



**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Writ Petition No.792/2024



- 1. Mahesh Kumar Yadav S/o Late Sohan Lal Yadav, Aged About 35 Years, R/o 24, Aanand Vihar Extension, Nangal Jaisa Bohra, Jaipur (Raj.)
- 2. Sunita Verma W/o Mahesh Kumar D/o Krishan Verma, Aged About 35 Years, R/o 154, Mohan Nagar, Brihmpuri, Jaipur, Presently Resident Of 24, Aanand Vihar Extension, Nangal Jaisa Bohra, Jaipur (Raj.)

-----Petitioners

Versus

- 1. The State Of Rajasthan, Through Director And Joint Secretary, Social Justice And Empowerment Department, Secretariat, Jaipur
- 2. The Secretary, Rajasthan Scheduled Tribe Commisssion, Yojana Bhawan, Ground Floor, Tilak Marg, C-Scheme, Jaipur.
- 3. The Deputy (Relief Frojrn Atrocities), Social Justice And Empowerment Department, Rajasthan, Jaipur (City).

-----Respondents

For Petitioner(s) : Mr. Pushpendra Dutt for
Mr. Mamraj Jat

JUSTICE ANOOP KUMAR DHAND

Order

07/11/2024

1. The Government of Rajasthan started a "Dr. Savita Ben ambedkar Inter-caste marriage help scheme" to promote marriage between hindu and scheduled caste girls and boys. As per the scheme, Rajasthan Government promotes inter-caste marriage by rewarding them with an amount of Rs.5 lakh. As per the scheme, the couples of inter-caste marriages will be entitled to get Rs.5 lakh to promote inter-caste marriage.



2. As per the scheme, the inter-caste marriage would be allowed only up to 35 years of age and the couple would be entitled to only half of the amount of incentive money and rest of the amount would be kept as fixed deposit in a joint account in a nationalized bank and can be claimed only after eight years of marriage.

3. As per the provisions of the Scheme, the bride and the groom should be Hindus, ensuring that no polygamy is involved. The couple will be able to claim Rs.2.5 lakh within one year of registration of marriage for the purchase of household goods. As per the Scheme, the application for getting the above benefit can be submitted through E-mitra Portal and SSO Login Portal through SSO ID. These websites contains process for application for inter-caste Marriage Scheme.

4. Learned counsel for the petitioners submits that the petitioners have performed inter-caste marriage and for getting the benefit of the aforesaid scheme, the application was submitted through online mode in the required format alongwith relevant document on 25.01.2018. Learned counsel submits that the said application was automatically rejected on the website by the respondents without making any communication to the petitioners about any defects in the application. Learned counsel submits that when no communication was made in this regard with the petitioners, an application under RTI was submitted by them in the office of the respondents, where the petitioners came to know about the rejection of their online application. Learned counsel submits that, thereafter an application was submitted and a legal notice was also sent to the respondents for allowing the





petitioners to cure the defects pointed out by the office for the purpose of getting benefits of the aforesaid scheme.

5. The respondents vide letter dated 12.07.2023 refused to entertain the application submitted by the petitioner on a technical count that the objections/defects pointed out by the office were not cured/waived within a period of one month, hence their application stood dismissed automatically on 14.12.2018.

6. The petitioners are not acquainted with the aforesaid process, hence the requisite exercise was not done by them within the above stipulated time of one month.

7. Keeping in view all facts and circumstances of the case, the writ petition stands disposed of granting liberty to the petitioners to file a detailed application in the prescribed format after removing all the defects as pointed out by the respondents.

8. In case, such application is submitted by the petitioner within a period of one month from today, it is expected from the respondents to decide the application of the petitioner strictly in accordance with law within a period of three months thereafter by passing a reasoned and speaking order and in case, the petitioners are found eligible and entitled to get the benefit of the said scheme, the benefits be provided to them.

9. Stay application as well as all applications (pending, if any) stand disposed of.

10. In case, the respondents find difficulty in compliance of this order, they would be at liberty to move appropriate application for recall/modification of this order.

(ANOOP KUMAR DHAND),J

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