

Reservation

Insofar as the OBC certificate bearing the name of the husband of the petitioner is concerned, the Court finds that the stipulation of the caste certificate bearing the name of a parent serves a salutary and significant purpose. Caste as is well-settled is determined by birth. The identification of a person as belonging to a particular caste or social class has an unbroken and undeviating connect with the family of the individual. The candidate must therefore necessarily establish that he or she was born into a family which belongs to a backward class duly recognized as such by the appropriate Government. A certificate bearing the name of the parent thus serves the purposes of enabling the respondents to ascertain and verify the actual caste of the holder thereof as existing at the time of birth.

It is well-settled that benefits of reservation cannot be obtained by virtue of marriage.

[Suman v. State of U.P. and others, 2021(7) ADJ 374]