sub Collector, Dindigul vide his proceedings No:686/2014/A3, dated:03.01.2017 mentioned that Thiru.N.Dharmar has obtained his Hindu Malaivedan CC from Tahsildar, Nilakottai on 27.10.1986 and 12.06.1989. In this connection, he has refered the letter No.Na.Ka.No.H4/1305511/98,

		dated:18.04.1998 of the Director of Tribal Welfare wherein it has been stated that eventhough Tahsildars have issued ST CC before 11.11.1989, for the castes of Kondareddies, Malaivedan, MalaiPandaram and Malakkuravan, CC should have been issued by Revenue Divisional Officers concerned. Based on this, RDO, Dindigul concluded that individual's Hindu Malaivedan claim is Not Genuine.
20.	Report of the Anthropologist, dated:20.11.2025.	From the earlier study and documentation on Malaivedan ST Community it is culturally not similar to the Respondent community claim. The Cultural factor elucidated by him do not clearly explained the custom values of Malaivedan ST community. Anthropological conclusions and observation of earlier writers like E.Thurston, A.Aiyappan, K.S.Singh clearly explained the cultural traits of the Malaivedan ST community which is Published in People of India, Published by Govt of India. Indiction of primitive traits, distinct culture and Geographical isolation of tribal community shows the essence of the tribal community in large. Hence, I conclude that the data collected from the individual during the enquiry and the similarities of the earlier documentation shows that the claim of the individual Thiru.N.Dharmar S/o Natarajan as Malaivedan ST community of TamilNadu is found to be Incorrect.
21.	Family Tree	In the family tree of the individual approved by VAO, Batlagundu, Community Certificate issued in respect of relatives namely Annakili, Annakodi, Selvaraj, Chandra Ganesh, Rajavarma, Mouli, Minnalkodi, Deivendran were established.

The Committee observed the documents, depositions and the records placed before it in to-to as follows:

10. The individual vide his reply dated:22.12.2025 requested the Chairman, State Level Scrutiny Committee-II to issue Hindu Malaivedan Community Certificate to his Children based on the Genuineness issued by the State Level Scrutiny Committee to Thiru.K.Machaveeran and A.Murugan. However their names have not been established in his family tree. Since the individual failed to prove the relationship of the above individuals, these documents are not considered by the Committee.

11. The State Level Scrutiny Committee-II has carefully scrutinized the aforesaid reports and documents in their entirety and has considered the same in the light of the claim put forth by the individual. Upon cumulative assessment of the materials placed on record, the Committee proceeds to examine the evidentiary value of the documents relied upon by the individual for establishing his claim of belonging to MalaiVedan Scheduled Tribe Community.

12. From the documents placed before the Committee, on scrutiny of the school records pertaining to Thiru.D.Dharmar, S/o.Natarajan, it is observed that the caste entries recorded therein describe him as Vettuvan. While he appeared before the Committee, he has been questioned regarding this 'Vettuvan' entries in his school records and he replied that before the year 1977, Communities such as Vedan, Vettuvan, MalaiVedan and Vettuva Nayakkar were generally called as 'Vettuvan'. It is pertinent to mention here that the community viz., 'Vettuvan' is included under scheduled caste that too only in the district of Kanyakumari and Shencottah Taluk of Tirunelveli District in the Constitution (Schedule Castes) Modification Order, 1956. Hence it is evident that the individual is under wrong notion that the Vettuvan community comes under Scheduled Tribe community.

13. From the documents placed before the Committee, his father Thiru.A.Natarajan's school records pertaining to the year 1955 was scrutinized, wherein his caste entries were recorded as 'Harijan Vettuvan'. In response, the individual Thiru.N.Dharmar has deposed that only after the year 1976, MalaiVedan Community has been recognised under Scheduled Tribe. Before that, it is commonly referred as 'Vettuvan'. However, in the Constitution (Scheduled Tribes) Modification order, 1956 itself 'Malai Vedan' Community is incorporated in 6(8) and mentioned that people belonging to MalaiVedan Community were living in the district of Kanyakumari and Shencottah Taluk of Tirunelveli District. Later in 1976 Presidential orders 'Malai Vedan' Community is mentioned in Sl.No.22 without any jurisdiction. In the same Presidential Orders, the community 'Vettuvan' has been recognized under Scheduled caste that too only in the district of Kanyakumari and Shencottah Taluk of Tirunelveli District.

14. From the documents placed before the Committee, it is observed that, D.O.B of Thiru.N.Dharmar is 15.05.1963. His caste is recorded as 'Vettuvan'. During the year 1963, the Constitution (Scheduled Castes) Modification order, 1956 was enforced and the community name 'Vettuvan' was listed under Scheduled Caste. Hence it is evident that, Thiru.N.Dharmar S/o A.Natarajan does not belong to Scheduled Tribe.

15. The Hon'ble Apex Court in a judgement reported in 2012 (1) SCC 113 in Anand Vs Committee for Scrutiny and Verification of Tribe Claims and others has pronounced as follows:

"22. While dealing with documentary evidence, greater reliance may be placed on pre-independence documents because they furnish a higher degree of probative value to the declaration of states of a caste, as compared to post- independence documents".

16. From the documents placed before the committee, the individual as well as his wife have provided pre-independence document Nos:1998/1941 and 1493/1944 registered in Batlagundu Registrar Office as evidence to substantiate his tribal claim. Upon thorough examination of these documents, it has been noted that the names of his ancestors are consistently accompanied by the title 'Nayakkar,' with specific references to Narayanan Nayakkar and Azhagar Nayakkar. These names are also distinctly represented in the individual's family tree, further substantiating their

lineage. Given the significant probative value of these documents, they serve as a crucial piece of evidence indicating that the individual does not belong to the 'MalaiVedan' community. Additionally, it is important to highlight that, Narayanan Nayakar's son PariVedar Azhagar Nayakkar name also carries Vedar community which comes under Backward Class. Hence, this pre-independence document does not lend support for his 'MalaiVedan' claim and hence "ignored".

17. From the documents placed before the committee, it is observed that, the ST-MalaiVedan community certificate issued to N. Dharmar by the Tahsildar, Nilakottai dated: 12.06.1989, it is evident that the certificate was granted in accordance with G.O(Ms) No.1564 Social Welfare Department, dated 30.07.1985, as well as the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act of 1976, under Sl.No. 300, where as only upto Sl.No.36 is included in the above order. Further, this issuance is fundamentally wrong, as the appropriate guidelines for the issuance of Scheduled Tribes certificates were outlined in G.O.(Ms)No.1773 Adi Dravidar and Tribal Welfare Department, dated 23.06.1984. Hence, this Community Certificate seems to be invalid one and cannot be considered by this Committee. Furthermore, an additional ST-MalaiVedan certificate issued to Thiru.N.Dharmar by the same Tahsildar, Nilakottai dated 27.10.1986, under reference number 9630/86/A5, was also scrutinized. This certificate was purportedly issued in accordance with G.O (Ms) No. 1773, Adi Dravidar and Tribal Welfare Department, dated 23.06.1984 and the Scheduled and Scheduled Tribes Orders (Amendment) Act of 1976, specifically under S.No.108. However, it is important to note that the serial numbers cited. 300 and 108, do not correspond to any entries in the aforementioned Government Order or Act, rendering this certificate equally unreliable and "ignored".

18. From the documents placed before the committee, the individual has furnished a letter issued by the District Collector, Madurai vide letter No.Mu.Mu.323879/93, dated 06.06.84. The Committee perused the said letter. This letter was addressed to Sub Collector. Periyakulum/Dindigul, Revenue Divisional Officer, Madurai/Usilampatti. In the context of the letter it is mentioned that, the President of the Madurai District Malaivedan Munnetra Sangam made a formal request to the District Collector, urging that students born prior to1977, who are currently enrolled in schools and whose castes were recorded under the classifications of Vedan, Nayakkar and Vedanayakkar, be granted a MalaiVedan commuity certificate. Based on that request, the District Collector purportedly instructed that, following a thorough investigation, these community certificates should be issued promptly. However, upon careful examination of this letter, the committee doubts its authenticity, primarily due to its use of informal language. Hence, this document is a 'not reliable' and shall be 'ignored'.

19. From the documents placed before the committee, the individual has furnished a ST-MalaiVedan community certificates issued by Revenue Divisional Officer, Dindigul in favour of his blood relatives viz., 1. M.Minnalkodi, D/o.A.Mani (C.C No.2660011, dated:03.01.1992] and 2. M.Deivendran, S/o. A Mani (C.C.No.2660012, dated:03.01.1992). This committee on scrutinizing the above Certificates, has observed that, they were issued as per G.O.(Ms)No. 1564, Social Welfare Department, dated 30.07.1985 and S.C. and S.T. Orders (Amendment) Act, 1976, vide Sl. No. 302. This is absolutely incorrect, since the Scheduled Tribes certificates should be issued as per G.O.(Ms) No. 1773, Adi Dravidar and Tribal Welfare Department, dated 23.06.1984 orG.O.(Ms)No. 2137, Adi Dravidar and Tribal Welfare Department, dated 11.11.1989. Hence, the above Community certificates are subject to verification and hence not

taken for consideration by this committee. Further, the ST-MalaiVedan community certificate issued in favour of M.Minnalkodi by Tahsildar, Nilakottai dated:27.10.1986 is scrutinized, the said certificate was issued as per G.O. (Ms.) No 1773, Adi Dravidar and Tribal Welfare Department, dated 23.06.1984 and per the Scheduled and Scheduled Tribes Orders (Amendments Act, 1976 Sl.No.108). However the Serial No. was mentioned as 302 and 108 which is incorrect since there is no such serial number mentioned in the said G. O. and Act. Hence, the above community certificates are also "not reliable" and "ignored".

20. Further, the ST-Malaivedan community certificate issued in favour of M. Minnalkodi by Tahsildar, Nilakottai dated 07.04.1989 is scrutinized, the said certificate was issued as per G.O. (Ms)No.1564, Social Welfare Department, dated 30.07.1985 and S.C. and S.T.Orders (Amendment) Act, 1976, vide S1. No.300. This is absolutely incorrect, since the Scheduled Tribes certificates should be issued as per G.O. (Ms) No. 1773, AdiDravidar and Tribal Welfare Department, dated 23.06.1984. Hence, the above community certificates are subject to verification and hence not taken for consideration by this committee.

21. During the personal bearing the Anthropologist/ Member, State Level Scrutiny Committee – II, has enquired about the ethnological and anthropological traits of the individual, such as, his place of origin, ancestry, community, mother tongue, clan, clan deity and temple, clan festivals and mode of worship, traditional occupation, kinship, community head, customs and rituals followed during their life cycle ceremonies - from birth to death, etc., in detail. From the depositions made by the individual,Thiru.N.Dharmar, he has concluded that, '*The individual appeared before the committee and revealed some cultural traits of the claiming Community which are revealed in the deposition, but the foregoing cultural traits are not substantiated the claim'.*

22. It is quite obvious fact that the Constitution intends to give benefits of socioeconomic advancement and equality of social status by providing reservation to Scheduled Castes/Scheduled Tribes in public services and educational institutions and it is solemn duty of the State to ensure that the various provisions enshrined in the Constitution shall benefit the real Scheduled Castes/Scheduled Tribes. The act of securing Government jobs by furnishing fake Community Certificate or obtaining bogus Community Certificate from Revenue officials by producing false evidence and documents, essentially has the effect of depriving the constitutional benefits conferred on the original Scheduled Tribes by the Indian Constitution. This act of mislead amounts to constitutional fraud and it defeats the very noble goals of the Constitution.

23. The Hon'ble Supreme Court in its judgement dated 02.09.1994 in Kumari Mathuri Patil case 1995 AIR 94 JT 1994(5) 488 has pronounced as follows:

"13.The admissions wrongly gainedor appointment wrongly obtained on the basis of false social statusCertificate necessarily has the effect of depriving the genuine Scheduled Castes orScheduled Tribes or OBC Candidates as enjoyed in the Constitution of the benefits conferred on them by the Constitution. The genuine candidates are also denied admission to educational institutes or appointments to office or posts under a State for want of social status Certificate.

24. In view of the above, as well as based on the depositions of the individual, reports and documentary evidences placed before the State Level Scrutiny Committee-II, relevant

Presidential Orders in respect of Scheduled Tribe Community lists of Tamil Nadu; various guidelines issued by the Hon'ble Courts and the Government with regard to issuance and verification of Scheduled Tribe Community Status and Community Certificates, Formats of the Scheduled Tribe Community Certificates prescribed by the Government from time-to-time, etc., the State Level Scrutiny Committee-II hereby concludes that the individual, Thiru.N.Dharmar, S/o. A.Natarajan and his family **do not** belong to 'MalaiVedan' Scheduled Tribe Community and further concludes that the "Hindu MalaiVedan" Scheduled Tribe Community Certificates issued by Tahsildar, Nilakottai on 27.10.1986 and 12.06.1989 which is said to be validated by Revenue Divisional Officer, Dindigul on 07.05.1982 issued to the individual, N.Dharmar, S/o A.Natarajan are 'Not Genuine". Therefore, the State Level Scrutiny Committee –II hereby cancels the aforesaid 'Hindu MalaiVedan' Scheduled Tribe Community Certificates of the individual Thiru.N.Dharmar, S/o. A Natarajan, (Form of certificate No. 9630/86/A5; dated 27.10.1986) (Certificate No. 116733, dated: 12.06.1989)

25. Accordingly, the State Level Scrutiny Committee-II hereby directs the District Collector, Dindigul, to confiscate the aforesaid "Hindu MalaiVedan" Scheduled Tribe Community Certificates issued in respect of Thiru. N.Dharmar, S/o A.Natarajan and further recommend to take appropriate action in this regard.

Member State Level Scrutiny Committee-II	Member Secretary State Level Scrutiny Committee-II	Chairman, State Level Scrutiny Committee-II

To

D.Jamuna W/o N.Dharmar (Late),
D.No.1/59, Mariyamman Kovil Street,
Old Batlagundu,
NilakottaiTaluk,
Dindigul District-624202. (Speed Post)

The Director, Tribal Welfare, Chennai.

- This case detail has to be published on the official website, and confirmation should be sought from the District Collector, Dindigul regarding the cancellation of the individual's certificate.

The District Collector, Dindigul District.(Speed Post)

The Revenue Divisional Officer, Dindigul District.(Speed Post)

SF/SC.