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RULE OF RESERVATION

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23	<u>G.O.Ms.No.65, General Administration (Services-D) 15.02.1997</u>	<u>Amendment to Rule22 and 22-A of the Andhra Pradesh State and Subordinate Service Rules, 1996.</u>
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42	<u>G.O.Rt.No.550, Higher Education (EC.2) Department Dt.30.07.2001</u>	<u>Technical Education- EAMCET Engineering and other Professional courses admissions – Implementation of reservations for SC/ST/BCs in Engineering and other professional courses- Certain instructions – Issued.</u>
43	<u>G.O.Ms.No.12, Finance (SMPC) Department Dt.05.01.2002</u>	<u>Public Services – Notification of vacancies to APPSC, Employment Exchanges and other recruiting agencies – Filling up of backlog vacancies of Scheduled Caste/Scheduled Tribes in the Government – Further instructions – Issued.</u>

44	<u>Act No.61 of 2002</u> <u>Dt.08.12.2002</u>	<u>To amend the Constitution (Scheduled Castes) Order 1950, the Constitution (Scheduled Castes) (Union Territories) Order,1951. The constitution (Jammu and Kashmir) Scheduled Castes Order, 1956, the Constitution(Dadra and Nagar Haveli)</u>
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45	<u>G.O.Ms.No.5, SW</u> <u>(SW.ROR.1) Department</u> <u>Dt.14.02.2003</u>	<u>Social Welfare Department - Public Services – State and Subordinate Services – Rule of Reservation in promotions in favour of Scheduled Castes and Scheduled Tribes - under Article 16(4A) of the Constitution of India – Orders – Issued.</u>
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48	<u>G.O.Ms.No.123, General Administration (Ser.D) Department.</u> <u>Dt.19.04.2003</u>	<u>A.P.STATE AND SUBORDINATE SERVICE RULES, 1996 – Amendment to Rule 22 and 6 of the A.P. State and Subordinate Service Rules, 1996 – Orders – Issued</u>
49	<u>Memo No.11311/SW.</u> <u>Edn.2/2003</u> <u>Dt..23.09.2003.</u>	<u>Social Welfare Department – Admission of SC and ST candidates into medical and dental courses – Payment of Scholarships towards tuition and other fees in respect of eligible SC and ST candidates- Issue of necessary undertaking for making the payment centrally to NTR Health University on behalf of</u>

		the eligible SC and ST candidates- Reg.
50	<u>Act. No.51, Dt.02.10.2003</u>	<u>PART III-B – Central Acts, Ordinances and Regulations</u>
51	<u>G.O.Ms.No.2, SW(SW.ROR.1) Department Dt.09.01.2004</u>	<u>Social Welfare Department – Public Services – Representation of Scheduled Castes and Scheduled Tribes categories in the State and Sub-ordinate Services – Policy of providing Rule of Reservation in promotions in favour of Scheduled Castes and Scheduled Tribes – Orders – Issued.</u>
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53	<u>G.O.Ms.No.76, SW (SW.ROR.1) Department Dt.19.10.2004</u>	<u>S.W. Department -Rule of reservation in promotions - Comprehensive guidelines issued G.O.Ms.No.2 SWD, dt.9-1-2004 - Amendment to guideline regarding arriving at the vacancies to be filled up -Orders -Issued.</u>
54	<u>Memo No.7617/CV.2/2001-3 Dt.25.10.2004</u>	<u>TWD-CV-Penalties and Criminal Action prescribed under Act 16 of 1993 – Follow up – Request – Reg.</u>
55	<u>G.O.Ms.No.91, SW(CV.2) Department Dt.23.12.2004</u>	<u>SOCIAL WELFARE DEPARTMENT Andhra Pradesh Scheduled Cast (Rationalization of Reservation Rules, 2000 issued in G.O.MS.No.4 S.W.(CV1) Department, dat 31.5.2000 – Cancellation – Orders Issued.</u>
56	<u>G.O.Ms.No.16, SW(SW.ROR.1) Department Dt.17.02.2005</u>	<u>Social Welfare Department – Public Services - Policy of providing Rule of Reservation in Promotions in favour of SCs/STs - Modification - Orders – Issued.</u>
57	<u>G.O.Ms.No.17, SW(ROR.1) Department Dt.17.02.2005</u>	<u>Social Welfare Department – Public Services - State and Subordinate Services - Rule of Reservation in Promotions in favour of SCs/STs - under Article 16(4A) of the Constitution of India – Amendment - Orders – Issued.</u>

58	<u>G.O.Ms.No.18, SW(ROR.1) Department Dt.17.02.2005</u>	<u>Social Welfare Department – Public Services - Representation of Scheduled Castes and Scheduled Tribes categories in the State and Sub-ordinate Services - Policy of providing Rule of Reservation in Promotions in favour of SCs/STs - – Amendment - Orders – Issued.</u>
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59	<u>G.O.Ms.No.23 Dt.26.02.2005</u>	<u>SWD -Appeal petition filed by Sri Sulluru Laxmi Narasaiah and Sri Sulluru Srinivasulu, S/o Sri Ramaiah, R/o Nellore District under Section 7(3) (4) and 8(2) of Act of (SCs , STs and BCs) Regulation of issue of Community Certificates Act, 16 of 1993, against the Proceedings of the Collector, Nellore District, dt.11.11.1998 -Appeal allowed - Orders -Issued.</u>
60	<u>Memo No.1081/CV/2005-2 Dt.28.02.2005</u>	<u>Caste Verification – Issue of Caste Certificates to Beda /Budga Jangam community by MRO instead of RDOI= REg/</u>
61	<u>Memo No.57/CV.1/ 2006-2 Dated: 19-1-2006</u>	<u>S.W.D. – Yatala & Valluvan community Recognized as a SC and included in the Scheduled as item No's.60&61 after entry 59 in the constitution as per constitution SCs Orders, second amendment Act No.61 of 2002, dated 8.12.2002 – Implementation of the same – Instructions – Issued –Regarding.</u>
62	<u>G.O.Ms.No.62, General Administration (Ser.B) Department Dt.23.02.2006</u>	<u>Public Services -A.P., Ministerial Service Rules -Raising the upper age limit from 28 years and 33 years for direct recruitment - Orders .-Issued.</u>
63	<u>Memo No.57/CV.1/2006-2 Dt.29.04.2006.</u>	<u>Clarification on Yatla and Valluvan Community – Recognised as SC and included in</u>

		<u>the Scheduled Item No. 60 & 61 after entry 59 – Request – Reg.</u>
64	<u>G.O.Ms.No.345, General Administration (Ser.A) Department Dt.25.07.2006</u>	<u>Filling up of backlog vacancies of Scheduled Castes and Scheduled Tribes – Extension of time limit for filling up of backlog vacancies upto 30th June, 2007 – Orders – Issued.</u>
65	<u>G.O.Ms.No.346, General Administration (Ser.A) Department Dt.25.07.2006</u>	<u>Filling up of backlog vacancies of Scheduled Castes and Scheduled Tribes – Extension of time limit for filling up of backlog vacancies upto 30th June, 2007 – Orders – Issued.</u>

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THE CONSTITUTION (SCHEDULED CASTES) ORDER, 1950 C.O. 19

In exercise of the powers conferred by clause (1) of article 341 of the Constitution of India, the President, after consultation with the Governors and Rajpramukhs of the States concerned, is pleased to make the following Order, namely:

1. This Order may be called the Constitution (Scheduled Castes) Order, 1950.
2. Subject to the provisions of this Order, the castes, races or tribes or parts of, or groups within, castes or tribes specified in 2[Parts 1 to 3[XIX] of the Schedule to this Order shall, in relation to the States to which those Parts respectively relate, be deemed to be Scheduled Castes so far as regards members thereof resident in the localities specified in relation to them in those Parts of that Schedule.
- 4[3. Notwithstanding anything contained in paragraph 2, no person who professes a religion different from the Hindu or the sikh religion shall be deemed to be a member of a scheduled caste]
- 5[4. Any reference in this Order to a State or to a district or other territorial division thereof shall be construed as a reference to the State, district or other territorial division as constituted on the 1st day of May, 1976.

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1. Published with the Ministry of Law Notification No. S.R.O. 385, dated the 10th August, 1950, Gazette of India, Extraordinary, 1950, Part II, Section 3, page 163.
 2. Subs. by the Scheduled Castes and Scheduled Tribes Lists (Modification) Order, 1956.
 3. The figure "XXI" has been successfully subs. by Act 18 of 1987, s. 19 and 1st Sch. (w.e.f. 30.5.87), by Act 28 of 2000, s. 19 and 3rd Sch (w.e.f.1.11.2000) and by Act 29 of 2000, s. 24 and 5th Sch (w.e.f. 9.11.2000) to read as above.
 4. Subs. by Act 63 of 1956, s. 3 and First Sch., for paragraph 3.
 5. Subs. by Act 15 of 1990, s. 2, for "or the Sikh".
 6. Subs. by Act 108 of 1976, s. 3 and the First Sch., for paragraph 4 (w.e.f. 27-7-1977).

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THE SCHEDULE

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 5. Arundhatiya
 6. Arwa Mala
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 8. Bavuri
 9. Beda (Budga) Jangam (in the districts of Hyderabad, Ranga Reddy, Mahbubnagar, Adilabad, Nizamabad, Medak, Karimnagar, Warangal, Khammam and Nalgonda)
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 11. Byagara, Byagari
 12. Chachati
 13. Chalavadi
 14. Chamar, Mochi, Muchi
 15. Chambhar
 16. Chandala
 17. Dakkal, Dokkalwar
 18. Dandasi
 19. Dhor
 20. Dom, Dombara, Paidi, Pano
 21. Ellamalawar, Yellammalawandlu
 22. Ghasi, Haddi, Relli, Chanchandi
 23. Godagali
 24. Godari
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 31. Madasi Kuruva, Madari Kuruva
 32. Madiga
 33. Madiga Dasu, Mashteen
 34. Mahar
 35. Mala, Mala Ayawaru
 36. Mala Dasari
 37. Mala Dasu
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 39. Malajangam
 40. Mala Masti
 41. Mala Sale, Nethani
 42. Mala Sanyasi
 43. Mang
 44. Mang Garodi
 45. Manne
 46. Mashti
 47. Matangi
 48. Mehtar
 49. Mitha Ayyalvar
 50. Mundala
 51. Paky, Moti, Thoti
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52. Panbada, Pambanda
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54. Panchama, Pariah
55. Relli
56. Samagara
57. Samban
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5. Dugla, Dholi
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7. Jalkeot
8. Jhalo, Malo, Jhalo-Malo
9. Kaibartta, Jaliya
10. Lalbegi
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12. Mehtar, Bhangi
13. Muchi, Rishi
14. Namasudra
15. Patni
16. Sutradhar.

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4. Bhurya
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&Santal Parganas Dist
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7. Chaupal
8. Dabgar
9. Dhobi
10. Dom, Dhangad,
11. Dusadh, Dhari, Dharhi
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14. Hari, Mehtar, Bhangi
15. Kanjar
16. Kurariar
17. Lalbegi
18. Mushar
19. Nat
20. Pan, Sawasi
21. Pasi
22. Rajwar
23. Turi.

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5. Bhangi, Mehtar, Olgana, Rukhi, Malkana, Halalkhor, Lalbegi, Balmiki, Korar, Zadmalli,
6. Chalvadi, Channayya
7. Chenna Dasar, Holaya Dasar
8. Dangashia
9. Dhor, Kakkayya, Kankayya
10. Garmatang
11. Garoda, Garo
12. Halleer
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15. Holaya, Holer
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18. Mahyavanshi, Dhed, Dhedh, Vankar, Maru Vankar, Antyaj
19. Mang, Matang, Minimadig
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10. Chanal
11. Dagi
12. Darain

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12. Bazigar
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14. Chamar, Jatia Chamar, Rehgar, Raigar,
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19. Darai, Daryai
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22. Dhanak
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24. Dhogri, Dhangri, Sigg
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26. Gagra
27. Gandhila, Gandil, Gondola
28. Hali

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31. Julaha, Julahe, Kabirpanthi, Keer
32. Kamoh, Dagoli
33. Karoack
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35. Kori, Koli
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44. Phrera, Pherera
45. Rehar, Rehara
46. Sanhai
47. Sanhal
48. Sansi, Bhedkut, Manesh
49. Sansoi
50. Sapela
51. Sarde, Sarera, Sarare, Siryare, Sarehde
52. Sikligar
53. Sipi
54. Sirkiband
55. Teli
56. Thathiar, Thathera

PART-VIA - JHARKHAND

1. Bantar
2. Bauri
3. Bhogta
4. Bhuiya
5. Chamar, Mochi
6. Choupal
7. Dabajar
8. Dhobi
9. Dom, Dhangad
10. Dusadh, Dhari, Dharhi
11. Ghasi
12. Halalkhor
13. Hair, Mehtar, Bhangi
14. Kanjar
15. Kuraiar
16. Lalbegi
17. Musahar
18. Nat
19. Pan, Sawasi
20. Pasi
21. Rajwar
22. Turi.

PART VII. – Karnataka

1. Adi Andhra

[Type text]

2. Adi Dravida
3. Adi Karnataka
4. Adiya (in Coorg district)
5. Ager
6. Ajila
7. Anamuk
8. Aray Mala
9. Arunthathiyar
10. Arwa Mala
11. Baira
12. Bakad
13. Vant (In Belgaum, Bijapur, Dharwar and North Kanara District)
14. Bakuda
15. Balagai
16. Bandi
17. Banjara, Lambani
18. Bathada
19. Beda Jangam, Budga Jangam
20. Bellara
21. Bhangi, Mehtar, Olgana, Rukhi, Malkana, Halalkhor, Lalbegi, Balmiki, Korar, Zadmalli
22. Bhambi, Bhambhi, Asadaru, Asodi, Chamadia, Chamar, Chambhar, Chamgar, Haralayya, Harali, Khalpa, Machigar, Mochigar, Madar, Madig, Mochi, Muchi, Telegu Mochi, Kamati Mochi, Ranigar, Rohidas, Rohit, Samgar
23. Bhovi
24. Bindla
25. Byagara
26. Chakkiliyan
27. Chalavadi, Chalvadi, Channayya
28. Chandala
29. Chenna Dasar, Holaya Dasar
30. Dakkal, Dokkalwar
31. Dakkaliga
32. Dhor, Kakkayya, Kankayya
33. Dom, Dombara, Paidi, Pano
34. Ellamalwar, Yellammalawandlu
35. Ganti Chores
36. Garoda, Garo
37. Godda
38. Gosangi
39. Halleer
40. Halsar, Haslar, Hulasvar, Halasvar
41. Handi Jogis
42. Hosla
43. Holar, Valhar
44. Holaya, Holer, Holey
45. Holey Dasari
46. Jaggali
47. Jambuvulu
48. Kadaiyan
49. Kalladi
50. Kepmaris

[Type text]

51. Kolupulvandlu
52. Koosa
53. Koracha, Korachar
54. Korama,
55. Kotegar, Metri
56. Kudumban
57. Kuravan
58. Lingader
59. Machala
60. Madari
61. Madiga
62. Mahar, Taral, Dhegu Megu
63. Mahyavanshi, Dhed, Vankar, Maru-maruvonkar
64. Maila
65. Mala
66. Mala Dasari
67. Mala Mannai
68. Mala Jangam
69. Mala Masti
70. Mala Sale, Netkani
71. Mala Sanyasi
72. Mang, Matang, Minimadig
73. Mang Garudi, Mang Garodi
74. Manne
75. Masthi
76. Mavilan
77. Meghwal, Menghvar
78. Moger
79. Mukri
80. Mundala
81. Nadia, Hadi
82. Nalkadaya
83. Nalakeyava
84. Nayadi
85. Pale
86. Pallan
87. Pambada
88. Panchama
89. Panniandi
90. Paraiyan, Paraya
91. Paravan
92. Raneyar
93. Samagara
94. Samban
95. Sapari
96. Sillekyathas
97. Sindhollu, Chindollu
98. Sudugadu Siddha
99. Thoti
100. Tirgar, Tirbanda
101. Valluvan.

PART VIII. – Kerala

1. Adi Andhra
2. Adi Dravida
3. Adi Karnataka

[Type text]

4. Ajila
5. Arunthathiyar
6. Ayyanavar
7. Baira
8. Bakuda
9. Bandi
10. Bathada
11. Bellara
12. Bharathar
13. Boyan (excluding the areas comprising the Malabar district as specified by sub-section(2) of section 5 of the States Reorganisation Act, 1956 (37 of 1956))
14. Chakkiliyan
15. Chamar, Muchi
16. Chandala
17. Cheruman
18. Domban
19. Gavara
20. Godagali
21. Godda
22. Gosangi
23. Hasla
24. Holey
25. Kadaiyan
26. Kakkalan
27. Kalladi
28. Kanakkan, Padanna
29. Karimpalan
30. Kavara
31. Koosa
32. Kootan, Koodan
33. Kudumban
34. Kuravan, Sidhanar
35. Maila
36. Malayan [in the areas comprising the Malabar district as specified by sub-section (2) of section 5 of the States Reorganisation Act, 1956 (37 of 1956)]
37. Mannan, Velan]
38. Mavilan
39. Moger (other than Mogeyar)]
40. Mundala
41. Nalakeyava
42. Nakadaya
43. Nayadi
44. Padannan
45. Pallan
46. Palluvan
47. Pambada
48. Panan
49. Panchama
50. Paraiyan, Parayan, Sambavar
51. Paravan
52. Pathiyan
53. Perumannan
54. Pulayan, Cheramar
55. Pulaya Vettuvan

[Type text]

56. Puthirai Vannan
57. Raneva
58. Samagara
59. Samban
60. Semman
61. Thandan
62. Thoti
63. Vallon
64. Valluvan
65. Vannan
67. Vetan
68. Vettuvan

PART IX.— Madhya Pradesh

1. Audhelia
2. Bagri, Bagdi
3. Bahna, Bahana
4. Balahi, Balai
5. Banchada
6. Barahar Basod
7. Bargunda
8. Basor, Burud, Bansor, Bansodi, Bansphor, Basar
9. Bedia
10. Beldar, Sunkar
11. Bhangi, Mehtar, Balmiki, Lalbegi, Dharkar
12. Bhanumati
13. Chadar
14. Chamar, Chamari, Bairwa, Bhambhi, Jatav, Mochi, Regar, Nona, Rohidas, Ramnami, Satnami, Surjyabanshi, surjyaramnami, Ahirwar, Chamar, Mangan, Raidas
15. Chidar
16. Chikwa, Chikvi
17. Chitar
18. Dahait, Dahayat, Dahat
19. Dewar
20. Dhanuh
21. Dhed, Dher
22. Dhobi (in Bhopal, Raisen and Sehore distirct)
23. Dohor
24. Dom, Dumar, Dome, Domar, Doris
25. Ganda, Gandhi
26. Ghasi, Ghasia
27. Holiya
28. Kanjar
29. Katia, Patharia
30. Khatik
31. Koli, Kori
32. Kotwal (in Bhind, Dhar, Dewas, Guna, Gwalior, Indore, Jhabua, Khargone, Mandsaur, Morena, Rajgarh, Ratlam, Shajapur, Shivpuri Ujjain and Vidisha Districts)
33. Khangar, Kanera, Mirdha
34. Kuchbandhia
35. Kumar (in Chhatarpur, Datia, Panna, Rewa, Satna, Shahdol, Sidhi and Tikamgarh districts)
36. Mahar, Mehra

[Type text]

37. Mang, Mang Garodi, Mang Garudi, Dankhani
Mang, Mang Mahasi, Madari, Garudi, Radhe
Mang
38. Meghwal
39. Moghia
40. Muskhan
41. Nat, Kalbelia, Sapera, Navdigar, Kubutar
42. Pardhi (in Bhind, Dhar, Dewas, Guna,
Gwalior, Indore, Jhabua, Khargone, Mandsaur,
Morena, Rajgarh, Ratlam, Shajapur, Shivpuri,
Ujjain and Vidisha Distircts)
43. Pasi
44. Rujjhar
45. Sansi, Sansia
46. Silawat
47. Zamral

PART X.—Maharashtra

1. Ager
2. Anamuk
3. Aray Mala
4. Arwa Mala
5. Bahna, Bahana
6. Bakad, Bant
7. Balahi, Balai
8. Basor, Burud, Bansor, Bansodi
9. Beda Jangam, Budga Jangam
10. Bedar
11. Bhambi, Bhambhi, Asadaru, Asodi,
Chamadia, Chamar, Chamari,
Chambhar, Chamgar, Haralayya, Harali,
Khalpa, Machigar, Mochigar, Madar,
Madig, Mochi, Telegu Mochi, Kamati
Mochi, Ranigar, Rohidas, Nona,
Ramnami, Rohit, Samgar, Samagara, Satnami,
Surjyabanshi, Surjyaramnami.
12. Bhangi, Mehtar, Olgana, Rukhi, Malkana,
Halalkhor, Lalbegi, Balmiki, Korar, Zadmalli
13. Bindla
14. Byagara
15. Chalvadi, Channayya
16. Chenna Dasar, Holaya Dasar, Holey a Dasari
17. Dakkal, Dokkalwar
18. Dhor, Kakkayya, Kankayya, Dohor
19. Dom, Dumar
20. Ellamalvar, Yellammalawandlu
21. Ganda, Gandi
22. Garoda, Garo
23. Ghasi, Ghasia
24. Halleer
25. Halsar, Haslar, Hulasvar, Halasvar

[Type text]

26. Holar, Valhar
27. Holaya, Holer, Holey, Holiya
28. Kaikadi (in Akola, Amravati, Bhandara, Buldana, Nagpur, Wardha and Yavatmal districts and Chandrapur district, other than Rajura tahsil)
29. Katia, Patharia
30. Khangar, Kanera, Mirdha
31. Khatik, Chikwa, Chikvi
32. Kolupulvandlu
33. Kori
34. Lingader
35. Madgi
36. Madiga
37. Mahar, Mehra, Taral, Dhegu Megu
38. Mahyavanshi, Dhed, Vankar, Maru Vankar
39. Mala
40. Mala Dasari
41. Mala Hannai
42. Mala Jangam
43. Mala Masti
44. Mala Sale, Netkani
45. Mala Sanyasi
46. Mang, Matang, Minimadig, Dankhni Mang, Mang Mahashi, Madari, Garudi, Radhe Mang
47. Mang Garodi, Mang Garudi
48. Manne
49. Mashti
50. Meghval, Menghvar
51. Mitha Ayyalvar
52. Mukri
53. Nadia, Hadi
54. Pasi
55. Sansi
56. Shenva, Chenva, Sedma, Ravat
57. Sindhollu, Chindollu
58. Tirgar, Tirbanda
59. Turi.

PART XI.—Manipur

1. Dhupi, Dhobi
2. Lois
3. Muchi, Ravidas
4. Namasudra
5. Patni
6. Sutradhar
7. Yaithibi.

PART XII.—Meghalaya

1. Bansphor
2. Bhuinmali, Mali
3. Brittial Bania, Bania
4. Dhupi, Dhobi
5. Dugla, Dholi
6. Hira
7. Jalkeot

[Type text]

8. Jhalo, Malo, Jhalo-Malo
9. Kaibartta, Jaliya
10. Lalbegi
11. Mahara
12. Mehtar, Bhangi
13. Muchi, Rishi
14. Namasudra
15. Patni
16. Sutradhar.

PART XIII.—Orissa

1. Adi Andhra
2. Amant, Amat,
3. Audhelia
4. Badaik
5. Bagheti, Baghuti
6. Bajikar
7. Bari
8. Bariki
9. Basor, Burud
10. Bauri, Buna Bauri, Dasia Bauri]
11. Bauti
12. Bavuri
13. Bedia, Bejia
14. Beldar
15. Bhata
16. Bhoi
17. Chachati
18. Chakali
19. Chamar, Mochi, Muchi, Satnami
20. Chandala
21. Chandai Maru
22. Chera Cheelia
23. Dandasi
24. Dewar, Dhibara, Keuta, Kaibarta]
25. Dhanwar
26. Dhoba, Dhobi
27. Dom, Dombo, Duria Dom
28. Dosadha
29. Ganda
30. Ghantarghada, Ghantra
31. Ghasi, Ghasia
32. Ghogia
33. Ghusuria
34. Godagali
35. Godari
36. Godra
37. Gokha
38. Gorait, Korait
39. Haddi, Hadi, Hari
40. Irika
41. Jaggali
42. Kandra, Kandara
43. Karua
44. Katia
45. Kela

[Type text]

46. Khadala
47. Kodalo, Khodalo
48. Kori
49. Kummari
50. Kurunga
51. Laban
52. Laheri
53. Madari
54. Madiga
55. Mahuria
56. Mala, Jhala, Malo , Zala
57. Mang
58. Mangan
59. Mehra, Mahar
60. Mehtar, Bhangi
61. Mewar
62. Mundapotta
63. Musahar
64. Nagarchi
65. Namasudra
66. Paidi
67. Paimda
68. Pamidi
69. Pan, Pano
70. Panchama
71. Panika
72. Panka
73. Pantanti
74. Pap
75. Pasi
76. Patial, Patikar, Patratanti, Patua
77. Rajna
78. Relli
79. Sabakhia
80. Samasi
81. Sanei
82. Sapari
83. Sauntia, Santia
84. Sidhria
85. Sinduria
86. Siyal
87. Tamadia
88. Tamudia
89. Tanla
90. Tiar, Tior
91. Turi
92. Ujia
93. Valamiki, Valmiki

PART XIV.—Punjab

1. Ad Dharmi
2. Balmiki, Chura, Bhangi
3. Bangali
4. Barar, Burar, Berar
5. Batwal, Barwala

[Type text]

6. Bauria, Bawaria
7. Bazigar
8. Bhanjra
9. Chamar, Jatia Chamar, Rehgar, Raigar, Ramdasi
10. Chanal
11. Dagi
12. Darain
13. Deha, Dhaya, Dhea
14. Dhanak
15. Dhogri, Dhangri, Sigg
16. Dumna, Mahasha, Doom
17. Gagra
18. Gandhila, Gandil, Gondola
19. Kabirpanthi, Julaha
20. Khatik
21. Kori, Koli
22. Marija, Marecha
23. Mazhabi, Mazhabi Sikh]
24. Megh
25. Nat
26. Od
27. Pasi
28. Perna
29. Pherera
30. Sanhai
31. Sanhal
32. Sansi, Bhedkut, Manesh
33. Sansoi
34. Sapela
35. Sarera
36. Sikligar
37. Sirkiband

PART XV. Rajasthan

1. Adi Dharmi
2. Aheri
3. Badi
4. Bagri, Bagdi
5. Bairwa, Berwa
6. Bajgar
7. Balai
8. Bansphor, Bansphod
9. Baori
10. Bargi, Vargi, Birgi
11. Bawaria
12. Bedia, Beria
13. Bhand
14. Bhangi, Chura, Mehtar, Olgana, Rukhi, Malkana, Halalkhor, Lalbegi, Balmiki, Valmiki, Korar, Zadmalli
15. Bidakia
16. Bola
17. Chamar, Bhambhi, Bambhi, Bhambi, Jatia, Jatav, Jatava, Mochi, Raidas, Rohidas, Regar, Raigar, Ramdasia, Asadaru, Asodi, Chamadia, Chambhar, Chamgar, Haralayya, Harali,

[Type text]

Khalpa, Machigai, Mochigar, Majar, Madig,
Telugu Mochi, Kamati Mochi, Ranigar,
Rohit

18. Chandal
19. Dabgar
20. Dhasak, Dhanuk
21. Dhankia
22. Dhobi
23. Dholi
24. Dome, Dom
25. Gandia
26. Garanacha, Gancha
27. Garo, Garura, Gurda, Garoda
28. Gavaria
29. Godhi
30. Jingar
31. Kalbelia, Sapera
32. Kamad, Kamadia
33. Kanjar, Kunjar
34. Kapadia Sansi
35. Khangar
36. Khatik
37. Koli, Kori
38. Kooch Band, Kuchband
39. Korla
40. Madari, Bazigar
41. Mahar, Taral, Dhegumegu
42. Mahyavanshi, Dhed, Dheda, Vankar, Maru,
Vankar
43. Majhabi
44. Mang, Matang, Minimadig
45. Mang Garodi, Mang Garudi
46. Megh, Meghval, Meghwal, Menghvar
47. Mehar
48. Nat, Nut
49. Pasi
50. Rawal
51. Salvi
52. Sansi
53. Santia, Satia
54. Sarbhangi
55. Sargara
56. Singiwala
57. Thori, Nayak
58. Tirgar, Tirbanda
59. Turi.

PART XVI.—Tamil Nadu

1. Adi Andhra
2. Adi Dravida
3. Adi Karnataka
4. Ajila
5. Arunthathiyar
6. Ayyanavar (in Kanyakumari district and
Shenkottah taluk of Tirunelveli district)
7. Baira
8. Bakuda

[Type text]

9. Bandi
10. Bellara
11. Bharatar (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
12. Chakkiliyan
13. Chalavadi
14. Chamar, Muchi
15. Chandala
16. Cheruman
17. Devendrakulathan
18. Dom, Dombara, Paidi, Pano
19. Domban
20. Godagali
21. Godda
22. Gosangi
23. Holey
24. Jaggali
25. Jambuvulu
26. Kadaiyan
27. Kakkalan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
28. Kalladi
29. Kanakkan, Padanna (in the Nilgiris district)
30. Karimpalan
31. Kavara (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
32. Koliyan
33. Koosa
34. Kootan, Koodan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
35. Kudumban
36. Kuravan, Sidhanar
37. Madari
38. Madiga
39. Malia
40. Mala
41. Mannan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
42. Mavilan
43. Moger
44. Mundala
45. Nalakeyava
46. Nayadi
47. Padannan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
48. Pagadai
49. Pallan
50. Palluvan
51. Pambada
52. Panan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
53. Panchama
54. Pannadi
55. Panniandi
56. Paraiyan, Parayan, Sambavar
57. Paravan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
58. Pathiyan (in Kanyakumari district and

[Type text]

- Shenkottah taluk of Tirunelveli district)
59. Pulayan, Cheramar
 60. Puthirai Vannan
 61. Raneyar
 62. Samagara
 63. Samban
 64. Sapari
 65. Semman
 66. Thandan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
 67. Thoti
 68. Tiruvalluvar
 69. Vallon
 70. Valluvan
 71. Vannan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
 72. Vathiriyam
 73. Velan
 74. Vetan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)
 75. Vettiyan
 76. Vettuvan (in Kanyakumari district and Shenkottah taluk of Tirunelveli district)

PART XVII.—Tripura

1. Bagdi
2. Bhuimali
3. Bhunar
4. Chamar, Muchi
5. Dandasi
6. Dhenuar
7. Dhoba
8. Dum
9. Ghasi
10. Gour
11. Gur
12. Jalia Kaibarta
13. Kahar
14. Kalindi
15. Kan
16. Kanda
17. Kanugh
18. Keot
19. Khadit
20. Kharia
21. Koch
22. Koir
23. Kol
24. Kora
25. Kotal
26. Mahisyadas
27. Mali
28. Mehtor
29. Musahar
30. Namasudra
31. Patni
32. Sabar.

[Type text]

PART XVIII.—Uttar Pradesh

1. Agariya
2. Badhik
3. Badi
4. Baheliya
5. Baiga
6. Baiswar
7. Bajaniya
8. Bajgi
9. Balahar
10. Balai
11. Balmiki
12. Bangali
13. Banmanus
14. Bansphor
15. Barwar
16. Basor
17. Bawariya
18. Beldar
19. Beriya
20. Bhantu
21. Bhuiya
22. Bhuyiar
23. Boira
24. Chamar, Dhusia, Jhusia, Jatava
25. Chero
26. Dabgar
27. Dhangar
28. Dhanuk
29. Dharkar
30. Dhobi
31. Dom
32. Domar
33. Busadh
34. Gharami
35. Ghasiya
36. Gond
37. Gual
38. Habura
39. Hari
40. Hela
41. Kalabaz
42. Kanjar
43. Kapariya
44. Karwal
45. Khairaha
46. Kharwar(excluding Benbansi)
47. Khatik
48. Khorot
49. Kol
50. Kori
51. Korwa
52. Lalbegi
53. Majhwar
54. Mazhabi
55. Musahar

[Type text]

56. Nat
57. Pankha
58. Parahiya
59. Pasitarmali
60. Patari
61. Rawat
62. Saharya
63. Sanaurhiya
64. Sansiya
65. Shilpkar
66. Turaiha.

PART XIX.—West Bengal

1. Bagdi, Duley
2. Bahelia
3. Baiti
4. Bantar
5. Bauri
6. Beldar
7. Bhogta
8. Bhuimali
9. Bhuiya
10. Bind
11. Chamar, Charmakar, Mochi, Muchi, Rabidas,
Ruidas, Rishi
12. Chaupal
13. Dabgar
14. Damai (Nepali)
15. Dhoba, Dhobi
16. Doai
17. Dom, Dhangad
18. Dosadh, Dusadh, Dhari, Dharhi
19. Ghasi
20. Gonrhi
21. Halalkhor
22. Hari, Mehtar, Mehtor, Bhangi, Balmiki]
23. Jalia Kaibartta
24. Jhalo Malo, Malo
25. Kadar
26. Kami (Nepali)
27. Kandra
28. Kanjar
29. Kaora
30. Karenga, Koranga
31. Kaur
32. Keot, Keyot
33. Khaira
34. Khatik
35. Koch
36. Konai
37. Konwar
38. Kotal
39. Kurariar
40. Lalbegi
41. Lohar
42. Mahar

[Type text]

43. Mal
44. Mallah
45. Musahar
46. Namasudra
47. Nat
48. Nuniya
49. Paliya
50. Pan, Sawasi
51. Pasi
52. Patni
53. Pod, Poundra
54. Rajbanshi
55. Rajwar
56. Sarki (Nepali)
57. Sunri (excluding Saha)
58. Tiyar
59. Turi.

THE CONSTITUTION (SCHEDULED CASTES)
[(UNION TERRITORIES)] ORDER 1951

(C.O. 32)

In exercise of the powers conferred by clause (1) of article 341 of the Constitution of India, as amended by the Constitution (First Amendment) Act, 1951, the President is pleased to make the following

Order, namely:-

1. This Order may be called the Constitution (Scheduled Castes) [(Union Territories)] Order, 1951.
2. Subject to the provisions of this Order, the castes, races or tribes or parts of, or groups within, castes or tribes, specified in 3[Parts I to IV] of the Schedule to this Order shall, in relation to the [Union territories] to which those parts respectively relate, be deemed to be Scheduled Castes so far as regards members thereof resident in the localities specified in relation to them respectively in those Parts of that Schedule.
- 3[3. Notwithstanding anything contained in paragraph 2, no person who professes a religion different from the Hindu, or the Sikh religion shall be deemed to be a member of a Scheduled Caste.]
- 4[4. Any reference in this Order to a Union territory in Part I of the Schedule shall be construed as a reference to the territory constituted as a Union territory as from the first day of November, 1956, any reference to a Union territory in Part II of the Schedule shall be construed as a reference to the territory constituted as a Union territory as from the first day of November, 1966 and any reference to a Union territory in Part III of the Schedule shall be construed as a reference to the territory constituted as a Union territory as from the day appointed under clause (b) of section 2 North Eastern areas (Reorganisation) Act,1971]

1. Published with the Ministry of Law Notification No.C.32 dated the 20th September 1951, Gazette of India , Extraordinary, 1951, Part-II, section 3, Page 1198,
2. Subs, by the Scheduled Castes and Scheduled Tribes Lists(Modification)Order, 1956.
3. Subs. By Act 63 of 1956, S. 3 and Sch.II
4. Subs by Act 81 of 1971 S.25(2) and Sch.III(w.e.f. 21-1-1972).

THE SCHEDULE

PART I.-Delhi

Throughout the Union territory:-

1. Adi-Dharmi
2. Agria
3. Aheria
4. Balai
5. Banjara
6. Bawaria
7. Bazigar
8. Bhangi
9. Bhil

[Type text]

10. Chamar, Chanwar Chamar, Jatava or Jatav Chamar, Mochi, Ramdasia, Ravidasi, Raidasi, Rehgarh or Raigar
11. Chohra (Sweeper)
12. Chuhra (Balmiki)
13. Dhanak or Dhanuk
14. Dhobi
15. Dom
16. Gharrami
17. Julaha (Weaver)
18. Kabirpanthi
19. Kachhandha
20. Kanjar or Giarah
21. Khatik
22. Koli
23. Lalbegi
24. Madari
25. Mallah
26. Mazhabi
27. Meghwal
28. Naribut
29. Nat (Rana)
30. Pasi
31. Perna
32. Sansi or Bhedkut
33. Sapera
34. Sikligar
35. Singiwala or Kalbelia
36. Sirkiband.

[PART II].--Chandigarh

1. Ad Dharmi
2. Bangali
3. Barar, Burar or Berar
4. Batwal
5. Bauria or Bawaria
6. Bazigar
7. Balmiki, Chura or Bhangi
8. Bhanjra
9. Chamar, Jatia Chamar, Rehgar, Raigar, Ramdasi or Ravidasi
10. Chanal
11. Dagi
12. Darain
13. Dhanak
14. Dhogri, Dhangri or Siggri
15. Dumna, Mahasha or Doom
16. Gagra
17. Gandhila or Gandil Gondola
18. Kabirpanthi or Julaha
19. Khatik
20. Kori or Koli
21. Marija or Marecha
22. Mazhabi
23. Megh
24. Nat
25. od
26. Pasi
27. Perna

[Type text]

28. Pherera
29. Sanhai sanbhai
30. Sanhal
31. Sansoi
32. Sansi, Bhedkut or Manesh
33. Sapela
34. Sarera
35. Sikligar
36. Sirkiband.

(Part III –Mizaram)

Throughout the Union Territory:-

1. Bansphor
2. Bhuinmali or Mail
3. Brittial Bnania or Bania
4. Dhupi or Dhobi
5. Dugla or Dholi
6. Hira
7. Jalkeot
8. Jhalo,Malo or Jhalo-Malo
9. Kaibartta or Jaliya
10. Lalbegi
11. Mahara
12. Mehtar or Bhangi
13. Muchi or Rishi
14. Namasudra
15. Patni
16. Sutradhar

Part IV- Arunachal Pradesh

Thourghtout the Union Territory

1. Bansphor
2. Bhinmali or Mali
3. Brittial-Bania or Bania
4. Dhupi or Dhobi
5. Dugla or Dholi
6. Hira
7. Jalkeot
8. Jhalo, Malo or Jhalo-Malo
9. Kaibartta or Jaliya
10. Lalbegi
11. Mahara
12. Mehtar or Bhangi
13. Muchi or Rishi
14. Namasudra
15. Patni
16. Sutradhar

THE CONSTITUTION (JAMMU AND KASHMIR) SCHEDULED CASTES ORDER,
1956 C.O.52

In exercise of the powers conferred by clause(1) of article 341 of Constitution of India, the President , after consultation with the Sadari-I-Riyasate of Jammu and Kashmir is pleased to make the following order, namely :-

1. This Order may be called the Constitution (Jammu and Kashmir) Scheduled Castes Order 1956.
2. The Castes specified in the Schedule to his order shall, for the purpose of the Consitution , be deemed to be Scheduled Castes in relation to the State of Jammu and Kashmir

Provided that no person who professes a religion different from Hindu or the Sikh religion shall be deemed to be a member of a Scheduled Caste.

THE SCHEDULE

1. Barwala
2. Basith
3. Batwal
4. Chamar or Ramdasia
5. Chura
6. Dhyar
7. Doom or Mahasha
8. Gardi
9. Jolaha
10. Mega or Kabirpanthi
11. Ratal
12. Saryara
13. Watal

THE CONSTITUTION (DADRA AND NAGAR HAVELI) SCHEDULED CASTES
ORDER, 1962 C.O.64

In exercise of the powers conferred by clause (1) of article 341 of Constitution of India, the President is pleased to make the following order namely:-

1. This order may be called the Constitution (Dadra and NagarHaveli) Scheduled Castes Order 1962.
2. The Castes, races or tribes, or parts of groups within castes, races or tribes specified in the Scheduled to this Order, shall, for the purpose of the Constitution , be deemed to be scheduled Castes in relation to the Union Territory of Dadra and Nagar Haveli so for as regards members thereof resident in that Union territory.

Provided that no person, who professes a religion differen from the hindu or the Sikh religion shall be deemed to be a member of a Scheduled Caste.

THE SCHEDULE

1. Bhangi
2. Chamar
3. Mahar
4. Mahayavanshi, Dhed

**THE CONSTITUTION (PONDICHERRY) SCHEDULED CASTES
ORDER, 1964 C.O 69**

In exercise of the powers conferred by clause (1) of article 341 of Constitution of India, the President is pleased to make the following order namely :-

1. This order may be called the Constitution (Pondicherry) Scheduled Castes Order 1964.
2. The Castes , races or parts of groups within castes, races or tribes specified in the Scheduled to this Order shall, for the purpose of the Constitution , be deemed to be Scheduled Castes in relation to the Union territory of Pondicherry so for as regards members thereof resident in that Union territory.

Provided that no person, who professes a religion different from the Hindu or the Sikh religion shall be deemed to be a member of a Scheduled Caste.

THE SCHEDULE

1. Adi Andhra
2. Adi Dravida
3. Chakkiliyan
4. Jambuvulu
5. Kuravan
6. Madiga
7. Mala, Mala Masti
8. Paky
9. Pallan
10. Parayan, Sambavar
11. Samban
12. Thoti
13. Valluvan
14. Vetan
15. Vettiuyan

THE CONSTITUTION (GOA, DAMAN AND DIU) SCHEDULED CASTES ORDER,
1968 C.O.81

In exercise of the powers conferred by clause (1) of Article 341 of Constitution of India, the President is pleased to make the following order namely :-

1. This order may be called the Constitution (Goa, Daman and Diu) Scheduled Castes Order 1968.
2. The Castes, races or tribes, specified in Column (1) of the the Scheduled to this Order and the synonyms thereof, if any, specified in column (2) against each such caste, race or tribes shall, for the purpose of the Constitution, be deemed to be Scheduled Castes in relation to the Union Territory of Goa, Daman and Diu so far as regards members thereof resident in that Union Territory :

Provided that no person who professes a religion different from the Hindu or the Sikh religion shall be deemed to be a member of a Scheduled Caste.

THE SCHEDULE

Caste/Race/Tribe (1)	Synonym (2)
1. Bhangi	Hadi
2. Chamar	
3. Mahar	
4. Mahayavanshi, Dhed	Vankor
5. Mang	

THE CONSTITUTION (SIKKIM) SCHEDULED CASTES ORDER, 1978 C.O 110.

In exercise of the powers conferred by clause (1) of article 341 of Constitution of India, the President, after consultation with the Governor of the state of Sikkim, is pleased to make the following Order, namely:-

1. This order may be called the Constitution (Sikkim) Scheduled Castes Order 1978.
2. The Castes , races or tribes, or tribes specified in the Scheduled to this Order, shall, for the purpose of the Constitution , be deemed to be scheduled Castes in relation to the State of Sikkim so far as regards members thereof resident in that State.

Provided that no person who professes a religion different from the Hindu or the Sikh religion shall be deemed to be a member of a Scheduled Caste.

THE SCHEDULE

1. Damai (Nepali)
2. Kami (Nepali), Lohar (Nepali)
3. Majhi (Nepali)
4. sark (Nepali)

N.Sanjiva Reddy
President
22nd June, 1978
S.Harihara Iyer
Secretary to the Government of
India.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Law – Officers- Law Officers of the Government – Law Officers (Recruitment, Conditions of Services and Remuneration) Rules, 1967, - Reg.

**HOME (COURT –C) DEPARTMENT
(G.O.MS.NO.1154, DATED 22.08.1969)**

◀ [Back to Index](#)

[Next G.O.](#) ▶

READ :

G.O.Ms.No.1487, Home Dated 31.08.1967

ORDER:

At its meeting convened on 27-6-1968, the State Social Welfare Advisory Committee among other things resolved to request the Government to consider the advocates belonging to Scheduled Castes communities in the State for appointment as Public Prosecutor, Government Pleaders and Legal Advisors in the State as well as in the High Court. Government examined the above request and accordingly direct that the rules on the subject issued in Government Order read above may be suitably amended embodying the spirit of the resolution.

The following notification will be published in the Gazette :-

NOTIFICATION.

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Andhra Pradesh hereby makes the following amendment to the Andhra Pradesh Law Officers (Recruitment, Conditions of Services and Remuneration) Rules, 1967

AMENDMENT

In the said rules:-

(1) after sub-rule (2) of rule 5, the following sub-rule shall be inserted, namely :-

"(3) In the making of appointment of law officers in the High Court, the claims of the advocates belonging to the Scheduled Castes and Scheduled Tribes shall be taken into consideration, consistently with the maintenance of efficiency of administration, in consultation with the Chief Justice of the High Court of Andhra Pradesh.

(2) after item (iii) of clause (a) of sub-rule (1) of rule 6, the following item shall be inserted, namely :-

"(iv) while submitting proposals to the Government for appointment of law officers under this sub-rule, the District Collector, shall consistently with the maintenance of efficiency of administration, taken into consideration the claims of the advocates in the district, belonging to the Scheduled Castes and the Scheduled Tribes.",

(By Order and in the name of the Governor of Andhra Pradesh).

SHRAVAN KUMAR,

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No.35/1/72-R.U.(SCT.V)
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

To
The Chief Secretary of all State Governments,
and Union Territory Administration
New Delhi –110001, Dated the 2nd May 1975
12 Vaisakha, 1897

Subject: Issue of Scheduled Castes and Scheduled Tribe certificates.

Sir,

I am directed to state that complaints are often received that Scheduled Caste and Scheduled Tribe certificates are given to persons who do not in fact belong to a Schedule Castes or Scheduled Tribes. It is necessary, therefore, that the Certificate issuing authorities should make a proper verification before they actually issue such a certificate.

2. In this connection a set of points which should be taken into account are enclosed for the guidance of those empowered to issue Scheduled Caste and Scheduled Tribe certificate. It is requested that these instructions may be circulated amongst them.

Yours faithfully

(O.K.Murthy)
Director General, BCW

No.35/1/72/R.U.(SCT.V) New Delhi-10001
Dated the 2nd May, 1975/12 Vaisakha 1897.

1. All Ministreis Departments of the Government of India.
2. All attached and subordinate offices of MHA
3. The Union Public Service Commission, Dholpur House, New Delhi-110011.
4. The Department of Personnel and Administrative Reforms Estt.(SCT) Section , New Delhi
5. The Commissioner for Scheduled Caste and Scheduled Tribe. Ramakrishnapuram, New Delhi.

(O.K.Murthy)

Government of India/Bharat Sarkar
Ministry of Home Affaris/Grih Manralaya

Enclosure to Circular letter No. No.35/1/72-R.U.(SCT.V) dated the April 1975/Vaisakha 1897 issue of Scheduled Caste and Tribe Certificate Points to be observed.

1. General (Applicable in all cases)

Where a person claims to belong to Scheduled Caste or Scheduled Tribe by birth it should be verified.

- i.)a)That the person and his parents actually belong to the community claimed.
- ii.)That this community is included in the Presidential Orders specifying the Scheduled Castes and Scheduled Tribe in relation to the concerned State.
- iii.)That the person belongs to that State and to the area within that State in respect of which

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the community has been scheduled.

- iv.) If the person claims to be Scheduled Castes he should profess wither the Hindu or the Sikh religion.
- v.) If the person claims to be a Scheduled Tribe, he may profess any religion.

2. Cases of migration

i) Where a person migrates from the portion of the State in respect of which his community is Scheduled to another part of the same State in respect of which his community is not scheduled, he will continue to be deemed to be a member of the Scheduled Caste or the Scheduled Tribe, as the case may be in relation to that state.

ii) where a person migrates from one state to another, he can claim to belong to a Scheduled caste or a Scheduled Tribe only in relation to the State to which he originally belonged and not in respect of the State to which he has migrated.

3. Claims through marriage

The guiding principle is that no person who was not a Scheduled Caste or a Scheduled Tribe by birth will be deemed to be a member of a Scheduled Caste or a Scheduled Tribe merely because he or she had married a person belonging to a Scheduled Caste or a Scheduled Tribe.

Similarly a person who is a member of a Scheduled Caste or a Scheduled Tribe would continue a member of that Scheduled Caste or Scheduled Tribe as the case may be, even after his or her marriage with a person who does not belong to a Scheduled Caste or a Scheduled Tribe

4. Cases of conversion and reconversion

- i) Where a Scheduled Caste person gets converted to a religion other than Hinduism or Sikhism and then reconverts himself back to Hinduism or Sikhism, he will be deemed to have reverted to his original Scheduled Caste, if he is accepted by the member is accepted by the will be deemed to have reverted to his original Scheduled Caste, if he is accepted by the member of that particular case as one among them
- ii) In the case, of a descendent of a Scheduled Caste convert, the mere fact of conversion to Hinduism or Sikhism will not be sufficient to entitle him to be regarded as a member of the Scheduled Caste to which his forefathers belonged. It will have to be established that such a convert has been accepted by the members of the caste claimed as one among themselves and has thus become a member of that caste.

5. cases of adoption

5. Great care has to be exercised in dealing with cases where a person claims to be Scheduled Caste on the ground that he has been adopted by a Scheduled Caste person. The validity of the adoption has to be clearly established before any caste certificate can be given. It is for the party to prove his claim by cogent and reliable evidence.

i) The requirements of valid adoption are given in sections 6 to 11 of the Hindu Adoption and Maintenance Act, 1956, (relevant extracts of which are attached.) the actual giving and taking of the child in adoption is a mandatory requirement and thereafter the adopted child is deemed to be the child of his or her adoptive father or mother for all purposes and the child severs all ties with the family of his or birth.

Ordinarily, no child who has attained the age of 15 years or who is married can be given in adoption unless there is a custom or usage applicable to the parties.

(ii) In deciding whether an adoption is valid, the certificate issuing authority should satisfy himself that all the requirements of law have been complied with. He should also take into account the behaviour of the child after adoption whether he physically lives with and is supported by his adoptive parents and receives no financial help from his original parents. In case these conditions are not satisfied, the certificate should be refused.

(iii) Where the case relates to an adoption of a married person or of a person of the age of 15

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years and above, the certificate shall be required to be given by the Dist. magis-trate who shall. After making due enquiries as to the validity of the adoption and as to whether such adoption is permitted by a custom or usage applicable to the parties make an endorsement to that effect on the certificate. Such custom or usage should have been continuously and uniformly observed for a long time and obtained the force of law among the Hinduism of that particular area, or that community. Group or family provided that the custom or usage is certain and not unreasonable or apposed to public policy and in the case of custom or usage in respect of a particular family, that the custom or usage has not been dis-continued. In addition it should be verified that all other conditions for a valid adop-tion, including the physical transfer of the adopted, person to the family of the adop-tive parents and that he has severed all ties with the original parents are fulfilled.

(78 of 1956)

CHAPTER II – Adoption

Requisites if a valid adoption

6. No adoption shall be valid unless-
 - (i) The person adopting has the capacity, and also the right, to take in adoption;
 - (ii) The person giving in adoption has the capacity to do so;
 - (iii) The person adopted is capable of being taken in adoption ; and
 - (iv) The adoption is made in compliance with the other conditions mentioned in this chapter;

7. Any male Hindu who is of sound mind and is not a minor has the capacity to take a son or a daughter in adoption;

Provided that, if he has a wife living, he shall not adopt except with the consent of his wife unless the wife has completely and finally renounced the world or has ceased to be Hindu or has been declared by a court of competent jurisdiction to be of unsound mind.

EXPLANATION: If a person has more than one wife living at the time of adoption, the consent of all the wives is necessary unless the consent of any one of them is unnecessary for any of the reasons specified in the preceding proviso.

Capacity of a female Hindu to take in adoption

8. Any female Hindu-
 - (a) Who is of sound mind,
 - (b) Who is not a minor, and
 - (c) Who is not married or if married, whose marriage has been dissolved or whose husband is dead or has completely and finally renounced the world or has ceased to be a Hindu or has been declared by a court of competent jurisdiction to be of unsound mind, has the capacity to take a son or daughter in adoption.

9.(1) No person except the father or mother or the guardian of a child shall have the capacity to give the child in adoption.

(2) Subject to the provisions of sud-section (3) and sub-section (4) the father, if alive , shall alone have the right to give in adoption, but such right shall not be exercised save with the consent of the mother unless the mother has completely and finally renounced the world or has ceased to be a Hindu or has been declared by a court of a competent jurisdiction to be of unsound mind.

(3) The mother may give the child in adoption if the father is dead or has completely and finally renounced the world or has ceased to be a Hindu or has been declared by a court of a competent jurisdiction to be of unsound mind.

(4) Where both the father and mother are dead or have completely and finally renounced the world or have abandoned the child or have been declared by a court of competent jurisdiction to be of unsound mind or where the parentage of the child is not known the guardian of the child may give the child in adoption with the previous permission of the court to any person including the guardian himself.

(5) Before granting permission to a guardian under sub-section (4), the court shall be satisfied that the adoption will be for the welfare of the child, due consideration being for this purpose given to the wishes of the child having regard to the age and understanding of the child and that the applicant for permission has not received or agreed to receive and that no person had made or given or agreed to make or give to the applicant any payment or reward in consideration of the adoption except such as the court may sanction.

Explanation –For the purposes of this section-

- (i) The expression “father” and “mother” do not include an adoptive father and an adoptive mother.
- (ia) “guardian” means a person having the care of the person of a child or both his person and property and includes-
 - (a) a guardian appointed by the will of the child’s father or mother; and
 - (b) a guardian appointed or declared by a court;
- (ii) “court” means the city civil court or district court within the local limits of jurisdiction in which the child to be adopted ordinarily resides.

Persons who may be adopted

10. No person shall be capable of being taken in adoption unless the following conditions are fulfilled, namely:-

- (i) he or she is a Hindu;
- (ii) he or she has not already been adopted;
- (iii) he or she has not been married. Unless there is a custom or usage applicable to the parties which permits persons who are married being taken in adoption;
- (iv) he or she has not completed the age of fifteen years, unless there is a custom or usage applicable to the parties which permits persons who have completed the age of fifteen years being taken in adoption

Other complied Conditions for a valid adoption

11. In every adoption the following conditions must be complied with:--

- (i) if the adoption is of a son, the adoptive father or mother by whom the adoption is made must not have a Hindu son, son’s son or son’s son (whether by legitimate blood relationship or by adoption) living at the time of adoption;
- (ii) if the adoption is of a daughter. The adoptive father or mother by whom the adoption is made must not have a Hindu daughter or son’s daughter (whether by legitimate blood relationship or by adoption) living at the time of adoption;
- (iii) if the adoption is by a male and the person to be adopted is a female the adoptive father is at least twenty- one years – older than the person to be adopted;
- (iv) if the adoption is by a female and the person to be adopted is a male, the adoptive mother is at least twenty-one years older than the person to be adopted;
- (v) the same child may not be adopted simultaneously by two or more persons;
- (vi) the child to be adopted must be actually given and taken in adoption by the parents or guardian concerned or under their authority with intent to transfer the child from the family of its birth or in the case of an abandoned children or a child whose parentage is not known from the place or family where it has been brought up to the family of its adoption:**

Provided that the performance of datta human shall not essential to the validity of an

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adoption.

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**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

General Rule 22 of Andhra Pradesh State and Subordinate Service Rules Register to be maintained to give effect to reservations – Regarding

GENERAL ADMINISTRATION (S.C & S.T. Cell.B) DEPARTMENT

◀ [Back to Index](#)

[Next G.O. ▶](#)

G.O.Ms.No.277

Dt.22.03.1976.

READ :

1. Memo No.1825/S.C & S.T Cell/70-1, G.A, (S.C. & S.T Cell) Department Dt.15.09.1970.
2. Memo No.2842/S.C & S.T Cell/70-3, G.A (S.C & S.T Cell) Department Dt.23.03.1971
3. G.O.Ms.No.496, G.A (Services –D) Department Dt.08.08.1975.
4. G.O.Ms.No.755/G.A (Services-D) Department Dt.14.11.1975
5. G.O.Ms.No.865, G.A (Services-D) Department Dt.17.12.1975.

ORDER:

In the G.Os. 3rd to 5th read above, orders have been issued amending General Rule 22, in part II of the Andhra Pradesh State and Sub-ordinate Services Rules, according to which the rule of special representation applies to all appointments, to any service, class or category by direct recruitment, except where by a general or special Government order made in this behalf Government exempt such service, class or category and also to appointments other than by direct recruitment where the special rules provide for such reservation in respect of any service class or category. It was also ordered that the Special rules of the services to which General Rules do not apply should also be amended suitably.

2. A cycle of rotation of vacancies has been prescribed in the General Rule 22 laying down the points in the cycle of rotation which shall be reserved in favour of the members of -the Scheduled Castes Scheduled Tribes and Backward Classes (Group A to D).

3. In order to ensure that the rule of special representation is strictly followed while making appointments, roster for watching the observance of the said rule was prescribed in the Memos 1st and 2nd cited. Having regard to the amendments subsequently made to General Rule 22 Government direct that a revised roster as appended to this order shall be maintained hereafter

4. The following revised instructions are issued for the said orders.

(i) A separate roster should be maintained in the form appended for each category of post for which direct recruitment is made. For each such category a separate roster should be maintained for.

- (a) regular appointment and
- (b) for temporary appointments.

(ii) Where the special rules provide that principle of reservation shall apply to appointments made otherwise than by direct recruitment also a separate roster

[Type text]

should be maintained in the form appended for each type of such appointment, to which reservation has been made applicable by the special rules in respect of each such category; for instance, if in respect, of a category the Special Rules provide that reservation should apply for promotion, and or recruitment by transfer a separate register/registers should be maintained to watch the observance of reservation in promotions/recruitment by transfer in respect of that category. Such registers should be maintained separately for

(a) Regular appointments; and

(b) Temporary appointments:

(iii) The roster will be maintained in the form of a running account year by year; for instance, if recruitment in a year stops at point 6 of a cycle, recruitment in the following year will begin at point 7 of the same cycle. It may be noted that the General Rule 22 provides for rotation in 4 cycles of 25 point each and unless a complete set of 4 cycles in successions is completed, the next set of 4 cycles of rotation should not be begun.

(iv) No gap should be left in the roster for example if a reserved, vacancy, at, say point 22 has to be treated, for want of a suitable S.C./S. T. candidate, as /un-reserved, the candidate actually appointed will be shown against that point itself. This vacancy will have to be carried forward to the next recruitment year and it has to be filled first by a S.C.S.T. candidate as the case may be in the succeeding recruitment year.

(v) At the beginning of each calendar year particulars of reservation brought forward from previous years should be noted in the register., Appointments to such reserved vacancies be made first before the cycle of rotation is continued from the last point of the previous recruitment year. '

(vi) An abstract should be given in the roster after the last entry in any recruitment year showing the number of reservations to be carried forward to the succeeding recruitment year separately for Scheduled Castes and Scheduled Tribes.

5. All the Departments of Secretariat, Heads of Departments and all other appointing authorities under them are requested to ensure that the rosters are maintained properly and correctly not only in their Offices, but also in all subordinate unit Offices under their administrative control. They are also requested to review the position every six months and see that the rosters are correctly and properly maintained.

(By Order and in the Name of the Governor of Andhra Pradesh)

N.BHAGWANDAS
Chief Secretary to Government

No. BC. 12025/2/76-SCT I
Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

To
The Chief Secretaries to all State Governments / Union Territory
Administrations.
New Delhi – 110001, Dt. the 22 march, 1977
Chaitra, 1898

Sub:-- Issue of Scheduled Caste and Scheduled Tribe certificate –
Clarifications – regarding

Sir,

I am directed to say that many instances have come to the notice of this Ministry wherein certificates of belonging to a particular Scheduled Caste/ Tribe have not been issued strictly in accordance with the principles governing the issue of such certificates. This is presumably due to inadequate appreciation of the legal position regarding the concept of the term “residence” on the part of the authorities empowered to issue such certificates.

2. As required under Articles 341 and 342 of the Constitution, the president has, with respect to every State and Union Territory and where it is State after consultation with the Governor of the concerned State issued orders notifying various Castes and Tribes as Scheduled Castes and Scheduled Tribes in relation to that State or Union Territory from time to time. The inter –state area restrictions have been deliberately imposed so that the people belonging to the specific community residing in a specific area, which has been assessed to qualify for the Scheduled Caste or Scheduled Tribe status, only benefit from the facilities provided for them. Since the people belonging to the same caste but living in different State/Union Territories may not necessary suffer from the same disabilities, it is possible that two persons belonging to the same caste but residing in different States U.Ts may not both be treated to belong to Scheduled Caste/Tribe or vice-versa. Thus the residence of a particular person in a particular locality assumes a special significance. This residence has not to be understood in the literal or ordinary sense of the word. On the other hand it connotes the permanent residence of a person on the date of the notification of the Presidential Order scheduling his caste/Tribe in relation to that locality, thus a person who is temporarily away from his permanent place of abode at the time of notification of the Presidential Order applicable in his case, say, for example, to earn a living or seek education, etc., can also be regarded as a Scheduled Caste or a Scheduled Tribe, as the case may be, if his caste/tribe has been specified in that Order in relation to his State U.T. But he can not be treated as such in relation to the place of his temporary residence notwithstanding the fact that the name of his caste / tribe has been scheduled in respect of that area in any Presidential Order

3. It is to ensure the veracity of this permanent residence of a person and that of the caste / tribe to which he claims to belong that the Government of India has made a special provision in the proforma prescribed for the issue of such certificate. In order that the certificates are issued to the deserving persons it is necessary that proper verification based primarily on revenue records and if need be through reliable enquiries, is made before such certificates are issued. As it is only the Revenue Authorities who, beside having access to the revelent revenue record are in a position to make reliable enquiries Government of India insists upon the production

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of certificates from such authorities only. In order to be competent to issue such certificates, therefore the authority mentioned in the Government of India (Department of Personnel and Administrative Reforms) letter No. 13/2/74-Est (SCT) dated the 5th August. 1975, (copy enclosed) should person applying for the certificate and his place of permanent abode at the time of the notification of the relevant Presidential Order. Thus the Revenue Authority of one District would not be competent to issue such a certificate in respect of persons be longing to another district. Nor can such an authority of one state /UT issue such certificates in respect of persons whose place of permanent residence at the time of the notification of a particular presidential order, has been in a different State/ Union Territory. In the case of persons born after the date of notification of the relevant Presidential Order, the place of residence for the purpose of acquiring Scheduled Caste or Scheduled Tribes status, is the place of permanent abode of their parents at the time of the notification of the Presidential Order under which they claim to belong to such a caste/ tribe

4.It is understood that some State governments/ Union. Territory Administrations have empowered all their Gazetted Officers to issue such certificates and ever Revenue Authorities issue Certificates on the basis of the certificates issued by Gazetted Officers, M.P.s. and M.L.As. etc., If such a practice is followed, there is a clear danger of wrong certificates being issued, because in the absence of proper assure the intrinsic correctness of the facts stated in such certificates. In order to check the issuance of false certificates. In order to check the issuance of false certificates, the question of verification assumes all the more importance.

5. All the State Government/Union Territory Administrations are, therefore, requested to streamline their respective procedures for issuing such certificates so as to conform to the above instructions as well as to those issued from time to time Where Revenue Authorities have been empowered to issue certificates on the basis of certificates issued by an M.P., M.L.A., Gazetted Officer, etc., they would do so only after having made proper verifications and after having satisfied themselves of the correctness of such certificates.

Yours faithfully.

(O.R. SRINIVASAN)

Form of certificate to be produced by a candidate belonging to a scheduled Castes of Scheduled Tribes in Support of his claim

Form of Caste certificate

This is to certify that
Shri/Shrimati*/Kumari*.....son/daughter of
.....of village/town.....in
District/Division*.....of the State/Union Territory*
.....belonging to theCaste/Tribe* which is recognized
as Scheduled Caste* Schedule Tribe under:-

The Constitution (Scheduled Castes) Order, 1950:

The Constitution (Scheduled Tribes) Order, 1950;

The Constitution (Scheduled Castes)(Under Territories) Order, 1951;

[as amended by the Scheduled Castes and Scheduled Tribe Lists(Modification)Order, 1956, the Bombay Recorganisation Act. 1960, the Punjab recorganisation Act, 1996, the State of Himachal Pradesh Act, 1970 and the North Eastern Areas(Recorganisation)Act,1971]

The Constitution (Jammu and Kashmir) Scheduled Castes*Order, 1956;

The Constitution (Andaman and Nicobar Islands)Scheduled Tribes*Order,1959;

The Constitution,(Dadra and Nagar Haveli)Scheduled Caste *Order,1962;

The Constitution (Dadra and Nagar Haveli)Scheduled Tribes*Order,1962

The Constitution (Pondicherry)Scheduled Caste *Order, 1964:

The Constitution (Scheduled Tibes)(Uttar Pradesh) *Order , 1967;

The Constitution(Goa, Daman and Diu) Scheduled Caste *Order, 1968,

The Constitution (Goa, Daman and Diu) Scheduled Tribes * Order,1968.

The Constitution (Nagaland) Scheduled Tribes * Order,1970.

2, Shri/Shrimati/Kumari.....and his/her* family Ordinarily reside (s) in
village/town.....of.....District/Division* of the State/Union Territory*
of.....

Signature.....

Designation.....

(with seal of Office)

Place.....State

Union Territory*

Date.....

*Please delete the words which are not applicable.

Note:-The term "Ordinarily resides" used here will have the same meaning as in
Section 20 of the Representation of the people Act,1950

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No.39387/73-SCT.1
Government/Bharat Sarkar
Ministry of Home Affairs /Grih Mantralay

To
The Chief Secretaries of all State
Government & Union Territory
Administrations.

New Delhi-110001., the 21 May, 1977/31 vaisakha, 1899.

Subject:- Caste status of the offspring's of inter-caste married
couples.

Sir,

I am directed to say that enquires about the caste status of the offspring's of the inter-caste married couples, have been sought from this Ministry by various State Governments/Union Territory Administrations from time to time. Accordingly this question has been receiving the attention of this Ministry for quite some time. A set of legal views on the caste status of such off springs was already brought out vide this Ministry's letter of even number dated the 4th March, 1975. The matter has, however , been further examined and the comprehensive legal position about the status of the offspring's born to couples where one or both of the spouses is/are member(s) of Scheduled Castes and or Scheduled Tribes, is given in the enclosed Annexure (A to D).

It is requested that these instructions may be circulated among all the authorities empowered to issue Scheduled Caste and Scheduled Tribe certificates.

Yours faithfully,

(O.R. SRINIVASAN)
UNDER SECRETARY TO THE GOVT.OF INDIA

No. 39/37/73-SCT.I, Dated the 21 May,197731 Vaisakha, 1899 Copy to:--

1. All Ministry's / Departments of the Government of India.
2. All attached and subordinate offices of the Ministry of Home Affairs.
3. The Union Public Service Commission, Dholpur House, New Delhi-110011.
- 4.The Subordinate Services Commission, R.K. Puram, New Delhi—110022

ANNEXURE –A

Legal views on the status of the offspring of a couple where one of the spouses is a member of a Scheduled Caste

The general position of Law as to that effect of marriage between parties who are Hindus and one of whom belongs to the Scheduled Castes in that under the ancient Hindu Law, generally, inter-caste marriage was looked down upon by the propounders and commentators. Some of the authorities however, reluctantly permitted marriage between a male caste Hindu with a Shudra female and included it in the list of Anuloma marriages although it was stated that in the wedding with a Shudra wife the ceremony should be performed without Mantras. The children born out of such marriage by a caste Hindu with a woman of an inferior caste had neither the caste of the father nor the status of his Savarn Aurasas-meaning the son born of a caste Hindu wife. They were termed as Anulomaja and belonged to an intermediate caste higher than that of their mother. Yajnavalkya omits the sons of Brahmin by a Shudra wife from the list of sons mentioned by Manu. Partiloma marriages, i.e., marriages between woman of superior caste with a man of an inferior caste, were altogether forbidden and no rites were prescribed for them in Grihya Sutra and persons entering into such marriages were degraded from the caste

2. After the passing of the various statutory enactments relating to the Hindu Law, such as, the Hindu Marriages Act, 1955, the Hindu Succession Act, 1956 and the Hindu Minority & Guardianship Act, 1956, customary ban on inter-caste marriages in either way, has been lifted by the statutory enactments. Under the Hindu Marriage Act, and two Hindus of different sex, irrespective of their caste may enter into a valid marriage unless such marriage is prohibited by the Statutes itself. According to the above three Statutes, all children either legitimate, or illegitimate, one of whose parents is a Hindu, a Budhist, a Jain or a Sikh by religion and who are brought up as members of the tribe, community, group or family to which their parents belong or belonged, are to be treated as Hindus. In view of the above, the off-springs of marriage between the caste Hindu and a member of the Scheduled Caste community are Hindus and like the offsprings of marriage in the same caste, are entitled to succeed to the properties of their parents. But the status of his or her parent belonging to the higher caste or a question arises as to whether such a child will acquire the property that of the parent belonging to the Scheduled Caste. On this point, we have not come across any direct case law. But we feel that the ratio the decision in Wilson Read Vs. C.S. Booth, reported in AIR, 1958 Assam 128 would apply such cases. It is stated at page 182. "The test which will determine the membership of the individual will not be the purity of blood, but his own conduct in following the customs and the way of life of the tribe; the way in which he was treated by the community and the practice amongst the tribal people in the matter of dealing with the tribal people in the mater of dealing with persons whose mother was a Khasi and father was a European".

Similarly, in the case of Muthuswamy Mudaliar Vs. Masilman Mudaliar, reported in ILR 33, Madras, 342, the Court held:--

"It is not uncommon process for a class or tribe outside the pale of caste to another pale and in other communities recognized their claim, they are treated as of that class or haste's. The process of adoption into the Hindu hierarchy through caste is common both in the North and in the South India. As we have already pointed out, in the past there have been cases where people who judge from the purity of blood could not be Khasis, were taken into their fold or the orthodoxy did not stand in the way of their assimilation into the Khasi Community".

3.The Supreme Court in V.V. Giri Vs. D.S. Dora reported in AIR 1959 S.C. 1318 (1327) held,--

“.. The caste—status of a person in the context would necessarily have to be determined in the light of the recognition received by him from the members of the caste into which he seeks an entry. There is no evidence on this point at all. Besides the evidence produced by the appellant merely shows some acts by respondent I which no doubt were intended to assert a higher status Acts of this character cannot be easily taken to prove that the claim for the higher status acts acts purport to make is established. That is which the said acts purport to make is established. That is the view which the High Court has taken and in our opinion the High Court is absolutely right.”

In view of the above observation by superior Courts, it can safely be concluded that the crucial test to determine is whether a child born out of such a wedlock has been accepted by the Scheduled Caste community as a member of their community and has been brought up in that surrounding and in that community or not. The nexus between the child and the community or class or caste is a real test irrespective of the fact whether the accommodating class or caste or community is Scheduled Caste community or a caste Hindu community . Even if the mother of the child is a member of the Scheduled Caste community, it is possible that the child is accepted by the community of his father and brought up in the surrounding of his father's relation. In that case much a child cannot be treated as a member of the Scheduled Caste community and cannot get any benefit as such. Similarly when the mother belonging to a higher caste and the father is a Scheduled Caste, the father may remain away from the Scheduled Caste community and the child may be brought up in a different surrounding under the influence of his mother 's relations and her community members . In such cases also, the child cannot be said to be a member of the Scheduled caste community. In the alternative, where the child irrespective of the fact whether the father or the mother is a member of the Scheduled Caste community is brought up on the Scheduled Caste as a member of such community, then he has to be treated as a member of the scheduled Caste community and would be entitled to receive benefits as such.

4. As regards the marriages not registered and marriages not legally valid it may be pointed out that registration is not mandatory for marriages under the Hindu law. Even under the Hindu Marriage Act, 1955 registration under section 8 is optional and sub-section (5) provides that the validity of any Hindu marriage shall, in no way , be affected by the omission to make entry in the Marriages Register maintained under this section. Section 7 provides that Hindu marriage may be solemnized in accordance with the customary rites and the ceremonies of either party there to and, if such ceremony includes the Saptapadi, the marriage becomes complete and binding when the seventh step is taken. In view thereof, all those marriage though not registered but which have been solemnized in accordance with the procedure mentioned in this Section, are to be treated as valid marriages and our opinion mentioned in para 3 above will apply to the children born out of such valid but undersigned marriages.

5. As regards marriages which are not legally valid, it is clear that such children are illegitimate unless invalidity of marriage is due to grant of a decree of nullity by a court in which case, provisions of Section 16 of the Hindu Marriage Act, 1955, will apply. Under Section 6 (b) of the Hindu Minority and Guardianship Act , 1956, the natural guardian of a Hindu minor has been to be stated “in case of an illegitimate boy or an illegitimate girl – the mother and after her the father”

6. It can be derived from this that the illegitimate children are generally brought up by the mother and in her own surroundings. Therefore, if the mother belongs to the Scheduled Caste and brings up the child within a Scheduled Caste community, the child can be taken as a member of the Scheduled Caste community. But in this case also the major factor for consideration is whether the child has been accepted by the Scheduled Caste community as a member of their community and has been brought up as such.

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7. The above are the general observations, however, each case has to be examined in the light of the circumstances prevalent in that case and final decision has to be taken thereof.

ANNEXURE-B

Legal views on the status of the off-springs of a couple where one of the spouse is a member of a Schedule Tribe.

The question has arisen whether the Off-spring born out of wedlock between a couple one of whom is a member of schedule Tribe and other is not, should be treated as a Scheduled Tribe or not.

2. It may be stated at the outset that unlike members of Scheduled Castes, the members of Scheduled Tribes continue as such even after their conversion to other religion. This is because while Constitution (Scheduled Castes) Order, 1950 provides in clause 3 that only a member of Hindu or Sikh religion shall be deemed to be a member of Scheduled caste, the Constitution (Scheduled Tribes) Order 1950 does not provide any such condition. This view has been upheld by the Supreme Court in the case reported in AIR 1964 S. C. at p.201.

3. It may be stated that unlike members of Scheduled Castes, members of Scheduled Tribes remain in homogeneous groups and quite distinct from any other group of Scheduled Tribes. Each Tribe lives in a compact group under the care and supervision of the elders of the society whose words are obeyed in all social matters. A member committing breach of any prescribed conduct is liable to be excommunicated. The social custom has a greater binding force in their day to day life.

4. In the case of marriage between a tribal with a non-tribal, the main factor or consideration is whether the couple were accepted by the tribal society to which the tribal spouse belongs. If he or she, as the case may be, is accepted by the Society then their children shall be deemed to be Scheduled Tribes. But this situation can normally happen when the husband is a member of the Scheduled Tribe. However, a circumstance may be there when a Scheduled Tribe woman may have children from marriage with a non-Scheduled Tribe man, in that event the children may be treated as Scheduled Tribes only if the members of the Scheduled Tribe Community accept them and treat them as members of their own community. This view has been held by the Assam High Court in *Wilisom Read v. Cs Booth* reported in AIR 1958 Assam at p. 128 where it has been held

“The test which will determine the membership of the individual will not be the purity of blood, but his own conduct in following the customs and the way of life of the tribe the way in which he has been treated by the Community and the practice amongst the tribal people in the matter of dealing with persons whose mother was a Khasi and father was European”.

Similarly, in the case of *Muthuswamy Mudaliar U Masilamam Mudaliar*, reported in ILR 33. Madras, 342, the Court held-----

“It is not uncommon process for a class or tribe outside the pale of caste to another pale and if other communities recognised their claim they are treated as of that class or caste”.

Similarly, in *V. V. Giri v. D. S. Dora*, reported in AIR 1959 S. c. 1318 (1327) the Court held—

“The caste-status of a person in the context would necessarily have to be determined in the light of the recognition received by him from the members of the caste into which he seeks an entry.”

5.As mentioned above, it is the recognition and acceptance by the society of the children born out of a marriage between a member of Scheduled Tribe with an outsider, which is the main determining factor irrespective of whether the tribe is matriarchal or patriarchal. The final result will always depend on whether the child was accepted as a member of the Scheduled Tribe or not.

6.The general position of law has been stated above. However, each individual case will have to be examined in the light of existing facts and circumstances in such cases.

Annexure-C

Legal views on the status of the off-spring of a couple where both the spouses are member of Scheduled Caste/Scheduled Tribes but each belongs to a different Sub-Caste/Sub-Tribe.

1. Under the Constitution (Scheduled Castes) Order, 1950 and the Constitution (Scheduled Tribes) Order, 1950, what is material is residence of the member of the caste, race or tribe in the localities specified in the respective schedule. In the case of a minor child the question arises whether his residence will go along with that of his father. Under the principles of prevailing International Law, the domicile of a minor child follows that of his father and in certain cases of his mother and the minor child is incapable of changing his domicile by any voluntary act. This rule by no means is absolute. Suppose, for instance, a father deserts his son or he is divorced and the custody of his son is given to his wife. In such a case, the court may consider that the minor's domicile will be that of the mother.
2. Under section 3 of the Hindu Minority and Guardianship Act, 1956 the natural guardian in the case of a minor boy or an unmarried girl is father and after him his mother. In the case of an illegitimate boy or illegitimate unmarried girl, the natural guardian will be the mother and after her, the father.
3. In the above background it has to be seen as to which sub-caste or sub-tribe the off-spring would belong in case the parents belonging to two distinct communities within the same Schedule Castes or Scheduled Tribes as the case may be. Prima facie it would appear that in such cases the children born of such parents could be treated as members of the Scheduled Castes or Scheduled Tribes, as the case may be the Prima Facia Presumption is also in favour of the child possessing the sub-caste or sub-tribe of the father in the large majority of cases having regard to the concept of domicile mentioned above. Apart from this, it has to be seen whether the child has also been accepted and assimilated in the sub-caste or sub-tribe in that community. Each case has to be examined in the light of the circumstances pertaining to it.

Annexure-D

Legal views on the Status of the off-spring of a couple where one of the spouses is a member of Scheduled Caste and the other that of a Scheduled Tribe.

As regards the status of the offspring whose father is a member of Scheduled Caste and mother of a Scheduled tribe, the prima-facia presumption is in favour of the child possessing the caste of the father in the large majority of cases, having regard to the concept of domicile explained in para 1 of Annexure C, Apart from this, it may also be a relevant criterion to see whether the child has been accepted and assimilated in the Scheduled Caste community to which the father belongs.

2. The principle mentioned above would also apply to the case of an offspring

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whose mother is a member of a Scheduled Caste and father of a Scheduled Tribe.

3. This is the general position of law. Each case however, has to be examined in the light of the attendant facts and circumstances.

NO.BC, 12016/37/76-SCT.V
GOVERNMENT OF INDIA/BHARAT SARKAR
MINISTRY OF HOME AFFAIRS/FRIH

MANTRALAYA

To
1979

New Delhi, the October,

The Secretary to Government of Andhra Pradesh
Social Welfare Department
Secretariat Building
Hyderabad

Subject :- Specification of equivalent names and name of synonyms and sub-castes/tribes of the existing Scheuled Castes and Scheduled Tribes in Andhra Pradesh State.

Sir,

I am directed to refer to the correspondence resting with your letter No.2595/F2/78-1 Dt.15th December, 1978 on the above subject and to say that in the light of the Supreme Court's ruling in the case of Bhaiya Ram Munda Vs.Anirudh Pater (A.liR.1971 SC 2433) the Government of India has in consultation with the Registrar General of India, decided that the entries in column (3) of the table below may be treated as equivalent names or names of synonyms and sub-castes/tribes of the Scheduled Castes and Scheduled Tribes entered in column (2) of the table for the State of Andhra Pradesh.

(a) List of Scheduled Castes

- | | |
|--------------------------|------------------------------|
| 11. Byagara ----- | Byagari. |
| 14. Chamar, Mochi, Muchi | Chamar-Ravidas,ChamarRohidas |
| 15. Mala | Mala Ayawaru |

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare – Issued of Caste Certificates on conversion and reconversion
– Further Orders – Issued.

SOCIAL WELFARE (B2) DEPARTMENT

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G.O.Ms.No.185

Dated: 4-12-1979.

[Read again:](#)

(1) G.O.Ms.No.880, E.&.S.W.(E) Department, dated 17-10-75.

[Read also:](#)

(2) Government Memo.No.1501/B2/79-1, Social Welfare, dated 11-5-79.

ORDER:

In the Government Memo second read above, it was ordered that conversion or reconversion certificates from Christianity to Hinduism issued by any unauthorized organizations or institution should not be taken cognizance of, and that the officers empowered in the G.O. first read above to issue Scheduled Caste and Schedule tribe Certificates should, before issuing caste certificates, satisfy themselves, by conducting personal enquiry, that persons seeking caste certificates have fulfilled the requirements of the Guidelines of the Government of India issued in their letter No.35/1/72-RU (SCT V)/ dt:2.5.75 in the cases of conversion or reconversion.

2. Government have since reviewed the aforesaid orders and, after due consideration, direct that, caste certificates on conversion or reconversion from Christianity to Hinduism, claiming as belonging to castes included in the list of Scheduled Castes, shall be issued only by Revenue Officials not below the rank of a Tahsildar by following the procedure indicated below:-

- (i) A notice shall be issued to the resident of the locality in which the claimant for a caste certificate ordinarily resides and belonging to the community about which the claim is made, calling for objections, if any, regarding the claim for a caste certificate.
- (ii) After a spot enquiry and necessary investigation, a ruling shall be given by the concerned officer regarding the genuineness of conversion or reconversion, as the case may be, and caste certificate issued only if the claim made is found to be genuine.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.N.RAMAN,
Principal Secretary to Government

To
All Collectors.

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GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare – Issue of Scheduled Caste certificates on conversion and reconversion – Further Orders – Issued.

SOCIAL WELFARE (B2) DEPARTMENT

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G.O.Ms.No.89

Dated: 3-4-1980
Read the following

1. Government Memo No.No.1591/B2/79-1 Social Welfare, Dated 11-5-1979.
2. G.O.Ms.No.185, Social Welfare dated 4-12-79.

ORDER:

Orders were issued in the Government order second read above empowering only the Revenue Officials, not below the rank of a Tahsildar, to issue Schedule Caste Certificates in case of conversion or reconversion from Christianity to Hinduism by following the procedure prescribed in the said Government Order.

2. Government after the consideration issue the following further orders in this regard:-

- (i) Wherever a person has been recorded as Harijan throughout his school career he should be deemed to be a harijan and no further verification should be called for.
- (ii) Wherever it is noticed that a person has been shown as Harijan and Harijan Christian at different times in his educational records and / or the change to Hinduism is towards the completion of the course of study immediately preceeding the application for a certificate enquiry should be conducted to arrive at his status.
- (iii) Needless to say any certificate of conversion or reconversion produced only for purpose of a seat in an Institution or for employment as can be known by the timing of the fact of conversion or reconversion should be thoroughly investigated.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Sd/- T.Gopala Rao,
Deputy Secretary to Government

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

GENERAL ADMINISTRATION (SERVICES-D) DEPARTMENT

Circular Memo No.31/Sep/81-4 Dated 28.04.1981.

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Sub :- Public Services – Termination of appointments made in violation of statutory rules- Instructions – Issued.

Instances have come to the notice of the Government where appointments in Government Departments are being made in violation of statutory rules governing such appointments. Such appointments made in violation of statutory rules, for example rule 22 of the State and Sub-ordinate Service Rules or other statutory rules dealing with appointments to any civil post, are illegal and any infraction of such rules dealing with appointments to any civil post would give a just and valid cause of action for termination of such illegal appointments. The service rule are made by the Governor in exercise of the powers conferred by the proviso to article 309 of the Constitution of India and this power in all respects is akin to legislative power. Therefore, the affected employee cannot validly plead that the appointing authority having appointed him, is estopped from terminating his service's since there can be no estoppel against statute. Such cases of termination of service' .are also not by way of punishment and so Article 311 of the Constitution of India has no application to such cases.

2. All Heads of Departments and appointing authorities are, therefore, instructed that in cases where any appointments are made in violation of any statutory rules governing such appointments steps may be taken to terminate such appointments. But before the appointment of a person is set a side on the ground that it as made contrary to statutory rules the person affected must however be given a show-cause notice in compliance with principles of natural justice. .

S.R. RAMAMURTHI,
Chief Secretary to Government.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services- Subordinate Services- Ministerial Posts such as Clerks Typists, Steno- Typists and other lower categories- Employment of dependents children of deceased Government employees who die in harness- Recruitment procedure- Further instructions- Issued

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GENERAL ADMINISTRATION (SERVICES-A) DEPARTMENT

(G.O.Ms.No.84 Dt.17.02.1982)

Read the following

1. G.O.Ms.No.687, General Administration (Services-A) Department Dt.03.10.1977
2. G.O.Ms.No.299, General Administration (Services-D) Department Dt.03.04.1979.

ORDER

With a view to providing social security to the deserving bereaved members of the family of deceased Government Servants who die in harness, orders were Issued in the G.O. first cited enabling the appointment without the medium of Employment exchange, .of a son/daughter ()or spouse of deceased Government servants to Ministerial posts of Clerks, Typists and Steno-typists and other lower categories subject to the conditions Specified therein.

2. Further, the Government have issued orders in the G.O. second cited that an appointment made under this scheme should be treated as a distinct category in itself not related to Employment Exchange procedure as well as General Rule 22 providing for reservation of appointments and that such appointments have no relation to rosters.

3. During the inspection of offices by the inspecting Assistant Commissioners of the Social Welfare Department several instances are reported to have come to their notice where vacancies meant for the Scheduled Caste, Scheduled Tribe and Backward Class candidates were filled by the dependents of deceased Government employees, who did not belong to Scheduled Caste, Scheduled Tribe or Backward Class, as the case may be with reference to the provisions of the above G.O. The Social Welfare Department have taken the view that on account of these appointments, the Scheduled Caste, Scheduled Tribe, Backward Class candidates were denied the right of appointment to posts reserved for them according to roster guaranteed by the Constitution of India. , They observed that it is unfair and wrong to allow the concessions meant for the given dependants of deceased Government employees to over ride those to members of Scheduled Castes, Scheduled Tribes and Backward classes. The Social Welfare Department have, therefore, suggested that the dependents of deceased Government servants should not be appointed against the vacancies reserved for Scheduled Castes, Scheduled Tribes or Backward Classes unless they are themselves members of those 'communities and that they should however be appointed only against .vacancies and if there are no O.C. vacancies, their appointments could postponed till such vacancies occur relaxing age qualification if necessary. They have also suggested as an alternative

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that they could be accommodated in supernumerary posts to be created for the purpose till regular vacancies arise, as according to them, the scheme of providing employment to the dependents of deceased Government employees impliedly contemplates the creation of supernumerary posts.

4. The Government consider that as a social security measure, relief to a qualified and eligible dependent of a deceased Government employee has to be afforded as quickly as possible. The Government accordingly direct that qualified and eligible dependents of deceased Government servants shall not be appointed in the vacancies meant for Scheduled Castes, Scheduled Tribes and Backward Classes unless they members of Scheduled Castes, or Scheduled Tribes and Backward Classes and they shall be considered for appointment in vacancies meant for O.C candidates if they are readily available and if no such vacancies are available, they may be appointed against supernumerary posts to be created for the purpose, after waiting for the occurrence of O.C. vacancies for a reasonable period which may be one-year from the date of applications of the dependents.

5. The supernumerary posts so created shall continue till such time a vacancy arises in the roster for O.C. candidates. When a regular arises in the roster the supernumerary post so created shall automatically cease.

6. The above procedure shall also be adopted for the son/daughter/ spouse of a deceased employee who belongs to Scheduled Caste, Schedule Tribe or Backward Class community and when there is no vacancy for that community as per the roster.

7 This order issues with the concurrence of Finance and Planning D. Exp. HG) Department-wide their U. O. No. 5335/262/A2/HG, dated:8-2-1982. --.

(By Order and in the Name of the Governor of Andhra Pradesh)

S.R. RAMAMURTHI
Chief Secretary to Government

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Rule of Reservation of Scheduled Castes and Scheduled Tribes- Increased the percentage in respect of admissions and appointments.

EDUCATION (C) DEPARTMENT

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G.O.Ms.No.117

Dated : 05.03.1983
Read the following

1. From the Secretary , University Grants Commission Lr.F,6-4/92 (SCT) , 23.08.1982.
2. G.O.Ms.No.927, Edn. Dated 20.11.1982.
3. G.O.Ms.No.995, Edn. Dated 16.12.1982.

ORDER

In the GOs 2nd and 3rd read above, orders were issued for implementation of rule of reservation in the matter of recruitment of teaching staff in the Universities upto Readers level following the percentages of reservations i.e., Scheduled Castes 14% and Scheduled Tribes 4% and Backward Classes 25% respectively.

1. In the letter 1st cited, the Secretary, University Grants Commission has indicated that the position has been reviewed by the Government of India in the Ministry of Education recently and in the context of the population percentages of Scheduled Castes and Scheduled Tribes, it has been decided that the reservation percentages for admission and appointments would be 15% for Scheduled Castes and 7.5% for Scheduled Tribes hereafter. The University Grants Commission have therefore requested the State Government to take steps to make similar reservations in the matter of appointments to the posts of Lectures in Universities and also in filling up non-teaching posts.

3. Government after due consideration of the matter have decided to increase the reservation percentages for Scheduled Castes from 14% to 15% and Scheduled Tribes from 4% to 7.5% in regard to appointment in the Universities to the teaching posts upto Readers level and also for filling –up of non-teaching posts.

4. The universities are therefore requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Sd/- K.S.R.Murthy
Secretary to Government.

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SYNDICATE RESOLUTION DATED 18TH MAY 1985

4. Considered the letter No.243/CI/83-13, Dated 04.04.1985 of the Principal Secretary to Government, Government of Andhra Pradesh , Education (C) Department communicating therein the revised roster to be followed in regard to appointments in the Universities to the teaching posts upto Reader;s level filling up of non-teaching posts and admissions of SC, ST candidates into various courses of study in the Universities consequent on the increase of percentage of reservation to SCs from 14% to 15% and to STs from 4% to 7.5%.

(S.II(I)/98459/85)

RESOLVED that the revised roster furnished by the Government be adopted in regard to appointments of teaching posts upto Readers and that the old system of ABCD in respect of BC Reservation be followed till clarification from the Government is received.

RESOLVED FURTHER that as it is not feasible to take dates on which the respective vacancies occurred as the criteria for assigning them to the different points in the roster for the reason that in the subjects to which vacancies may thus get earmarked for certain reservation categories eligible candidates from the categories may not be available thus defeating the object of reservation as earlier represented by various associations of employees from the reservation groups, the Vice-Chancellor be authorized to prepare the roster for the vacancies of Readers and Lecturers to be filled and placed before the Syndicate for approval.

COPY OF LETTER NO.No.243.CI/3-13,, Dated 04.04.1985 from Shri V.P.Rama Rao, IAS , Principal Secretary to Government , Education Department Government AP Hyderabad addressed to the Registrar, AU , Waltair under copies to DHE and Social Welfare Department.

Sub :- Universities – Rule of Reservation of SC , ST and BC Consequent on increase in percentage Revised Roster – Regarding.

Ref :- 1. G.O.Ms.No.927, Edn. Dated 20.11.1982.
2. G.O.Ms.No.995, Edn.Dated 16.12.1982
3. From the Secretary , UGC Lr.No.F.64/82(SCT) Dt.23.08.1982.
4. G.O.Ms.No.117, Edn.Dated 05.03.1983
5. Government Lr.No.3070/C1/83-3 Dt.01.07.1983.

In the G.O.1st and 2nd read above orders were issued for implementation of rule of reservation in the matter of recruitment of teaching staff in the Universities upto Readers level following the percentage of reservation i.e., SCs 14% and BCs 25% respectively.

In pursuance , of the instruction of the UGC through letter 3rd cited orders were issued vide reference 4th and 5th cited increasing the reservation percentages for SCs from 14% to 15% and for STs from 4% to 7.5% in regard to appointments in the Universities to the teaching posts upto Reader level filling up of non-teaching posts and admissions of SC and ST candidates into various courses of study in the Universities.

Consequent on the increase of reservation percentages of SCs from 14% to 15% and to STs from 4% to 7.5%, I am directed to communicate the revised roster as in Annexures to this letter for information and necessary action.

ANNEXURE
REVISED RESERVATIONS ROSTER AS PER RESERVATIONS AT 15% SCs.

7.5% STs AND 25% BCs

01	OC	26	OC	51	OC	76	OC
02	SC	27	SC	52	SC	77	SC
03	OC	28	OC	53	OC	78	OC
04	OC	29	BC	54	BC	79	BC
05	OC	30	OC	55	OC	80	OC
06	OC	31	OC	56	OC	81	BC
07	OC	32	OC	57	OC	82	OC
08	ST	33	ST	58	ST	83	ST
09	OC	34	OC	59	OC	84	OC
10	BC	35	SC	60	BC	85	BC
11	OC	36	OC	61	OC	86	OC
12	OC	37	SC	62	SC	87	SC
13	OC	38	OC	63	OC	88	OC
14	BC	39	BC	64	BC	89	BC
15	OC	40	OC	65	OC	90	OC
16	SC	41	SC	66	SC	91	SC
17	ST	42	ST	67	ST	92	ST
18	BC	43	BC	68	BC	93	BC
19	OC	44	OC	69	OC	94	OC
20	BC	45	BC	70	BC	95	BC
21	OC	46	OC	71	OC	96	OC
22	SC	47	SC	72	SC	97	SC
23	OC	48	OC	73	OC	98	OC
24	BC	49	BC	74	SC	99	BC
25	OC	50	OC	75	BC	100	OC

SCs (15%) SL.Nos. 2,16,22,27,37,41,47,52,62,66,72,77,87,91,97.

STs (7.5%) Rounded to 8% SL.Nos. 8,17,33,42,58,67,83,92.

Sd/- XXX
Section officer

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**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services- Subordinate Services- Ministerial Posts such as Clerks Typists, Steno- Typists and other lower categories- Employment of dependents children of deceased Government employees who die in harness- Amendment to orders issued in G.O.Ms.No.84, General Administration (Services-A) Department Dt.17.02.1982 – Issued

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GENERAL ADMINISTRATION (SERVICES-A) DEPARTMENT

(G.O.Ms.No.110, Dt.22.02.1984)

Read the following

1. G.O.Ms.No.84, Gen.Admn.(Ser.A) Department Dt.17.02.1982.
2. From the President, AP Secretariat Section Officers Association dated 24.11.1982.

ORDER.

In the G.O. read above, orders have been issued to the effect that qualified and eligible dependents of deceased Government servants belonging to O.Cs shall not be appointed in the vacancies meant for Scheduled Castes, Scheduled Tribes and Backward Classes and that they should be considered for appointment in the vacancies meant for O.C. candidates only, if they are readily available. If no such vacancies are readily available, they may be appointed against Supernumerary posts to be created for the purpose after waiting for the occurrence of O.C. vacancies for a reasonable period which maybe once year from date of application of the dependents.

2. Representations have been made to the Government requesting that if the dependent of a deceased employee has to be appointed against a O.C. vacancy and if such a vacancy does not exist a supernumerary, post may be created immediately on application of the dependent deceased Government employee; and the dependent be appointed' immediately against that supernumerary, vacancy instead of keeping him to wait for one year for the occurrence of a vacancy or for creating a supernumerary post after that period.

3. Government have examined the matter carefully and with a view to provide immediate relief to the bereaved members of the family of the deceased Government employees -who die in harness, and have decided to accept the above proposal. Accordingly following amendment is issued to the G.O. read above.

AMENDMENT

In para 4 of the said G.O. the words," after waiting for the occurrence of O.C. vacancies for a reasonable period which may be one year from the date of appointment of the dependents" shall be omitted.

(By Order and in the Name of the Governor of Andhra Pradesh)

G.V. RAMAKRISHNA,
Chief Secretary to Government.

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**GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (J) DEPARTMENT**

Memo.No.543/J2/84-1

Dated:-03-04-1984

Sub:- Clarification on the background of Beda Jangam/Budga Jangam – Issue of Certificates as Scheduled Casts – Authorization to Collectors (SW) – Issued.

Ref:- Government Memo.No.1585/SCD/80-1, G.A, (SCD) Department, dated:-29-07-1980.

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Prior to 1977, Beda Jangam/Budga Jangam was recognized as a Scheduled Caste only in the Districts of Hyderabad, Mahabubnagar, Adilabad, Nizamabad, Medak, Karimnagar, Warangal and Nalgonda. The operation of the provision was extended to the rest of the State in the year 1977 only to see that any few families who were generously Beda Jangam/Budga Jangams also where also had the benefit of the concessions available to Scheduled Castes. Actually according to the census in 1961, 1840 Beda jangams/Budaga jangams in Andhra Pradesh in Telangana and it was 1,932 in 1971. This was a very small group of people. They were recorded as traditional hunters. They were also farmers and cultivators/agricultural workers. These people were reported to be found only in a few villages. They are said to be outside the areas and are said to have the disability of untouchability.

Actually, in the Andhra area, enquires reveal that there has been no community by name Beda jangam. There is no mention of this term even in the Gazetteers of the Districts of Nellore, Kurnool and Guntur. The Jangams or Jangalu are quite respectable and socially superior in the society and are even treated as Jangam Devaras. They are pujaries even in famous temples, like Sri Mallikarjuna Swamy Temple of Srisailem. They also do purohitham, which includes performing of funeral rites for the sudras. They inter-dine with the Caste-Hindus and vice-versa. In some census, they appear to extend the service of blowing conch (Shankam) and ringing in bell even in case of some scheduled castes with saivait background. But from the Scheduled Castes, i.e., Malas and Madigas, particularly and certain lower backward classes like Barbers and Dhobis and some-tribes, they accept only dry rations i.e., grain and of the food stuffs in kind and in dry form. They are in all walks of life, i.e., in respectable Government jobs, in business and trades, besides being landlords and cultivators. Some of them are quite well to do. Many Jangams in middle and low brackets of income do tailoring also. They live in main residential areas of the towns as well as villages and along with other Caste-Hindus including Brahmins, Vysyas and Kapus in the State restriction whatsoever on their going into temples or using the public facilities like water supply. Those Jangams that do funeral rites are generally called as Voora Jangams in Prakasam, Guntur and Nellore areas. They were shiva-lingams (including ladies). They are invariably outside the harijan localities, as stated. Most of them are traditionally vegetarians. They are “touchable”, i.e., they do not have the stigma of untouchability.

It is observed that, without regard to the position explained in the fore-going paras, the Revenue Authorities have been issuing certificates to the Jangams, Jangalu, Jangamadevaras and Lingayats who are also called as Voora Jangalu, Ayyavarulu and Dommalata Jangalu in some areas as belonging to BEDA JANGAMS, thus giving the facility of treatment as Scheduled Castes, i.e., those who have disability of untouchability. The unfortunate development is that the Landers in the Jangams have formed themselves into very strong associations such as “BEDA

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JANGAM" ASSOCIATION and have been vigorously canvassing and making the authorities issued certificates to them as "BEDA JANGAM", totally misleading them. And, this is resulting in deprivation of the minimum educational and job benefits available for the genuine Harijans i.e., Scheduled Castes.

Actually, Jangam community is recognized as backward class 'A' Group in the list of Backward Classes of the Andhra Pradesh State. Still, from about 1977, i.e., on removal of the area restriction on certain castes and tribes in some Districts, like Prakasam and Nellore, these forward caste Jangams actively assisted by certain organized groups and Associations, as stated, have managed to obtain very large number of certificates as Beda jangams and as belong to Scheduled Castes and thus secure seats in educational institutions, jobs in Government establishment and also are obtaining scholarships and economic benefits.

Here, it has to be clarified that for considering a group or family as belonging to Scheduled Caste, the basic requirement is that the group or the family or the individual must have the disability of untouchability and everything also scheduled castes to these groups/families/individuals not having this specific disability of untouchability, besides pursuing any low menial/obnoxious or unclean occupations is against the letter and spirit of the very policy of the Governments and also the provisions of the Constitution of India. Therefore, the District authorities authorized to issue the social status/caste/tribe certificates should immediately take action to cancel all those certificates issued as Beda Jangams as belonging Scheduled Castes applying the criteria in dicated above. It must be remembered that Bedajangams as Budaga Jagams are also those who are hunters and also flowers and cultivators, agricultural workers and who are invariably non-vegetarians and who have the disability of untouchability. Some of them are reported to eat all sorts of small animals like squirrels and rats and even carrion. They are generally not co-resident with the Caste Hindus. They are said to live separately and are trended as untouchables.

The Revenue Authorities should also see that hereafter every application of any persons claiming the status of Beda Jangam or Budaga Jangam should be strictly scrutinized and only those few families who are genuine Scheduled Castes, i.e., who have that disability of untouchability and other attributes of low and menial occupational backgrounds are allowed this benefit. The information is that there have been no groups called Beda Jangams hailing from Andhra areas. Probably there are no groups called BEDA JANGAMS in the whole of Andhra Pradesh. Even in report of the Registrar General of India gives only the nomenclature "BEDA (BUDAGA) JANGAM". This must be strictly kept in view while examining the applications. Also, before considering the applications they should be got personally inspected by the Sub-Collector/R.D.Os and the actual certificates should be issued by the District Collectors (SW) after getting the enquiry repots duly processed by the Deputy Director (Social Welfare) wherever necessary even getting the details cross checked by the Deputy Directors (SW) or P.As to collectors or Joint Collectors. The District Collectors should make sure that the Sub-Collectors, the R.D.Os and Deputy Director (SW) ensure that any person/family not fulfilling requirement of being hunters of small/jungle animals of their own domestic purposes and flowers and agricultural workers are not given the facility of Beda/Budaga Jangam. They should keep in mind carefully that those jangams doing purohithams are only Backward Classes at best and not Scheduled Castes for any purpose.

It is observe that, atleast, in some districts the enquiries on the social status of the persons asking for Scheduled Caste certificates are absolutely perfunctory and just on the asking by an application in manuscript of one or two lines, the Tahsildars are issuing straight-away the certificates even without keeping copies of certificates. In certain cases even thse one or two lines are not properly being preserved. Here the authorized officers should see that the enquiries are detailed and pucca, i.e., by
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visiting residential areas of the applicants and careful enquiries as to their occupations, social backgrounds, disabilities such as untouchability, as stated and arrange to preserve the records along with the copies of certificates for any future purposes.

Further, where the jangams in the past had misled the administration and taken certificates as Scheduled Castes, claiming themselves to be Beda Jangams, the District Administration (Revenue and Social Welfare authorities) must cancel the caste certificates already issued and proceed against them criminally also, besides withdrawing the educational seats and canceling the jobs given under reservation. The scholarships earlier given to the wrong groups must be recovered. The issue of the Scholarships to the old cases must be forthwith stopped and the details of this type of cases of wrong claims of educational seats, jobs, scholarships and economic benefits should be reported to Government through the Director of Social Welfare.

The procedure indicated and criteria set out in this memo, i.e., requiring detailed enquiries and issue of certificates by the District Collectors are in addition to the steps contemplated in Government Memo. 29-07-1980 cited (copy enclosed for ready reference).

The receipt of this memo. Should be acknowledged by return of post.

V. CHANDRA MOULI
SECRETARY TO GOVERNMENT SOCIAL
WELFARE.

To
All the Collectors (by name cover).
The Director of Social Welfare, A.p., Hyderabad.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Scheduled Castes and Scheduled Tribe- Reservation in Service and
Admissions to Educational Institutions – Orders – Issued.

SOCIAL WELFARE (P) DEPARTMENT

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G.O.Ms.No.167

Dated the 15th July 1986
Read the following

G.O.Ms.No.1644, Education (SW) Department, Dt.11.06.1965

ORDER

The existing percentage of reservations for Scheduled Castes and Scheduled Tribes for appointment in services and admissions to educational institutions is 14% and 4% respectively. These percentage of reservations are based on the approximate percentage of population of Scheduled Castes and Scheduled Tribes to the total population of the State, according to 1961 census.

2. Government have examined the question of revising the existing percentage of reservation in favour of the Scheduled Castes and Scheduled Tribes in accordance with 1981 census , wherein the population of Scheduled Castes and Scheduled Tribes, 14.87% and 5.93% respectively. It has been decided by Government that the percentage of reservation should be enhanced in line with the population of Scheduled castes and Scheduled Tribes according to 1981 census.

3. Government, accordingly direct that the percentage of reservations for Scheduled Castes and Scheduled Tribes in appointments in services under the State Government including Public Undertakings, Corporations, Local Bodies , Educational Institutions and all other organisations or bodies wherever reservations exist and admissions to educational institutions shall henceforth be 15% and 6% respectively.

4. The orders will come into effect from the date of issue. The selections for recruitment and selections for admission already made will not be affected by these orders.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.R.SANKARAN
PRINCIPAL SECRETARY TO GOVERNMENT

To
All Departments of Secretariats
All Heads of Departments etc.,

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GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (J) DEPARTMENT

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Memo.No.1030/J1/88-5

Dated:-23-03-1989

Sub:- Social Welfare – Caste Certificates – Issue of Scheduled Caste Certificates to the persons claiming to belong to Beda Jangam /Budga Jangam – Certain instructions – Issued.

Ref:- G.O.Ms.No.289, Social Welfare (J2) Department, dated:-28-11-1986.

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The State Government have had detailed enquiries caused into the matter of social status of persons claiming to belong to Beda (Budaga) Jangam, which stands included in the list of Scheduled Castes of Andhra Pradesh. The facts that have come to light during the said enquiries are set out below.

In the Scheduled Castes and Scheduled Tribes (Modification) order, 1956, Beda (Budaga) Jangam was enumerated as a Scheduled Caste as it existed in the Districts of erstwhile Telangana area namely, Hyderabad, Medak, Khammam, Mahabubnagar, Nalgonda Warangal, Nizamabad, Karimnagar and Adilabad districts. The position continued to be the same till 1976, when the area restriction was removed by the Scheduled Castes and Scheduled Tribes order (Amendment) Act, 1976, extending the operation of the provision to the other parts of the State so that a few families of Beda (Budaga) Jangam living elsewhere in the State can get the benefits meant for Scheduled Caste.

The records show that Beda (Budaga) Jangams are traditional hunters, fowlers and also cultivators/agricultural workers. They are invariably non-vegetarians, some of them, it is reported; eat all sorts of small animals like rats, squirrels and even carrion. They were found only in a few villages living on the periphery. They were allegedly treated as untouchables. The population of these people according to Census figures was 1840 in 1961 and 1982 in 1971 in Telangana area. No records mention that a community by name Beda/Budaga Jangam existed in Andhra area. Even in gazettes of Nellore, Kurnool and Guntur, the Beda/Budaga Jangams find no place.

The Government received complaints that several persons not belonging to Scheduled Castes but belonging to Jangam Community are obtaining Scheduled Caste Certificates claiming to be Beda (Budaga) Jangam, because of the similarity between the names the two of castes and thereby usurping the benefits reserved for Scheduled Castes. Enquiries made in Prakasam and neighbouring districts revealed that persons who claimed to belong to Beda (BUdaga) Jangam community are in fact members of Jangam community which commands respect and stands socially superior, and they are called Jangam Devaras. They perform 'Purohitam' to sudras and attend to funerals and death ceremonies of Sudras including some Scheduled Castes, like Maal and Madiga of Shaivait background. They blow conchs and ring bells while performing the above rites. The people of the Jangam Community are also in various walks of life such as Government Service, trade and business and cultivation. A few people of Jangam caste are rich, while many of them belong to middle class and lower income brackets. They live along with people of other castes in the main localities of the towns and villages and they do not suffer any

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discrimination in this regard. They were never treated as untouchables. They draw water from the wells used by upper caste Hindus. They were free to enter temples. The Priests in Mallikharjunaswamy Temple in Srikakulam belong to this community. They are traditionally vegetarians. They interdine with caste Hindus. They take only dry ration from the Scheduled Castes and Sudras like Dhobis, Barbers, etc., when they render religious service to them.

The jangams referred to above, who are treated as a Backward Class are thus different from Beda/Budaga Jangam people who were enumerated as a Scheduled Caste, in regard to their way of life, habitation, culture, social status and food habits etc., One is very different from the other.

The field enquiries further revealed that members of the aforesaid Jangam Community are taking undue advantage of the similarity in nomenclature of these two casts and started styling themselves as Beda/Budaga Jangam from the time of removal of area restriction in 1976, with the interior motive of are nothing the benefits of Scheduled Castes, by systematic and sustained by systematic & sustained efforts through an association formed to the purpose. As a result BedaJangam (Scheduled Caste) Certificate were obtained by a numbers of persons of Jangam Community, a non-Scheduled Cast Community, by misrepresentation, for admission and appointments in Government service etc., thus depriving genuine Scheduled Caste persons of the benefits meant for them.

In view of the above position, it has become imperative to cause thorough enquiries keeping in view the distinguishing features of two communities outlined in the preceding paragraphs and decide the genuinenous of the claims in cases where such certificates have already been issued and also in cases where such certificates are asked for.

Though generally speaking Beda/Budaga Jangam Community is not found in the Andhra Pradesh Region of the State, there may be stray cases of Beda/Budaga Jangam families living in these areas also. Therefore, great care should be taken by the authorities concerned in identifying the genuine persons of the community before issuing Scheduled Caste Certificates to the applicants. Whenever Beda/Budaga Jangam Scheduled Caste certificates already issued are referred to for verification, the authorities should cause a detailed enquiry into each case giving opportunity to the candidate to be heard and statements if any should be recorded in his presence. The basis on which the conclusion regarding the social status of the candidate was arrived at should be recorded and connected disposal should be maintained intact for reference/inspection if any in future by higher authorities. In cases where the claim is found to be false, further action should be taken as laid down in the G.O. cited.

The Revenue Authorities should also see that thereafter every application of any persons claiming the status of a Beda Jangam or Budaga jangam should be strictly scrutinized and only those few families who are genuine Scheduled Castes i.e., who have disability of untouchability and other attributes of low and menial occupational backgrounds are allowed this benefit. The information is that there have been no groups called Beda Jangams hailing from Andhra areas. Probably there are no groups called BEDA JANGAMS in the whole of Andhra Pradesh. Even in report of the Registrar General of India gives only the nomenclature 'Beda (Budaga) Jangam'. This must be strictly kept in view while examining the applications. Also, before considering the applications, they should be got personally inspected by the Sub-Collectors/R.D.Os and the actual certificates should be issued by the District Collectors (sw) after getting the enquiry reports duly processed by the Deputy directors (Social WelfareA), wherever necessary even getting the details cross checked by the Deputy Directors (SW) or P.As to Collectors or Joint Collectors. The District Collectors should make sure that the Sub-Collectors, the R.D.Os and Deputy Director (SW) ensure that any person/family not fulfilling requirement of being

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hunters of small/jungle animals for their own domestics purpose and fowlers and agricultural workers are not given the facility of Beda/Budaga Jangam. They should keep in mind carefully that those jangams doing purchithams are only Backward Classes at best and not Scheduled Castes for any purpose.

It is observed that, atleast, in some districts the enquiries on the social status of the persons asking for Scheduled Caste certificates are absolutely perfectory and just on the asking by an application in manuscript of one or two lines, the Tahsildars are issuing straight-away the certificates even without keeping copies of certificates. In certain cases even these one or two lines are not properly being preserved. Here the authorized officers should see that the enquiries are detailed and pucca, i.e., by visiting residential areas of the applicants and careful enquiries as to their occupations, social backgrounds, disabilities such as untouchability, as stated and arrange to preserve the records along with the copies of certificates for any future purposes.

Further, where the jangams in the past had missed the administration and taken certificates as Scheduled Castes, claiming themselves to be Beda Jangams, the District Administration (Revenue and Social Welfare authorities) must cancel the caste certificates already issued and proceed against them criminally also, besides withdrawing the educational seats and cancelling the jobs given under reservation. The scholarships earlier given to the wrong groups must be recovered. The issue of the scholarships to the old cases must be forthwith stopped and the details of this type of cases of wrong claims of educational seats, jobs scholarships and economic benefits should be reported to Government through the Directorate of Social Welfare.

The procedure indicated and criteria set out in this memo, i.e., requiring detailed enquiries and issue of certificates by District Collectors are in addition to the steps contemplated in Government Memo. Dated:-29-07-1980 cited (copies enclosed for ready reference).

The receipt of this memo should be acknowledged by return of post.

V. CHANDRA MOULI
SECRETARY TO GOVERNMENT SOCIAL WELFARE.

To
All the Collectors (by name cover).
The Director of Social Welfare, A.P., Hyderabad.

FINDINGS OF THE STUDY OF BUDAGA AND BEDA JANGAM COMMUNITY CLAIMENTS

As per the instructions of Director of Tribal Cultural Research and Training Institute, K. Pandu Ranga Raju, Research Officer and Sri B. Ravinder, CCFI, conducted study in some villages of Mahabubnagar District to find out the genuineness of the Claim of "Jangam" Community people as Budaga jangam. Joint Director, Social Welfare, visited Sakalapalli of Gopalpet Mandal and Naqqarkurnool and observed the discussions held with such claimants. The Superintendent, Research Wing of Social Welfare Department also participated in the study.

The following villages were visited and the claimants of Budaga Jangam were assembled and discussed with them about their claim and recorded the statements from the elders of their community about synonyms, sub-groups, clans, occupations, habitations etc. of their community.

- | | | |
|----------------|----------------|-----------------|
| 1. Sakalapalli | 2. Vuyyalawada | 3. Konda Nagula |
| 4. Mannanur | 5. Achampeta | 6. Nadimpalli |
| 7. Kalwakurthy | 8. Marjalem | 9. Midjil |

The following are the surnames of that community as informed by the elders of that community.

Thurpati, Laganam, Kadamanchi, Vibhuthi, Mathe, Dhupam, Sirigiri, Yadavelli, Kondapalli, Pelluri, Yelavarthi, Sankula, Siriwai, Chithari, kappari, Ganuga, pastham, parri, Nidugonta, Kallem, Miriyala, Dudurki, Vanarasi, yadumgotla, Ganjayi, Sanamanla, Telikonda, Revella, Baluga, silivendla, Ippa, Rudraksha, Sirvati, Rasuru, Ponnaganti, Kumara, Neerakaya, Pertham, Yelavarthi, Sannapandhu, Kadam, Balugolu, Kette, Emula, Aleti, Sanivandla, Kalyanam.

The above surnames are divided into groups and the surnames included in one group are treated as brother surnames for the purpose of marriage alliances. The persons belonging to surnames of each exogamous group call themselves as brothers, sisters etc.,

The elders of that community informed that they are mendicants or occupations. They are generally called as Bitchagallu (Beggars). As all of them cannot collect alms under the name of one community they style themselves with different names following different methods of collecting alms. The following are the main division of that community passes on different methods followed in pursuit of their occupation in collecting alms.

- | | | |
|--------------------------------|---|--|
| Balasanthu | - | Genealogists and offering blessings, Religious mendicants. |
| Sanyasi | - | Religious mendicants. |
| Gosai | - | Palmist mendicants |
| Katipapalu | - | Beggars-cum-Religious functionaries style as having rights over grave yards. |
| Bahurupis or pagati Veshagallu | - | Caricaturists and wear variety of dresses to play different roles and amuse the villagers. |

Tholubommalatavaru	-	They play puppet shows of mythological stories.
Mandhepitchivaru	-	Genealogists of gollas and tell glorious stories of their community at sheep herds during night time and house gollas.
Lingadhari koyalu Kondarajulu	-	Palmists in the guise of 'Koyas' a Scheduled Tribe of A.P
Sharadagallu (or) Thandhana Kadhalavaru Bhagothulavallu	- - -	Sing mythological ballads Recite stories of Bhagavatham

Even though inter dining and inter marriages among these divisions are permitted the Traditional occupations is not exchangeable. The same surnames are found in all divisions of that community.

The traditional entertaining of the above divisions received a set back with the changes in the tastes of people in the wake of cinema and other audio-visual inventions. Even now they roam about in rural and urban areas singing ballads, reciting genealogies, entertaining masses with folk dramas, folk songs and caricature programmes and make a living. The women are expert in mat weaving. They are found weaving mats even while cooking, breastfeeding their children. Now a days , women and children are also selling mutyalul and old clothes bringing them from Hyderabad. Leaving the old people at their own habitates, they move on from one village to another in pursuit of their occupation for about 6 to 10 months. They keep their collections in the houses of villagers head while leaving the villages and collect back in return journey once in two months or so some of them return back to their habitats to see the welfare of the old people and stay there for about a week or so and start again in pursuit of their occupation.

Jangams, balasanthu, etc., catch rats, cats, udumulu squirrels etc. and cat them just like Mandulas. But they are not beef eaters.

The occupational sub-divisions, surnames, they way of life they lead reveal that they belong to Jangam, castes, at P.173 of the report of the Backward Classes Commission it was pointed out. But there is a sub-set among the Jangam whose traditional occupation is begging. They move about with a bell and begging bowl for alms. They are nomadic as they move from place to place for begging. This sub-sect as a whole is economically poor as they are mainly dependent on the alms on account of their profession and extreme poverty they are looked down in society.

Having regard to the fact that this sub-sect occupies on inferior position in the social hierarchy and educationally backward, the Commission considers that the sub-sect Jangam whose traditional occupation was begging is socially and educationally backward”.

The study also revealed that those who are claiming to belong to Budaga or Beda Jangams are actually Siri Jangams or Shiva Jangam or Ganayath Jangams. None of them are aware of the name Budaga or Beda Jangam prior to 1980 as educated by the leaders of that community from Hyderabad City and Mahaboobnagar District they are all claiming themselves as Budaga or Beda Jangam. Forming 'Budaga Jangam' Association and distributing literature on that community has educated persons from Hyderabad and Mahabubnagar District, collected money from Jangam families. Every year each family has to pay some

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amount to Association. Some of the elders of that community revealed these facts. In school records also the students belonging to this community were enrolled as belonging to 'Jangam' (BC) or Sri Jangalu. But in recent years as advised by their Sangam leaders they are enrolling themselves as belonging to Budaga Jangam since parents declaration itself is enough to enroll the caste while admitting into educational institutions. Caste cannot be changed from time to time to suit their convenience. The same community people inhabiting the suburban areas of Hyderabad city, particularly from Hasmathpet and Boinpally area claimed to belong to Lingadhari Koya, Lahurupi ralsanthu and perhaps stiri (or sri) Jangalu and requested the Government, to extend them all the concessions and reservations meant for Scheduled Tribes. Now they are claiming themselves as Budaga Jangams forming themselves as Budaga Jangam Association. Stigma of untouchability is not attached to them. Jangam and Balasanthu communities are already included in the list of BCs perhaps not satisfied with that they have been shifting their claim from one community to another to avail more and more benefits extended to SCs and STs. These Jangam and Balasanthus are predominantly found in Warangal, Karimnagar, Medak, Hyderabad, Rangareddy, Nalgonda, Mahabubnagar, Nizamabad, Khammam, Krishna, and Guntur Districts. They are also found in all other Telengana and Rayalaseema Districts and presently in coastal Districts.

There is reference of a community by name 'Bynollu' in the book written by Sri V.Raghavaiah 1968 p.247 as follows "Byndlu"

These tribals are vagrant and carry stringed black cylindrical arms throughly exposed on one side and a sheet of thin there covering at the other and with a wire mounted upon and also consisting of a number of jungle bells fitted side which can produce a jungling musical sound with his right hand, the musician beats the hollow producing the effect of thud. Another keeps the chorus by playing up the wire drum fitted with a single string. They entertain villages by singing praises of gods and goddesses and their miracles. All able bodies bynollu , are in greatmand and on occasions when village gods are worshipped as they sing the praises of god and can narrate "Ellamma Katu and other Ballads. They are the priests for madigas. They are formed in Kurnool and Ananthapur Districts of Andhra Pradesh.

The instrument used by Bynollu is called 'Badakam' they recite balled narrating "Ellamma Kada" and "Arundhati Kadha". They have right to collect alms from Madigas. They are priests to 'Madigas' while Mallajanagam are their counter parts in respect of 'Malas'. The name of their instrument 'Badakam' has phonetic resemblance to the word 'Budaga' the instrumts used by Sri Jangams are Tambara, Sitara , Cummeta, Genta , Shanku.

Sd/-Panduranga Raju,
Research Officer, T.C.R. & T.I

THE ANDHRA PRADESH GAZETTE
PART IV B - EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.24

HYDERABAD, WEDNESDAY, SEPTEMBER 8, 1993.

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ANDHRA PRADESH, ACTS, ORDINANCES AND REGULATIONS Etc.,

The following Act of Andhra Pradesh Legislative Assembly which was reserved by the Governor on the 28th January 1993 for the consideration and assent of the President received the assent of the President on the 4th September, 1993 and the said assent is hereby first published on the 8th September, 1993 in the Andhra Pradesh Gazette for general information.

Act No.16 of 1993

An Act to regulate the issue of community certificates relating to persons belonging to the Scheduled Castes, Scheduled Tribes and Backward Classes and matters connected therewith or incidental thereto.

Whereas, it has been brought to the notice of the Government that candidates who seek employment in Government Departments, Public Sector undertakings and such other organizations and candidates seeking admission into educational institutions, against the vacancies or, as the case may be, the seats reserved for the Scheduled Castes, Scheduled Tribes and Backward Classes are producing false community certificates and securing employment or seats, as the case may be:

And whereas, by securing such employment or admission on the basis of false community certificates the benefits of special provisions made for the advancement of the Scheduled Castes, Scheduled Tribes and the Backward Classes in the matter of public employment and educational opportunities are not reaching such Castes, Tribes and Classes:

And whereas, the Government have decided to curb effectively the evil practice of producing false community certificates by devising a strict procedure for the issue of such certificates and prescribing deterrent punishment to those who produce false community certificates.

BE it enacted by the Legislative Assembly of the State of Andhra Pradesh in the forty third year of the Republic of India as follows

Short title,
Extent and

1. (1) This Act may be called the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes)

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commencement Regulation of Issue of Community Certificates Act, 1993.

- (2) It extends to the whole of the State of Andhra Pradesh
- (3) It shall come into force on such date as the Government may, by notification, appoint.

2. In this Act, unless the context Definitions otherwise requires.

- (a) 'backward classes' means any socially and educationally backward classes of citizens recognized by the Government for purposes of Clause (4) of Article 15 of the Constitution of India.
- (b) 'Community Certificate' means the certificate issued by the competent authority indicating therein the Scheduled Caste, the Scheduled Tribe or the Backward Class, as the case may be, to which the person belongs;
- (c) 'Competent Authority' means any officer or authority authorized by the Government by notification to perform the functions of the competent authority under this Act, for such area or for such purpose as may be specified in the notification.
- (d) 'educational institutions' means any school, junior college, degree college, college of education, polytechnic college, industrial training institute, college of Fine Arts and Architecture, college of Music and Dance, Engineering College, Medical College, Ayurvedic College, Homeopathic College, Unani College, Dental College, College of Nursing, Nurses Training School, College Health Visitors Training School, Colleges under the control of Andhra Pradesh Agricultural University and various colleges under the control of any University established by an Act of the State Legislature and such other institutions imparting education as may be notified from time to time.
- (e) 'government' means the State Government of Andhra Pradesh;
- (f) 'local authority' means, in relation to local areas comprised within the jurisdiction of a Municipal Corporation, the concerned Municipal Corporation and in relation to any other local area in the State, the concerned Municipal Council, Zilla Praja Parishad, Mandal Praja Parishad, Gram Panchayat or township having jurisdiction over such local area;
- (g) 'Notification' means, a notification published in the Andhra Pradesh Gazette and the word 'notified' shall be construed accordingly;
- (h) 'prescribed' means, prescribed by the rules made by the Government under this Act.
- (i) 'Scheduled Castes and Scheduled Tribes shall have the meanings respectively assigned to them in Clause (24) and Clause (25) of Article 366 of the Constitution of India.

Application
Of a commu-
nity certificate.

3. (1) Any person belonging to any of the Scheduled Castes or Scheduled Tribes or Backward Classes may in order to claim the benefit of any reservation provided to such Castes, Tribes or Classes either for any public appointment or for admission into any educational institution in the State or outside the State for the students of the State or any other benefit under any special provisions made under clause (4) of Article 15 of the Constitution of India or for the purpose of contesting for elective post in any local authority or for elective posts in the co-operative institutions, make an

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application in such form and in such manner as may be prescribed to the competent authority for the issue of a community certificate.

- (1) Any person belonging to a Scheduled Tribe may, for the purpose of claiming any benefit or protection meant for Scheduled Tribes under any notification, direction or regulation made under the Fifth Schedule to the Constitution of India or under any Act, Rule, Regulation or Order for the time being in force in the Scheduled Areas, make an application in such form and in such manner as may be prescribed to the competent authority for the issue of community certificate.

Explanation :- For the purposes of this section and section 13, Scheduled Areas' means the areas as defined in paragraph 6 to the Fifth Schedule to the Constitution.

- (4) (1) The Competent Authority may, on an application made to it under section 3, satisfy itself about the genuineness or otherwise of the claim made therein and thereafter issue a community certificate within such period and in such form as may be prescribed or reject the application for reasons to be recorded in writing. A certificate in regard to community issued by any person, officer or authority other than the competent authority shall be invalid.

Community certificate to be issued by competent authority

- (2) Before the issue or rejection of a certificate under sub-section (1), the competent authority shall follow such procedure as may be prescribed.

- (5) (1). Where, before or after commencement of this Act a person not belonging to any of the Scheduled Castes, Scheduled Tribes or Backward Classes has obtained a false community certificate to the effect that either himself or his children belongs to such Castes, Tribes or Classes, the District Collector may either suo-moto or on a written complaint by any person, call for the record and enquire into the correctness of such certificate and if he is of the opinion that the certificate was obtained fraudulently, he shall, by notification, cancel the certificate after giving the person concerned an opportunity of making a representation.

Cancellation of false community certificate

Provided that where an enquiry into the genuineness of a community certificate issued prior to the commencement of this Act has commenced and is pending at such commencement, the record thereof shall be transferred by the concerned authority to the District Collector and he shall continue the enquiry and conclude the same under this sub-section.

- (2) the powers of the nature referred to in sub-section (1) may also be exercised by the Government.

Burden of Proof (6) Where an application is made to the competent authority under section 3 for the issue of a community certificate in respect of Scheduled Castes, Scheduled Tribes, or Backward Classes or in any enquiry conducted by the competent authority or the authority empowered to cancel the community certificate or the appellate authority under this Act or in any trial or offence under this Act, the burden of proving that he belongs to such Caste Tribe or Class shall be on the claimant.

Appeal and review (7) Any person aggrieved by an order passed under sub-section (1) of section 4 by the competent authority rejecting an application made to it under section 3, may within thirty days from the date of receipt of such order, appeal to the District Collector and the District Collector may after giving the appellant an opportunity of being heard either confirm the order appealed against or set aside the said order and direct the

competent authority to issue a community certificate.

(2) Any person aggrieved by an order passed under section 5 by the District Collector may, within thirty days from the date of publication of such order in the Andhra Pradesh Gazette, appeal to the Government and the Government may, after giving the appellant an opportunity of being heard and subject to such rules as may be prescribed, confirm or set aside the order appealed against.

(1) The Government may, on an application received from any person aggrieved by an order passed by the Government under sub-section (2) of section 5, within thirty days of the publication of that order in the Andhra Pradesh Gazette, review any such order if it was passed by them under any mistake, whether of fact or law or in ignorance of any material fact.

(2) Pending disposal of an appeal under sub-section (2) or review under sub-section (3), it shall be competent for the Government to stay the operation of the order against which an appeal or review as the case may be, is filed.

(8) (1) The Government may, at any time, either suo-moto or on an application made to them within the prescribed period call for and examine the record, relating to any decision made or order passed by any person, officer or authority subordinate to them for the purpose of satisfying themselves as to the legality, regularity or propriety of such decision or order and if, in any case it appears to the Government that any such decision or order should be modified, annulled, reversed or remitted for reconsideration, they may pass orders accordingly.

Power of
revision by
Government

Provided that the Government shall not pass any order prejudicial to any party unless such party has had an opportunity of making a representation.

(2) the Government may stay the execution of any such decision or order pending the exercise of their powers under sub-section (1) in respect thereof.

Competent
authority exercise
powers of the Civil
Court, Central Act V
of 1908.

9. The Competent authority shall, while holding an enquiry under this Act, have all the powers of a Civil Court while trying a suit under the code of Civil Procedure, 1908 in respect of the following matters, namely.

- a) summoning and enforcing the attendance of any person and examining him on oath.
- b) requiring the discovery and production of any document.
- c) receiving evidence on affidavits.
- d) requisitioning any public record or copy thereof from any court or Office and
- e) issuing commissions for the examination of witnesses or documents.

Penalties 10. Whoever obtains a community certificate by :-

- a) furnishing false information or
- b) filing a false statement or
- c) any other fraudulent means

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Shall, on conviction be punishable with rigorous imprisonment for a term which shall not be less than six months but which may extend upto two years and with fine which shall not be less than one thousand rupees but which may extend upto five thousand rupees;

Provided that the Court may, for adequate and special reasons to be mentioned in the Judgement, impose a sentence of imprisonment for a lesser term or fine.

11. (1) Whoever not being a person belonging to any of the Scheduled Castes, Scheduled Tribes or Backward Classes secures admission in any educational institution against a seat reserved for such Castes, Tribes or classes or secures any appointment in the Government, local authority or in any other company or corporation owned or controlled by the Government or in any aided institution against a post reserved for such castes, Tribes or Classes or enjoys any other benefit intended exclusively for Scheduled Castes, Tribes or Classes by producing a false community certificate shall, on cancellation of the false community certificate, be liable to be debarred from the concerned educational institution or as the case may be, discharged from the said service forthwith and any other benefit enjoyed by him as aforesaid shall be withdrawn forthwith.

Benefits secured on the basis of false community certificate to be withdrawn.

(2) Any amount paid to such person by the Government or any other agency by way of scholarship, grant allowance or other financial benefit shall be recovered as an arrear of land revenue.

(3) Any degree, diploma or any other educational qualification acquired by such person after securing admission in any educational institution on the basis of a false community certificate shall also stand cancelled on cancellation of the community certificate obtained by him.

(2) whoever not being a person belonging to any of the Scheduled Castes, Scheduled Tribes or Backward Classes secures any benefit reserved for Scheduled Castes, Scheduled Tribes or Backward Classes other than those mentioned in section 12 by producing a false community certificate shall on conviction be punishable with rigorous imprisonment for a term which shall not be less than six months but which may extend upto two years and with fine which shall not be less than one thousand rupees but which may extend upto five thousand rupees.

Provided that the court may, for adequate and special reasons to be mentioned in the judgement, impose a sentence or imprisonment for a lesser term or fine.

Penalty for securing an appointment of election to political officers etc., on the basis of false community certificate.

12 (1) Whoever not being a person belonging to any of the Scheduled Castes, Scheduled Tribes or Backward Classes secures an appointment in Government or other institutions referred to in section 11 against the posts reserved for the Scheduled Castes, Scheduled Tribes or B.Cs or is elected to any of the elective offices of any local authority or co-operative society against the offices reserved for such Castes, Tribes or classes on the basis of a false community certificate, shall on conviction be punishable with rigorous imprisonment for a term which shall not be less than six months but which may extend upto two years and with fine which shall not be less than one thousand rupees but which may extend upto five thousand rupees.

Provided that the Court may, for adequate and special reasons to be mentioned in the Judgement, impose a sentence of imprisonment for a lesser term or fine.

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(2) whoever not being a person belonging to a Scheduled Tribe secures any benefit or protection intended for a member of a Scheduled Tribe under a notification , direction or regulation made under the fifth Schedule to the Constitution of India or under any other law in force in the Scheduled Areas on the basis of a false community certificate shall, on conviction be punishable with rigorous imprisonment for a term which shall not be six months but which may extend upto two years and with fine which shall not be less than one thousand rupees but which may extend upto five thousand rupees.

13. (1) Any person or authority performing the functions of competent authority under this Act, who intentionally issues a false community certificate, shall on conviction, be punishable with rigorous imprisonment for a term which shall not be less than six months but which may extend upto two years and also with fine which shall not be less than one thousand rupees but which may extend upto five thousand.

Penalty for issuing a false community certificate.

Provided that the Court may, for adequate and special reasons to be mentioned in the Judgement, impose a sentence of imprisonment for a lesser term or fine.

2. No court shall take cognizance of an offence punishable under this section except with the previous sanction of the Government.

14. Whoever abets any offence punishable under this Act shall be punished with the punishment provided for in this Act for such offence.

Penalty for abettors.

15. Notwithstanding anything contained in the code of Criminal Procedure, 1973, any offence punishable under sections 10, 11 and 12 of this Act may be tried summarily by a Magistrate of the first class.

Offences to be tried summarily Central Act.II of 1974.

Offences Under the Act cognizable Central Act II of 1974

16. Notwithstanding anything contained, in the code of Criminal Procedure, 1973 all offences under this Act, shall be cognizable and non bailable.

Bar of jurisdiction of Civil Courts.

7. No Civil Court shall have jurisdiction in respect of any order passed by any officer or authority under this Act and no stay or injunction shall be granted by a court in respect of any action taken or to be taken by such officer or authority under this Act in pursuance of any power conferred by or under this Act.,

Protection of acts done in good faith.

18. No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done in pursuance of this Act or the rules made thereunder.

Act to override other laws

19. The provisions of this Act shall have effect, notwithstanding anything inconsistent therewith contained in any other law for the time-being in force.

Power to make rules.

20 (1) The Government may by notification make rules for carrying out all or any of the purposes of this Act.

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(2) Every rule made under this Act shall immediately after it is made be laid before the Legislative Assembly of the State, if it is in session and if it is not in session, in the session immediately following for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if before the expiration of the session in which it is so laid or the session immediately following, the Legislative Assembly agrees in making any modification in the rule or in the annulment of the rule, the rule shall , from the date on which the modification or annulment is notified, have effect only in such modified form or shall stand annulled, as the case may be so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

Transitional provisions 21. A community certificate issued by any authority competent to issue the same under the relevant rules or orders before the commencement of this Act shall, unless it is cancelled under the provision of this Act, be valid and shall be deemed to have been issued under the provisions of this act.

K.SATYANARAYANA MURHTY
SECRETARY TO
GOVERNMENT
LEGISLATIVE AFFAIRS,
LAW DEPARTMENT

GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (J) DEPARTMENT

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Memo.No.26909/J1/93-3

Dated.3-2-1995.

Sub: Removal of Ban the SCs converted to Budhism from being deemed to be the members of Scheduled Castes - Instructions – Issued – Regarding.

Ref: 1.G.O.Ms.No.289, S.W.(J2) Dept., Dt.28.11.1986.

2. From the Govt.of India, Min. of Welfare, New Delhi,

Lr.No.12016/28/90/SCD

(R.Cell) dt.31-7-90 communicated with Govt.Memo.No.23143/J1/90-1 dt.28- 3-90.

3.From the Govt.of India, New Delhi, Lr.No.12016/28/90-SCD (R.Cell)

Dt.20.11.90, communicated with Govt. of India,

Memo.No.34150/J1/90-1, Dt.9.1.91

4. From the General Secretary, the Budhist Society, A.P. Hyderabad, Repns,

Dt.9.11.93 and 23-2-94.

In the representation 4th cited the General Secretary, Budhist Society of India has represented to Government that several complaints from the converted Buddhist are being received stating that the District Collectors/R.D.Os Sub-Collectors/M.R.O's are not issuing the caste certificates to the Scheduled Castes converted Buddhist under the pretext that no Government orders are available indicating the authority competent to issue such certificates to the Sc converted Buddhist. He has therefore requested the Government to issue necessary clarification/orders to the District Collectors to issue Scheduled Caste certificates to the Scheduled Castes converted Budhists.

All the Collectors are informed that with the amendment of the Constitution (S.C.) Order, 1950 by the CONSTITUTION (S.Cs) orders (AMENDEMENT) Act, 1990 , the Scheduled Castes included in the Presidential orders and who are converted to Buddhist religion shall be deemed to the member of the Scheduled Castes. The Govt. of India in their letter second cited have clarified that while issuing the Scheduled Caste certificates to these persons, the same procedure as applicable to the members of Scheduled Caste communities belonging to Hindu and Sikh religions has to be followed. The form of caste certificates will also remain the same as is applicable to other Scheduled Caste Communities.

The Collectors are also informed that the authorities competent to issue caste certificates to Scheduled Castes converted to Buddhism shall be same as specified for various Scheduled Caste groups in G.O.Ms.No.289, S.W.(J2) Department, Dated.28.11.86. To further clarify for a Scheduled Caste group "Bariki" converted Buddhism the competent authority to issue the Caste Certificate is the District Collector. For the 46 Scheduled Caste groups mentioned under Sub-Rule (ii) in para 3 on authority competent to issue certificates in the G.O.Ms.No.289 S.W.(J2) Department, Dated.28-11-1986 caste communities i.e., Anamuk Aray Mala, Beda (Budaga) Jangam Chamber, Danlesi, Mahar, Ghasi, Haddi, Relli etc., the competent authority to issue the caste certificates in the Revenue Divisional Officer/Sub-Collector.

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All the Collectors are requested to issue suitable instructions to the Revenue Divisional Officers/Mandal Revenue Officers in regard to the issue of S.C.Caste certificates in respect of S.C. converted Buddhists, duly following the procedure mentioned in the reference 3rd cited, since the social status of the S.Cs converted Buddhist both before and after conversion into Buddhism remains the same, and is not altered.

T.Munivenkatappa,
Principal Secretary to Government.

To
All the Collectors
All Heads of Departments.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Social Welfare Department – Implementation of Rule of Reservation in Services for SCs/STs in various Government Offices/Corporations etc., inspection of various offices and verification of roster maintained by various appointing authorities in implementation or the rule of reservation and writing up of roasters.

SOCIAL WELFARE (L2) DEPARTMENT

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G.O.Ms.No.92

Dated the 22nd September 1995
Read the following

G.O.Ms.No.93, Social Welfare (Q2) Department Dt.21.03.1981

ORDER

In para 17 of the GO cited, orders were issue to the effect that the District Collectors as Ex-Officio Deputy Commissioners in the Districts shall take up the inspection of various offices located in the districts for implementation of rule of reservation and to check up of the rosters maintained by the appointing authorities. Even though the above orders were issued in 1981, these have not been implemented by the District authorities presuming that the Inspection Assistant Commissioners working in secretariat were inspecting district officers.

2. Analysis has revealed that 3 I.A.Cs are unable to inspect the large number of offices located in Hyderabad as well as in the Districts. It is observed that most District offices have not been inspected on a regular basis. The prescribed rosters/registers are also not been periodically by the concerned Departments.

3. Most Departments have their offices in the District Head Quarters. The Collector has at his disposal a number of officers of Social Welfare Department like Deputy Director (SW), District Social Welfare Officer (SC/ST) and District Social Welfare Officer (BCW)/ and District of the Tribal Welfare Officer for conducting inspections of officer. Taking into consideration all aspects the Government orders that

- i) All offices located in the District should be inspected annually as per a specific programme to be drawn by each District Collector. The District Collector shall nominate the following officers as "Inspecting Officers" DD(SW), DSWO(SC/ST) DTWO/DSWO(BCW).
- ii) The District Collector should organize a one day training programme for familiarizing the Inspecting Officers with the task. The District Collector should follow the guidelines prescribed in brochure on Reservation and Special Provisions to SC & ST in service issued by Social Welfare Department in 1987.
- iii) In order to ensure 100% coverage of all departmental officers located in a District the Inspection roster drawn up by the collector will specially prescribe a time frame for all IACs.

The Commissioner of Social Welfare/Director of Tribal Welfare are hereby directed to issue instructions to the field officers for taking appropriate action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.RAY
PRINCIPAL SECRETARY TO GOVERNMENT

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**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Universities – Rule of Reservation for SC/ST/BCs in recruitment for back-log and future vacancies – Guidelines to be followed – Model notification- Orders- Issued.

EDUCATION (UE--) DEPARTMENT

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G.O.Ms.No.420

Dated : 18.11.1995
Read the following

1. G.O.Ms.No.995, Edn. Dt.16.12.1982
2. Government D.O.Lr.No.64/UE-1-I/95 Dt.06.06.1995.
3. From the Commissioner of Collegiate Education
D.O.Lr.No.1427/GC, 3-4/95 Dated 22.08.1995

ORDER

In the light of the judgement of Andhra Pradesh High Court in W.P.No.13702/94 Dt.23.12.1994 and WP No.10953/94,Dt.23.12.1994, the Government have constituted a Committee vide G.O.Ms.No.181, Education (UEI-I) Department Dt.20.05.1995 to suggest guidelines for the observance of Rule of Reservation to be followed in respect of back-log and future vacancies for SC/STs and for future vacancies of BCs by all Universities in the State subject-wise.

2. The issue arising out of the judgement have been discussed twice in a meeting of Vice-Chancellors convened by the Government of Andhra Pradesh on 20.04.1995 and 26.05.1995. Based on the deliberations in the meeting of the Vice-Chancellors, it was decided to constitute a Committee to go into the question in detail.

3. The Committee headed by the Chairman, Andhra Pradesh State Council of Higher Education with Commissioner of Collegiate Education as Member Convenor and Commissioner Technical Education Commissioner of Social Welfare and Director, Tribal Welfare as Members submitted their report to the Government on 26.08.1995.

4. Government after careful examination of the recommendations made by the Committee , issue the following instructions to be observed by all the Universities :-

- (i) Orders issued in G.O.Ms.No.995, Education, Dt.16.12.1982 regarding the observance of rule of reservation group-wise shall be continued. But vacancies shall be notified Department/Subject wise as ordered by the Hon'ble High Court.
- (ii) The Department/Subject with in a group shall be arranged in alphabetical order for the purpose of roster points.
- (iii) In filling up the back-log vacancies the distribution of these vacancies shall be done based on the principle that the unrepresented and under-represented subjects/departments take precedence over the subject/departments having

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representations from SC/ST Communities. However , in some of the universities, there has been no recruitment in certain department/subjects since 1982. Therefore, the question of treating them as totally un-represented for the purpose of distributing the back-log vacancies does not arise.

Among equally un-represented departments/subjects , the distribution of back-log vacancies shall be on the basis of alphabetical arrangement of departments/subjects.

iii) for filling of the future vacancies or the other back-log vacancies , the procedure shown at (i) and (ii) shall only be adopted.

iv) The following departments/subjects have been identified as unique departments/subjects.

2. Arabic 2. Islamic, 3. Persian and 4. Urdu

These Departments /Subjects in view of uniqueness may be deleted from the roster points. Recruitment to these departments/subjects may be known open to all qualified candidates.

5. The Registrars of all the Universities are requested that the arrangement of alphabetical order in each groups shall be got approved by the Executive Council of the University. The draft notification for recruitment of any back-log vacancies or future vacancies shall also be placed before the Executive Council for approval. The number of back-log vacancies for SCs and STs may be shown to the Commissioner, Social Welfare and Director, Tribal Welfare as it precautionary measure before issue of notification. The Registrars of all the Universities in the State are further requested to implement the above instructions scrupulously without giving scope for any complaint from any quarter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Sd/-A.Vanajakshi
Secretary to Government**

**To
The Chairman , AP State Council of Higher Education , AP, Hyderabad
The Registrars of all Universities in the State.
The Commissioner of Technical Education, AP, Hyderabad
The Commissioner of Collegiate Education , AP, Hyderabad
The Commissioner of Social Welfare, AP, Hyderabad
The Director of Tribal Welfare , AP, Hyderabad
Copy to the Principal Secretary (Social Welfare Department)
Copy to the DS to CM.**

THE ANDHRA PRADESH GAZETTE
PART-I EXTRAORDINARY
PUBLISHED, BY AUTHORITY

No.416 HYDERABAD, TUESDAY, SEPTEMBER 10, 1996.

NOTIFICATIONS BY GOVERNMENT
SOCIAL WELFARE DEPARTMENT(J-I)

APPOINTMENT OF A COMMISSION UNDER COMMISSIONS OF INQUIRY ACT 1952 (CENTRAL ACT 60 OF 1952) TO ENQUIRE INTO THE PERSISTENT DEMANDS FROM CERTAIN SECTION OF PERSONS BELONGING TO SCHEDULED CASTES.

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(G.O.Ms.No.99, Social Welfare (J1), 10th September, 1996)

1. Whereas, the Government of Andhra Pradesh are of the opinion that it is necessary to appoint a Commissioner of Inquiry for the purpose of making an inquiry into a definite matter of public importance hereinafter specified;

2. Now, therefore, in exercise of the powers conferred by Section 3 of the Commission of Inquiry Act, 1952 (Central Act 60 of 1952), the Government of Andhra Pradesh hereby appoint a Commission of Inquiry headed by Justice Sri P.Ramachandra Raju (Retired) to enquire into the persistent demands from a certain section of persons belonging to Scheduled Castes that a disproportionately large number of benefits have gone to a particular sub-caste among Scheduled Castes and thereby demanding for categorization of Sub-Castes among Scheduled Castes into A, B, C and D.

3. The terms of reference of the Commission shall be as follows :-

The Commission will go into all aspects of reservation in employment and admissions into educational institutions now available to Scheduled Castes and examine

- a) Whether a disproportionately large number of benefits have gone to any particular sub-caste of Scheduled Castes and
- b) If so, to indicate all such steps as are necessary and required to be taken to ensure that the above benefits are equitably distributed among the various sub-castes of Scheduled Castes.

4. The Commission will hold its sittings at Hyderabad or at any other place as it considers necessary. The Commission shall complete its inquiry and submit its report to the State Government within a period of three months from the date of assumption of charge.

II-5 Whereas, the Government of Andhra Pradesh are of the opinion that having regard to the nature of the inquiry to be made by the Commission and the circumstances of the case, all the provisions of sub-sections (2) , (3) , (4) and (5) of section 5 of the Commissions of Inquiry Act, 1952 should be made applicable to the Commission appointed in the Notification-I above.

6. Now, therefore, in exercise of the powers conferred by sub-
7. section (1) of section 5 of the said Act, the Government of Andhra Pradesh hereby direct that all the provisions of said sub-sections (2), (3), (4) and (5) of section 5 shall apply to the aforesaid Commissioner.

S.Ray
Principal Secretary to Government

THE ANDHRA PRADESH GAZETTE
PART – IV-B EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.34

HYDERABAD , THURSDAY AUGUST 21, 1997

ANDHRA PRADESH ACTS, ORDINANCES AND REGULATIONS ETC.,

The following Act of the Andhra Pradesh Legislative Assembly received the assent of the Governor on the 19th August , 1997 and the said assent is hereby first published on the 21st August , 1997 in the Andhra Pradesh Gazette for general information.

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Act No.24 of 1997

An Act to regulate the implementation of the Rule of Reservation in all the appointments made in offices and establishments under the control of the State Government , Local Authorities, Corporations owned and controlled by the State Government and other bodies established under a Law made by the Legislature of the State and for matters connected therewith or incidental thereto.

Be it enacted by the Legislative Assembly of the State of Andhra Pradesh in the Forty-eight year of the Republic of India as follows

- | | |
|------------------------------|---|
| Short title and Commencement | 1 (1) This Act may be called the Andhra Pradesh Regulation of Reservations for Appointments to Public Services Acts., 1997. |
| Government | (2) It shall come into force on such by date as the State may, by notification , appoint. |
| Definitions | 2. In this Act, unless the context otherwise requires. |
- (a) "Backward Classes " means any socially and educationally backward classes of citizens recognized by the Government for purposes of clause (4) of article 15 and clause (4) of article 16 of the constitution of India.
- (b) "Government " means the State Government of Andhra Pradesh.
- (c) "Notification" means a notification published in the Andhra Pradesh be Gazette and the terms "notified " shall be construed accordingly.
- (d) "Public Services" means , services in any office or establishment of
- i. the Government
 - ii. a local authority i.,
 - a. Gram Panchayat
 - b. a Mandal Parishad or a Zilla Parishad established under the Andhra Pradesh Panchayath Raj Act., 1994.
 - c. A Municipality constituted under the Andhra Pradesh Municipalities Act, 1965 and

- d. Municipal corporation established under the relevant law, for the time being in force, relating to Municipal Corporations.
- (iii) Corporation or undertaking wholly owned or controlled by the Government.
- (iv) a body established under any law made by the Legislature of the State whether incorporated or not including a University and
- (v) any other body established by the State Government or by a society registered under any law relating to the registration of societies for the time being in force and receiving funds from the State Government either fully or partly, for its maintenance of any educational institutions, whether registered or not, but receiving aid from the Government
- e. "Rule of Reservation" means any rule of provision for the reservation of appointments or posts in favour of the Scheduled Castes or the Scheduled Tribes or the Backward Classes or women in the Special Rules applicable to any particular service or the General Rule 22 of the Andhra Pradesh State and Subordinate Service Rules, as the case may be.
- f. "Scheduled Castes and Scheduled Tribes" shall have the meaning respectively assigned to them in clause (24) and clause (25) of article 366 of the Constitution of India.
- g. "Appointing Authority" in relation to the services or posts in any establishment or office as defined in section 2 (d) (I to v) means, the authority empowered to make appointment to such services or posts.

Regulation of Recruitment 3. all appointments in Public Service to any post in any class category or grade shall be made in accordance with and following the rule of Reservation.

Salary bills
Not to be
Passed

4. Where an appointment is not in accordance with Selection 3, the drawing authority shall not sign the Salary bill of the appointee concerned and the Pay and Accounts Officer, Sub-Treasury Officer or any other Officer who is charged with the responsibility of passing the salary bill shall not pass such bill unless a certificate issued by the appointing authority to the effect that the appointing authority to the effect that the appointment has been made in accordance with selection 3, is attached to the first salary bill of the appointee concerned.

Penalties

5. (1) Where any holder of an elective office or any officer or authority makes any appointment in contravention of the provisions of this Act.,
(a) It shall be deemed in the case of the holder of an elective office that he has abused his position or power and accordingly the competent authority shall initiate proceedings for his removal and

(b) In case of an officer or authority it shall be deemed that he is guilty of misconduct and competent authority shall initiate action under the relevant disciplinary rules

(2) In addition to taking action under sub-section (1) , the pay and allowances paid to the person whose appointment is in contravention to the provisions of this Act shall be deemed to be an illegal payment and a loss to the Government or, as the case may be, to the concerned institution and the same shall be recoverable by surcharging the same under the Andhra Pradesh State Audit Act, against the person , officer or authority who makes such appointments in contravention of the provisions of this Act or where such surcharge is not possible under the said Act, it shall be recoverable in accordance with such manner as may be prescribed including as arrears of the land revenue.

Act 9 of
1989

6. No person who is appointed in violation of the rule of reservation and is continuing as such at the commencement of this Act shall have or shall be deemed ever to have a right to claim for regularization of services on any ground whatsoever and the services of such person shall be liable to be terminated at any time without any notice and without assigning any reasons.

Bar for
regularizat
ion of
services

Explanation :- for the removal of doubts it is hereby declared that the termination of services under this section shall not be deemed to be dismissal or removal from service within the meaning of article 311 of the constitution and as of any other relevant law providing for the dismissal or removal of employees but shall only be deemed to be termination simplicitor, not amounting to any punishment.

Power to give
Directions
Department
deem

7. for the purpose of enforcing the provisions of this Act, it shall be competent for the Government, or any Head of the of the Government to issue such directions as they may fit to their subordinates and where any subordinate officer is guilty of non compliance with such directions , it shall be deemed that he is guilty of misconduct for proceeding under the relevant disciplinary rules.

Abatement of claims

8. Notwithstanding anything contained in any judgement, decree or order of any court, tribunal other authority the claims for regular appointment of all such irregular appointments in violation of rule of reservation shall stand abated accordingly.

(a) no suit or other proceeding shall be instituted , maintained or continued in any court, tribunal or other authority , against the Government or any person or authority whatsoever for regularisation of such services.

(b) no court shall enforce any decree or order directing the regularization of the service of such persons and

[Type text]

(c) All proceedings pending in any court or tribunal claiming the regularization of such services shall abate.

9 (1) No post in public service reserved for scheduled caste or Scheduled Tribes or Backward Classes or Women shall be filled in violation of the rule of reservations. Prohibition of appointment of others

Provided that where no qualified and eligible person is available from among the schedule castes or scheduled tribes or backward classes or women as the case may be for recruitment to a reserved post, such posts shall be kept vacant and the vacancy shall be re-notified for recruitment till a qualified and eligible person is available.

Provided further there if no qualified and eligible person is available from among the Scheduled Caste or Scheduled Tribe or Backward Class or Women, as the case may be, for recruitment to a reserved posts the Government is competent to exempt any post from the operation of rule of reservation and to appoint any other person in such a manner as may be prescribed.

10 (1) Any person or authority who contravenes the Offences and provisions of this Act shall, apart from the penalties punishments otherwise provided for, be punishable with imprisonment for a term which shall not be less than six months and which may extend upto two years and also with fine which shall not be less than five thousand rupees but which may extend upto ten thousand rupees.

(2) No court shall take cognizance of an offence punishable under this section except with the previous sanction of the Government.

Penalty for Abettors 11) whoever abets any offence punishable under this Act shall be punished with the punishment provided for in this Act for such offence.

Offences by act Companies company, 12) (1) Where an offence against any of the provisions of this or any rule made there under has been committed by a every person, who at the time when the offence was committed was incharge of, and was responsible to the company for the conduct, shall be deemed to be guilty of the offence and shall be liable to the procedure against and punished accordingly.

(2) Notwithstanding anything in sub-section (1) where any such offence has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributed to any neglect on the part of any Director, Manager, Secretary or the Officer of the Company, they shall be liable to be proceeded against and punished accordingly.

Explanation : for the purpose of this section :-

[Type text]

Central Act
of 1956

(a) "Company" means a company defined in the companies Act , 1956 and includes a University, firm, a society or other association of individuals and

(c) "Director" in relation to

(d) a 'firm' means a partner in the firm

(e) a University, a society or other association of individuals means the person who is entrusted with the power to make appointments in the case of a University under the concerned law under which the university is established and in other cases under the rules of the society or other association, as the case may be,

13) Provided that nothing contained in this Act shall render any punishable to any punishment , if he proves that the offence was without his knowledge or that committed he had exercised all due diligence to prevent the commission of such offence in making appointments under section 2 (a) to any post in any class, category, or grade , of the services as defined in section 2 (d) (i to v)

Protection for
the bonafied
Acts.,

14. No suit, prosecution or other legal proceedings shall lie against any person for anything which is done in good faith intended to be done in pursuance of this Act or the rules made thereunder

Bar of
or jurisdiction
of Civil courts

15. The provisions of this Act shall have effect, notwithstanding anything contained in any other law for the time being in Force or any judgement, decree or order of any court, Tribunal or other authority.

Act to over ride
other laws.

16. (1) The Government may be notification , make rules for carrying out all or any of the purpose of this Act.

Power to make
Rules

(2) Every rule made under this Act shall, immediately after it is made be laid before the Legislative Assembly of the State if it is in session and if it not in session, in the session immediately following for a total period of fourteen days which may be comprised in one session or in two or in two successive sessions and if, before the expiry of the session in which it is so laid or the session immediately following the Legislative Assembly agrees in making any modification in the rule or in the annulment of the rule, the rule shall from the date on which the modifications or annulment is notified have effect only in such modified form or shall stand annulled as the case may be, however , that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

C.BHAVANI PRASAD
SECRETARY TO GOVERNMENT
LEGISLATIVE AFFAIRS AND JUSTICE
LAW DEPARTMENT

THE ANDHRA PRADESH GAZETTE
PART I - EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.30

HYDERABAD , WEDNESDAY , FEBRUARY 26 , 1997

NOTIFICATION BY GOVERNMENT
GENERAL ADMINISTRATION DEPARTMENT
(Services-D)

Amendment to Rule 22 and 22-A of the Andhra Pradesh State and Subordinate Service Rules, 1996.

(G.O.Ms.No.65, General Administration (Services-D) 15, February, 1997.)

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In exercise of the powers conferred by the Proviso to Article 309 of the Constitution of India and of all other powers hereunto enabling the Government of Andhra Pradesh hereby makes the following amendments to the Andhra Pradesh Private State and Subordinate Service Rules.

AMENDMENT

In the Andhra Pradesh State and Subordinate Service Rules, for rule 22-A, the following shall be substituted respectively.

1. Rule 22, Special Representation (Reservation)

1. Reservations may be made for appointments to a service, class or category in favour of Scheduled Castes, Scheduled Tribes, Backward Classes, Women, Physically Handicapped , Meritorious Sportman, Ex-Servicemen and such other categories as may be prescribed by the Government from time to time to the case may be , in the special rules. The principle of reservation as hereinafter provided shall apply to all appointments to a service, class or category.

- i) by direct recruitment except where the Government by a General or Special order made in this behalf exempt such services, class or category.
- ii) otherwise than by direct recruitment where the special rules lay down specifically that the principle of reservation in so far as it relates to Scheduled Castes and Scheduled Tribes only shall apply to such service class or category to the extent specified therein.

2 (a) : The unit of appointments for the purpose of this rule shall be one hundred vacancies, of which fifteen shall be reserved for Scheduled Castes, six shall be reserved Scheduled Tribes, twenty five shall be reserved for the Backward Classes and the remaining fifty four appointments shall be made on the basis of open competition and subject in rule 22 (A) of these rules.

(b) Out of fifty four appointments to be made on the basis of open competition

three appointments shall be reserved for direct recruitment of the physically handicapped persons.

(c) In the case of appointments to clerical posts including the posts of typists, i.e., in Group II and Group IV services and in the case of posts in the Andhra Pradesh Police Subordinate Service to which the principle of reservation of appointments applies, out of fifty four as the case may be fifty one appointments to be made on the basis of open competition, two appointments shall be reserved for direct recruitment of Ex-Servicemen.

(d) In the case of appointments to the posts of Senior Assistants, Junior Assistants, Junior Stenographers, Typists and Record Assistants in the Offices of Head of Departments, Assistant Section Officers, Typist-cum-Assistants, Junior Stenographers and Record Assistants in the Secretariat to which the principle of reservation of appointments applies, out of fifty four as the case may be, forty nine appointments to be made on the basis of open competition, one appointment shall be reserved for direct recruitment of meritorious sportsmen.

Provided that the claim of members of the Scheduled Castes, Scheduled Tribes, Backward Classes, Women and the Physically Handicapped persons or the Ex-Servicemen as the case may be shall also be considered for the remaining appointments which shall be filled on the basis of open competition, the number of appointments reserved for that category shall in no way be affected during the period the reservation for that category is in force.

e) Appointments under this rule shall be made in the order of rotation specified below in a unit of hundred vacancies

1	Open Competition	--	Women
2	Scheduled Castes	--	Women
3	Open Competition	--	
4	Backward Class (Group-A)	--	Women
5	Open Competition	--	
6	Open Competition	--	Women
7	Scheduled Castes	--	
8	Scheduled Tribes	--	Women
9	Open Competition	--	
10	Backward Class (Group-B)	--	Women
11	Open Competition	--	
12	Open Competition	--	Women
13	Open Competition	--	
14	Backward Class (Group-C)	--	Women
15	Open Competition	--	
16	Scheduled Castes	--	
17	Open Competition	--	Women
18	Backward Class (Group-D)	--	Women
19	Open Competition	--	
20	Backward Class (Group-A)	--	
21	Open Competition	--	
22	Scheduled Castes	--	Women

23	Open Competition	--	Women
24	Backward Class (Group-B)	--	
25	Scheduled Tribes	--	
26	Open Competition	--	
27	Scheduled Castes	--	
28	Open Competition	--	
29	Backward Class (Group-A)	--	
30	Open Competition	--	Women
31	Open Competition	--	
32	Open Competition	--	
33	Scheduled Tribes	--	
34	Open Competition	--	Women
35	Backward Class (Group-B)	--	
36	Open Competition	--	
37	Open Competition	--	
38	Open Competition	--	Women
39	Backward Class (Group-D)	--	
40	Open Competition	--	
41	Scheduled Castes	--	
42	Open Competition	--	
43	Backward Class (Group-D)	--	
44	Open Competition	--	Women
45	Backward Class (Group-A)	--	Women
46	Open Competition	--	
47	Scheduled Castes	--	Women
48	Open Competition	--	
49	Backward Class (Group-B)	--	Women
50	Open Competition	--	Women
51	Open Competition	--	
52	Scheduled Castes	--	
53	Open Competition	--	
54	Backward Class (Group-A)	--	
55	Open Competition	--	Women
56	Open Competition	--	
57	Open Competition	--	
58	Scheduled Tribes	--	Women
59	Open Competition	--	Women
60	Backward Class (Group-B)	--	
61	Open Competition	--	
62	Scheduled Castes	--	
63	Open Competition	--	
64	Backward Class (Group-D))	--	Women
65	Open Competition	--	Women
66	Scheduled Castes	--	Women
67	Open Competition	--	
68	Backward Class (Group-D)	--	

69	Open Competition	--	
70	Backward Class (Group-A)	--	
71	Open Competition	--	Women
72	Scheduled Castes	--	
73	Open Competition	--	
74	Backward Class (Group-B)	--	
75	Scheduled Tribes	--	
76	Open Competition	--	
77	Scheduled Castes	--	
78	Open Competition	--	Women
79	Backward Class (Group-A)	--	
80	Open Competition	--	
81	Backward Class (Group-B)	--	Women
82	Open Competition	--	
83	Scheduled Tribes	--	
84	Open Competition	--	Women
85	Backward Class (Group-B)	--	
86	Open Competition	--	
87	Scheduled Castes	--	Women
88	Open Competition	--	
89	Backward Class (Group-D)	--	
90	Open Competition	--	Women
91	Scheduled Castes	--	
92	Open Competition	--	
93	Backward Class (Group-D)	--	
94	Open Competition	--	
95	Backward Class (Group-B)	--	
96	Open Competition	--	Women
97	Scheduled Castes	--	
98	Open Competition	--	
99	Backward Class (Group-B)	--	Women
100	Open Competition	--	

Provided that :-

- (j) In the case of appointments to a post referred to in sub-rule(c) the 12th and 37th turns in each unit of hundred vacancies shall be reserved for ex-servicemen. However , wherever the special or adhoc rules provide that there shall be no reservation for ex-servicemen or if a qualified and suitable candidate is not available from ex-servicemen or if a qualified and suitable candidate is not available from ex-servicemen, the turn allotted to ex-servicemen shall be deemed to be allotted to open competition.
- (ii) The 6th 31st and 56th turns in each unit of hundred vacancies shall be allotted to the physically handicapped persons where qualified and suitable candidates are not available from among the physically handicapped persons the turn allotted for them in the unit referred to above, shall be carried forward three succeeding recruitment years and the reservation for these vacancies shall cease thereafter.

(f) The reservation in the case of Backward Classes (Group-A) (Group-B) (Group-C) and as the case may be (Group-D) and physically handicapped persons shall be in force for the period commencing from the 23rd September 1990 to 22nd September 2000.

(g) If in any recruitment qualified candidates belonging to the Scheduled Tribes, Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) and Women are not available for appointment to any or all the vacancies reserved for them, a limited recruitment confined to candidates belonging to them shall be made immediately after the general recruitment to select and appoint qualified candidates from among the persons belonging to these communities to fill such reserved vacancies.

(h) (i) If in any recruitment, qualified candidates belonging to Scheduled Castes or Scheduled Tribes or Backward Classes (Group-A) (Group-B) (Group-C) and as the case may be (Group-D) or Women are not available for appointment to all or any of the vacancies reserved for them even after conducting a limited recruitment as specified in sub-rule (g) such vacancies or vacancy may be allotted to the Open Competition after obtaining the permission of the Government and may thereafter, be filled by a candidate or candidates selected on the basis of Open Competition.

(ii) Where any vacancies reserved for the Scheduled Castes or Scheduled Tribes or Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) or Women are so filled by candidates belonging to the communities, an equal number of vacancies shall be reserved in the succeeding recruitment for the Scheduled Castes or Scheduled Tribes or Backward Classes or Women in addition to the vacancies that may be available for that recruitment for them and if in the said succeeding recruitment year also, qualified candidates belonging to the Scheduled Caste, or Scheduled Tribes or Backward Classes (Group-A), (Group-B), (Group-C) and as the case be (Group-D) or women are not available for appointment all or any of the additional vacancies which are so reserved in that succeeding recruitment year, an equal number of vacancies shall again be reserved in the next succeeding recruitment year for the Scheduled Castes or, Scheduled Tribes or Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) or Women in addition to number of vacancies that may be available for the next succeeding recruitment for the Scheduled Castes or Scheduled Tribes or Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) or Women.

Provided that if in the said second succeeding recruitment also no qualified candidates belonging to the Scheduled Castes, or Scheduled Tribes or Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) or Women and available for appointment to all or any of the additional vacancies which are so reserved in that succeeding recruitment year, an equal number of vacancies shall again be reserved in the next succeeding recruitment year for the Scheduled Castes or Scheduled Tribes or Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) or Women in addition to the number of vacancies that may be available for the next succeeding recruitment for the Scheduled Castes or Scheduled Tribes or Backward Classes or Women.

Provided further that in the third succeeding recruitment if qualified candidates belonging to Scheduled Tribes or as the case may be Scheduled Castes, are not available a vacancy reserved to be filled by a candidate belonging to Scheduled Tribes may be filled by candidate belonging to Scheduled Castes and a vacancy reserved to be filled by a candidate belonging to Scheduled Castes may be filled by a candidate belonging to Scheduled Tribes and if a qualified candidate belonging to a particular group of Backward Classes (Group-A), (Group-B), (Group-C) and as the case may be (Group-D) is not available for appointment, the vacancy reserved to that group shall accrue to the next group.

[Type text]

Provided further that if after three successive recruitments if no candidate belonging to Scheduled Castes , Scheduled Tribes and Backward Classes (Group-A) , (Group-B) , (Group-C) and as the case may be (Group-D) or women is available , such vacancy will be treated as de reserved.

(III) If any additional vacancy or vacancies reserved in favour of candidates belonging to the Scheduled Castes or Scheduled Tribes or Backward Classes (Group-A) , (Group-B) , (Group-C) and as the case may be (Group-D) or Women is in any recruitment in accordance with the provisions in clause (II) appointment thereto shall be made before the appointments in the order of rotation for the relevant recruitments are made.

(i) At no selection for recruitment other than any limited recruitment made in accordance with the provisions of sub-rule (g) the number of reserved vacancies including the additional vacancies reserved under sub-rule (h) shall exceed 52% of the total number of vacancies for the selection, and all vacancies in excess of 52% of the total number of vacancies for which recruitment is made on any particular occasion shall not withstanding anything in this rule, be treated as unreserved.

Provided further that the carry forward vacancies and current reserved vacancies in a recruitment year shall be available for utilization even where the total number of such reserved vacancies exceeds 52% of the vacancies filled in that recruitment , in case the overall representation of the Scheduled Castes, Scheduled Tribes , Backward Classes (Group-A) , (Group-B) , (Group-C) and as the case may be (Group-D) and women in the total strength of the concerned grade of cadre, has not reached and prescribed percentage of reservation of 15% for the Scheduled Castes , 6% for the Scheduled Tribes, 7% for Backward Classes (Group-A) , 10% for backward classes (Group-B) , 1% for Backward Classes (Group-C) , 7% for Backward Classes (Group-D) respectively.

(j) Where there is only a single solitary post borne on the class or category of service, the rule of special representation shall not apply for appointment to such post, not withstanding anything contained in the foregoing sub-rules.

Provided that rule of special representation shall be applicable appointment if the number of posts borne on the cadre , category or grade more than one, even though selection is to be made against only one vacancy at any recruitment other than limited recruitment.

(k) In respect of appointments by promotion or recruitment by transfers from subordinate service to State Service, where such appointments or recruitment by transfer is required to be made on the principle of merit and ability seniority being considered only where merit and ability are approximately equal the claims of any members of the Scheduled Castes and Tribes shall be considered for such appointment on the basis of seniority subject to fitness.

Provided that a member of Scheduled Caste or the Scheduled Tribe possessing superior merit and ability shall be allowed to supersede not only others but also the members of Scheduled Castes or Scheduled Tribes as the case may be.

Note

1. The Principle of carry forward of vacancies in respect of Backward classes (Group-A) , (Group-B) , (Group-C) and as the case may be (Group-D) shall be with effect from the 18th March 1996.

[Type text]

2. The principle of carry forward of vacancies in respect of women shall be with effect from 28th October 1996.

3. The principle of roster points for women candidates shall be with effect from 1st August 1996.

II RULE 22-A WOMEN N RESERVATION IN APPOINTMENTS

No withstanding anything contained in these rules or special rules or Adhoc rules:-

- (1) In the matter of direct recruitment to posts for which women are better suited than men, preference shall be given to women.
Provided that such absolute preference to women shall not result in total exclusion of men in any category of posts.
- (2) In the matter of direct recruitment of posts for which women and men are equally suited, there shall be reservation to women to an extent of 33 1/3% of the posts in each category of Open competition, Backward Classes (Group-A) Backward Classes (Group-B) , Backward Classes (Group-C) Backward Classes (Group-D) Scheduled Castes, Scheduled Tribes and Physically Handicapped and Ex-Servicemen Quota.
- (3) In the matter of direct recruitment to posts, which are reserved exclusively for being filled by women, they shall be filled by women only.

Note :-

- (1) The principle of reservation for women candidates to the extent of 30% in the matter of direct recruitment shall be from 02.01.1984 to 27.05.1996 (G.O.Ms.No.928, General Administration (Services –D) Department, Dated 06.10.1995.)
- (2) The principal of reservation for women candidates to the extent of 33 1/3% in the matter of direct recruitment shall be with effect from the 28th May 1996 (G.O.Ms.No.237, General Administration (Services-D) Department Dated 28.05.1996.)

M.S.RAJAJEE
Chief Secretary to Government

**RULES SUPPLEMENT TO PART I
EXTRAORDINARY
OF
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY**

No.16

HYDERABAD, FRIDAY, MAY 16, 1997.

NOTIFICATIONS BY GOVERNMENT

**SOCIAL WELFARE DEPARTMENT
(J2)**

BRINGING INTO FORCE OF ANDHRA PRADESH SCHEDULED CASTES
SCHEDULED TRIBES AND BACKWARD CLASSES - ISSUE OF COMMUNITY,
NATIVITY AND DATE OF BIRTH CERTIFICATES RULES, 1997.

[G.O.Ms.No. 58, Social Welfare (J), 12th May, 1997.]

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In exercise of the powers conferred by sub-section (1) of section 20 of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (Act 16 of 1993), the Governor of Andhra Pradesh hereby appoints 16-5-1997 as the date on which the provisions of the Andhra Pradesh Scheduled Castes, Scheduled and Backward Classes Issue of Community, Nativity and Date of Birth Certificates Rules, 1997, shall come into force in all the areas of the State of Andhra Pradesh.

Rules:

- | | | |
|---|--|--|
| 1 | Short title and commencement of Rules: | These rules may be called the (Scheduled Castes, Scheduled Tribes & Backward Classes) Issue of Community, Nativity and Date of Birth Certificates Rules, 1997. |
| 2 | Definitions | In these rules, unless the context otherwise requires:-
(a) "Form" means a form appended to these rules.
(b) 'Act' means the Andhra Pradesh (Scheduled Castes, Scheduled Tribes & Backward Classes) Regulation of Issue of Community Certificates Act, 1993. (Act No. 16 of 1993).
(c) "Competent Authority" means the authority specified under column (2) of Annexure-I appended to these rules, for issue of certificates to the communities specified in column (1) within the territorial jurisdiction as specified in column (3) thereof.
(d) "Traditional Habitat" of a tribe means the area in which a tribe or part or group of that tribe is found inhabiting traditionally, |

[Type text]

on the date of notification of that tribe or part or group of that tribe as the Scheduled Tribe for the first time in the State of Andhra Pradesh.

3. Community, Nativity and Date of Birth Certificate:

The form for issue of Community, Nativity and Date of Birth Certificates is as specified in Form III appended to these Rules.

4. Procedure for Application:

- (a) Every applicant\parent\guardian who belongs to a Scheduled Caste, Scheduled Tribe, Backward Class, desirous of declaring his social status as that of a Scheduled Caste, Scheduled Tribe or a Backward Class, shall submit an application in the prescribed Form I/II to the Competent Authority, well in advance i.e., six months, as far as possible particularly when seeking admission to the educational institutions or appointment to a post.
- (b) If the applicant is a minor, the parent/guardian shall submit the application form as mentioned in clause (a) above.

5. Procedure for verification

- (a) On receipt of the application, the Competent Authority or any officer authorised by him in this regard shall ensure that the applicant has furnished complete information in all the columns of Form I/II and, shall then give the acknowledgement slip as appended to form I/II, in token of having received the application. The Competent Authority shall then verify the information/documents/evidence furnished by the applicant\parent\guardian in Form I/II. If the Competent Authority is satisfied with the correctness of the information/documents/evidence furnished by the applicant/parent/guardian, he shall issue the Community, Nativity and Date of Birth Certificates in Form III within 30(thirty) days of the receipt of the application in Form I/II. The Competent Authority shall specify in Form III the sub-caste of the SC claimant and the sub-tribe/sub-group of the ST claimant as listed in Annexure-I appended to these Rules.
- (b) If the Competent Authority feels that further enquiry is necessary, he shall then examine the school records, birth registration certificate, if any, and also examine the parent/guardian or applicant, in relation to his/her/their community. He may examine any other person who has the knowledge of the social status of the applicant/parent/guardian, as the case may be. He shall take into account, in the case of Scheduled Tribes, their anthropological and ethnological traits, deity, rituals, customs, mode of marriage, death ceremonies/method of burial of dead bodies etc., before issuing the Community, Nativity and Date of Birth Certificates. The Competent Authority shall have power to call for further information and/or collect such evidence/document and also conduct such enquiry as specified in Form-IV, if deemed necessary. Notice in Form IV should be issued to the parent/guardian, in case the applicant is a minor to appear before the Competent Authority.
- (c) The notice as specified in Form IV should give clear 15 (fifteen) days, from the date of the receipt of the notice by the parent/applicant/guardian, to attend the enquiry. In no case, not more than 30 (thirty) days from the date of the receipt of the notice, should be allowed.

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- (d) Where the person on whom a notice in Form IV is served by the Competent Authority fails to respond on the date mentioned therein, the Competent Authority may reject or confirm the claim of the person based on the document/evidence available with the competent Authority (furnished while applying in Form I/II). He may also take into account any other material/evidence/documents gathered by him in that particular case. The Competent Authority shall cause enquiry, following due process of law, to verify the genuineness or otherwise of the information/evidence/documents furnished or recorded, from such persons as called for in the enquiry specified in Form IV. He may also cause to collect any other documentary or related evidence about the genuineness or otherwise of the information furnished by the persons called for in the enquiry.
- (e) The Competent Authority should give reasonable opportunity to the applicant/parent/guardian to produce evidence in support of their claim. A public notice by the beat of the drum or any other convenient mode may be published in the village or locality to which the applicant/parent/guardian belongs. If any person or association opposes such a claim, opportunity to produce the evidence in person before the Competent Authority may be given to him or her. After giving such an opportunity to that person or association the Competent Authority may make such enquiry as it deems expedient and consider claims of the applicant/guardian/parent vis-a vis the objections raised by his/her/their opponent.
- (f) The Competent authority shall requisition the services of Mandal Revenue Inspector, village Development Officer, Village Administrative Officer or such other persons as deemed necessary, to assist him in the enquiry to verify the veracity or otherwise of the community claims made by the applicant/parent/guardian. However the responsibility for issue or rejection of the claim shall rest on the Competent Authority only.
- (g) In respect of the tribal communities who are not "traditional inhabitants" of the area of territorial jurisdiction of the "Competent Authority" as specified in column 3 of Annexure-I appended to these Rules, the Competent authority shall make a reference to the District Tribal Welfare Officer concerned to provide such professional assistant as available with him or with the Tribal Cultural Research Institute, Hyderabad, to confirm or reject the claim of the applicant.
- (h) The Competent Authority shall confirm or reject the claim for the Community, Nativity and Date of Birth Certificate, after conducting the enquiry as mentioned in the paras above, within a period not exceeding 60 (sixty) days from the date of receipt of the application by him in Form I/II.
- (i) The Competent Authority, in the cases of doubtful claims, shall refer the matter to the Chairman of the Scrutiny Committee formed at the District level under Rule 8 i.e. Joint Collector of the District, for the recommendations of the Committee, with regard to the issue of the Community, nativity and Date of Birth Certificate as applied for by the applicants. On receipt of the recommendations of the Scrutiny Committee, the Competent Authority shall accordingly confirm or reject the claims of the applicants.

6. Burden of proof:

It is the responsibility of the applicant to produce necessary evidence/documents while applying in Form I/II to the Competent Authority and also as called for by the Competent Authority/Scrutiny and Review Committee at the State level/District Collector/Scrutiny committees at the District level/Government, from time to time, while enquiring into the claims for the issue of Community, Nativity and Date of Birth Certificate.

7. Scrutiny and Review Committee (State level):

A Scrutiny and Review Committee shall be constituted at the State Level with the following officers:

- | | | |
|---|----|----------|
| (a) (1) Principal Secretary to Government,
Social Welfare Department | -- | Chairman |
| (2) Commissioner, Social Welfare | -- | Member |
| (3) Commissioner, Tribal Welfare | -- | Member |
| (4) Commissioner, Welfare of Backward Classes | -- | Member |
| (5) Inspector General of Police, C.D.C.I.D
(P.C.R. & Vigilance Cell). | -- | Member |
| (6) Additional Secretary/Joint Secretary/
(Convenor)
Deputy Secretary to Government,
Social Welfare Department | -- | Member |
- (b) This Scrutiny and Review Committee shall meet once in three months or as often, depending on the necessity.
- (c) Presence of three members will form the required quorum for the meeting of the committee.
- (d) This Committee shall review and monitor the functioning of the Scrutiny Committees at the District level constituted under Rule 8, It shall render necessary advice to the Government on various policy decisions to be taken for streamlining the procedure or on any other issues related to the issuing of Community Certificates as per Act.
- (e) The Committee may also render necessary guidance and advice to the Government on cases referred to it, where divergent and conflicting enquiry reports are received by the Government, in respect of the community claims.

8. SCRUTINY COMMITTEE (District level):

- (a) In every District, a Scrutiny Committee shall be constituted with the following Officers:-
- | | | |
|--|----|----------|
| (1) Joint Collector | -- | Chairman |
| (2) District Revenue Officer
(Convenor) | -- | Member |
| (3) Deputy Director, Social Welfare | -- | Member |
| Deputy Director (Tribal Welfare)/
District Tribal Welfare Officer | -- | Member |
| Deputy Director | -- | member |

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- | | | | |
|-----|---|----|--------|
| | (Backward Classes Welfare)/ District Backward Classes Welfare Officer | | |
| (4) | Officer of the Research organisation in the Commissionerate of SW/TW nominated by the concerned Heads of the Departments. | -- | Member |
| (5) | Officer representing the PCR/Vigilance Cell in the District | -- | Member |

(b) The Scrutiny committee shall meet atleast once in a month or as often, depending on the cases referred to it.

(c) Presence of three members will form the required quorum for the meetings of the Committee.

(d) (1) The Scrutiny Committee, on receipt of the cases referred to it by the Competent Authority under Rule 5(i), shall conduct enquiry regarding the doubtful claims, by giving notice in Form V to the applicant, within the period specified in the notice. This period should not be less than 15 (fifteen) days from the date of service of the notice on the applicant and in no case, on request, more than 30 (thirty) days should be allowed. This notice shall be served on the applicant through the Competent Authority who referred the case to the Committee.

(2) The notice referred to in Form-V shall be served on the parent/guardian in case the applicant is a minor.

(3) Where the person on whom a notice in Form-V is served by the Scrutiny Committee fails to respond on the date mentioned in the notice, the Scrutiny committee may finalise its recommendations based on the material/documents/evidence made available to the Committee by the Competent Authority.

(4) The Scrutiny Committee shall cause enquiry, following the due process of law, to verify the genuineness or otherwise of the information furnished or recorded from such persons as called in the enquiry as per Form V. It shall also cause to collect documentary evidence or any other related evidence about the correctness or otherwise of the information furnished or objections raised by any person during the enquiry.

(5) The Scrutiny committee shall examine the school records, birth registration certificates, if any, furnished by the persons during the enquiry. It may also examine any other person who may have knowledge of the community of the applicant. With reference to the claims of Scheduled Tribes, it may examine the anthropological and ethnological traits, deity, rituals, customs, mode of marriage, death ceremonies/method of burial of dead bodies etc., of that particular tribe, to finalise its recommendations to the Competent Authority.

(6) The Scrutiny Committee should give reasonable opportunity to the applicant to produce evidence in support of their claim. A public notice by the beat of drum or any other convenient mode, may be published in the village or locality of the applicant and if any person or association, opposes such a claim, opportunity to produce evidence in person before the Committee may be given to him or her. After giving such an opportunity to that person, the Committee may make such enquiry as it deems expedient and finalise its recommendations, with brief reasons in support thereof, to the Competent Authority.

(7) The Scrutiny Committee shall examine the report of enquiry conducted by the Revenue Department furnished to it by the Competent Authority. It may also obtain expert opinion from the Commissionerate of Social Welfare/Tribal Welfare through the officers of the Research organisations of these Commissionerate who are the members of the Scrutiny committee, if deemed necessary. These enquiry reports may be compared and then recommendations of the Scrutiny committee may be finalised as to whether the community claim of that applicant is found to be false or genuine.

- (e) The Chairman of the Scrutiny Committee i.e., Joint Collector of the District, shall send the recommendations of the Committee to the Competent Authority stating clearly whether the community claim of the person in question or his or her children, is genuine or false with reasons thereof, within 45 days from the date of the receipt of the case referred to it by the Competent Authority.

9. Fraudulent claims:

1. Where the District Collector receives a written complaint from any person or has otherwise reason to believe that a person not belonging to a Scheduled Caste or Scheduled Tribe or Backward Class has obtained a false Community, Nativity and Date of Birth Certificate to the effect that either himself/herself or his/her children belong to such a Scheduled Caste/Scheduled Tribe/Backward Class, the District Collector shall refer the case to the Chairman, Scrutiny Committee i.e. Joint Collector of the District (formed under rule-8), to enquire into such cases and send its findings to the District Collector.
2. The Scrutiny Committee on receipt of such cases referred to it by the District Collector, shall follow the procedure as listed in Rule-8(d), (1) to (7) except that it shall serve the notice in Form VI on the person involved in the case.
3. The Scrutiny Committee shall in such cases cause enquiry by the Protection of Civil Rights/Vigilance Cell also i.e. through the officer representing the Protection of Civil Rights/Vigilance cell as the member of the Committee. The Protection of Civil Rights/Vigilance cell should investigate the social status claimed by the person by sending the Inspector of Police to the local place of residence of that person and where he/she usually resides or in case of migration, to the town or city from which he/she originally hailed from. The Inspector should personally verify and collect all the facts about the community claim of the person or the guardian or the parent, as the case may be.
4. Where the person on whom a notice served in Form-VI fails to respond to the notice within the period specified in the notice, the Scrutiny Committee may finalise its findings based on the material made available by the District Collector i.e. enquiry report of the Revenue Department, enquiry report of the Protection of Civil Rights/Vigilance cell and the reports of the expert/officer of the Research Organisation of the Commissionerate of Social Welfare/Tribal Welfare.
5. The Scrutiny Committee shall compare the enquiry reports of the Revenue Department furnished by the District Collector, the reports of the Protection of Civil Rights/Vigilance Cell and the reports of the expert or officer of the Research Organisation of the Commissionerate of Social Welfare/Tribal Welfare and then finalise its findings whether the Community, Nativity and Date of Birth Certificate given to the person or his/her children is genuine or otherwise.
6. The Scrutiny Committee shall furnish its findings to the District Collector within 60 days from the date of the receipt of the reference from the District Collector.

7. The District Collector shall then decide whether the certificate holder is genuine or fraudulent and in case of his having obtained a Community, Nativity and Date of Birth Certificate fraudulently, the District Collector shall pass an order canceling the certificate issued, within one month from the date of receipt of the findings of the Scrutiny Committee and shall issue notification to that effect, to be published in the District Gazette. The District Collector shall also take necessary steps to initiate action against the Competent Authority who issued the Community, Nativity and Date of Birth Certificate to the wrong person, besides taking other ***** specified in Rule 15. He shall communicate the cancellation of the certificate to the educational institution/employer/appointing authority as the case may be forthwith.
8. In respect of the Bariki SC Community, such written complaints if received by the Collector shall be referred by him to the Government, for necessary enquiry and final action to cancel the certificate, since the District Collector is the Competent Authority to issue the Community, Nativity and Date of Birth Certificate for this community.
9. The Collector or Government, either suo-moto, or on a written complaint by any person, or on request by an employer/educational institution/appointing authority, shall enquire into the correctness of any Community, Nativity and Date of Birth Certificate already issued and if it is found that the certificate is obtained fraudulently, then the District Collector or the Government, as the case may be, shall cancel the certificate as per section 5 of the Act.

10. Appeals:

An appeal shall lie to the District Collector within thirty (30) days from the date of receipt of rejection on the application for Community, Nativity and Date of Birth Certificate passed by the Competent Authority. The appellate authority shall examine the grounds on which the appeal is filed and also receive or call for further evidence/documents, if considered necessary, and pass such orders as the appellate authority considers fit and proper in the matter. In case of Bariki caste, the appeal shall lie to the Government against the orders of the District Collector.

11. Review:

- (3) The Government may, on an application filed by any person aggrieved by an order passed by the District Collector under sub-section (1) of section 5 of the Act, within 30 (thirty) days of receipt of that order, review such orders if it was passed by the District Collector under any mistake, whether of fact or law or in ignorance of any material fact.
- (4) Pending disposal of an appeal under rule 10 or a review under rule 11(1) above, it shall be competent for the Government to stay the operation of the order against which an appeal or review, as the case may be, is filed.

12. Revision:

- (3) The Government either suo-moto, or on an application filed by any person aggrieved by the orders issued by the authority authorised under these rules, shall entertain such application as a revision petition, within sixty (60) days of the communication of the order passed under these Rules and pass appropriate orders in accordance with the provisions contained in section 8 of the Act, 16 of 1993.

13. Bar of Jurisdiction of Civil Courts:-

No civil court shall have jurisdiction in respect of any order passed by any officer or authority under the Act and no stay or injunction shall be granted by a court, in respect of any action taken or to be taken by such officer or authority under the Act, in pursuance of any power conferred by or under the Act, as provided in section 17 of the Act.

14. Exercising of Powers of Civil Courts:-

The Competent Authority/ the Appellate Authority/the Scrutiny and Review Committee at the State level/Scrutiny Committees at the District level/Government shall exercise the powers of Civil Courts under the code of Civil procedure, 1908 in summoning the witnesses as defined in section (9) of the Act in addition to

- (a) Receiving evidence on affidavit;
- (b) Summoning and examining any person or documents;
- (c) Making local enquiry and inspections.

15. Action on false certificates: (penalties)

- (a) Any person, who obtains a false Community, Nativity and Date of Birth Certificate as belonging to a community to which he does not in fact belong, shall be dealt with as per the provisions under section 10,11,12 of the Act.
- (b) Action under sub-rule (a) above against a person shall be referred to the court of competent jurisdiction and will be initiated by the District Collector under whose jurisdiction the person obtained the false Community, Nativity and date of Birth Certificate.
- (c) The District Collector shall initiate action under section 13 of the Act against an officer who issued the false Community, Nativity and Date of Birth Certificate to any person contrary to the provisions of the Act.

16. Validity of Community, Nativity and Date of Birth Certificate:

The Community, Nativity and Date of Birth Certificate, issued by the Competent Authority in accordance with these provisions, shall be a permanent one.

17. Procedure for issuing of duplicate Community, Nativity and Date of Birth Certificate:

When the holder of the Community Certificate loses the certificate, he/she shall immediately report this to the Competent Authority. He/She shall submit an application to the Competent Authority, furnishing the particulars of the original Community Certificate held by him/her. On receipt of such application, the Competent Authority shall verify his records and issue duplicate Community, Nativity and Date of Birth Certificates within fifteen (15) days of the receipt of the application by him/her. An affidavit on Rs.10/- stamp paper stating the circumstances in which he/she lost the original certificate must be filed along with the application for the issue of the duplicate certificate.

18. Complaints:

Whenever complaints are received regarding the community claim of any employee/prospective employee/student claiming to belong to a Scheduled Caste/Scheduled Tribe or Backward Class, the appointing authority/employer/educational institution must refer the case only to the District Collector of the District from where the Competent Authority had issued the certificate. The District Collector shall in turn get it verified by the Scrutiny Committee constituted at the district level as per Rule-8. The District Collector would inform the final action to the appointing authority/employer/educational

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institution within a period of 90 (ninety) days, from the date of the receipt of the complaint by him/her from the appointing authority/employer/educational institution.

19. Provisional admission/appointment:

If the last date for admission to an educational institution/appointment to an office/post is getting expired, and there is delay in finalising the enquiry and issuing of Community, Nativity and Date of Birth Certificate by the Competent Authority, then the competent authority may inform the Principal of that educational institution/appointing authority/employer or such other authority competent in this behalf, to admit/appoint the candidate, on the basis of the declaration given by the candidate/parent/guardian before the competent authority, while applying in form I/II as per Rule-5, for the issuance of the Community, Nativity and Date of Birth Certificate. Such admission or appointment shall only be provisional and valid for three months from the date of the communication by the competent authority to the Principal/employer/appointing authority as the case may be, and shall cease to be valid after the issuance of the Community, Nativity and Date of Birth Certificate by the competent authority, based on the conclusion of the enquiry.

20. Repeal:

All the executive instructions, Government orders, Government memoranda issued and are in force before the commencement of these Rules, shall stand annulled, without prejudice to the validity of anything previously done under those Government orders/Memoranda or executive instructions.

21. Savings:

The Community Certificate issued by the competent authority prior to the commencement of these Rules should be treated as valid certificate.

S. RAY
Principal Secretary to Government.

ANNEXURE -I

Government hereby notify that the authorities mentioned below in column (2) of the table within their territorial jurisdiction as "Competent Authorities" for issue of Community, Nativity and Date of Birth Certificate declaring the persons as belonging either to Scheduled Caste/Scheduled Tribe as per notification of the Government of India and to Backward Classes in accordance with the notification of the Government of Andhra Pradesh, issued from time to time.

Column 1 3	Column 2	Column
Specified Community Jurisdiction	Competent Authorities	
1. BC Group:- A/B/C/D. All the communities referred by the Govt., territorial of Andhra Pradesh belonging to jurisdiction of Backward Class A/B/C/D Groups. Mandal	All M.R.Os in the State not below the rank of a Dy. Tahsildar.	within a
2. Scheduled Caste the territorial jurisdiction of Mandal. 1. Adi Andhra 2. Adi DraVida 3. Arundharitya 4. Dom, Dombara, Paidi, Pano 5.Madiga 6.Mala 7.Mala Dasari 8. Mala Dasu 9. Mala Sale, Netkani 10. Manne 11. Panchama ,pariah 12. Relli	All M.R.Os In the State not below the rank of Dy. Tahasildar. ,	within a
3. Scheduled Caste: Territorial jurisdiction of . 1. Anamuk 2 Aray Mala Revenue 3. Arwa Mala Division held 4. Bavuri 5 Beda jangam, Budga Jangain Collector/ 6 Bindla [Type text]	All Revenue Officials not below the rank of a R.D.O/Sub-Collector/ or Asst Collector in the State	a by RDO / Sub- Assistant

- 7; Byagara
- 8 Chachati
9. Chalavadi
10. Chamiar, Mochi, Muchi.
11. Chambhar
12. Chandala
13. Dakkal, Dokkalwar
14. Dandasi
15. Dhor
16. Ellamalawar, Yellammalawandlu
17. Ghasi, Haddi, Relli Chachardi
18. Godagali
19. Godari
20. Gosangi
21. Holey.
22. Holey Dasari.
23. Jaggali
24. Jambuvulu.
25. Kolupulvandlu
26. Madasi Kuruva, Madari Kuruva..
27. Madiga Dasu, Mashteen.
28. Mahar.
29. Mala Hannai
- 30 Mala Jangam
31. Mala Masti
32. Mala Sanyasi
33. Mang
34. Mang Garodi
35. Mashti
36. Matangi
- 37 Mehtar
38. Mitha Ayyalvar.
39. Mundala
40. Paky, Moti, Thoti
- 41 Pambada, Pambanda
- 42 Pamidi
43. Samagara
44. Samban
- 45 Sapru .
- 46 Sindhollu, Chindollu.

Collector

4. Scheduled Caste Bariki
Jurisdiction of

District Collector :

With in the .
territorial
a District.

Scheduled Tribe Community

1. Andh
 2. Bagata
 3. Bhil
 - a
 4. Chenchu, Chenchwar
 5. Gadabas.
 6. Gond, Naikpod, Rajgond
- [Type text]

All M.R.Os in the
state not below the
rank of

Dy. Tahsildar.

With in the
territorial
jurisdiction of

Mandal.

7. Jatapus
8. Kattunayakan
9. Kalam, Mannervaru
10. Kondhs, Kodi, Kodhu, Desaya
Kondhs, Dongria Kondhs,
Kuttiya Kondhs, Tikiria Kondhs ,
Yenity Kondhs.
11. Koya; Goud, Rajah, Rasha Koya,
Lingadhari Koya (ordinary)
Kottu Koya, Bhine Koya,
Rajkoya .
12. Malis (excluding Adilabad,
Hyderabad, Karimnagar, Medak
Khammam, Mahabubnagar,
Nalgon~ Nizamabad and
Warangal districts)
13. Mukha Dhora, Nooka Dhora
14. Pardhan
15. Porja, Parangiperja
16. Rona, Rena
17. Savaras, Kapu Savaras
Maliya Savaras Khutto Savaras
18. Sugalis, Lambadis
19. Kulia
20. Yenadis
21. Yerukulas

Scheduled Tribe Community

1. Konda Kapus	All Revenue	Territorial
2. Konda reddis	Officers not below	
jurisdiction of a		
3. Hill Reddis	the rank of a	Revenue
division		
4. Goudu (in the Agency tracts),	R.D.O/Sub-	held by
RDO/Sub-		
5. Kammara	Collector or Asst.	Collector
/		
6. Kotia, Benthoriya, Bartika,	Collector in the	Assistant
Collector		
Dhulia, Holva, Paiko, Putiya,	State.	
Sanrona, Sidhopaiko		
7. Reddi Dhoras		
8. Konda Dhoras		
9. Thoti (in Adilabad,		
Hyderabad, Karimnagar, Medak		
Khammam, Mahabubnagar, .		
Nalgonda, Nizamabad and		
Warangal Districts")		
10. Nayaks (in the Agency Tracts)		
11. V almiki (in the Agency tracts)		
12. Manna Dhora		

ANNEXURE-II

Details of Forms:

- Form I : Application for issue of Community, Nativity and Date of Birth Certificate for Scheduled Tribes
- Form II : Application for issue of Community, Nativity and Date of Birth Certificate to Scheduled Castes and Backward Classes.
- Form III : Form for Community, Nativity and Date of Birth Certificate.
- Form IV Authority : Notices to the applicant for verification issued by the Competent Authority
- Form V : Notices to the applicant for verification issued by the District Level Scrutiny Committee (Doubtful claims)
- Form VI : Notices to the applicant for verification issued by the District Level Scrutiny Committee (Fraudulent claims)

**FORM –I
(Rule-5)**

**Form of Application for issue of Community, Nativity and
Date of Birth Certificate relating to Scheduled Tribe
under Section 3 (1) and 3 (2) of the Act 16 of 1993**

**(Information to be furnished by the applicant himself supported by the
documentary evidence)**

To
The Mandal Revenue Officer /
Revenue Divisional Officer /
Sub-Collector! Asst. Collector
----- Mandal/ Division .
-----District

Sir,

I am in need of a Scheduled Tribe community certificate for me / for my
son/
daughter for which the details are given below:

1. Name of the applicant in full (in block letters) ::
2. Sex of the applicant ::
- 3 a) Father's name ::
b) Mother's name
- 4 Present postal address ::
- 5 Place of permanent residence of the certificate ::
seeker / his father / paternal grand father, as on the
date o.f the first notification declaring the
community as a Scheduled Tribe, to which the
certificate seeker claims to belong.
6. Age, date of birth and place of birth (If date is not::
known approximate year of birth).
- 7 Place of ordinary residence (documents relating
to house/land or other immovable property or
birth registration certificate or ration card or
school records may be furnished)
- 8 If the applicant has been issued a community
certificate in the past by any authority, a copy of .
such certificate should be furnished
- 9 Community for which certificate is claimed
(including sub-tribe or sub-group)
- 10 a) Community of the father
(including sub-tribe or sub group)

[Type text]

- b) Community of the mother
(including sub-tribe or sub group)

11 Whether the applicant is

- a) a natural born son or daughter of his/her parents .~
OR
- b) adopted son/daughter of his/her parents

DECLARATION

I/We declare that the information furnished by me/us in the application is true and correct, and the documents appended thereto are genuine and the contents of the documents are true and correct and that if these are found to be untrue and incorrect. I/We will be liable for prosecution for furnishing false and incorrect information documents under Section 10 of the Act No.16 of 1993.

STATION: _____ Signature of the applicant

DATED: _____ Signature of the Parent/Guardian

ACKNOWLEDGEMENT SLIP

Received an application for issue of Community, Nativity and Date of Birth Certificates relating to Scheduled Tribe in Form I, from _____ (name of the applicant! parent / guardian) belonging to _____ Village/town _____ Mandal, _____ District on _____ .(date).

Name of the Office
Authority
Date:

Signature of the Officer authorised
by the Competent

(Name in capital letters)
and designation. (affix seal)

FORM II

FORM OF APPLICATION FOR ISSUE OF COMMUNITY, NATIVITY AND DATE OF BIRTH. "
CERTIFICATE~ RELATING TO SCHEDULED CASTE / BACKWARD CLASS UNDF

SECTION 3 (1) OF ACT 16 OF 1993

(Information to be furnished by the applicant himself supported by documentary evidence)

To
The Mandal Revenue Officer/
Revenue Divisional Officer/
Sub-Collector/ Assistant Collector /
District Collector
-----Mandal/Division,
-----District

Sir,

I am in need of a Scheduled Caste / Backward Class community certificate for me / for my son / daughter for which the details are given below:

- 1 Name of the applicant in full (in block letters)
 - 2 Sex of the applicant
 - 3 a) Father's name
b) Mother's name
 - 4 Present postal address
 - 5 Permanent place of residence
 - 6 Age, date of birth and place of birth (If date is not known, approximate year of birth:)
 - 7 Place of ordinary residence (documents relating to house/land or other immovable property or birth registration certificate or ration card or school records may be furnished)
 - 8 If the applicant has been issued a community certificate in the past by any authority, a copy of such certificate should be furnished
 - 9 Community for which certificate is claimed (including the sub-caste)
 - 10 a) Caste (including sub-caste) of the father
b) Caste (including sub-caste) of the mother
 - 11 Religion professed by the applicant
 - 12 a) Religion professed by the father of the applicant
- [Type text]

b) Religion professed by the mother of the applicant

13 Whether the applicant is

a) a natural born son or daughter of his/her parents

OR

b) adopted son/daughter of his/her parents

DECLARATION

I/We declare that the information furnished by me/us in the application is true and correct, and the documents appended thereto are genuine and the contents of the documents are true and correct and. that if these are found to be untrue and incorrect, I/We will be liable for prosecution for furnishing false and incorrect information/ documents under Section 10 of the Act No.16 of 1993.

STATION:

Signature of the applicant

DATED:

Signature of the Parent/Guardian

ACKNOWLEDGEMENT SLIP

Received an application for issue of Community, Nativity and Date of Birth Certificate relating to Scheduled Caste / Backward Class in Form II from-----
----- (name of the applicant / parent / guardian) belonging to -----
-----village/town -----mandal,-----
---District on----- (date.)

Name of the Office
Authority
Date:

Signature of the Officer authorised
by the Competent

(Name in capital letters)
and designation.(affix seal)

FORM III

Serial No.

S.C
Code:

District

S. T
Code:

Emblem

Mandal

B.C.
Code:

Village

[Type text]

Certificate No:

COMMUNITY. NATIVITY AND DATE OF BIRTH CERTIFICATE

1) This is to certify that Sri/Smt/Kum _____ Son / daughter of Sri-----of----- Village /Town -----Mandal----- District----- of the State of Andhra Pradesh belongs to ----- Community which is recognised as S.C/S. T ./B.C under:

The Constitution (Scheduled Castes) Order, 1950

The Constitution (Schedule Tribes) Order, 1950 .

G.O.Ms.No.1793, Education, dated 25-9-1970 as amended from time to time (BCs) S.Cs., S.Ts. list (Modification) Order, 1956, S.Cs and S.T.s. (Amendment) Act, 1976.

2) It is certified that Sri/Smt./Kum _____ is a native of _____ Village/Town _____ Mandai _____ District of Andhra Pradesh.

3) It is certified that the place of birth of Sri/Smt./Kum _____ is _____ Village/T own _____ Mandal _____ District of Andhra Pradesh.

4) It is certified that the date of birth of Sri/Smt./Kum _____ is Day _____ Month _____ Year _____ (in words) as per the declaration given by his/ her father/mother/ guardian and as entered in the school records where he/she studied.

(Seal)

Signature:

Date:

Name in Capital Letters:

Designation:

Explanatory Note:: While mentioning the community, the Competent Authority must mention the sub-caste (in case of Scheduled Castes) and sub-tribe or sub-group (in case of Scheduled Tribes) as listed out in the

[Type text]

FORM-IV

NOTICE TO THE APPLICANT

To
Sri/Smt/Kum _____ village _____
_____ Mandal
_____ District, whereas an application has
bee~ made by

_____ (name of the certificate seeker) S/o, D/o,
W/O _____ Name of the father/husband)
for the issue of
Community, Nativity and Date of Birth Certificate under Section 3(1)/ Sec.3(2) of the
AP(Scheduled Castes, Scheduled Tribes and BCs) Regulation of Issue of
Community ,

Certificates Act, 1993. Notice is hereby given that an enquiry will be made about the
community claim of the above mentioned applicant by the undersigned
at _____(time) on _____ (date) of _____ (month)
19 _____ (year) at _____ (place). He/She shall appear without fail
at the said place on the said date and said time to substantiate his or her community
claim, with oral and documentary evidence, failing which the Competent Authority will
confirm or reject the community claim of the applicant based on the
documents/evidence furnished by the applicant in Form I/II to the Competent
Authority and the material/evidence gathered by the Competent Authority in this
case. He/She may bring his/her parents to assist him/her in the enquiry.

Place:

Signature and designation of
Competent Authority.
(seal)

Date:

FORM-V

To
Sri/Smt./Kum _____ village _____ mandal
_____ District,

Whereas a reference has been received by the Scrutiny Committee from the Competent Authority (specify the authority) regarding doubts about your community claim that you belong to SC/ST/BC community. The Committee now therefore directs you to attend the enquiry regarding your community claim on _____(date) at _____ (time) at _____ (place) without fail. You are required to furnish all the documentary evidence in support of your community claim on the said date failing which the Scrutiny Committee will finalise its recommendations based on the material/documents/evidence made available to the Committee by the Competent] Authority. You may bring your parents/guardian to assist you in the enquiry.

Date:

Chairman of the Scrutiny Committee
(Joint Collector)
(seal)

FORM-VI

To

Sri/Smt/Kum. _____ village _____ mandal _____

____ District, Whereas a complaint has been received by this office alleging that you have obtained ST/SC/BC Community, Nativity and Date of Birth Certificate from (specify the authority who issued it) fraudulently, and whereas I have reason to believe that you obtained S. T ./S.C./B.C. certificate for yourself/for your son/daughter fraudulently even though in reality you do not belong to any Scheduled Tribe/SC/BC. Now therefore, you are hereby directed to attend enquiry regarding your community claim on _____(date) at _____ (time) at _____(place)

'without fail. You are required to furnish all the documentary evidence in support of your community claim on the said date failing which the Scrutiny Committee will finalise its recommendations based on the material/documents/evidence made available to the Committee by the District Collector. You may bring your parents/guardian to assist you in the enquiry.

Date:
Place:

Chairman of tile Scrutiny Committee
(Joint Collector)
(seal)

S. RAY,
Principal Secretary to Government.

[Type text]

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Appointment of Commission of Inquiry , headed by Justice Shri P.Ramachandra Raju, (Retd.) under the Commissions of Inquiry Act, 1952- Submission of Report Appointment of Cabinet Sub-Committee to give findings on the report of the Commission – Acceptance of the findings of the Cabinet Sub-Committee furnished to the Government- In pursuance to the recommendations of the Commission – Orders-Issued.

SOCIAL WELFARE (J1) DEPARTMENT

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G.O.Ms.No.68

Dt.06.06.1997.

Read :

1. G.O.Ms.No.99, Social Welfare (J1) Department Dt.10.09.1996
2. G.O.Ms.No.66, Social Welfare (J1) Department Dt.02.06.1997

ORDER

A Commission of Inquiry was appointed vide GO first read above headed by Justice Shri Ramachandra Raju (Retd.) to examine.

- a) Whether a disproportionately large number of benefits have gone to any particular Sub-Caste of Scheduled Castes, and ;
- b) If so, to indicate all such steps are also necessary and required to be taken ensure that the above benefits are equitably distributed among the various sub-castes of Scheduled Castes.

2. The Commission of Inquiry issued a notification on 01.10.1996 in the Gazettee and several English and Telugu dailies inviting representations from any individual or associations relevant to the subject matter of the enquiry giving time till 31.10.1996. The said notification was also sent individually to all the Ministers, the Speaker of the Assembly, all MPs and MLAs of Andhra Pradesh, Heads of the Departments, District Collectors, District Judges, Superintendents of Police, Chairman of Zilla Praja Parishads, Registrar of High Court, various Universities etc., the time for filing the representations was extended by the Commission upto 31.01.1997 and representations received even subsequent to 31.01.1997 from Scheduled Castes associations and individuals were examined by the Commission.

3. The Commission received statistical data regarding the Scheduled Caste employees (Sub-Caste wise) employed in various government departments (both Central and State Government) State Government Public Sector Undertakings, local bodies and cooperative institutions. The Commission also received data about appointments of Scheduled Castes (Sub-Caste wise) from various Service Commissions, for the period 1990 onwards. The Commission received responses from several educational institutions also regarding the educational benefits enjoyed by various sub-castes of Scheduled Castes for the period 1995 onwards. The statistics received upto 15.05.1997 were tabulated by the Commission and responses received on or after 16.05.1997 were not tabulated but separately considered at the appropriate places in the report of the Commission.

4. The Commission submitted its report on 28.05.1997 which was examined in depth
[Type text]

by the Cabinet Sub-Committee constituted vide G.O. second cited. The Cabinet Sub-Committee recommended for acceptance of most of the recommendations of the Commission to the Government. The Government after careful consideration of the report of the Commission, have agreed with the findings of the Cabinet Sub-Committee and accept the following findings of the Commission.

- I. There is disproportionate distribution of reservation benefits in favour of the 'Mala' group and 'Adi- Andhra' group of Scheduled caste communities compared to their respective population.
- II. Both the 'Madiga' group and 'Relli' group of communities are not adequately represented either in public appointments or in educational institutions compared to their respective populations.
- III. There is no Constitutional bar in categorising these S.C communities into four groups 'A' , 'B' 'C' and 'D' on a rational basis.

5. Therefore, the Government have decided to implement the following recommendations of the Commission with immediate effect.

i) The 'Relli' group of communities will consist of the following sub-castes as listed in the Andhra Pradesh Scheduled Castes Presidential Order 1950 i.e.,

8. Bavuri
12. Chachati
16. Chandala
18. Dandasi
20. Dom, Dombara, Paidi, Pano
22. Ghasi, Haddi, Relli , Chachandi
23. Godagali
48. Mehtar
51. Paky, Moti, Thoti
53. Pamidi
55. Relli
58. Sapru

The 'Relli' group of communities is the most backward among the SC communities and are therefore categorised as 'A' with percentage entitlement of one percent (1%) of reservation in proportion to their population, both in public appointments and admissions to educational institutions. They shall be adjusted in serial number 2 of the roster as specified in G.O.Ms.No.357, General Administration (Ser.D) Department Dt.23.06.1989.

ii) The 'Madiga' group of communities will consists of the following sub-castes as listed in the AP scheduled Castes Presidential Order 1950.

5. Arundhatiya
9. Beda Jangam, Budga Jangam
10. Bindla
14. Chamar, Mochi, Muchl
15. Chambhar
17. Dakkal, Dokkalwar
19. Dhor
24. Godari
28. Jaggali
29. Jambuvulu
30. Kolupulvandlu
32. Madiga
33. Madiga Dasu, Mashteen
43. Mang

[Type text]

44. Mang Garodi
47. Matangi
56. Samagara
59. Sindhollu, Chindollu

The 'Madiga' group of communities is the next most backward among the SC communities and therefore they are categorized as 'B' with percentage entitlement of seven percent (7%) of reservation in proportion to their population, both in public appointments and admissions to educational institutions. They shall be adjusted in serial number 7,22,41,62,72,87 and 97 in the roster as obtained in GO Ms.No.357, GA (Ser.D) Department Dt.23.06.1989.

iii) The 'Mala' group of communities will consist of the following sub-castes as listed in the AP Scheduled Castes Presidential Order 1950.

2. Adi Dravida
3. Anamuk
4. Arya Mala
6. Arwa Mala
7. Bariki
11. Byagara
13. Chalavadi
21. Ellamalawar, Yellammala wandlu
25. Gosangi
26. Holey a
27. Holey a Dasari
31. Madasi Kuruva, Madari Kuruva
34. Mahar
35. Mala
36. Mala Dasari
37. Mala Dasu
38. Mala Hannai
39. Malajangam
40. Mala Masti
41. Mala Sale, Netkani
42. Mala Sanyasi
45. Manne
50. Mundala
52. Pambada, Pambanda
57. Samban

The 'Mala' group of communities are receiving benefits of reservations wholly disproportionate to their population and are therefore categorised as 'C' with percentage entitlement of six percent (6%) of reservation in proportion to their population both in public appointments and admissions to educational institutions. They shall be adjusted in serial numbers 16, 27, 47, 66, 77 and 91 in the roster as specified in G.O. Ms.No.357, GA (SER.D) Department Dt.23.06.1989.

iv) The 'Adi-Andhra' group of communities will consist of the following Sub-Castes as listed in the AP Scheduled Castes Presidential Order 1950.

1. Adi Andhra
46. Mashti
49. Mitha Ayyalvar

[Type text]

54. Panchama , Pariah

The 'Adi-Andhra group of Communities are receiving benefits of reservation wholly disproportionate to their population and are therefore categorized as 'D' with percentage entitlement of one percent (1%) of reservation in proportion to their population, both in public appointments and admissions to educational institutions. They shall be adjusted in serial number 52 in the roster as specified in the G.O.Ms.No.357, G.A (Ser.D) Department Dated 23.06.1989.

v) The 33 1/3% reservations provided for women in public services shall be adjusted by allotting two seats in each roster cycle of 100 points fixed for 'Madiga' group and 'Mala' group and one seat alternately for 'Relli' group and 'Adi-Andhra' group

vi) If eligible candidates are not available to fill the slots reserved for them in the roster points as mentioned above, the slots may be filled in by the candidates belonging to the next lower group of category of the SC communities as described in the aforesaid paras. For example, in the roster point fixed for 'Relli' group i.e., category 'A' if an eligible candidate is not available , the roster point may be filled by the next lower category of 'Madiga' group i.e. category 'B' For women candidates also the same principle will be followed. For example, in the roster point fixed for 'Relli' group (woman) , i.e., category 'A' if an eligible woman candidate is not available , the roster point may be filled by the woman candidate belonging to the next lower category of 'Madiga' group i.e., category 'B'

vii) If no eligible SC candidate (including woman candidate, wherever applicable) belonging to any of the 'A', 'B', 'C' and 'D' categories is available, then the vacancy will be carried forward but shall not be filled by a candidate belonging to any other community other than SCs in accordance with the rules and Government orders in force.

6(i) The above orders will be applicable from the academic year 1997-98, in all the educational institutions under the control of the State Government, wherever rule of reservation is being implemented.

(ii) In the case of public appointments for the backlog vacancies/regular vacancies to be filled by Scheduled Caste candidates, pursuant to various Government instructions issued in this regard from time to time, and where the selection process has been completed i.e., appointment orders have been dispatched or the applicants have been intimated officially that he/she has been selected and should await posting orders in such cases the above orders will not be applicable.

iii) Separate instructions will be issued by the Government regarding the appointments to the backlog vacancies/regular vacancies, where the selection process is at various stages and the appointment orders have not been dispatched or selection has not been intimated to the applicants.

iv) In the public appointments to be made hence forth, wherever rule of reservation is being implemented , these orders will be applicable.

7. The categorization of Scheduled Castes into 'A', 'B', 'C' 'D' groups as mentioned above does not apply to posts or admissions to educational institutions under the control of the Central Government departments or Central Government Corporations/Public Sector undertakings.

8. The General Administration (Services) Department and the Education Department (Higher Education and School Education) will issue necessary orders separately , modifying the existing Government orders/Instructions of their departments, in
[Type text]

pursuance to the decisions mentioned above.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.S.RAJAJEE
CHIEF SECRETARY TO GOVERNMENT**

To

All the Department of Secretariat.

All the Heads of the Departments

All the State Government Public Sector undertakings

All the District Collectors/District Judges

The Secretary, AP, Public Service Commission

The Commissioner, Government Printing Press, Hyderabad for publication in the Gazettee.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Implementation of Rule of Reservation in service for SCs/STs in various offices and verification of rosters maintained by various appointing authorities in implementation of the Rule of Reservation and writing of rosters- certain instructions issued .

SOCIAL WELFARE (L1) DEPARTMENT

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G.O.Ms.No.105

Dated the 2nd August, 1997
Read the following

G.O.Ms.No.92, SW (L2) Department Dt.22.09.1995.

ORDER

In the G.O.read above, all the District Collectors were directed to nominate Deputy Director (SW) , District Social Welfare Officer, District Tribal Welfare Officer and District Backward Class Welfare Officer as the Inspecting Officer for annual inspection of various offices located in the District. In continuation of these orders, further instructions are issued as follows :-

2. All the District Collectors are directed to constitute a District Level Committee with the following members:-

1. District Collector	-	Chairman
2. District Revenue Officer	-	Convenor
3. Deputy Director (SW)	-	Member
4. District Tribal Welfare Officer	-	Member
5. District Social Welfare Officer	-	Member
6. District BC Welfare Officer	-	Member
7. Dist.Women & Child Welfare Officer	-	Member
8. District Employment Officer	-	Member
9. District Sainik Welfare Officer	-	Member

3. The District Collectors may also invite as a special invitee, the appointing authority of the Unit office of any department in the district, where it is found that the backlog SC/ST vacancies are large in number of there have been any violation of the Rule of Reservation or the office is not submitting the annual reports etc., and is not maintaining records properly pertaining to the Rule of Reservation to SC/ST/BC & Women Physically Handicapped and Ex-Servicemen.

4. This committee would meet every six months and review the implementation of the Rule of Reservation , with specific reference to the following :-

- i) Whether the appointing authorities have notified vacancies on time.
- ii) Whether the appointments have been made as per the Rule of Reservation.
- iii) If there are any violations of Rule of Reservation/Whether disciplinary action has been initiated against the appointing authorities
- iv) Whether the vacancies have been carried forward correctly
- v) Whether the annual reports are being submitted and the registers and other records being maintained properly by the appointing authorities.

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- vi) Whether the Inspecting Assistant Commissioners have inspected various offices as per the Schedule drawn up by the District Collectors.
- vii) Whether roster points in every 100 points meant for SC , ST, BC Women, Physically Handicapped and Ex-Servicemen are being followed strictly.

5. The minutes of these meetings will be communicated by the District Collectors to the respective Heads of Departments i.e, regarding SCs to the Commissioner, Social Welfare , STs to the Commissioner Tribal Welfare BCs to the Commissioner, BC Welfare and about the reservation of women physically handicapped to the Director, Women Development and Child Welfare and Director Sainik Welfare regarding Ex-serviemen and also to the Head of the Department who is concerned with that particular unit officer which is reviewed.

6. The Commissioner, Social Welfare, Commissioner of Tribal Welfare/Commissioner of BC Welfare/Director, Women Development and Child Welfare/Director of Employment & Training and Director of Sainik Welfare Board are hereby directed to issue instructions to the field officers under their control for taking appropriate action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.RAY
PRINCIPAL SECRETARY TO GOVERNMENT

To
All the District Collectors/All Deputy Directors of Social Welfare,

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

SOCIAL WELFARE DEPARTMENT – Welfare of Weaker Sections Rule of Reservation in favour of SCs / STs BCs and Women – Constitution of Committee to ensure effective implementation of Reservation Policy – Orders – Issued

SOCIAL WELFARE (L1) DEPARTMENT

G.O.Ms.No.106

Dated the 2nd August, 1997
Read the following

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ORDER

The policy of special Representation in favour of SC/STs/BCs and Women , has been in force in the State and detailed instructions regarding its implementation have been issued by the Government from time to time.

2. The Government hereby constitute a State Level Committee to review the implementation of the Reservation policy and ensure its effective implementation with the following members :-

- | | | |
|--|---|----------|
| 1. Commissioner, Social Welfare | - | Chairman |
| 2. Commissioner, Tribal Welfare | - | Member |
| 3. Commissioner, BC Welfare | - | Member |
| 4. Director Women Devp., & Child Welfare | - | Member |
| 5. Director Employment & Training | - | Member |
| 6. Secretary, APPSC | - | Member |
| 7. Secy.AP College Service Commission | - | Member |
| 8. Director, Sainik Welfare Board | - | Member |
| 9. Additional Director /Joint Director
from the office of chairman | - | Convenor |
| 10. the Liaison Officers appointed in
various offices of all the HODs | - | Members |

3. The Government has also constituted District Level Committees vide G.O.Ms,105, SW (L) Department , dt.2nd August , 1997 the District Level Committees have to meet once in every six months and review the implementation of the Rule of Reservation and with specific reference to the following.

- i) Whether the appointing authorities have notified vacancies on time.
- ii) Whether the appointments have been made as per Rule of Reservation.
- iii) If there are any violations of the Rule of Reservation whether disciplinary action has been initiated against the appointing authorities.
- iv) Whether the vacancies have been carried forward correctly.
- v) Whether the annual reports are being submitted and the registers and other records are being maintained properly by the appointing authorities.
- vi) Whether the Inspecting Assistant Commissioner have inspected various offices as per the Schedule drawn up by the District Collectors.
- vii) Whether Roster points in every 100 points Roster meant for SCs /STs/BCs/Women/Physically Handicapped and Ex-Servicemen , are being followed strictly.

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4. The minutes of these meetings have to be communicated by the District Collectors to the respective Heads of Departments i.e., regarding SCs to the Commissioner of Social Welfare, STs to the Commissioner of Tribal Welfare, BCs to the Commissioner of BC Welfare and about the Reservation of Women to the Director, Women Development and Child Welfare and Director, Sainik Welfare Board about Ex-Servicemen and also the Heads of the Departments who are concerned with the particular unit offices which are reviewed.

5. The above State Level Committee will review the minutes/reports received from the District Collectors regarding the functioning of District Level Committee mentioned above on 21st July and 21st January every year.

6. The State Level Committee will then furnish the minutes of their review to the Government in Social Welfare Department by 31st July and 31st January every year and to the Secretariat Departments concerned with the implementation of the Rule of Reservation such as Backward Class Welfare Department , Women, Development & Child Welfare Department and Home Department.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.RAY
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare, AP , Hyderabad
The Commissioner of Tribal Welfare, AP, Hyderabad
The Commissioner of BC Welfare, AP, Hyderabad
The Director, Women Development & Child Welfare, Ameerpet , Hyderabad
The Director , Employment and Training , AP, Hyderabad
The Director, Sainik , Welfare Board
The Secretary , APPSC Hyderabad

GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (CV) DEPARTMENT

CIRCULAR MEMO. I0956/CV.1/97-2. DT:-16TH FEBRUARY 1998

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Sub:- SOCIAL WELFARE DEPARTMENT -Issue of Caste; Nativity and Date of Birth Certificates to Scheduled Castes/Scheduled Tribes/Backward-Classes Regarding Certain Instructions.

Ref:- 1. G.O.Ms.No. 371, Employment & S. W (B2) Deptt., Dt:- 13-04-1976.
2. G.O.Ms.No.185, S. W.(B2) Deptt., Dt:- 4-12-1979.
3. Government Memo.No.23143/JI/90-1, S.W. Dt:- 28-08-1990.
4.G.O.Ms.No.57, S.W.(J2) Deptt., Dt:- 8-05-1997.
5. G.Ms.No. 58, S. W.(J2) Deptt., Dt:- 12-05-1997.
6. Nicnet Message No.8638/JI/97-1, S. W.(JI) Deptt., Dt:- 09-06-1997.

In the references fourth and fifth cited, the Act and the Rules thereon regarding the issue of the Community, Nativity and Date of Birth Certificates was sent to all the District Collectors for immediate necessary action.

2. In the Rules notified in G.O.Ms.No. 58, Social Welfare (J2) Department, Dt:-12-05-1997, at page 11, Rule-20, it is mentioned that all the Government orders/executive instructions issued before the commencement of the Rules stand annulled. Therefore; instructions regarding certain specific cases, where frequent doubts have been raised and clarifications requested by the Collectors in the past, are issued as follows :-

- I. **General instructions**:- (Applicable in all cases)
where a person claims to belong to Scheduled Caste or a Scheduled Tribe by birth it should be verified:-
 - i) that this committee is included in the Construction (Scheduled Castes) and (Scheduled Tribes) Order, 1950 as amended in 1976, which specified the Scheduled Castes and Scheduled Tribes in relation to the State of Andhra Pradesh; .
 - ii) that this community is included in the Constitution (Scheduled Castes) and " (Scheduled Tribes) Order, 1950 as amended in 1976, which specified the Scheduled Castes and Scheduled Tribes in relation to the State of Andhra Pradesh; .
 - iii) that the person belongs to the State of Andhra Pradesh and to the area within the State in respect of which the community has been Scheduled;
 - iv) in case of migration where a person migrates from the portion of the State of Andhra Pradesh, in respect of which his community is scheduled to another part of the Andhra Pradesh in respect of which his community is not scheduled, he will continue to be deemed to be a member of the, Scheduled Caste or the Scheduled Tribe, as the case may be, in the State of Andhra Pradesh. But, where a person migrates from another State to the

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State of Andhra Pradesh, he can claim to belong to a Scheduled Caste or a Scheduled Tribe only in relation to the State to which he originally belonged and not in respect of the State of Andhra Pradesh to which he has migrated, if that caste/tribe is not included in the Constitution (Scheduled Castes) and (Scheduled Tribes) Order, 1950 as amended in 1976, for the State of Andhra Pradesh.

II. Neo Buddhists:-

The Constitution (Scheduled Castes) Order, 1950 as amended in 1976 issued by the president under Article 341 of the Constitution mentions fifty nine (59) castes as Scheduled Castes in the State of Andhra Pradesh. The Constitutional Amendment, brought about in 1990, did not create a separate caste called 'neo-Buddhists' for the Scheduled Castes. Prior to 1990, the Constitution (Scheduled Castes) Order 1950 as amended in 1976 stated "no person who professes a religion different from the Hindu or Sikh religion shall be deemed to be a member of, the Scheduled castes", But after the amendment of 1990, it was added that "no person who professes religion different from the Hindu, Sikh or Buddhist religion, shall be deemed to be a member of Scheduled Castes". Therefore, if a person belonging to any of the 59 castes of the Scheduled Castes, as per the constitution (scheduled Castes) as amended in 1976 professes Buddhism, he is deemed to be a Scheduled Caste. The amendment of 1990 did not create a separate sub-caste called Neo-Buddhists as the 60th caste of the Order of 1950 and Constitution (Scheduled Caste) as amended in 1976.

Thus the integrated certificate has to be issued to the person who professes Buddhism, after making necessary verifications regarding his caste as per the procedure laid down in the Rules notified in G.O.Ms.No. 58, Social Welfare (12) Department, Dt:- 12-05-1997. It is further reiterated that if a person claims to be a Scheduled Tribe, he may profess any religion. .

III. Children of the Inter-Caste Marriages:-

The G.O.Ms.No.371, S. W.D., Dt:13-04-1976 laid down the norms required to be followed while issuing community certificates to the children born to the inter-caste married couples. These instructions are reiterated with a modification that the off-spring of such couples cannot automatically claim the social status of the parent belonging to Scheduled Caste/Scheduled Tribe but the Competent Authority must satisfy himself that the child has been accepted by the Scheduled Castes/Scheduled Tribes as member of their community and has been brought up in that surroundings.

As regards the marriages not registered and marriages not legally valid, it may be pointed out that registration is not mandatory for marriages under the Hindu law. Even under the Hindu marriages Act, 1955, registration under Section 8 is optional and sub-Section (5) provides that the validity of any Hindu marriage shall, in no way, be affected by the omission to make entry in the Marriages Register maintained under this section. Section 7 provides that Hindu marriage may be solemnized in accordance with the customary rites and the ceremonies of either party thereto and, if such ceremony includes the Saptapadi, the marriage becomes complete and binding when the seventh step is taken. In view thereof, all those marriages though not registered but which have been solemnized in accordance with the procedure mentioned in this Section, are to be treated as valid marriages and as mentioned in the para above, the same conditions will apply to the children born out of such marriages.

As regards marriages which are not legally valid, it is clear that such children

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are illegitimate unless invalidity of marriage is due to grant of a decree of nullity by a Court, in which case, provisions of Section 16 of the Hindu Marriage Act, 1955, will apply. Under Section 6 (b) of the Hindu Minority of a Hindu minor has been stated to be,

“in case of an illegitimate boy or an illegitimate girl -the mother and after her the father”.

It can be derived from this that the illegitimate children are generally brought up / the mother and in her own surroundings. Therefore, if the mother belongs to the Scheduled Caste and brings up the child within a Scheduled Caste community, the child can be taken as a member of the Scheduled Caste community. But in this case also the major factor for consideration is whether the child has 'been accepted by the Scheduled Caste community as a member of their community and he has been brought up as such.

The above are the general observations. However, each case has to be examined in the light of the circumstances prevalent in that case and final decision has to be taken thereof accordingly.

IV. Status of the off-spring of a couple where both the spouses are member of Scheduled Caste/Scheduled Tribe but each belongs to a different Sub-caste/Sub- Tribe.

Under the Constitution (Scheduled Castes) Order, 1950 and Constitution (Scheduled Tribes) Order, 1950, as amended in 1976 the residence of the member of the caste or tribe, in the localities specified in the Constitution Order is of utmost relevance. In the case of minor child the question arise whether his residence will go along with that of his father. Under Section 3 of the Hindu Minority and Guardianship Act, 1956, the natural guardian in the case of minor boy or an Unmarried' girl is father and after him his mother. In the case of an illegitimate boy or illegitimate 'Unmarried 'girl, the natural guardian will be the mother and after her, the father. In the above background; it has to be seen as to which sub-caste or Sub-tribe the off-spring would belong in case the parents belong to two distinct communities within the Scheduled Castes or Scheduled Tribes, as the case may be. Prima facies, it would appear that in such cases the children born of such parents could be treated as members of the sub-caste or sub-tribe of the father, in the large majority of cases, having regard to the concept of domicile mentioned earlier. Apart from this, it has to be seen whether the child has also been accepted and assimilated in the sub-caste or sub-tribe in that community. However, each case has to be examined in the light of the circumstances pertaining to it.

V. Status of the off-sprint! of a couple where one of the spouses is a member of a **Scheduled Caste and the other that of a Scheduled Tribe.**

As regards the status of the off-spring whose father is a member of Scheduled Caste and mother of a Schedule Tribe, the prima-facie presumption is in favour of the child possessing the caste of the father, in the large majority of cases, having regard to the concept of domicile explained in para IV above. Apart from this, it may also be a relevant criterion to see whether the child has been accepted and assimilated in the Scheduled Caste community to which the father belongs. The same principle will also apply to the case of an off-spring-whose mother is a member of a Scheduled Caste and father of a Scheduled tribe. However, each case has to be examined in the light of the attendant facts and circumstances.

VI. Adoption:

Great care has to be exercised in dealing with cases where a person claims to be Scheduled Caste/Scheduled Tribe on the ground that he has been adopted by a Scheduled Caste Scheduled Tribe person. The validity of the adoption has to be clearly established Before any caste certificate can be given. It is for the party to prove his claim by cogent and reliable evidence.

- i) .the requirements of valid adoption are given is sections 6 to 11 of the Hindu Adoptions and Maintenance Act, 1956, the actual giving and taking of the Child in adoption is a mandatory requirement and thereafter the .1. adopted child is deemed to be the child of his or her adoptive father or mother for all purposes and the child severs all ties with the family of his or her birth. Ordinarily, no child who has attained the age of 15 years or who is married can be given in adoption unless there is a custom or usage applicable to the parties.
- ii) In deciding whether an adoption is valid, the certificate issuing authority should satisfy himself that all the requirements of law have been, complied with. He should also take into account the behavior of the child after adoption whether he physically lives with and is supported by his adoptive ""4 parents and receives no financial conditions are not satisfied,' the certificate should be refused.
- iii) Where the case relates to an adoption of a married person or of a person of the age of 15 years and above, the certificate shall be required to be given by the District magistrate who shall, after making due inquiries as to the validity of the adoption and as to whether such adoption is permitted by a custom or usage applicable to the parties, make an endorsement to that effect on the certificate. Such custom or usage should have been continuously and uniformly observed for a long time and obtained the force of law among the Hindus of that particular area, or that community group of family, provided that the custom or usage is certain and not unreasonable or opposed to public policy and in the case of custom or usage in respect of a particular family that the custom or usage has not been discontinued. In addition it should be verified that all other conditions for a valid adoption, including the physical transfer of the j - adopted, person to the family of the adoptive parents and that he has severed all ties with the original parents, are fulfilled.
- iv) The Caste Certificates in case of adoption children by Scheduled Caste and Scheduled Tribe parents, the powers "are delegated to Joint Collectors. " .The Joint Collectors should exercise greater care in issuing of this type of certificate.
- v) The Caste Certificates in the above cases shall be issued only for the children below 15 years of age. The adopted children should live for a minimum period of 5 years with the adopted parents for issue of Caste Certificates in the adoption cases.

VII. Claims "through marriage"

The guiding principle is that no person who was not a Scheduled Caste or Scheduled Tribe by birth, will be deemed to be member of a Scheduled Caste or Scheduled Tribe merely because he or she had married a person belonging to a Scheduled Caste or a Schedule Tribe.

Similarly, a person who is a member of a Scheduled Caste or a Scheduled Tribe would continue to be a member of Caste or a Scheduled Tribe would continue to be a member of that Scheduled Caste or Scheduled Tribe as the case may be, even after his or her marriage with a person who does not belong to a Scheduled Caste or a Scheduled Tribe.

VIII. Cases of conversion and reconversion:

- i) Where a Scheduled Caste person gets converted to a religion other than Hinduism or Sikhism or Buddhism, and then reconverts himself back to Hinduism or Sikhism or Buddhism, he will be deemed to have reverted to his original Scheduled Caste status if he is accepted by the members of that particular casts as one among them.
- ii) In the case of a descendant of a Scheduled Caste convert, the mere fact of conversion to Hinduism or Sikhism or Buddhism will not be sufficient to entitle him to be regarded as a member" of the Scheduled Caste to which his forefathers belonged. If will have to be established that such a convert has been accepted by the members of the caste claimed as one among themselves and has thus become member of that caste.
- ii) It is found that various associations/societies/sanghams/samajams/sabhas etc., have been issuing certificates to prove the conversion or reconversion of Scheduled Caste person to a particular religion. In the case of Scheduled Caste converts to Christianity, it is often found that the candidates produce certificates showing reconversion into Hinduism. The Collectors are informed that the Government have not authorised any such associations/samajams/sabhas/societies/sangham etc., to issue such certificates of conversion or reconversion. The Competent Authority has to clearly establish by way of a local spot enquiry, on a case to case basis, by verifying the customs, the day to day religious practices, festivals, religious ceremonies etc., observed by the applicant, to conclude about the religion professed by the applicant and the genuineness of the conversion or reconversion.
- iv) Certain instances have been brought to the notice of the Government that often Scheduled Caste persons, even while professing the religious beliefs and practices of Christianity, are claiming the status of Scheduled Castes by stating that they have not been "Baptised" into Christianity. Though ."Baptism is a requirement for conversion to Christianity yet many a times even without the formal initiation by way of "Baptism:, the applicants do profess and practice the religious beliefs, ceremonies, festivals etc., of Christianity. Therefore, the Competent Authority must establish clearly through local enquires the actual religion being professed by the applicant as established by his conduct and issue a certificate as a scheduled Caste only to those persons who profess either Hinduism, Sikhism or Buddhism, but not Christianity. Scheduled Caste persons who are professing Christianity are not entitled to claim status on par with the Scheduled Castes, as listed out in the Constitution (Scheduled Castes) and (Scheduled Tribes) Order, 1950 as

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amended in 1976.

3. The District Collectors are requested to follow these instructions scrupulously and bring them to the notice of all the Competent Authority in the district immediately.

S.RAY,
PRINCIP AL SECRETARY TO GOVERNMENT

MOST IMMEDIATE

**GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE DEPARTMENT**

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Circular No.5152/RR-2/99-2 Dated : 26.04.1999

Sub: - SWD – Filling up of backlog vacancies of SCs and STs – Certain instructions – Issued – Reg.

Ref: - 1) Government U.O.Note No.5152/RR-2/99-1 Dt. 09-04-1999
2) D.O.Lr.No.K1/4825/99 Dt.21.04.1999 of Sri A.K.Tigidi, IAS,
Commissioner of Social Welfare, AP, Hyderabad

The Chief Secretary in his note C.No.559/CSP/N/99, Dt.03.04.99 desired that all the Special Chief Secretary/Principal Secretaries/Secretaries to take action to complete the identification of backlog vacancies of SCs and STs by 11.04.1999 with cut off date as on 31.03.1999 and to indicate plan of action for getting the vacancies filled up before 30.06.1999.

In the references first and second cited, while enclosing Format –I, II and Format I (a) , respectively, all the administrative departments and Heads of the Departments were requested to furnish information for consolidating and submitting to Cabinet in the form of a Status paper.

In order to obtain information in full and correct shape, the following guidelines/instructions are issued in supercession of instructions issued earlier in references first and second cited.

1. The information may be furnished in three formats (enclosed) viz.,
 - a) **Format-I** : This is designed to furnish category wise (posts) information every fortnight, columns 3 & 4 are meant for furnishing one time information,
 - b) **Format I (a)** :- This is an abstract of Format-I. Information has to be furnished only for class of posts i.e., class I, II, III and IV every fortnigh.
 - c) **Format-II** : Plan of action to fillup backlog vacancies of SCs and STs is to be furnished indicating the dates by which the process of filling all vacancies before 30.06.1999 will be completed in their respective departments.
2. Secretariat Departments are responsible for furnishing information in Format-I (a) to Social Welfare Department for all Organisations under their administrative control. They are to furnish consolidated information instead of forwarding the reports of Head of Departments.
3. The Heads of the Departments are requested to collect information from all organisations at Regional Level , District Level , Divisional Level and Mandal Level and furnish to their Secretariat Departments in Format I, I(a) and II.

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4. If any Organisation is furnishing information directly to its Secretariat Department then such Secretariat Department should include the information in the Format I(a) before sending it to the Social Welfare Department as mentioned in para 2 above. Only will furnish information of that organisation to Social Welfare Department.
5. All the Secretariat Departments are required to furnish a certificate as provided in Format I (a)
6. Education Department is requested to furnish information in respect of all Universities, Government Colleges, Aided Colleges, Government Schools etc.,
7. Panchayat Raj Department is requested to furnish information for all ZP Schools, Mandal Parishad Schools etc.,
8. The Municipal Administration and Urban Development Department is requested to furnish information for all schools in Municipalities and Municipal Corporations.
9. The Law Department is requested to furnish information in respect of all Courts i.e, High Court, District and Magistrate Courts.
10. The information is to be furnished on fortnightly basis by 12th and 27th of every month so as to enable Social Welfare Department to submit status paper to Cabinet every fortnight.

All the Secretaries and Head of Departments are requested to ensure furnishing of correct and full information by the Scheduled dates.

S.RAY
PRL.SECY. TO GOVERNMENT
SOCIAL WELFARE DEPARTMENT

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Notification of vacancies to APPSC , Employment Exchange and other recruiting agencies – filling up of backlog vacancies of SCs and STs in the Government – Orders – Issued.

FINANCE AND PLANNING (FW:SMPC) DEPARTMENT

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G.O.Ms.No.71

Dated. 26th May 1999
Read the following :-

G.O.Ms.No.275, Fin. & Plg. (FW.SMPC) Department Dt.14.12.1991.

ORDER :-

In the Government order cited above, orders were issued that all recruitment by any department of the Government as well as that of autonomous institutions must be sent to the Finance Department for notification to the concerned recruiting agencies. It has been brought to the notice of the Government that there are a large number of backlog vacancies of SC/ST category in different departments and their field offices throughout the State. Due to such vacancies , the working of field offices is hampered to some extent.

Government after careful consideration has taken the decision that there will be on an one time exemption to the principle of routing the notification of vacancies through the Finance Department. All the notification of vacancies through the Finance Department. All Departments are requested to take necessary appropriate action in this regard subject to the observance of the following principles.

1. This relaxation of permitting direct sending of notification of backlog vacancies only of SC/STs is purely an one time basis and automatically lapses on 1st July , 1999 reverting the recruitment of the normal procedure contemplated under G.O.Ms.No.275 Finance and Planning (FW:SMPS) Department, Dated.14.12.1995.
2. The recruitment should be for only backlog vacancies of SC/ST categories as on 31.03.1999
3. "Backlog vacancies" is defined as those vacancies against roster points reserved for SC/STs which have already been filled up by any other general purpose candidate in the past.
4. The recruitment procedure has to be in compliance with section (4) of Act of 94 which namely is as follows

No recruitment in any public service to any post in any class , category grade shall be made except :

a) From the panel of candidates selected and recommended for appointment by the Public Service Commission/College Service Commission where the post is within the purview of the Commission.

b) from panel prepared by any Selection Committee constituted for the purpose in accordance with the relevant rules orders issued in that behalf an

c) from the candidates having the requisite qualification and sponsored by the employment exchange in other cases where recruitment otherwise, than in accordance with clauses (a) & (b) above,

5) Each department should take care to make that the posts which are no longer required to be filled up due to change in large in the work practice and redundancy have been to be deleted from notification.

6. Public sector undertakings and other independent bodies which are in the restructuring mode or being contemplated or downsizing can not notify their vacancies without a formal clearance from their administrative department in the Government.

All the Heads of Departments are to report the vacancies notified in the respective departments by 1st July to the Finance Department for information and record. As this order will come to an end on 30th June, 1999, any direct notification thereafter will not be considered as valid notification and the concerned recruiting agencies cannot act upon it. The District Treasury Officers, Director of Treasuries and Accounts and Pay and Accounts Officer and the Accounts Officers are to take note of these instructions immediately.

(By order and in the name of the governor of Andhra Pradesh)

V.Ananda Rao,
Chief Secretary to Government

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Filling up of Back-log Vacancies of Scheduled Castes and Scheduled Tribes by 30.06.1999 waiving of writing examinations and interviews (oral tests) for limited recruitment to be conducted by various recruiting agencies – Orders - Issued.

GENERAL ADMINISTRATION (SERVICES-A) DEPARTMENT

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G.O.Ms.No.238

Dated 26.05.1999

Read :-

Government Circular Memo No.5152/RR-2/99-2, Social Welfare
Department Dt.26.04.1999.

ORDER

Government have decided to fill up all the backlog vacancies of Scheduled Castes and Scheduled Tribes by the end of June 1999. In view of the time constraint and to ensure that the vacancies are filled up with in the stipulated time, it has been decided to waive the written examinations including interviews (Oral tests) for the limited recruitment to be conducted by recruiting agencies except the APPSC and the selections shall be made only on the basis of marks obtained in the qualifying academic examinations passed by the candidates as one time measure i.e., only for the recruitment of back-log vacancies of Scheduled Castes and Scheduled Tribes which is proposed to be filled by the end of June 1999.

2. Accordingly, the following notifications will be published in the Andhra Pradesh Gazette:-

NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and all other powers hereunto enabling the Governor of Andhra Pradesh hereby makes the following adhoc Rule namely: -

AD-HOC RULE

Notwithstanding anything contained in the Andhra Pradesh State and Sub-Ordinate Service Rules, 1996 and Special Rules or Ad-hoc Rules and any other Rules governing the method of recruitment procedure adopted by various recruiting agencies for various categories of posts by direct recruitments, the method of selection by written examination and interview (oral tests) for appointment by direct recruitment for filling up of back-log vacancies of Scheduled Castes and Scheduled Tribes in all categories of posts be relaxed as a one time measure, and that the selection for such limited recruitment of Scheduled Castes and Scheduled Tribes to be filled by 30th June, 1999, shall be made on the basis of marks obtained in the qualifying academic examinations by waiving written examinations and interviews (oral tests) as a one time measure to fill up the back-log vacancies before the said dates.

Provided that the ad-hoc rule shall not be applicable for the selection procedure adopted for the posts under the purview of the Andhra Pradesh Public Service Commission and to the posts of Physical Education Teachers (PETS) in Education Department and para Medical Staff in Health , Medical and Family Welfare Department.

(By order and in the name of Governor of Andhra Pradesh)

**V.Anandarao
Chief Secretary to Government**

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

P.S.- District Selection Committees for recruitment to the posts in Group IV services in the District subordinate offices- Taking up of limited recruitment for the backlog vacancies of SCs and STs – Further instructions – Issued.

GENERAL ADMINISTRATION (SER.A) DEPARTMENT

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G.O.Ms.No.241

Dt.27.05.1999

Read the following

- Ref :- 1. G.O.Ms.No.280, GA(Ser.A) Department Dt.05.06.1985
2. G.O.Ms.No.303, GA(Ser.A) Department Dt.17.04.1990
3. G.O.Ms.No.401, GA(Ser.A) Department Dt.16.08.1994
4. G.O.Ms.No.402, GA(Ser.A) Department Dt.16.08.1994
5. G.O.Ms.No.403, GA(Ser.A) Department Dt.16.08.1994
6. G.O.Ms.No.496, GA(Ser.A) Department Dt.01.10.1994
7. G.O.Ms.No.1065, GA(Ser.A) Department Dt.15.12.1995
8. G.O.Ms.No.112, GA(Ser.A) Department Dt.14.03.1996
9. G.O.Ms.No.951, GA(Ser.A) Department Dt.16.10.1995
10. G.O.Ms.No.1045, GA(Ser.A) Department Dt.07.12.1995
11. G.O.Ms.No.127, GA(Ser.A) Department Dt.21.03.1996
12. Govt. Memo No.65042/Ser.A/98-2, GAD Dt.01.12.1998
13. From the Spl. CS to Government and CCLA, AP , Hyderabad

Lr.No.

- Spl.N1/1483/98 Dt.22.05.1999
14. From Spl CS to Government & CCLA , AP, Hyderabad, Lr.No.Spl-N1/1483/98, Dt.
15. G.O.Ms.No.238, GA(Ser.A) Department Dt.26.05.1999

ORDER

The G.O fifteenth read above orders have been issued waiving the written examinations and interviews (Oral tests) for the limited recruitment to be conducted by the various recruiting agencies except Andhra Pradesh Public Service Commission, for filling up the backlog vacancies of Scheduled Castes and Scheduled Tribes in various categories of posts as a one time measure and to make such selections only on the basis of the marks obtained in the qualifying academic examinations as a one time measure.

The special Chief Secretary to Government and Chief Commissioner of Land Administration Andhra Pradesh, Hyderabad for the reasons stated in his letter thirteenth read above has sought orders, among others to authorities the District Collectors for issue of notification in the District level for the present recruitment of Group-IV Services under District Level Committees as one time measure instead of Commissioner of Land Revenue , Andhra Pradesh, Hyderabad

3. Accordingly , in relaxation of the orders issued in the GO fourth and fifth read above, the District Collectors are hereby authorized for issue of notification at the District Level for the present recruitment for filling up of backlog vacancies of Scheduled Castes and Scheduled Tribes in Group IV services under the purview of District Selection Committee, instead of Commissioner of Land Revenue.

4. The action of the Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad in having directed the District Collectors in his reference fourteenth read above to notify the backlog vacancies of Scheduled Castes and Scheduled Tribes in Group-IV services under the purview of District Selection Committees in the leading News papers by 05.06.1999 and to complete the process of recruitment through District Selection Committees before 30.06.1999 in anticipation of the Government orders is ratified.

5. The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh is requested to prepare a common specimen/model notification form accordingly and supply them to all the District Collectors for the purpose of uniformity.

6. These orders are applicable only to the limited recruitment to fillup the backlog vacancies of Scheduled Castes and Scheduled Tribes in Group-IV Services in the District Subordiante Offices under the purview of the District Selection Committees that are proposed to be filled up before 30.06.1999.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PARDESH)

V.Anandarau
Chief Secretary to Government

THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

No.47

HYDERABAD , FRIDAY, DECEMBER 10, 1999

NOTIFICATION BY GOVERNMENT

SOCIAL WELFARE DEPARTMENT
(CV.1)

The Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Rules ,
1999

(G.O.Ms.No.116, Social Welfare (CV.1) 10th December, 1999)

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In exercise of the powers conferred by sub section (1) of section 7 of the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Ordinance, 1999 (A.P.Ordinance 6 of 1999) the Governor of Andhra Pradesh hereby makes the following Rules namely :-

Rules :-

Short title and
commencement :

1. (1) These rules may be called the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Rules, 1999.
(2) It shall come into force from the date of publication in the Andhra Pradesh Gazette.

Definitions

2. In these rules unless the context otherwise requires,
 - (a) "Ordinance" means the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Ordinance, 1999
 - (b) "educational institution" shall have the meaning assigned to it in clause (c) of section 2 of the Andhra Pradesh Educational Institutions (Regulation of Admission and Prohibition of Capitation Fee) Act, 1983 (AP Act 5 of 1983)
 - (c) 'Government ' means the State Government of Andhra Pradesh
 - (d) 'Public Service' means , services in any office or establishment of,
 - (i) the Government
 - (ii) a local authority i.e.,
 - a) a Gram Panchayat or a Mandal Parishad or a Zilla Parishad established under the Andhra Pradesh Panchayat Raj Act,

1994.

- b) a Municipality constituted under the Andhra Pradesh Municipalities Act, 1965 and
 - c) a Municipal Corporation established under the relevant law, for the time being in force, relating to Municipal Corporations;
 - iii) a Corporation or undertaking wholly owned or controlled by Government.
 - iv) a body established under any law made by the Legislature of the State whether incorporated or not including a University and
 - v) any other body established by the Government or by a Society registered under any law relating to the registration of societies for the time being in force and receiving funds from the State Government either fully or partly, for its maintenance or any educational institution, whether registered or not, but receiving aid from the Government;
- e) 'Rule of Reservation' means any rule or provision for reservation of appointments or posts in public service in the special rules applicable to any particular service or the General Rules of the Andhra Pradesh State and Subordinate Service Rules, as the case may be or any rule or provision for reservation of seats in the rules or instructions for admission into educational institutions, as the case may be, in favour of Scheduled Castes or Scheduled Tribes or Backward Classes or Women.
- f) 'Scheduled Castes shall have the meaning assigned to it in clause (24) of article 366 of the Constitution of India.

Procedure for implementation of the rule of reservation

3. In order to implement the rule of reservation under section 3 of the Ordinance

(1) One percent of the seats both in public appointments or posts and admissions to educational institutions shall be reserved for the persons belonging to the Scheduled Castes referred to in Clause (a) of Section 3 of the Ordinance.

Provided that in the case of reservation of appointments or posts it shall be allotted to Sl.No.2 of the roster as specified in rule (22) (e) of the Andhra Pradesh State and Subordinate Service Rules 1996.

(2) seven percent of the seats both in public appointments or posts and admissions to educational institutions shall be reserved for the persons belonging to the Scheduled Castes referred to in clause (b) of Section 3 of the Ordinance;

Provided that in the case of reservation of appointments or posts it shall be allotted to Sl.No.7,22,41,62,72,87 and 97 of the roster as specified in rule 22(e) of the Andhra Pradesh State

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and Subordinate Service Rules 1996.

(3) six percent of the seats both in public appointments or posts and admissions to educational institutions shall be reserved for the persons belonging to the Scheduled Castes referred to in clause (c) of Section 3 of the Ordinance;

Provided that in the case of reservation of appointments or posts it shall be allotted to Sl.No.16,27,47,66,77 and 91 of the roster as specified in rule 22 (e) of the Andhra Pradesh State and Subordinate Service Rules, 1996;

(4) one percent of the seats both in public appointments of posts and admissions to educational institutions shall be reserved for the persons belonging to the scheduled castes referred to in clause (d) of section 3 of the Ordinance;

Provided that in the case of reservation of appointments or posts it shall be allotted to Sl.No.52 of the roster as specified in rule 22(e) of the Andhra Pradesh State and subordinate Service Rules, 1996.

Reservation for women

4. The reservation for women to an extent of 33 1/3% provided in public services in each roster cycle of 100 points fixed shall be adjusted by allotting two seats for Scheduled Castes-B and two seats to Scheduled Castes-C and one seat alternately for Scheduled Castes-A and one seat to Scheduled Castes-D as specified in Section 3 of the Ordinance.

Non-availability of eligible candidates

5. (1) if eligible candidates for public appointments or posts are not available to fill the slots reserved for them in the roster points as specified in rule 3 it shall be filled in by the candidates belonging to the next group of the Scheduled Castes communities as specified in Section 3 of the Ordinance.

Note :- If an eligible candidate of Scheduled Castes-A is not available, the roster point may be filled by a candidate Scheduled Castes-B and so on and so forth. In the case of women candidates also in the roster point fixed for Scheduled Castes-A (woman), if an eligible woman candidate is not available , the roster point may be filled by a women candidate belonging to the Scheduled Castes-B group and so on and so forth.

(2) If eligible candidate for admission to educational institutions are not available to fill up the seats as specified in rule 3 it shall be filled in by the candidate belonging to the next group of Scheduled Caste communities.

Carry forward of vacancies

6. If no eligible Scheduled Caste Candidate (including woman candidate) belonging to any of the Scheduled

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Castes referred to in clauses (a), (b), (c) and (d) of Section 3 of the Ordinance is available then the vacancy shall be carried forward and shall not be filled by a candidate belonging to any other community other than the Scheduled Castes in accordance with the rules or the instructions issued by the Government in this regard.

Applicability of the rules in educational institutions

7. These Rules shall be made applicable in all the educational institutions under the control of the State Government , wherever rule of reservation is applicable

Non-applicability of the rules in public appointments/admissions

8. (1) in the case of public appointments for the filling up of backlog vacancies or regular vacancies to be filled by Scheduled Caste Candidates, Pursuant to various Government instructions issued in this regard from time to time , and where the selection process has been completed and appointment orders have been dispatched or the applicant has been intimated officially that he or she has been intimated officially that has selected and should await posting orders, these rules shall not be made applicable.

2. Similarly , in the case of admissions into educational institutions wherever the admissions have been finalised and the applicant has been intimated officially that he or she has been selected for admission, these rules shall not be made applicable.

Applicability of the rules in case of various stages of the selection/admission process

9. (1) Wherever the selection process for filling up the backlog vacancies or regular vacancies are at various stages, such as (a) the vacancies have been notified (b) the applications have been received (c) the call letters have been sent to applicants to appear for written test or or interview or both ; (d) the written tests or interview or both have been completed but the appointment orders have not been dispatched or selection has not been intimated to applicants, in such cases the appointing authorities shall follow the procedure as specified in rule 3 and 4 of these rules.

(2) Similarly, in the case of admission into educational institutions wherever the selection process for admission is at various stages such as (a) vacancies have been notified (b) applications have been received (c) the applicants have been asked to appear for any written test and interview or counseling (d) the written test and interview or counseling have been completed but the admissions have not been intimated to the applicants, in such cases the admissions shall be completed following the rule of reservation as specified in rule 3 and 4 of these rules.

Applicability of the rules in future appointments/admissions to educational institutions

These rules shall be made applicable to all public appointments and admissions to educational institutions from the date of commencement of these rules wherever rule of reservation is applicable.

S.RAY
PRICIPAL SECRETARY TO GOVERNMENT

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THE ANDHRA PRADESH GAZETTE
PART IV-B -EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.26

HYDERABAD , TUESDAY , MAY 2, 2000

ANDHRA PRADESH ACTS, ORDINANCES AND REGULATIONS ETC.,

The Following Act of the Andhra Pradesh Legislative Assembly received the assent of the Governor on the 1st May 2000 and the said assent is hereby first published on the 2nd May 2000 in the Andhra Pradesh Gazette for general information.

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Act no.20 of 2000

AN ACT TO PROVIDE FOR RATIONLISATION OF RESERVATIONS TO SCHEDULED CASTES IN THE STATE OF ANDHRA PRADESH TO ENSURE THEIR UNIFIED AND UNIFORM PROGRESS IN THE SOCIETY AND FOR MATTERS CONNECTED THEREWITH AND INCIDENTAL THERETO.

Whereas , the fifty nine Scheduled Castes specified in the list of Scheduled Castes with the respect to the State of Andhra Pradesh are provided with reservations of 16% of posts in Public service and seats in educaiton institutions.

And Whereas, the State shall promote with special care the educational and economic interests, in particular, of the Scheduled Casters and shall protect them from social injustice and all forms of exploitation as enjoined under article 46 of Part IV Directive Principles of State Policy of the Constitution of India.

And Whereas, the State shall endeavour to eliminate inequalities in status, facilities and opportunities not only amongst the individuals but also amongst groups of people residing in different areas or engaged in different vocations as enjoined under article 38(2) of Part IV Directive Principle of State Policy of the Constitution of India.

And Whereas, the Constitutional mandate guarantees social justice and equality of opportunity in the Preamble and Fundamental Rights, more particularly the Rights to Equality under articles 14 to 16 read with articles 38, 39, 41 and 46 with protective discrimination to minimize inequalities in favour of socially and educationally backward classes of citizens including the Scheduled Castes.

And Whereas, the State shall ensure that the Scheduled Castes which form the most Backward Classes in the Society achieve unified and uniform progress collectively and combindly.

And whereas to transform the said constitutional goal into a reality, the State should strive to make available , the benefits of reservation for an equal and equitable enjoyment by all the Scheduled castes.

And Whereas , it has been decided to give effect to the Constitutional mandate by rationlising the reservations to Scheduled Castes, with out in any way touching upon or interfering with the Constitution (Scheduled Castes) Order, 1950, as amended by the amended Scheduled Caste and Scheduled Tribes Order (Amendment) Act., 1976.

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Be it enacted by the Legislative Assembly of the State of Andhra Pradesh in the Fifty First Year of the Republic of India as follows

- | | | |
|-----|--|------------------------------|
| 1 | (1) This Act may be called the Andhra Pradesh Scheduled Caste (rationalization of Reservations) Act, 2000.
(2) It shall be deemed to have come into force on the 9 th December 1999. | Short title and commencement |
| 2 | In this Act, unless the context otherwise requires ‘ | Definitions |
| a) | ‘educational institution’ shall have the meaning assigned to it in clause (c) of section 2 of the Andhra Pradesh Educational Institution (Regulation of Admission and Prohibition of Capitation Fee) Act., 1983. | A.P.Act No.5 of 1983 |
| b) | ‘Government means the State Government of Andhra Pradesh | |
| c) | Prescribed ‘ means prescribed by the rules made under this Act., | |
| d) | ‘Public Service’ means , services in any office or establishment of the ; | |
| i) | the Government | |
| ii) | A local authority i.e, | |
| a) | a Gram Panchayat or a Mandal parishad or a Zilla Parishad established under the Andhra Pradesh Panchayat Raj Act, 1994 | A.P.Act No.13 of 1994 |
| b) | a Municipality constituted under the Andhra Pradesh Municipalities Act.,, 1965 and | AP Act No.6 of 1965 |
| c) | Municipal Corporation established under the relevant law, for the time being in force, relating to the Municipal Corporations
iii) a Corporation or undertaking wholly owned or controlled by the Government.
iv) any other body established under any law made by the Legislative of the State whether incorporated or not including a University and
v) any other body established by the State Government or by a society registered under any law relating to the registration of societies for the time being in force and receiving funds from the Government either fully or partly for its maintenance or any educational institution whether registered or not, but receiving aid from the Government. | |
| e) | Rule of Reservation means any rule or provision, for reservation of appointments or posts in public service in the special rules applicable to any particular service or the General Rules | |

[Type text]

of the Andhra Pradesh State Subordinate Service Rules, as the case may be or any rule or provision for reservation of seats in the rules or instructions for admission into educational institutions, as the case may be, in favour of Scheduled Castes or Scheduled Tribes or Backward Classes or Women

f) Scheduled Castes shall have the meaning assigned to it in clause (24) of article 366 of the Constitutions of India.

Rationalisation On Reservation 3. In order to secure social justice and equality of opportunity and to ensure fair just, reasonable, rational and equitable enjoyment of the benefits of the rule of reservation by all the Scheduled Castes with respect to the State of Andhra Pradesh Subject, to availability of eligible candidates.

a) One percent of appointments or post or seats so reserved under the rule of reservation for Scheduled Castes shall be reserved to the persons belonging to the following Scheduled Castes, which shall be referred to as Scheduled Castes A, namely.

Bavuri
Chachati
Chandala
Dandasi
Dome , Dombara, Paidi, Pano
Ghasi, Haddi, Relli, Chanchandi
Godagalli
Mehtar
Pakly, Moti, Thoti
Pamidi
Relli
Sapru

(b) C) Seven percent of appoints or posts or seats so reserved under the rule of reservation for the Scheduled Castes shall be reserved to the persons belonging to the following Scheduled Castes, which shall be referred to as Scheduled Castes-B namely :-

Arundhatiya
Beda Jangam, Budaga Jangam
Bindla
Chamar, Mochi, Muchi
Chambar
Dakkal, Dokkalwar
Dhor
Godari Jambuvulu
Kolupulvandlu
Madiga
Madkga Dasu, Mashteen
Mang
Mang Gorodi
Matangi
Samagara ,Sindhollu, Chindollu

c) Six percent of appoints or posts or seats so reserved under the rule of reservation

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for the Scheduled Castes shall be reserved to the persons belonging to the following Scheduled Castes, which shall be referred to as Scheduled Castes-C namely :-

Adi Dravida
Anamuk,
Aray Mala
Arwa Mala
Bariki
Byagara
Chalavadi
Ellamalawar, Yellammala Wandlu
Gosangi
Holeya
Holeya Dasari
Madasi Kuruva, Madari Kuruva
Mahar
Mala
Mala Dasari
Mala Dasu
Mala Hamnai
Malajangam
Mala Masti
Mala Sale, Netkani
Mala Sanyasi
Manne
Mundala
Pambada , Pambanda
Samban

d) One percent of appointments or posts or seats so reserved under the rule of reservation for the Scheduled Castes shall be reserved to the persons belonging to the following Scheduled Castes , which shall be referred to as Scheduled Castes-D namely :-

Adi Andhra
Mashti
Mitha Ayyalvar
Panchama, Pariah

4. Notwithstanding anything contained in any notification or advertisement or any other proceeding for making selection for any appointment in public service or for making admission to any seat in any education institution which are subject to the rule of reservation, the provisions of this Act shall apply for such appointment or admission as the case may be, if such appointment or admission has not been completed as on the date of commencement of this Act. Applicability of the Act to pending matters

Provided that without prejudice to the appointments or admissions made prior to the commencement of this Act, where
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such appointments or admissions have not been completed in respect of all the appointments or admissions under a notification or advertisement or proceedings, the provisions of section 3 of this Act shall be given effect to in respect of the remaining available number of posts or seats reserved for Scheduled Castes under such notification or advertisement or proceedings, as the case may be

5. Nothing contained in this Act shall to any appointment or post or service of any department of the Central Government or of any corporation or undertaking owned or controlled by the Central Government or to any Educational institution belonging to or under the control of the Central Government. Act not to apply to Central Government Services or Educational Institutions.

Power to remove provisions doubts and difficulties the 6. If any doubt or difficulty arises in giving effect to the of this Act, the Government may, by order make such Provisions or give such directions, not in consistent with the provisions of this Act, as may appear to it to be necessary or expedient for the removal of the doubt or difficulty.

Power to make rules Pradesh Act, 7(1) The Government may, by notification in the Andhra Gazetee make rules to carry out the purpose of this

(2) In particular and without prejudice to the generality of the foregoing powers, such rules may provide for all or any of the following matters namely.

- a) Fixation or adjustment of roster points in respect of Scheduled Castes including for women among them for the purpose of public Services/
- b) Procedure to be followed in case of non availability of eligible persons for compliance with clauses (a) to (d) of section 3 and
- c) Any other matter which has to be or may be prescribed.

3) Every rule made under this Act shall immediately after it is made, be laid before the Legislative Assembly of the State, if it is in session and if is not in session, in the session immediately following for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if, before the expiration of the session in which it is so laid or the session immediately following, the Legislative Assembly agreed in making any modifications in the rule or in the

annulment of the rule, the rule shall , from the date on which the modification or annulment in notified, have effect only in such modified form or shall stand annulled as the case may be , so however , that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

8. For the removal of doubts, it is hereby declared that nothing Removal of doubts contained in this Act shall be constructed as inclusion in or exclusion from or further classification of the list of Scheduled Caste with respect to the State of Andhra Pradesh

9. The Andhra Pradesh Scheduled Castes (Rationalisation of Repeal of Ordinance Reservations) Ordinance, 1999 is hereby repealed. 6 of 1999.

G.BHAVANI PRASAD
Secretary to Government
Legislative Affairs &
Justice
Law Department

**GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (RR.2) DEPARTMENT**

Circular No.2213/RR.2/2000

Dt.15.03.2000.

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Sub :- SWD- Public Services – Filling up of Backlog vacancies of SCs/STs for limited recruitment by various recruiting agencies – Orders – Issued.

Ref :- 1. Government circular No.11402/RR.2/99-1, Dt.30.06.99
2. CMP No.01156/CMP/2000 Dt.04.02.2000 from Hon'ble CMs Office.

In the reference first cited, the Government have extended the date for filling up backlog vacancies for SCs/STs upto 15th July 1999.

2. In accordance with the instructions issued by the Hon'ble CM in the reference second cited the Government after careful examination of the matter, is decided that the filling up of backlog vacancies may be commenced immediately and the data regarding vacancies of the Departments who have yet to send data may be collected within next one month time.

3. The special Chief Secretary to Government/Principal Secretary to Government/Secretaries to Government are requested to take necessary action and to issue instructions to all the concerned officers working under their control to take action accordingly and the data regarding backlog vacancies of all Departments under their control may be collected and send a consolidated report in Format I (a) to Social Welfare Department latest by 10.04.2000, so as to enable their Department to comply with the instructions of the Hon'ble Chief Minister.

Jahnat Husai
Secretary to Government

Registered No.HSE/49

**RULES SUPPLEMENT TO PART-I
EXTRAORDINARY
OF
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY**

No.23

HYDERABAD , FRIDAY, JUNE 2, 2000

NOTIFICATION BY GOVERNMENT

**SOCIAL WELFARE DEPARTMENT
(CV.1)**

The Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Rules , 2000

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(G.o.Ms.No.47, Social Welfare (CV.1) 31st May, 2000)

In exercise of the powers conferred by sub-section (1) of section 7 of the Andhra Pradesh Scheduled Castes (Rationalisation of Reservation) Act, 2000 and suppression of the Andhra Pradesh Scheduled Castes (Rationalisation of Reservation) Rules, 1999 issued in G.O.Ms.No.116, SW (CV.1) Department dt.10th December 1999 , the Governor of Andhra Pradesh hereby makes the following Rules, namely. :-

Rules

1. Short title and commencement :

- (1) These rules may be called the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Rules 2000.
- (2) It shall be deemed to have come into force with effect from 10th December 1999.

2. Definitions :- In these rules unless the context otherwise requires :-

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- AP Act of 1983
- (a) "Act" means the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Act, 2000.
 - (b) "Educational Institution" shall have meaning assigned to it in clause (c) of Section 2 of Andhra Pradesh Educational Institutions (Regulation of admission and prohibition of Capitation Fee) Act, 1983.
 - (c) "Government" means the State Government of Andhra Pradesh
 - (d) "Public Service" means, services in any office or establishment of :-
 - (i) the Government
 - (ii) a local authority namely :-

- (a) a Gram Panchayat or a Mandal or a Zilla Parishad established under the Andhra Pradesh Panchayat Raj Act, 1994.
- (b) a Municipality constituted under the Andhra Pradesh Municipalities Act, 1965 and
- (c) a Municipal corporation established under the relevant law, for the time being in force, relating to Municipal corporations in the State;
 - (iii) a Corporation or undertaking wholly owned or controlled by Government.
 - (iv) a body established under any law made by the Legislature of the State whether incorporated or not including a University and
 - (v) any other body established by the State Government or by a society registered under any law relating to the registration of societies for the time being in force and receiving funds from the State Government either fully or partly, for its maintenance or any educational institution, whether registered or not, but receiving aid from the Government;
- e) 'Rule of Reservation' means any rule or provision for reservation of appointments or posts in public service in the special rules applicable to any particular service or the General Rules of the Andhra Pradesh State and Subordinate Service Rules, as the case may be or any rule or provision for reservation of seats in the rules or instructions for admission into educational institutions, in favour of Scheduled Castes or Scheduled Tribes or Backward Classes or Women as the case may be
- f) 'Scheduled Castes shall have the meaning assigned to it in clause (24) of article 366 of the Constitution of India.

3. Procedure for implementation of the rule of reservation:- In order to implement the rule of reservation under section 3 of the Act.,

(1) One percent of the seats both in public appointments or posts and admissions to educational institutions out of 15% meant for Scheduled Castes shall be reserved for the persons belonging to the Scheduled Castes referred to in clause (a) of Sec.3 of the Act.,

Provided that in the case of reservation of appointments or posts and admissions to educational institutions shall be allotted to Sl.No.2 of the roster as specified in rule (22) (e) of the Andhra Pradesh State and Subordinate Service Rules 1996.

(2) seven percent of the seats both in public appointments or posts and admissions to educational institutions out of 15% meant for Scheduled Castes shall be reserved for the persons belonging to the Scheduled Castes referred to in clause (b) of Section 3 of the Act.

Provided that in the case of reservation of appointments or posts and admissions to educational institutions shall be allotted to Sl.No.7,22,41,62,72,87 and 97 of the roster as specified in rule 22(e) of the Andhra Pradesh State and Subordinate Service Rules 1996.

(3) six percent of seats both in public appointments or posts and admissions to educational institutions out of 15% meant for Scheduled Castes shall be reserved for the persons belonging to the Scheduled Castes referred to in clause (c) of Section 3 of Act;

Provided that in the case of reservation of appointments or posts and admissions to educational institutions shall be allotted to Sl.No.16,27,47,66,77 and 91 of the roster as specified in rule 22 (e) of the Andhra Pradesh State and Subordinate Service Rules, 1996.

(4) one percent of the seats both in public appointments of posts and admissions to educational institutions out of 15% meant for scheduled castes shall be reserved for the persons belonging to the scheduled castes referred to in clause (d) of section 3 of Act.

Provided that in the case of reservation of appointments or posts and admissions to the educational institutions shall be allotted to Sl.No.52 of the roster as specified in rule 22 (e) of the Andhra Pradesh State and subordinate Service Rules, 1996.

4. Reservation for women :- The reservation for women to an extent of 33 1/3% provided in public services in each roster cycle of 100 points fixed shall be adjusted by allotting two seats for scheduled Castes-B and two seats to Scheduled Castes-C and one seat alternately for Scheduled Castes-A and one seat to Scheduled Castes-D as specified in Section 3 of Act.

5. Non-Availability of eligible candidates :- if eligible candidates for public appointments or posts and admissions to educational institutions are not available to fill the slots reserved for them in the roster points as specified in rule 3, it shall be filled in by the candidates belonging to the next group of the Scheduled Castes as specified in Section 3 of the Act.,

Note :- If an eligible candidate for public appointment or admission to educational institutions is not available from of Scheduled Castes-A the roster point may be filled by a candidate of Scheduled Castes-B and so on and so forth. In the case of Women candidates also in the roster point fixed for Scheduled Castes-A (Woman), if an eligible woman candidate is not available , the roster point may be filled up by a Women candidate belonging to the Scheduled Castes-B group and so on and so forth.

6. Carry forward of vacancies: – If no eligible Scheduled Caste candidate (including Woman candidate) belonging to any of the Scheduled Castes referred to in clause (a) , (b), (c) and (d) of selection 3 of the Act, is available, then the vacancy shall be carried forward and shall not be filled-up by a candidate belonging to any other community other than the Scheduled Castes in accordance with the rules or the instructions issued by the Government in this regard.

7.Non-applicability of the Rules in Public Appointments/Admissions :- (1) In the case of public appointments for the filling up of backlog vacancies or regular vacancies to be filled-up by Scheduled Castes candidates pursuant to various Government instructions issued in this regard from time to time, and where the selection process has been completed and appointment orders have been dispatched or the applicant has been intimated officially that he or she has been selected and should await posting orders, these rules shall not be made applicable.

(2) Similarly, in the case of admissions into educational institutions wherever the admissions have been filanised and the applicant has been intimated officially that he or she has been selected for admission these rules shall not be made applicable.

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8. Applicability of Rules in cases of various stages of the selection/admission process : (1) Wherever the selection process for filling up of the backlog vacancies or regular vacancies are at various stages, such as (a) the vacancies have been notified; (b) the applications have been received ; (c) the call letters have been sent to the applicants to appear for written test or an interview or both; (d) the written tests or the interview or both have been completed but the appointment orders have not been dispatched or selection has not been intimated to the applicants, in such cases the appointing authorities shall follow these rules.

(2) Similarly, in the case of admissions into educational institutions wherever the selection process for admission is at various stages such as (a) vacancies have been notified; (b) applications have been received (c) the applicants have been asked to appear for any written test or interview or counseling (d) the written test and interview or counselling have been completed but the admissions have not been intimated to the applicants, in such cases the admissions shall be completed following these rules.

9. Powers to remove doubts and difficulties :- If any doubt or difficulty arises in giving effect to the provisions of this rule, the Government may, by order, make such provisions or give such directions, not inconsistent with the provisions of this rule, as may appear to it to be necessary or expedient for the removal of the doubt or difficulty.

10. Removal of doubts :- For the removal of doubts, it is hereby declared that nothing contained in this rule shall be construed as inclusion in or exclusion from or further classification of the list of list of Scheduled Castes with respect of the State of Andhra Pradesh.

C.R.BISWAL
SECRETARY TO GOVERNMENT (I/C.)

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Social Welfare Department - Establishment - Gazetted - Revised Job Chart of Deputy Directors of Social Welfare - Proposals -Orders – Issued

SOCIAL WELFARE (BUD.) DEPARTMENT

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G.O.Ms.No.84.

Dated:18.09.2000.

Read the following:-

- 1.G.O.Ms.No.112 SW(B) Dept.,dated 24.7.1982.
- 2.G.O.Ms.No.157,SW(B1)Dept., dated 5.7.1986.
- 3.From the C.S.W.Lr.Rc.No.A1/3192/2000,dt.18.4.2000.

** ** *

ORDER:

Consequent on the orders issued in G.O.Ms.No.6 SW (B1) Department dated 7.1.1982, strengthening the administration in Directorate of Social Welfare and its District Offices, duties and responsibilities were prescribed in the G.O. first read above. Government in G.O. second read above have issued Job Chart i.e., duties and functions of Deputy Directors, District Social Welfare Officers during the year 1986. The Commissioner of Social Welfare in his letter third read above has stated that since several changes and reformative measures have been taken up in the Department to ensure prompt and effective implementation of schemes introduced by the Government, for the Welfare of Scheduled Castes and other weaker Sections of the Society, he felt necessary to frame revised Job Chart for Deputy Director (Social Welfare) in modification to earlier Job Chart issued by the Government in the reference second read above and requested the Government to issue suitable orders.

2. Government, after due examination, accept the proposal of the Commissioner of Social welfare and direct that duties and functions of the Deputy Directors of Social Welfare shall be as shown in the Annexure to this order.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

JANNAT HUSAIN
SECRETARY TO GOVERNMENT

ANNEXURE TO G.O.MS.NO.84 SW (BUD.1) DEPT.DT.18.9.2000.

REVISED JOB CHART OF DEPUTY DIRECTORS (SOCIAL WELFARE)

**** ** ***

1. He shall be declared as District Vigilance Officer for Social Welfare Department, where as Zonal Joint Director shall be the Chief Vigilance Officer of the Zone.
2. He shall inspect Government Offices / Public Undertakings to verify the implementation of Rules of Reservation in services and maintenance of rosters.
3. He shall review and monitor Special Component Plan once in a month with all departmental officers under the chairmanship of the District Collector.
4. He shall visit the scene of occurrence of any atrocity on SCs and appraise the District Collector regarding the steps to be taken for relief and rehabilitation of the victims of atrocities.
5. He shall inspect hostels in the presence of Asst.Social Welfare Officers especially during study hours and take all preventive and curative steps, if need and initiate disciplinary action against the concerned.
6. He shall review expenditure every month and rationalize release of funds under various schemes.
7. He shall visit professional and other colleges and verify drawal and disbursement of postmatric scholarships and watch receipt of acquittances for previous payments.
8. He shall review drawal and disbursement of prematric scholarships once in a quarter.
9. He is the Head of Office.
10. He is the budget controlling officer.
11. He is the District Vigilance Officer.
12. He has to arrange orientation training programme for Wardens/Matrons, Cooks etc.
13. He shall personally review APAT Cases, Court Cases, Pensions Cases, Suspension cases every month.
14. He shall review A.C.B. Cases, disciplinary cases and Vigilance Cases every month.
15. He shall review the inspection reports of the A.S.W.Os. every month.
16. He shall sanction incentive awards to inter-caste married couples.
17. He shall discharge all other administrative functions as per service rules and orders earlier issued as head of the office.
18. He shall review the monthly tour Dairies of District Social Welfare Officers / Assistant Social Welfare Officers and furnish to Commissioner of Social Welfare.
19. He is responsible to furnish monthly progress reports/periodicals for review towards i implementation of various Social Welfare Schemes in the Districts.

JANNAT HUSAIN

SECRETARY

**GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (ROR.2) DEPARTMENT**

Circular No.5807/ROR.2/2001-1 Dt.18.04.2001.

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Sub:- Filling up of Backlog vacancies of Scheduled Castes and Scheduled Tribes- Certain instructions – Reg.

Ref :- 1. Circular No.2213/RR2/2000, SW (RR2) Department Dt.15.03.2000
2. From the Special Secretary to CM No.2780/CMP/2001
Dt.06.04.2001.

In the reference first cited above all the Secretaries to Government and Heads of Departments were requested to fill up the backlog vacancies of Scheduled Castes and Scheduled Tribes and send a consolidated report in Format-I (a) to Social Welfare Department.

2. I am to clarify that there is no ban on filling up of backlog vacancies of Scheduled Castes and Scheduled Tribes.

3. In the reference second cited above, Special Secretary to CM informed that during the celebrations of Sri Babu Jagjivan Ram Jayanthi on 05.04.2001 Hon'ble Chief Minister announced that all the backlog vacancies of Scheduled Castes and Scheduled Tribes shall be filled up at the earliest and positively before December 2001.

4. Therefore all the Special Chief Secretaries to Government/Principal Secretaries to Government./Secretaries to Government and all Heads of the Departments are requested to take necessary action for filling up the backlog vacancies of Scheduled Castes and Scheduled Tribes at the earliest and positively before December 2001 and also to issue necessary instructions in this regard to all the concerned officials of their departments. They are further requested to send a monthly status report to the Secretary to Government, Social Welfare Department about the vacancies filled up and the balance to be filled up.

Jannat Hussain
Secretary to Government

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Filling up of Back-log Vacancies of Scheduled Castes and Scheduled Tribes - Waiving of written examinations and Interview (oral tests) for limited recruitment to be conducted ,by various recruiting agencies -Orders -Issued.

GENERAL ADMINISTRATION (SER.A) DEPARTMENT

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G.O.Ms.No.214

DATED:08-05-2001.
Read the following:-

Govt. Circular No.5807/ROR.2/2001-1, Social Welfare.
(ROR.2) Department dated : 8-04-2001.

ORDER:

Government have decided to fill up all the back-log vacancies of scheduled castes and Scheduled Tribes. It has also been decided to waive the written examinations Including Interviews (oral Tests) for the limited recruitment to be conducted by all recruiting agencies except the Andhra Pradesh Public Service Commission and the selections shall be made only on the basis of marks obtained In the qualifying academic examinations passed by the candidates.

2. Accordingly, the following notification will be published In the Andhra Pradesh Gazette:-

NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and all other powers hereunto enabling, the Governor of Andhra Pradesh hereby makes the following Ad-hoc Rule, namely:-

AD-HOC RULE

Notwithstanding anything contained In the Andhra Pradesh State and Sub-ordinate Service Rules, 1996 and Special Rules or Ad-hoc Rules and any other rules governing the method of recruitment procedure adopted by various recruiting agencies for various categories of posts by direct recruitment, the method of selection by written examination and Interview (oral" tests) for appointment by direct recruitment for filling up of back-log vacancies for Scheduled Castes and Scheduled Tribes In all categories of posts, be relaxed and that the selection for such limited recruitment of Scheduled Castes and Scheduled Tribes be made on the basis of marks obtained In the qualifying academic examinations by waiving written examinations and Interviews (oral tests) to fill up the back-log vacancies and the vacancies shall be filled within two months.

Provided that the Ad-hoc rule shall not be applicable for the selection procedure adopted for the posts under the purview the Andhra Pradesh Public Service Commission.

(BY ORDER AND IN THE NAME OF 1NE GOVERNOR OF ANDHRA PRADESH)

P.V.RAO
CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Printing &. Stores Purchase Department,
Hyderabad. (with a request to publish

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GOVERNMENT OF ANDHRAPRADESH
ABSTRACT

Public Services -District Selection Committees for recruitments to the posts In Group.IV Services In the District Subordinate offices -Taking up of limited recruitment for the backlog vacancies of .Scheduled Castes & Scheduled Tribes - Orders - Issued.

GENERAL ADMINISTRATION (SER.A) DEPARTMENT

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G.O.Ms.No.215

DATED:08-05-2001.
Read the following:

1. G.O.Ms.No.250, G.A.(Ser.A) Deptt., dt.5-6-1985
2. G.O.Ms.No.303, G.A.(Ser.A) Deptt., dt.17-4-1990
3. G.O.Ms.No.401, G.A.(Ser.A) Deptt., dt.16-8-1994
4. G.O.Ms.No.402, G.A.(Ser.A) Deptt., dt.16-8-1994
5. G.O.Ms.No.403, GA.(SerA) Deptt., dt.16-8-1994
6. G.O.Ms.No.496 GA.(Ser.A) Deptt., dt.1-10-1994
7. G.O.Ms.No.1065, GA.(Ser.A) Deptt., dt.15-12-1995.
8. G.O.Ms.No.112, G.A.(Ser.A) Deptt., dt.14-3-1996
9. G.O.Ms.No.951 , G.A.(Ser.A) Deptt., dt.16-10-1995
10. G.O.Ms.No.1045, G.A.(SerA) Deptt., dt.7-12-1995.
11. G.O.Ms.No.127, G.A.(Ser.A) Deptt., dt.21-3-1996.
12. Govt.Memo.No.65042/Ser .A98-2 , GA.(Ser A) \ Deptt., dated:1.12-1998.
13. Govt. Circular No.5807/ROR.2/2001-1, Social Welfare (ROR.2) Department dated 18-04-2001.
14. G.O.Ms.No. 214 G.A.(Ser A) Deptt., Dated:08-05-2001.

ORDER:

In the G.O. fourteenth read above orders have been Issued waiving the written examinations and Interviews (oral tests) for the limited recruitment to be conducted by the various recruiting agencies, except Andhra Pradesh Public Service Commission, for filling up the back-log vacancies of Scheduled Castes and Scheduled Tribes In various categories of posts and to make such selections only on the basis of the marks obtained in the qualifying academic examinations and the vacancies shall be filled within two months.

Accordingly, in relaxation of the orders issued in the G.O. fourth and fifth read above, the District Collectors are hereby, -authorised for issue of Notification at the District Level for recruitment for filling up of back-log vacancies of Scheduled Castes and Scheduled Tribes in Group.IV Services under the purview of District Selection Committee and the vacancies shall be filled within two months.

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh is requested to prepare a common specimen/model notification form accordingly and supply them to all the District Collectors for the purpose or uniformity.

These orders are applicable only to the limited recruitment to the backlog vacancies of Scheduled Castes and Scheduled .Tribes in Group IV Services in the
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District Subordinate offices, under the purview of District Selection Committees.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.V.RAO
CHIEF SECRETARY TO GOVERNMENT

To
The Special Chief Secretary to Government and
Chief Commissioner of Land Administration,
Andhra Pradesh, Hyderabad.
All Departments of Secretariat.
All Heads of Departments. .
All District Collectors.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Notification of vacancies of APPSC, Employment Exchanges and other recruiting agencies – Fill up of backlog vacancies of SCs and STs in the Government – Orders – Issued.

FINANCE AND PLANNING (FW:SMPC) DEPARTMENT

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G.O.Ms.No.188

Dt.08.05.2001

Read the following

1. G.O.Ms.No.275, Fin & Plg (FW.SMPC) Department Dt.14.12.1995
2. G.O.Ms.No.71, Fin. & Plg, (FW.SMPC) Department Dt.09.07.1999
3. G.O.Rt.No.1331, Fin. & Plg. (FW.SMPC) Department Dt.09.07.1999
4. SW Department Cir.No.5807/ROR/2-2001-1 Dt.18.04.2001.

ORDER

In the reference 4th cited, all the Special Chief Secretaries to Government /Principal Secretaries to Government/Secretaries to Government and all Heads of Departments were requested to take action for filling up of backlog vacancies of SCs & STs at the earliest and positively before October 2001.

The Government has examined the matter carefully. It is decided that the backlog vacancies of SCs and STs for which the drive has been launched can be notified for filling them up by the concerned authorities as was done prior to the date of issue of GO 1st cited, subject to the observations of the following principles.

1. This permission for direct sending of notification of backlog vacancies only of SC/STs is purely on one time basis for relaxation of the normal procedure of recruitment contemplated under G.O.Ms.No.275, Finance and Plannign (FW :SMPC) Department Dt.14.12.1995
2. The recruitment should be for only backlog vacancies of SC/ST categories.
3. 'Backlog vacancies' is defined as those vacancies against roaster points reserved for SC/STs which have already been filled up by any other General purpose candidates in the past.
4. The recruitment procedure has to be in compliance with section (4) of Act of 94 which is as follows :-

No recruitment in any public service to any post in any category or grade shall be made except

- a) From the panel of candidates selected and recommended for appointment by the Public Services Commission College Service Commission where the post is within the purview of the said commission.
- b) From the panel prepared by any Selection Committee constituted for the purpose in accordance with the relevant rules orders issued in that behalf and

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- c) From the candidates having the requisite qualification and sponsored by the employment exchange in other cases where recruitment otherwise than in accordance with clauses (a) and (b) above.

5) Each Department should take care to make sure that the posts which are no longer required to be filled up due to change in the work practice and redundancy have been to be deleted from notification.

6) Public Sector Undertakings and other independent bodies which are in the restructuring mode are being contemplated for downsizing cannot notify their vacancies without a formal clearance from their administrative department in the Government.

All the Heads of Departments are to report the vacancies notified in the respective departments to the Finance Department for information and record.

(By Order and the name of the Governor of Andhra Pradesh)

S.K.Arora,
Principal Secretary to Government

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Technical Education – EAMCET Engineering and other Professional Courses admissions- Implementation of reservations for SC/ST/BCs in Engineering and other processaional courses- certain instructions – Issued.

HIGHER EDUCATION (EC.2) DEPARTMENT

G.O.Ms.No.550

Dt.30.07.2001

Read the following

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1. G.O.Ms.No.184, Edn.Dt.20.08.1993.
2. Supreme Court Order Dt.15.02.1996 in W.P.(C) No.693 of 1995.
3. A.P.High Court Order Dt.23.02.2000 in WP No.26404 of 1999 & WA No.705 of 2000 & Batch
4. From the CTE, AP, Hyderabad Lr.No.H2/8216/2001 Dt.06.06.2001.

ORDER

The Commissioner of Technical Education, Andhra Pradesh, Hyderabad is informed that the issue of implementing reservations to Scheduled Castes/Scheduled Tribes/Backward Classes in Engineering Admissions has been examined in detail in the light of the judgement of the Supreme Court in Ritesh R.Shah Vs.Dr.Y.L.Yamul AIR 1996 SC 1378 which was relied by the High Court of Andhra Pradesh in its judgement, Dated 23.02.2000 in WP No.26404 of 1999 and WA No.795/2000 and batch and also in consultation with Backward Classes Welfare Department. The legislature committee on welfare of Backward Classes in its meeting held on 24.01.2001 has also dicussed about the procedure adopted for the implementation of Backward classes reservations for admission in Engineering Colleges and other professional courses and observed that the same procedure be adopted as followed in the admissions in the MBBS course. Besides this, there are certain representations from Backwrad Classes Welfare Association requesting to follow the judgement of the Hon'ble Supreme Court in Ritesh Shah case in Engineering admissions and to implement the rule of reservation for Scheudled Caste/Scheduled Tribe Backward Classes in true spirit.

2. The Andhra Pradesh Professional Education Institution (Regulation of Admission into under-graduate professional courses through Common Entrance Test) Rules, 1993 issued in G.O.Ms.No.184, Education dt.20.08.1993 stipulated the following reservations namely:-

- 1) SC s – 15%
- 2) STs 6%
- 3) BCs 25% and shall be allocated among the four groups of Backward Classes as follows

- i) Group – A - 7%
- ii) Group – B - 10%
- iii) Group – C – 1 %
- iv) Group - D – 7%

3. In the case of Ritesh R.Shah Vs.Dr.Y.L.Yamul and others (AIR 1996 SC 1378) the Supreme Court held as follows

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“A Student who is entitled to be admitted on the basis of merit though belonging to a reserved category cannot be considered to be admitted against seats reserved for reserved category. But at the same time the provisions should be so made that it will not work out to the disadvantage of such candidate and he may not be placed at a more disadvantage category candidates. The aforesaid objective can be achieved if after finding out the candidates from amongst the reserved category who would otherwise come in the open merit list and then asking their option for admission into the different colleges which have been kept reserved for reserved category and there after the cases of less meritorious reserved category candidates should be considered and they will be allotted seats in whichever colleges the seats should be available. In other words, while a reserved category candidate entitled to admission on the basis of his merit will have the option of taking admission in the colleges where a specified number of seats have been kept reserved for reserved category but while computing the percentage of reservation he will be deemed to have been admitted as an open category candidates and not as a reserved category candidate. “

4. Keeping in view of the judgement of the Supreme Court, the High Court in its order dated 23.02.2000 in batch of WP Nos. including WP No.,26404 of 1999 and WA No.1795 of 1999 relating to MBBS admissions made by the NTR University of Health Sciences has ordered to fix the meritorious SC, ST and BC category students strictly in order of merit for the general seats adhering to the principles laid down by the Supreme Court in the Ritesh R.Shah's case and accommodate meritorious students belonging to Scheduled Caste/Scheduled Tribe and Backward Classes students by deleting the other students allotted in the open competition from the list and resultant equal number of vacancies shall be filled up by drawing the other meritorious candidates belonging to Schedule Caste/Scheduled Tribe and Backward Classes communities who will be next eligible. Therefore it is clear that the resultant vacancies shall be filled by the students belonging to the respective reservation categories only.

5. After careful consideration and due examination of the issue relating to implementation of reservation for Schedule Caste/Scheduled Tribe and Backward Classes in Engineering and other Professional courses the following instructions are hereby issued.

i) In the counselling process, the seats to be filled by open competition should be filled up first wherein the candidates should be called for counseling based on merit alone irrespective of whether they belong to SC, ST or BC in accordance with the instructions issued by the Government in G.O.Ms.No.996, Employment and Social Welfare Dt.11.11.1975.

ii) Next, reservation categories like SC/ST/BC candidates will be counselled to fill up the seats earmarked for them in their respective categories. During this process, if a candidate belonging to Scheduled Caste/Scheduled Tribe/Backward Classes who had taken admission under open competition, opts for a better branch or a better college of his choice for which he or she would be eligible as per the rules of reservation, the seat vacated by him or her in open competition shall be filled with a candidate from the same reservation category only, in order of merit.

6. Necessary amendments to the Andhra Pradesh Professional Educational Institutions (Regulation of Admissions into Under-Graduate Professional Courses through Common Entrance Test) Rules, 1993 issued in G.O.Ms, No.184, Education Dt.20.08.1993 shall be issued separately.

7. The Commissioner of Technical Education, Andhra Pradesh /the Chairman, AP State Council for Higher Education shall take further action to follow the above instructions in implementing the rule of reservation to SC/ST/BCs in admissions of Engineering B.Arch. , B.Pharmacy and other Professional courses through common entrance tests. The Commissioner of Technical Education shall send necessary proposals for amendment of the said rules at the earliest.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SUDHIR
Secretary to Government

To
The Commissioner of Technical Education, AP , Hyderabad
Copy to the Chairman , AP State Council of Higher Education
AP Hyderabad, for information and immediate necessary action.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Notification of vacancies to APPSC, Employment Exchanges and other recruiting agencies – Filling up of backlog vacancies of Scheduled Caste/Scheduled Tribes in the Government – Further instructions – Issued.

FINANCE (SMPC) DEPARTMENT

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G.O.Ms.No.12

Dt.05.01.2002

Read the following

- 1.G. O.Ms.No.275, Fin & Plg (FW:SMPC) Department Dt.14.12.1995
2. G.O.Ms.No.71, Fin & Plg. (FW:SMPC) Department Dt.09.07.1999
3. G.O.Rt.No.1331, Fin. & Plg. (FW:SMOC) Department Dt.09.07.1999
4. SW Department Cir. No.5807/ROR/2/2001-1 Dt.18.04.2001.
5. G.O.Ms.No.188, Fin & Plg. (FW:SMPC) Department Dt.08.05.2001
6. SW Department U.O.Note No.5807/ROR/2/2001 Dt.01.06.2001
7. G.O.Ms.No.273, Finance (SMPC) Department Dt.13.06.2001
8. SW Department U.O.Note No.5807/ROR/2001 Dt.01.08.2001
9. G.O.Ms.No.445, Finance (SMPC) Department Dt.21.08.2001.
10. SW Department U.O.Note No.5807/ROR/2001 Dt.31.12.2001.

ORDER

In the reference 9th cited, orders were issued extending the time limit for filling up of Scheduled Caste/Scheduled Tribes backlog vacancies upto 31.12.2001.

In the reference 10th cited, Social Welfare Department have proposed to extend the time limit of recruitment of Scheduled Caste/Scheduled Tribes for a further period of 3 months from 01.01.2002.

The Government examined the matter carefully and it is decided to extend the time limit for filling up of backlog vacancies of Scheduled Caste/Scheduled Tribes up to 31.03.2002 subject to the same conditions laid down in GO 5th and 7th cited.

All the Heads of Departments are requested to report the vacancies notified in the respective departments to the Finance Department for information and record.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.K.ARORA
PRINCIPAL SECRETARY TO GOVERNMENT

To
All the Secretaries to Government
All Department of Secretariat
All Heads of Departments,
The Registrar , AP High Court , Hyderabad
The Registrar , Andhra Pradesh, Administrative Tribunal Hyderabad
The Secretary , APPSC, Hyderabad

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GOVERNMENT OF INDIA
MINISTRY OF LAW

New Delhi, dated the 08-12-2002

The following Act of Parliament received the assent of the Parliament on 08-12-2002 and is hereby published for general information.

THE CONSTITUTION (SCHEDULED CASTES) ORDERS
(SECOND AMENDMENT ACT, 2002

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Act No. 61 of 2002

Further to amend the Constitution (Scheduled Castes) Order 1950, the Constitution (Scheduled Castes) (Union Territories) Order, 1951. The constitution (Jammu and Kashmir) Scheduled Castes Order, 1956, the Constitution (Dadra and Nagar Haveli) Scheduled Castes Order, 1962 and the Constitution (Pond cherry) Scheduled Castes Order 1964.

Be it enacted by Parliament in the fifty-third Year of the Republic of India as follows:-

1. This Act may be called the Constitution (Scheduled Castes) Orders **Short title** (Second Amendment) Act, 2002.
2. (1)The Schedule to the Constitution (Scheduled Castes) Order, 1950 is hereby amended in the manner and to the extent specified in Schedule I (2)The Schedule to the Constitution (Scheduled Castes) (Union Territories) Order, 1951 is hereby amended in the manner and to the extent specified in Schedule II. **Amendment of Scheduled**
3. (3)The Constitution (Jammu and Kashmir) Scheduled Castes Order, 1956 is hereby amended in the manner and to the extent specified in Schedule III.
4. (4)The Constitution (Dadra and Nagar Haveli) Scheduled Castes Order, 1962 is hereby amended in the manner and to the extent specified in Schedule IV.
5. (5)The Constitution (Pond cherry) Scheduled Castes Order, 1964 is hereby amended in the manner and to the extent specified in Schedule V.

SCHEDULE I
[See section 2 (1)]

AMENDMENTS TO THE CONSTITUTION (SCHEDULED CASTES)
ORDER, 1950

1. In PART I ----Andhra Pradesh-----

(i) for entry 9, Substitute—

“9 Beda(Budga) Jangam (in the districts of Hyderabad, Ranga Reddy, Mahbubnagar,Adilabad, Nizamabad,Medak,Karimnagar, Warangal , Khammam and Nalgonda_”;

(ii) for entry 11,substitute---

“11 Byagara Byagari”,

(iii) for entry 14, Substitute—

“14 Chamar,Mochi,Muchi, Chamar- Ravidas, Chamar-Rahidas”,

(iv) for entry23,substitute---

“23 Godagali,Godagula(in the districts of Srikakulam, Vizianagaram and Vishakhapatanam)”;

(v) for entry30, substitute--- “30 Kolupulavandlu, Pambada, Pambanda, Pambala”;

(vi) for entry 35, Substitute---

“35. Mala,Mala Ayawaru”

(vii) omit entry 52;

(viii) after entry 59, insert—

“60.yatala
61 Valluvan”.

2.In PART III ---Bihar,---

(i) for entry 6,Substitute---

“6 Chamar, Mochi, Chamar- Rabides,Chamar- Ravidas, Chamar – Rohidas, Charmarkar”,

(ii) for entry 9,Substitute--- “9 Dhobi,Rajak”

(iii) for entry 10, substitute---

“10.Daom,Dhangad,Bansphor,Dharikar,Dharkar,Domra”;

(iv) for entry 20 ,Substitute—

“20 Pan,Sawasi,Pant”

3.In PART IV ---Gujarat---

(i)for entry 4, Substitute---

“4. Bhambi, Bhambhi, Asadaru, Asodi, Chamandia,Chamar, ChamarRavidas,Chambhar, Chamgar, Haralayya,Harali,Khalpa,Machigar,Maochigar,Madar,Madig,Mochi (inDangs district and Umergaon Taluka of Valsad district only), Nalia,Telugu Moclri,Kamati Mochi,Ranigar,Rahidas, Rohit, Samgar”.

SCHEDULE IV

[See Section 2 (4)]

AMENDMENT TO THE CONSTITUTION(DADRA AND NAGAR HAVELI)
SCHEDULED CASTES
ORDER, 1962

For entry 4, substitute----
"4 Mahayavanshi".

SCHEDULE V

[See section 2(5)]

**AMENDMENT TO THE CONSTITUTION (PONDICHERRY) SCHEDULED CASTES
ORDER, 1964**

"16. Puthirai Vannan".

SUBHASH C.JAIN
Secretary to Government of India

(Republished by order & in the name of the Governor of A.P)

K.G.SHANKAR
Secretary to Government,
Legislative Affairs & Justice (I/C)

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare Department - Public Services – State and Subordinate Services – Rule of Reservation in promotions in favour of Scheduled Castes and Scheduled Tribes - under Article 16(4A) of the Constitution of India – Orders – Issued.

SOCIAL WELFARE (SW.ROR.1) DEPARTMENT

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G.O.Ms. No. 5

Dated: 14th February, 2003

Read the following:

1. The Constitution (Eighty Fifth Amendment) Act, 2001 to Article 16(4A).
2. G.O.Ms. No.47, Social Welfare (CV.1) Department, dated 31-5-2000.

ORDER:

Article 16(4A) of the Constitution as amended by the Constitution (Eighty Fifth Amendment) Act, 2001 reads as follows:

“ 16(4A): Nothing in this article shall prevent the State from making any provision for reservation in matters of promotion, with **consequential seniority, to** any class or classes of posts in the services under the State in favour of the Scheduled Castes and Scheduled Tribes which, in the opinion of the State, are not adequately represented in the service under the State”.

2. The said Amendment to the Constitution has been made with an objective of making a provision for reservation in matter of promotion with consequential seniority to any class or classes of posts in the services under the State in favour of Scheduled Castes and Scheduled Tribes which in the opinion of the State, are not adequately represented in the service under the State.

3. In view of the said amendment to the Constitution of India and the demand for rule of reservation in promotion in favour of Scheduled Castes and Scheduled Tribes from various Service Organisations of Scheduled Castes and Scheduled Tribes, to all categories of posts in all departments has been examined by the Government.

4. The Government after careful consideration, have decided to implement rule of reservation in promotion to ensure adequate representation of the Scheduled Caste and Scheduled Tribe employees, ie. 15% and 6% respectively in all categories of posts in all departments. The Government therefore direct that ;

- a) Reservation shall be implemented in favour of Scheduled Castes and Scheduled Tribes in promotion in all categories of posts in all State Government departments with immediate effect.
- b) Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes is applicable to all categories or cadres whose cadre strength is more than five.

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- c) The existing 100 point roster already prescribed in Rule 22 of the Andhra Pradesh State and Subordinate Service Rules by the State Government shall be followed in cases of promotion in all the categories where reservation in promotion in favour of Scheduled Castes and Scheduled Tribes is followed.
- d) Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes shall be prospective and shall be made applicable to the posts to be filled up. As on the date of issue of these orders, the Panel year for 2002-2003 has already commenced from 1st September, 2002 and therefore the panels already prepared and given effect shall not be disturbed. The Panels which are not yet prepared shall now be prepared based on rule of reservation in promotion and Panels prepared and not given effect to, shall be reviewed on the principle of reservation in promotion in favour of Scheduled Castes and Scheduled Tribes
- e) Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes shall be applicable to those candidates who are fully qualified and eligible to hold the post as per existing Rules and guidelines.
- f) Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes shall also apply to other institutions in which reservation in respect of Scheduled Castes and Scheduled Tribes is followed.
- g) Detailed guidelines on filling up the roster points based on the rule of reservation in promotions will be issued separately.

5. Appropriate amendment to Rule 22 of the Andhra Pradesh State and Subordinate Service Rules, 1996 will be issued separately.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

**SATHI NAIR,
Chief Secretary to Government**

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

University Education – Procedure of Implementation of reservations for Scheduled Caste/Scheduled Tribe and Backward Classes in PG Courses in Universities- Extension of G.O.Rt.No.550, Dt.30.07.2001 – Orders- Issued.

HIGHER EDUCATION (UE.II) DEPARTMENT

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G.O.Rt.No.518

Dated: 01.07.2003

Read the following:

- 1) G.O.Rt.No.550, Higher Education (EC.2) Department Dt.30.07.2001.
- 2) From the President, AP State BC welfare Association Hyderabad, Reprn. Dt.16.04.2002.
- 3) From the Secretary , APSCHE, Hyderabad, , Lr.No.APSCHE/EAMCET/2002/ 2002 dt.11.06.2002 and 27.06.2002.

ORDER

In G.O.first read above, orders have been issued regarding the procedure to be followed in respect of implementation of reservation for Scheduled Caste/Scheduled Tribe and Backward Classes for filling of seats in Engineering Courses, B.Arch. , B.Pharmacy and other professional courses through EAMCET Counselling.

2. In the reference second read above, the President, State BCs Welfare Association in his representation has stated that Government have issued orders for the implementation of reservation for BCs in respect of filling of seats in Engineering Courses through EAMCET counseling in G.O.Rt.No.550. In view of the above, he has requested the Government to extend the above Government orders to PG Courses like M.Sc., MA, M.Com , LAW.,

3. In the reference 3rd read above, the Secretary , Andhra Pradesh State Council of Higher Education , Hyderabad has stated that the orders issued in G.O.Rt.No.550 are mainly intended for implementing the rule of reservation to Scheduled Caste/Scheduled Tribe and Backward Classes in admissions of Engineering , Arch , Pharmacy and other Professional courses through Common Entrance Test.

4. After careful consideration Government have decided to extend the orders issued in G.O.Rt.No.550, H.E (EC2) Department , Dt.30.07.2001 for admission into the post Graduate Courses in Universities. Accordingly Government hereby extend the provision of above said GO for admissions in to the Post Graduate Courses like M.Sc., MA , M.Com , Law etc., in the Universities for which admissions are made through Entrance Test/Common Entrance Test and counseling from the academic year 2003-04 onwards.

5. The Chairman, Andhra Pradesh State Council of Higher Education , Hyderabad , is requested to issue suitable instructions to all the Universities in the State to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SUDHIR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chairman, Andhra Pradesh State Council of Higher Education , Hyderabad
The Director of Collegiate Education , AP, Hyderabad.

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GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare Department – Public Services– Rule of Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes– under Article 16(4A) of the Constitution of India – guidelines –Issued.

SOCIAL WELFARE (ROR.1) DEPARTMENT

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G.O.Ms.No. 21,

Dated 18th March, 2003
Read the following

G.O.Ms.No. 5, S.W.(ROR.1) Department, dt. 14-02-2003

ORDER:

In the G.O. read above, orders have been issued for implementation of Rule of Reservation in promotions in favour of Scheduled Castes and Scheduled Tribes in all categories of posts in all departments. As per para 4(g) of the G.O. read above, Government hereby issue the following detailed guidelines:

- a) *Promotion in favour of Scheduled Castes and Scheduled Tribes shall be observed/implemented with effect from 14.2.2003 i.e. date of issue of G.O.Ms.No.5, SW(.ROR1)Dept. dt.14-02-2003 prospective only in services where it is not now available.*
- b) *Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes shall be implemented in promotion in all the categories of posts in all services whose total cadre strength of posts is more than five(5).*
- c) *The Rule 22 and the provisions there under of A.P.State and Subordinate Service Rules shall apply in promotion in favour of Scheduled Castes and Scheduled Tribes.*
- d) *Where the existing Special Rules of any services provide Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes, the existing order of rotation and the existing unit and cycle shall continue.*
- e) *Where the existing Special Rules do not provide reservation in promotion in favour of Scheduled Castes and Scheduled Tribes, a new and fresh order of rotation in a new and fresh unit of hundred vacancies as laid down in Rule 22 of A.P.State and Subordinate Services shall be followed in respect of Scheduled Caste and Scheduled Tribe vacancies only.*
- f) *Reservation in promotion in favour of Scheduled Caste and Scheduled Tribe shall be applicable to those candidates who are fully qualified eligible for promotion as per the Special Rules of the service and A.P.State and Subordinate Service Rules, 1996.*
- g) *The zone of consideration as laid down in rule 6 of A.P.State and Subordinate Service Rules, 1996 in respect of Scheduled Castes and Scheduled Tribes shall not be applicable to fill up the roster points meant for Scheduled Caste and Schedule Tribe employees.*
- h) *While preparing the panels of eligible candidates for promotion, the names of*

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eligible Scheduled Caste and Scheduled Tribe employees from the feeder Category have to be shown against the roster points earmarked for them irrespective of their seniority position in the feeder category. However, if an Scheduled Caste and Scheduled Tribe employees gets a higher place in the eligible candidates list by virtue of his seniority in the feeder category he need not be adjusted in a lower position which is earmarked for an Scheduled Castes and Scheduled Tribe employees as per the roster system. Such roster point has to be filled up by moving up an Scheduled Caste and Scheduled Tribe employees who is below in the seniority list in the feeder category. Filling up the roster points shall continue till the required percentage of Scheduled Caste and Scheduled Tribe candidates is obtained. Once the required percentage is obtained by taking into account both the Scheduled Caste and Scheduled Tribe candidates who are found in the list of candidates fit for promotion on account of their seniority in the feeder category and those who are moved up to fill up the required roster point, further adjustment of Scheduled Caste and Scheduled Tribe employees against roster points has to be stopped. Unutilized roster points after the required Scheduled Caste and Scheduled Tribe percentage is met shall lapse. If required number of Scheduled Caste and Scheduled Tribe employees are not available in the feeder category to obtain the required representation in the promotion category, the vacancies earmarked for Scheduled Caste and Scheduled Tribe employees according to the roster points will be carried forward. An illustration is given in Annexure.

- i) The promotion panels already prepared for the panel year 2002-2003 and given effect to/operated/partly operated i.e. if promotions are affected, the said panels shall continue without any changes or review and they shall not be re-opened.*
- j) The panel for 2002-2003 which are prepared and are not operated as on 14.2.2003 have to be reviewed to provide special representation in promotion for Scheduled Caste and Scheduled Tribe employees.*
- k) Special Representation (Reservation) in promotion in favour of Scheduled Caste and Scheduled Tribe shall also apply to all Educational Institutions, Panchayat Raj Institutions, Municipalities, Corporations, Boards, Authorities, Grandhalaya Samsthas and Market Committees and other establishment which are funded or aided by the State Government.*

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

SATHI NAIR,
Chief Secretary to Government

ANNEXURE to the G.O.Ms..No.21, S.W.(ROR.I) Dept,dated 18.03.2003

Seniority list in the Feeder Category

No. of post proposed to be
filled up in the Promotion

Category – 10

S.No.	Where no SC employee is available in 1 st ten points	Where only one SC is available in first ten points	Where two SC employees are available in the first ten points	S.No.	Promotion Panels	Promotion Panels	Promotion Panels
	Case I	Case II	Case III		Case I	Case II	Case III
1	A	A-SC	A	1	A	A-Sc	A
2	B	B	B	2	V-SC Roster point	Q-SC point	D-SC point
3	C	C	C	3	B	B	B
4	D	D	D-SC	4	C	C	C
5	E	E	E	5	D	D	E
6	F	F	F	6	E	E	F
7	G	G	G	7	AB-SC roster point	F-SC point	J-SC point
8	H	H	H	8	To be filled by ST	To be filled by ST	To be filled by ST
9	I	I	I	9	F	G	G
10	J	J	J-SC	10	G	H	H
11	K	K	K				
12	L	L	L				
13	M	M	M				
14	N	N	N				
15	O	O	O				
16	P	P	P				
17	Q	Q-SC	Q				
18	R	R					
19	S	S					
20	T	T					
21	U						
22	V-SC						
23	W						
24	X						
25	Y						
26	Z						
27	AA						
28	AB-SC						
29	AC						
30	AD						

Explanation

[Type text]

CASE.I

Illustrates a situation where there are no Scheduled Caste employees in the first ten positions in the seniority list in the feeder category. As the posts to be filled up in the promotion category are ten there will be two roster points at SI.No.2&7 to be filled up by Scheduled Caste employees. In this case Scheduled Caste employees are available at S.No.22 & 28. As shown in the list SI.No.22 will be shown against SI.No.2 and SI.No.28 will be shown at S.No.7 in the promotion panel.

CASE.II:

Illustrates a situation when there is only one SC employee in the first ten positions in the seniority list in the feeder category. In this case the SC employee is available at SI.No.1. He will not be brought down to SI.No.2 which is a roster point in the promotion panel. He will remain at SI.No.1. SI.No.2 in the promotion panel which is a SC point will be filled up by Q a SC employee, who is at SI.No.17 in the feeder category. Now that we have two required SC candidates in a panel of ten, SI No.7 in the panel will not be filled up by another SC candidate. It will be filled up by other candidate as per his turn in the seniority list.

CASE.III :

Illustrates a situation where there are two SC employees in the first ten positions in the seniority list in the feeder category. In this case the SC employees are available at SI.No.4(D) and SI.No.10(J). In the promotion panel SI.No.2 and 7 which are SC points will be filled up by D at SI.No.2 and J at SI.No.7.

In all the examples it is assumed that the required Group SC candidates are available to fill up the points earmarked for them. In cases where they are not available, they have to be picked up from wherever they are available in the feeder category and shown against the points earmarked for the particular Group of SC. If the particular Group SC candidate is not available the vacancy has to be filled up by the next group and so on as laid down in G.O.Ms.No.47 Social Welfare (CV.I) Dept.,dated:31.5.2000.

Sd/-

SECTIONOFFICER

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

A.P.STATE AND SUBORDINATE SERVICE RULES, 1996 – Amendment to Rule 22 and 6 of the A.P. State and Subordinate Service Rules, 1996 – Orders – Issued.

GENERAL ADMINISTRATION (SER.D) DEPARTMENT

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G.O.Ms.NO.123

Dated 19.04.2003.
Read the following

1. G.o.Ms.No.436 G.,A.(Scr.D) Dcpt., dt.15.10.1996.
2. G.O.Ms.No.5.Social Welfare (ROR.I)Dept.,dt.14.2.2003..
3. G.O..Ms.No.21socialwelfare(ROR.I)Dept.,dt.18.3.2003.
- 4.From the APPSC Lr.No.532/RR/2/2003, DI.17-4-2003.

ORDER:

The following notification will be published in the Andhra Pradesh Gazette.

NOTIFICATION

In Exercise of the powers conferred by the proviso to article 309of of the Constitution of India, and all other powers hereunto enabling the Governor of Andhra Pradesh hereby makes the following amendment to the Andhra Pradesh State and Subordinate Service Rules, 1996, issued in G.O.Ms.No.436 G.A.(Ser.D) Department dated 15th October, 1996 and as subsequently amended from time to time.

The amendments hereby made shall be deemed to have come into force with effect from 14.02.2003.

AMENDEMENTS

In the said rules,-

I.(1) In rule 6 (b), the following shall be inserted as first proviso, namely,-

“Provided that for promotion in respect of Scheduled Caste and Scheduled Tribe candidates only, the Zone of consideration in the ratio of 1:3, shall not be applicable in respect of posts whose total cadre strength is more than five”

(2) After inserting the above proviso:

- (a) In the second proviso, for the words “Provided that” the words “Provided further that” shall be substituted.
- (b) In the third proviso, for the words “Provided further that” the words “provided also that” shall be substituted.

II. In rule 22,-

(1) for clause (ii) of Sub-rule (1) the following shall be substituted, namely,-

(ii) “Other wise than by direct recruitment the principle of reservation in the matter of promotion and appointment by transfer involving promotion in so far it relates to Scheduled Castes and Scheduled Tribes only shall apply to such services, Class or Category whose total cadre strength of the post

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is more than five”.

(2) for, sub-rule 2(a), the following shall be substituted, namely-

2(a) The Unit of appointment for the purpose of direct recruitment shall be hundred vacancies of which fifteen shall be reserved for Scheduled Castes, six shall be reserved for Scheduled Tribes, twenty five shall be reserved for Backward Classes and the remaining fifty four appointments shall be made on the basis of open competition and subject to rule 22-A of these rules.

2(a) (i) The unit of appointment for the purpose of reservation in the matter of promotion and appointment by transfer involving promotion shall be hundred vacancies of which fifteen shall be reserved for Scheduled Castes and six for Scheduled Tribe employees as per the roster points in Sub-rule 2(e).

- A. In the case of appointments/promotions to the posts referred to in clause 2(a) (i) above, the panels of eligible candidates for promotion, the names of eligible Scheduled Caste and Scheduled Tribe employees from the feeder Category have to be shown against the roster points earmarked for them irrespective of their seniority position in the feeder category.
- B. If a Scheduled Caste and Scheduled Tribe employee gets a higher place in the eligible candidates list by virtue of his seniority in the feeder category he need not be adjusted in a lower position which is earmarked for an Scheduled Caste and Scheduled Tribe employees as per roster system. Such roster point has to be filled up by moving up an Scheduled Caste and Scheduled Tribe employees who is below in the seniority list in the feeder category.
- C. Filling up the roster points shall continue till the required percentage of Scheduled Castes and Scheduled Tribe candidates is obtained. Once the required percentage is obtained by taking into account both the Scheduled Caste and Scheduled Tribe candidates who are found in the list of candidates fit for promotion on account of their seniority in the feeder category and those who are moved up to fill up the required roster point, further adjustment of Scheduled Caste and Scheduled Tribe employees against roster point has to be stopped.
- D. Unutilised roster points after the required Scheduled Caste and Scheduled Tribe percentage is met, shall lapse.
- E. If required number of Scheduled Caste and Scheduled Tribe employees are not available in the feeder category to obtain the required representation in the promotion category. The vacancies earmarked for Scheduled Tribe employees according to the roster points will be carried forward.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHAN KANDA
CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner,
Printing, Stationery and Stores Purchase,
Hyderabad.(He is requested to supply

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GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (SW.EDN) DEPARTMENT

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Memo No.11311/SW.Edn.2/2003

Date : 23.09.2003.

Sub:- Social Welfare Department- admission of SC and ST candidates into medical and dental courses- payment of scholarships towards tuition and other fees in respect of eligible SC and ST candidates- issue of necessary undertaking for making the payment centrally to NTR Health University on behalf of the eligible SC and ST candidates- Reg.

The Government have decided to reimburse the entire tuition fee and other fees in respect of eligible SC and ST candidates who are seeking admission in Medical and Dental Courses. This applies to all the seats reserved for SC and ST in all categories of fee namely Rs.10,000/- for Government Colleges, Rs.55,000/- in competent authority's quota and Rs.2,00,000/- in respect of management quota and also other fee.

2. The Government have provided for reservation for the students belonging to Scheduled Castes and Scheduled Tribes in admission into medical and dental courses in Government , private unaided non-minority , private unaided minority Medical and Dental Colleges.

3. It is stated that G.O.Ms.No.572, Health Medical and Family Welfare Department, Dated 19.09.2003 it was prescribed that in respect of students belonging to eligible reserved categories the admission shall be made on the basis of a commitment letter to be issued by the concerned welfare departments.

4. The Commissioner of Social Welfare and Commissioner of Tribal Welfare are directed to provide the necessary undertaking for making the payment Centrally to the NTR University on behalf of the eligible SC and ST candidates for securing admission in Medical Colleges, in all categories of fee namely Rs.10,000/- for Government Colleges, Rs.55,000/- in competent authority's quota and Rs.2,00,000/- in respect of management quota and also other fee.

J.Satyanarayana
Principal Secretary to Government

To
The Commissioner of Social Welfare
AP Hyderabad
The Commissioner of Tribal Welfare
AP Hyderabad
Copy to
The Principal Secretary to Government
Health, Medical and Family Welfare, AP, Hyderabad
The Vice-Chancellor
NTR Health University , Vijayawada
Special Secretary to CM
PS to Secretary to Government (TW) Social Welfare Department
PS to Principal Secretary (SW) Social Welfare Department
PS to Minister for Social Welfare, AP, Hyderabad

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THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

No. 51 HYDERABAD, THURSDAY, OCTOBER 2, 2003.

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GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department – Public Services – Representation of Scheduled Castes and Scheduled Tribes categories in the State and Sub-ordinate Services – Policy of providing Rule of Reservation in promotions in favour of Scheduled Castes and Scheduled Tribes – Orders – Issued.

SOCIAL WELFARE (SW.ROR1) DEPARTMENT

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G.O.Ms.No.2

Dated: 9th January,2004.

Read the following:-

1. G.O.Ms.No.5, Social Welfare (ROR1) Department, Dated: 14.2.2003.
2. G.O.Ms.No.21, Social Welfare(ROR1) Department, Dated:18.3.2003.
3. G.O.Ms.No.123, General Administration (Ser.D) Department, Dated: 19.4.2003.

ORDER :

In the G.O. 1st read above, the State Government have ordered for implementation of rule of reservation in promotion to ensure adequate representation of Scheduled Castes and Scheduled Tribes, to the extent of 15% and 6% respectively in all categories of posts in all Departments, with effect from 14.2.2003. In the G.O. 2nd read above necessary guidelines have been issued and in the G.O. 3rd read above, the Andhra Pradesh State and Sub-ordinate Service Rules have been amended to give effect to the policy of Rule of reservation in promotions in respect of Scheduled Castes and Scheduled Tribes.

2. The Government received representations asking for clarifications on certain issues pertaining to the policy of reservation in promotions to the Scheduled Castes and Scheduled Tribes. The Government have considered the representations and accordingly issue the following comprehensive orders:

3. Reservation in promotions shall be implemented in favour of Scheduled Castes and Scheduled Tribes, in all categories of posts in all State Government Departments, if they are not adequately represented to the extent of 15% and 6% respectively. The crucial date for implementing the rule of reservation in promotions shall be 14.2.2003, i.e., date of issue of G.O. 1st read above.

4. **Computation of adequacy of representation** : For the purpose of computing adequacy of representation of Scheduled Castes (15%) and Scheduled Tribes (6%) in various categories, the following procedure shall be followed.

(a) The persons belonging to Scheduled Castes and Scheduled Tribes who have been promoted on the basis of seniority cum merit, i.e., without applying the rule of reservation should also be counted for judging the adequacy or otherwise of Scheduled Caste / Scheduled Tribe representation.

(b) The adequacy or otherwise representation should be counted in respect of each category of posts but not for the Department as a whole.

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(c) If in respect of any category, if adequate representation already exists as on 14.2.2003 or is attained at a later date, the rule of reservation in promotion in favour of Scheduled Castes /Scheduled Tribes shall not be applied further.

(d) For the purpose of computing the adequacy in respect of Scheduled Castes (i.e.,15%), ABCD categorization will not be observed and the adequacy will be with reference to total number of employees irrespective of their ABCD categorisation.

5. Crucial date for determining the adequacy : 1st September shall be reckoned as crucial date to determine the adequacy of representation in each category of posts for Scheduled Castes & Scheduled Tribes. While arriving at the number of vacancies to be filled based on rule of reservation in promotions in respect of Scheduled Castes and Scheduled Tribes categories, to achieve adequacy of representation, the fraction shall be ignored.

6. Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes, shall be implemented in promotions to all the categories of posts, in all services whose total Cadre Strength is more than five.

7. Roster Points : The reservation in promotions in respect of Scheduled Castes and Scheduled Tribes shall also include the gender based reservation. In respect of Scheduled Castes the reservation shall be sub-category based. The existing 100 point roster already prescribed in Rule 22 of Andhra Pradesh State and Sub-ordinate Service Rules for direct recruitment shall be followed for implementing the Rule of Reservation for promotion for Scheduled Castes and Scheduled Tribes. However in so far as providing reservation for Scheduled Castes based on sub-categorisation, the roster followed for direct recruitment shall be followed. The roster for promotion is at annexure.

Note : Once the adequacy is achieved to the required percentage of 15% in respect of Scheduled Castes and 6% in respect of Scheduled Tribes, in a category, the application of the rule of reservation in promotions shall be stopped and the promotions shall be effected based on merit cum seniority. The candidates so promoted shall be fitted into the same roster, without earmarking the reserved roster points. If on 1st September of any panel year, the representation of Scheduled Castes / Scheduled Tribes is inadequate, the reservation in promotions shall be resumed. The roster point shall start from next point of the candidate figuring in the previous panel prepared and given effect to. For example as on 1st September of a panel year, there are 20 posts in a particular category and there are 2 SC candidates in position. Therefore as on 1st September of a panel year, the adequacy of SC representation is short by one candidate. The vacancies for the panel year are estimated as 10. If the roster starts from 1, then the 2nd roster point has to be filled up with SC-A candidate or with any other SC candidate as per the procedure stipulated. After inclusion of the said candidate there shall be adequacy of representation and there is no need to follow the SC roster. The other candidates shall have to be promoted, including the SC candidates if they are figuring in the general seniority list, based on merit cum general seniority. They shall be shown at the continuous roster points. The 7th roster point of SC shall be filled up with the candidate based on merit cum seniority. The roster points from 1 to 10 shall have to be filled up in such manner. In the next panel year, if it is found that there is adequacy of SC representation, then the promotions shall be effected based on general seniority and merit. If there is inadequacy of representation, SC candidates shall be promoted based on roster. The roster point for that panel year shall start from 11 and the next SC roster point is available at 16 and the same shall be filled up with SC candidate.

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8. Eligibility of Candidates : Reservation in promotion in favour of Scheduled Castes and Scheduled Tribes shall be applicable to those candidates who are fully qualified and eligible to hold the posts as per the existing Rules and guidelines. If no qualified and eligible candidate available the vacancy shall be carried forward.

9. Zone of consideration : The zone of consideration as laid down in Rule 6 of A.P.State and Sub-ordinate Service Rules, in respect of Scheduled Castes and Scheduled Tribes categories shall not be applicable to fill up the roster points meant for SC and ST categories.

10. The panels for the year 2002-2003, which were prepared prior to 14.2.2003 and operated totally or partially, shall continue without any changes and they shall not be reopened. The panels for the year 2002-2003, which were prepared and are not operated as on 14.2.2003 shall have to be reviewed to implement the rule of reservation in promotion to Scheduled Caste and Scheduled Tribe categories.

11. Non-availability of eligible candidates : If eligible candidates for promotion are not available for promotion as per the roster point specified, it shall be filled in by including the next candidate belonging to the next group of Scheduled Caste.

Note : If an eligible candidate for promotion is not available from Scheduled Caste-A, the roster point may be filled up by a candidate of Scheduled Caste-B, and so on and so forth. In case of women candidates also, the same process shall be followed viz., if an eligible Scheduled Caste-A (Woman) is not available, the roster point may be filled up by Scheduled Caste –B(Woman) candidate and so on and so forth.

12. Conversion of rosterpoint of Women : In case there are no qualified women candidates available, the following procedure shall be followed.

(a) If no eligible women candidate is available to fill up the roster point earmarked for Schedule Caste (Woman), the vacancy shall be filled up with male candidate. However while filling the said vacancy, the roster point shall be filled up with the same group of Scheduled Caste male candidate as that of Scheduled Caste (Woman), to which it was originally earmarked. If no male candidate is available then the same shall be filled up with other Scheduled Castes candidates following in the same order.

Note: In the case of roster points fixed for Scheduled Caste (woman), if Scheduled Caste-A (Woman) is not available, the vacancy may be filled up by a Scheduled Caste-B(woman) and so on. If Scheduled Caste (A,B,C,D) woman candidate is not available, the vacancy may be filled up by Scheduled Caste (A,B,C,D) Male candidate in that order. If the roster point is earmarked for Scheduled Caste-B woman candidate and no Scheduled Caste woman candidate is available, the roster point shall be filled up with male candidate belonging to Scheduled Caste-B category. If no Scheduled Caste-B male candidate is available, the roster point shall be filled up with Scheduled Caste-C male candidate and so on and so forth.

(b) In respect of Schedule Tribes, if Scheduled Tribe (Woman) candidate is not available, for promotion to fill in the roster point earmarked for Scheduled Tribe (Woman), the vacancy shall be filled up by a Scheduled Tribe Male candidate.

13. Carry forward vacancies : Regarding carry forward of vacancies, if no qualified candidates are available, the following procedure shall be followed.

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In case qualified Scheduled Caste/Scheduled Tribe candidates are not available for a particular panel year the vacancy shall be carried forward to the subsequent year. In the second year if Scheduled Caste/ Scheduled Tribe candidates are not available, the vacancies or points meant for Scheduled Caste/Scheduled Tribe candidates may be filled up by candidates from the feeder category based on merit and seniority. The number of such vacancies meant for Scheduled Caste and Scheduled Tribe should be carried forward and filled up first in the immediate subsequent year with Scheduled Caste/Scheduled Tribe candidates.

14. Special representation (reservation) in promotion in favour of Scheduled Caste and Scheduled Tribe shall also apply to all Educational Institutions, Panchayat Raj Institutions, Municipalities, Corporations, Boards, Authorities, Grandhalaya Samsthas and Market Committees and other establishments, where in the policy of reservation for Scheduled Castes and Scheduled Tribes in direct recruitment is being followed.

15. Appropriate amendment to Rule 22 and 22-A of Andhra Pradesh State and Sub-ordinate Service Rule shall be issued separately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**MOHAN KANDA
CHIEF SECRETARY TO GOVERNMENT.**

ANNEXURE TO G.O.Ms. No. 2, SOCIAL WELFARE (ROR.1) DEPARTMENT,
DT.09.01.2004.

Roster Point No.	Roster of SC (ABCD)/ST W= Women
1.	--
2.	SC (W)
3.	--
4.	--
5.	--
6.	--
7.	SC
8.	ST (W)
9.	--
10.	--
11.	--
12.	--
13.	--
14.	--
15.	--
16.	SC
17.	--
18.	--
19.	--
20.	--
21.	--
22.	SC (W)
23.	--
24.	--
25.	ST
26.	--
27.	SC
28.	--
29.	--
30.	--
31.	--
32.	--
33.	ST
34.	--
35.	--
36.	--
37.	--
38.	--
39.	--
40.	--
41.	SC
42.	--
43.	--
44.	--
45.	--
46.	--
47.	SC(W)
48.	--
49.	--
50.	--
51.	--

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52.	SC
53.	--
54.	--
55.	--
56.	--
57.	--
58.	ST(W)
59.	--
60.	--
61.	--
62.	SC
63.	--
64.	--
65.	--
66.	SC(W)
67.	--
68.	--
69.	--
70.	--
71.	--
72.	SC
73.	--
74.	--
75.	ST
76.	--
77.	SC
78.	--
79.	--
80.	--
81.	--
82.	--
83.	ST
84.	--
85.	--
86.	--
87.	SC(W)
88.	--
89.	--
90.	--
91.	SC
92.	--
93.	--
94.	--
95.	--
96.	--
97.	SC
98.	--
99.	--
100.	--

Sd/-
SECTION OFFICER

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GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

AP. (Scheduled Castes, Scheduled Tribes and Backward Classes) Issue of Community, Nativity and Date of Birth Certificates Rules, 1997 - Amendment -Orders -Issued.

SOCIAL WELFARE (CV.2) DEPARTMENT

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G.O.Ms.No.65

Dated: 17 -8-2004

Read the following:

G.O.Ms.No.58, SW (J)Department, dated 12.5.1997.

ORDER:

The following notification will be published In the Andhra Pradesh Gazette.

Notification

In exercise of the powers conferred by sub-section (1) of section 20 of Andhra Pradesh (Scheduled Castes, Scheduled Tribes, and Backward classes) Regulation of Issue of Community Certificates Act, (Act No. 16 of 993) the Governor of Andhra Pradesh hereby makes the following amendment to the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Issue of Community, Nativity and Date of Birth certificates Rules 1997 Issued in G.O.Ms.No.58, Social Welfare (J) Department, dated the 12th May 1997 and published in Part I Extraordinary issue of the Andhra Pradesh Gazette dated the 16th May, 1997.

Amendment

For Clause (a) of rule 7 of the said Rules, the following shall be substituted, namely:-

- | | | |
|--|-----|------------------|
| (1) Principal Secretary/ Secretary to Government
Social Welfare Department | ... | Chairman |
| (2) Principal Secretary / Secretary to Government
Tribal Welfare Department ' | ... | Member |
| (3) Principal Secretary/ Secretary to Government
Backward Classes Welfare Department. | ... | Member |
| (4) Commissioner of Social Welfare | | Member |
| (5) Commissioner of Tribal Welfare | | Member |
| (6) Commissioner '
Welfare of Backward Classes | | Member |
| (7) Inspector General of Police,
C.B.C.I.D.(P.C.R. & Vigilance Cell) | | Member |
| (8) Additional Secretary/Joint Secretary/
Deputy Secretary to Govt., .
Social Welfare Department | | Member(convener) |

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.CHAYA RATAN,
PRINCIPAL SECRETARY TO GOVT.**

To
The Commissioner, Printing Stationery and Stores purchase,
Chenchalguda, Hyderabad. (with a request to publish in the extra-ordinary A.P.
Gazette) ,

[Type text]

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

S.W. Department -Rule of reservation in promotions -Comprehensive guidelines issued G.O.Ms.No.2 SWD, dt.9-1-2004 -Amendment to guideline regarding arriving at the vacancies to be filled up -Orders -Issued.

SOCIAL WELFARE (SW.ROR1) DEPARTMENT

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G.O.Ms.No.76

Dated: 19th October 2004.
Read the following

G.O.Ms.No.2, SW(ROR1) Department, dt.9-1-2004.

ORDER.:

In the G.O. read above comprehensive guidelines were issued for implementing the

Rule of Reservation in Promotions. Para No.5 reads as follows:

“Crucial date for determining the adequacy: 1st September shall be reckoned as crucial date to determine the adequacy of representation in each category of posts for Scheduled Castes and Scheduled Tribes. While arriving at the number of vacancies to be filled based on rule of reservation in promotions in respect of Scheduled Castes and - Scheduled Tribes categories, to achieve adequacy of representation, the fraction shall be ignored”.

2. Thus, it has been ordered to ignore the fraction while arriving at the number of vacancies to be filled based on rule of reservation in promotions.

3. Due to this condition -"ignoring of fraction" in arriving at the adequacy for Scheduled Castes and Scheduled Tribes, injustice is being caused to SCs/STs while arriving at the adequacy. For example, if the cadre strength of a post is 6 in a particular Department, 15% adequacy comes to 0.90. If fraction is to be ignored, as per the above guideline, the required number of Scheduled Castes would be Zero, and, therefore, there would not be any inadequacy.

4. Several representations have also been received to delete the condition of ignoring **the fraction" in the aforesaid G.O. to arrive at the adequacy.**

5. The Government after careful examination of the matter hereby decided to amend the Para .5 of G.O.Ms.No.2, SW(ROR1) Dept., dated. 9-1-2004. Accordingly the following amendment is issued to the G.O. read above.

6. The amendment hereby made shall come into force with effect from the current panel year 2004-2005.

[Type text]

AMENDMENT

In paragraph .5 of the G.O.Ms.No.2, S.W.(ROR1) Dept. dated. 9-1-2004 for the expression" the fraction shall be ignored", the following expression shall be substituted namely. ..the fraction of 0.5 or more shall be rounded off to the next higher digit".

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHAN KANDA
CHIEF SECRETARY TO GOVERNMENT.

To

All Departments of Secretariat, A.P., Hyderabad.(with a request to communicate the GO to the Heads of Depts. under their control including the public sector undertakings).

All District Collectors.

The Secretary, A.P. Public Service Commission, A.P., Hyderabad.

The Registrar, A.P High Court, Hyderabad.

The Registrar, Andhra Pradesh Administrative Tribunal, A.P., Hyderabad.

All Registrars of all Universities in the State.

The Commissioner of Printing and Stationery, A.P., Hyderabad (with a request to print and furnish 400 copies)

GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (CV.2) DEPARTMENT

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Memo No.7617/CV.2/2004-3

Dt.25.10.2004

Sub:- TWD- CV – Penalties and Criminal Action prescribed under Act 16 of 1993 – Follow up – Request – Reg.

Ref :- 1. A.P.SCs, STs and BCs Regulation of Act 16 of 1993.
2. G.O.Ms.No.58, SW (J) Department Dt.12.05.1997.

Certain instances have brought to the notice of Government that false community certificates are being cancelled without initiating criminal action on the persons who obtained them fraudulently and disciplinary action on the competent authorities who issued such certificates, even though such penalties and disciplinary action was prescribed under the Act No.16 of 1993 and Rules issued thereon.

All District Collectors are , therefore requested to follow up all cases of false SC, ST and BC certificates holders till all the penalties prescribed under the Act 16 of 1993, and Rules issued in G.O.Ms.No.58, SW (J) Department dated 12.05.1997. are imposed on such persons and such competent authorities, to curb the menace of false community certificates effectively.

All the District Collectors are requested acknowledge the receipt of the Memo.

AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT

To
All the District Collectors in the State.
The Commissioner of Tribal Welfare, Hyderabad
The Commissioner of Social Welfare, Hyderabad
The Commissioner of BC Welfare, Hyderabad.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

SOCIAL WELFARE DEPARTMENT – Andhra Pradesh Scheduled Castes (Rationalization of Reservations) Rules, 2000 issued in G.O.MS.No.47, S.W.(CV1) Department, dated 31.5.2000 – Cancellation – Orders – Issued.

SOCIAL WELFARE (CV1) DEPARTMENT

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G.O.MS.NO.91,

Dated:23-12-2004
Read the following:-

1. A.P.Scheduled Castes (Rationalisation of Reservations) Act 20 of 2000.
2. G.O.MS.No.47, S.W.(CV1)Department. Dated:31.5.2000.
3. Hon'ble Supreme Court Judgment dated.5.11.2004 in Civil Appeal Nos.6758/2000,6934/2000, 7344/2000 and 3442/2001, filed by Dr.E.V.Chinnaiah & others Vs.State of A.P.

ORDER:

The Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Act,2000 (Act 20 of 2000) has been enacted to provide for Rationalisation of Reservations to Scheduled Castes in the State of Andhra Pradesh. In pursuance of the aforesaid Act, the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Rules, 2000, have been issued in G.O.MS.No.47, S.W.(CV1)Department, dated.31.5.2000.

2. The Hon'ble Supreme Court of India in their Judgment dated.5.11.2004, in Civil Appeal Nos.6758/2000, 6934/2000, 7344/2000 and 3442/2001 declared the Andhra Pradesh Scheduled Castes (Rationalisation of Reservations) Act, 2000, as unconstitutional.

3. In the above circumstances, the Government hereby cancel the Rules issued in the G.O.MS.No.47, S.W.(CV1)Department, dated.31.5.2000.

4. Necessary Amendments shall be issued separately to the Orders already issued with regard to reservations in promotions in favour of Scheduled Castes pursuant to the aforesaid Rules.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHIEF SECRETARY TO GOVERNMENT

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department – Public Services - Policy of providing Rule of Reservation in Promotions in favour of SCs/STs - Modification - Orders – Issued.

SOCIAL WELFARE (SW.ROR1) DEPARTMENT

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G.O.Ms.No.16

Dated: 17th February, 2005.
Read the following:-

1. G.O.Ms.No.5, SW(ROR1) Dept., dated: 14-2-2003.
2. G.O.Ms.No.21, SW(ROR1)Dept., dated: 18-3-2003.
3. G.O.Ms.No.123, GA(Ser.D) Dept., dated: 19-4-2003
4. G.O.Ms.No.2, SW(ROR1)Dept., dated: 9-1-2004.
5. G.O.Ms.No.76, SW(ROR1) Dept., dated:19-10-2004.
6. Hon'ble Supreme Court Judgement dated:5-11-2004 in Civil Appeal Nos.6758/2000, 6934/2000, 7344/2000 and 3442/2001, filed by Dr.E.V.Chinnaiah & others Vs. State of A.P.
7. G.O.Ms.No.91, SW (CV1)Dept., dated:23-12-2004.

ORDER :

In the G.O.first read above, the State Government have ordered for implementation of Rule of Reservation in promotion to ensure adequate representation of Scheduled Castes and Scheduled Tribes, to the extent of 15% and 6% respectively in all categories of posts in all Departments, with effect from 14.2.2003. In the G.O. second read above, necessary guidelines have been issued, and in the G.O. third read above, the Andhra Pradesh State and Sub-ordinate Service Rules have been amended to give effective to the policy of Rule of Reservation in promotions in respect of Scheduled Castes and Scheduled Tribes. In the G.O. fourth read above, detailed guidelines were issued for implementing the Rule of Reservation in promotions, inter alia prescribing a roster of 100 points earmarking roster points as per categorization of Scheduled Castes.

2. In view of the Hon'ble Supreme Court's Judgement dated. 5-11-2004, orders have been issued in G.O. seventh read above, cancelling the rules issued in G.O.Ms.No. 47, Social Welfare (CV1) Dept., dated: 31-5-2000, in which reservation in public appointments or posts and admissions to Educational Institutions to Scheduled Castes was provided based on A,B,C,D groups.

3. Consequent to the issue of orders in G.O.Ms.No.91, Social Welfare (CV1) Dept., dated.23-12-2004, the orders issued in G.O.Ms.Nos.5, Social Welfare (ROR1)Dept. dated: 14-2-2003, G.O.Ms.No.21, Social Welfare (ROR1)Dept., dated: 18-3-2003 and G.O.Ms.No.2, Social Welfare (ROR1)Dept., dated: 9-1-2004, read above are hereby modified to the extent of Reservation in promotions based on A,B,C,D groups Scheduled Castes. In other words, there shall be no categorization among Scheduled Castes.

4. The other conditions/ guidelines for implementation of Rule of Reservation in Promotions for Scheduled Castes /Scheduled Tribes shall remain unchanged and be followed accordingly, while implementing the Rule of Reservation in promotions for Scheduled Castes and Scheduled Tribes.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**MOHAN KANDA
CHIEF SECRETARY TO GOVERNMENT**

To
All Departments of Secretariat, A.P., Hyderabad
All Heads of Departments.
All District Collectors.

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department – Public Services - State and Subordinate Services -
Rule of Reservation in Promotions in favour of SCs/STs - under Article 16(4A) of the
Constitution of India – Amendment - Orders – Issued.

SOCIAL WELFARE (SW.ROR1) DEPARTMENT

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G.O.Ms.No.17

Dated: 17th February,2005.

Read the following:-

1. G.O.Ms.No.5, SW(ROR1) Dept., dated: 14-2-2003.
2. G.O.Ms.No.91, SW(CV1)Dept., dt.23-12-2004.
3. G.O.Ms.No.16, SW(ROR1)Dept., dt.17-2-2005.

ORDER:

The following Amendment is issued to the G.O.Ms.No.5, SW(ROR1) Dept., dated.14-2-2003.

AMENDMENT

In the said order the words “2, G.O.Ms.No.47, Social Welfare(CV1) Dept., dated:t.31-5-2000” referred to under read the following, shall be deleted.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHAN KANDA
CHIEF SECRETARY TO GOVERNMENT

To

All Departments of Secretariat, A.P., Hyderabad).

All Heads of Departments

All District Collectors.

The Secretary, A.P.Public Service Commission, A.P., Hyderabad.

The Registrar, A.P.High Court, Hyderabad.

The Registrar, Andhra Pradesh Administrative Tribunal, A.P., Hyderabad.

All Registrars of all Universities in the State.

The Commissioner of Printing and Stationery, A.P., Hyderabad (with a request to
print and furnish 400 copies)

P.S. to Chief Secretary to Government.

P.S. to Secretary to Government (Ser.), General Administration Dept..

P.S. to Secretary to Government, Law Department.

P.S. to Principal Secretary to Government, Social Welfare Department.

P.S. to Secretary to Government (TW), Social Welfare Dept.

P.S. to Principal Secretary to C.M.

P.S. to Special Secretary to C.M.,A.P., Hyderabad.

P.S. to Minister for Social Welfare, A.P., Hyderabad.

P.S. to Minister for Tribal Welfare, A.P., Hyderabad.

All Sections in Social Welfare Department.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Social Welfare Department – Public Services - Representation of Scheduled Castes and Scheduled Tribes categories in the State and Sub-ordinate Services - Policy of providing Rule of Reservation in Promotions in favour of SCs/STs - – Amendment - Orders – Issued.

SOCIAL WELFARE (SW.ROR1) DEPARTMENT

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G.O.Ms.No.18

Dated: 17th February,2005.

Read the following:-

1. G.O.Ms.No.2, S.W.(ROR1) Dept., dt.9-1-2004.
2. G.O.Ms.No.91, SW (CV1)Dept., dt.23-12-2004.
3. G.O.Ms.No.16, SW(ROR1)Dept., dt.17-2-2005.

ORDER :

The following Amendment is issued to the G.O.Ms.No.2, SW(ROR1) Dept., dt.9-1-2004.

AMENDMENT

The Para.4 (d) of the said order, the expression “ For the purpose of computing the adequacy in respect of Scheduled Castes (i.e.15%) ABCD categorization will not be observed and the adequacy will be with reference to total number of employees irrespective of their ABCD categorization” shall be deleted.

For Para. 7 of the said order, the following shall be substituted “ **Roster Points** : The reservation in promotions in respect of Scheduled Castes and Scheduled Tribes shall also include the gender based reservation. The existing 100 point roster already prescribed in Rule 22 of Andhra Pradesh State and Sub-ordinate Service Rules for direct recruitment shall be followed for implementing the Rule of Reservation for promotion for Scheduled Castes and Scheduled Tribes

Note: “Once the adequacy is achieved to the required percentage of 15% in respect of Scheduled Castes and 6% in respect of Scheduled Tribes, in a category, the application of the rule of reservation in promotions shall be stopped and the promotions shall be effected based on merit cum seniority. The candidates so promoted shall be fitted into the same roster, without earmarking the reserved roster points. If on 1st September of any panel year, the representation of Scheduled Castes/ Scheduled Tribes is inadequate, the reservation in promotions shall be resumed. The roster point shall start from next point of the candidate figuring in the previous panel prepared and given effect to. For example as on 1st September of a panel year, there are 20 posts in a particular category and there are 2 SC candidates in position. Therefore as on 1st September of a panel year, the adequacy of SC representation is short by one candidate. The other candidates shall have to be promoted, including the SC candidates if they are figuring in the general seniority list, based on merit cum general seniority. They shall be shown at the continuous roster points. The 7th roster point of SC shall be filled up with the candidate based on merit cum seniority. The roster points from 1 to 10 shall have to be filled up in such manner. In the next panel year, if it is found that there is adequacy of SC representation, then the promotions shall be effected based on general seniority and merit.

[Type text]

If there is inadequacy of representation, SC candidates shall be promoted based on roster. The roster point for that panel year shall start from 11 and the next SC roster point is available at 16 and the same shall be filled up with SC candidate”.

The Annexure appended to the said order shall be deleted.

The Para. 11 including note of the said order shall be deleted.

For Para.12 of the said order, the following shall be substituted “ In case there are no qualified women candidates available, for promotion to fill in the roster points earmarked for SC(Women) / ST (Women) the vacancies shall be filled by SC(Male) / ST (Male) candidates”

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MOHAN KANDA
CHIEF SECRETARY TO GOVERNMENT

To

All Departments of Secretariat, A.P., Hyderabad).

All Heads of Departments

All District Collectors.

The Secretary, A.P.Public Service Commission, A.P., Hyderabad.

The Registrar, A.P.High Court, Hyderabad.

The Registrar, Andhra Pradesh Administrative Tribunal, A.P., Hyderabad.

All Registrars of all Universities in the State.

The Commissioner of Printing and Stationery, A.P., Hyderabad (with a request to print and furnish 400 copies)

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P.S. to Secretary to Government (TW), Social Welfare Dept.

P.S. to Principal Secretary to C.M.

P.S. to Special Secretary to C.M.,A.P., Hyderabad.

P.S. to Minister for Social Welfare, A.P., Hyderabad.

P.S. to Minister for Tribal Welfare, A.P., Hyderabad.

All Sections in Social Welfare Department.

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

SWD -Appeal petition filed by Sri Sulluru Laxmi Narasaiah and Sri Sulluru Srinivasulu, S/o Sri Ramaiah, R/o Nellore District under Section 7(3) (4) and 8(2) of Act of (SCs , STs and BCs) Regulation of issue of Community Certificates Act, 16 of 1993, against the Proceedings of the Collector, Nellore District, dt.11.11.1998 -Appeal allowed -Orders -Issued.

SOCIAL WELFARE (CV1) DEPARTMENT

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G.O.Ms.No.23

Dt.26.02.2005

Read the following

- 1) Proceedings of the Collector ,Nellore District, C4/3367/96, Dated:11.11.98.
- 2) The Andhra Pradesh High Court, Hyderabad, Orders, dated.14.08.2003, in W.P.No.32770/98.
- 3) Appeal petition filed by Sri Sulluru Laxminarasaiah, and Sulluru Srinivasulu,S/o Ramulu C/o Ganapathi Medical Stores, Trunk Road, Nellore, dated.18.9.2003.
- 4) Govt.Memo No.11712/CV1/2003-1, dated.22.10.2003.
- 5) From the Collector Nellore District, C5/9148/98, dated.19.8.2004.
- 6) Govt. Memo.No.11712/CV1/03-5, dt.O6.01.2005.

ORDER:

One Sri P.Malakondaiah and Utukuru Audimurthy, President –and Convenor, District Schedule Caste Community, Nellore District have put in a representation to the District Collector, Nellore, stating that Sri S.Laxminarasaiah and S.Srinivasulu have obtained bogus caste certificates as Samban (SC) by misrepresenting the facts and requested for verification of the Caste and (SC) Certificates. The then RDO, Nellore based on the report of the CB, CID, Nellore Dist, and the recommendations of DLSC, Nellore vide Proceedings of the Collector, Nellore District dated.II.II.1998 duly declaring that the individuals belongs to Bestha (BC) Community.

2. Aggrieved of the orders of the Collector, Nellore District, the individuals have filed a appeal petition before the Appellate authority, to set aside the said Proceedings vide ref. 3rd read above.

3. The Collector, Nellore Distrct has been requested to furnish the original records and parawise remarks on the appeal vide reference 4th read above, and the same were furnished by the District Collector, Nellore 'vide ref. 5th read above.

4. The case has been taken up for personal hearing on 02.02.2005, the appellants attended the hearing along with their counsel and produced the following documents during hearing.

1. Copy of the letter issued by the President of Nellore District Bestha Welfare Society stating that Surname of all Bestha families in Nellore District and also stated that the families having surname 'Suluru' do not belong to Bestha community.
2. The enquiry report dt.16.12.1993 of the MRO , Alluru to the RDO, Kavali regarding the financial and social status of Chembadi and Samban caste people in Alluru Mandala. It is also stated in serial No.33 item 2 the Surname of 'Samban' Caste people shown as 'Suluru'
3. Copy of the verification report dt.20.08.1982, from Director of Social Welfare, Hyderabad to the Director of Evaluation JNTU , Masab Tank, with regard to the verification of social status (caste) of the second appellant. Report clearly state that the caste certificate produced by the second appellant was verified and found to be correct.
4. Verification report dt.16.3.1983, of social status of Kumari G.Rajeswari submitted by the Director, Social Welfare, Hyderabad to the Director of Medical Education. After verification, it is stated that Kumari G.Rajeswari belong to Samban community. It is submitted that the said Rajeswari is paternal uncle's daughter of the appellants.
5. Copy of the letter dt.16.5.98, issued by the Secretary, Nellore District Samban Welfare Association stating that the appellants belong to Samban caste and they are related to him.
6. Third party affidavits of Kunturu Subbamma, W/o Ramanaiah who is maternal grand mother of appellants.
7. Copy of the letter dt.27.5.1998, from the President Eshwaramma 'Samban' (SC) Caste salt manufacturing and sales co-operative Society Limited Ramatheertham addressed to the Joint Collector, Nellore confirming that the appellants belong to Samban (SC) caste.
8. Copy of the letter dt.27.5.1998, from the President, Ramatheertham Patavuru Samban salt manufacturing and sales Co-operative Society addressed to the Joint Collector confirming the Social Status of the appellants as Samban SC caste.
9. Caste certificate of Kumari Tammi Uma Mythili showing that she belong to Samban (SC) Caste. It is submitted that the said Tammi Uma Mythili is daughter of the appellants cousin brother.
10. Extract of admission Register showing the name of Puruni Samkaraiah belong to Samban caste. It is submitted that P.Samkaraiah was father in law of youngest brother of appellants.
11. Transfer certificate of Suluru Madusudan Rao, showing his caste as Samban (SC) caste. The said Madusudan Rao is youngest brother of appellants.

12. Four Xerox copies of the caste certificate and records relating to the family members of the Puruni Sankaraiah and Balaiah showing their caste as samban.
13. Transfer certificate of Kumari Laxmi" Prasanna showing her caste as Sambuni Kapu. The said Kumari Laxmi Prasanna is the sister-in-law of the applicants.
14. Xerox copy of the transfer of Madusudan Rao showing as Caste Samban younger brother of the appellant.
15. Xerox copies of 10 sale deeds wherein the relatives of the appellants are parties to the said documents showing their caste as Sambuni Kapu, Sambuni.
16. Xerox copy of the census of Nellore District page 1,2 and 3 containing corrigendum to table D3 published at Page 224, 225 of the 1951 census hand book of Nellore District wherein it is stated that Sambuni Kapu is the synonymous name for 'Samban (SC) Caste.
17. Xerox copy of the statistical appendix for Nellore District Volume-II composite Madras page 18 showing population of Telugu Sambadavan having total population of 2089 in the year 1921.
18. Xerox copy of the caste and Tribes of Southern India page 291 by Edghar Thurstien showing that Sambandi at times called Sambuni kapu has been retained as the caste name by some palle fishermen in Nellore. It is also mentioned in page 250-251 showing Sembadavan Fishermen in Tamil Country who carry out fishing in fresh water tanks etc., and further stated that the some members of the caste in Telugu country retained themselves in the census of 1901 as Samban Reddy or Kapu. At Page 359 it is stated that Semmadi is Telugu form of Sambadavan. Samban caste people are also known written as Samaban Kapu, Sambuni Reddy, Sambuni, Chembadui and Semmadi whose main occupation is fishing in fresh water tanks and roaving boats.
19. .Xerox copy of the page No.864, 1202 & 1746 -" People of India National Series Volume 8 -title communities, Segments. Synonymous. Surnames and title by K.S.Singh sponsored by Anthropology Survey of India showing synonymous names for Samban as Chambadollu, Chemmedi, Sambuni Kapu, Samban Reddy and Sambuni (AP) further also stated synonymous for Chembadi as Sebadavan, Semmadi (AP).
20. Xerox copy of Page 1138-1142 of people of India National Series Volume –II title scheduled caste written by K.S.Singh sponsored by Anthropological Survey of India showing the Social Status and customs of Samban caste people in Nellore District.
21. Transfer certificate issued by the Municipal High School, Kavali Nellore of Kum. Kunturu Laxmi Prasanna.
22. Affidavit given by the Smt. Kunturu Subbamma.
23. Affidavit given by the President and Secretary of Nellore District Samban (SC) caste Welfare Association.
24. School certificate issued by the Head master, Kavali of Sri K. Venkateswarlu.

25. Service Register of Smt.Kunturu Venkateswarlu issued by the Kavali Municipality and copies of Registered sale deeds of relatives along with list.

5. The Counsel for the Appellants raised the following issues for consideration during the hearing.

1. Whether the appellants have discharged the burden of proof in support of their claim that they belong to ' Samban (SC) Caste by placing evidence before the District Level Scrutiny Committee. ..
2. Whether the order of cancellation dated.11.11.1998 passed by the joint Collector, Nellore is sustainable in law.

With regard to point No.1 it is stated that the appellants were not permitted by the DLSC to adduce the oral evidence, though the appellants made a oral request. However, it is stated that, the appellants produced documentary evidence in support of their claim that they belong to Samban (SC) caste. The appellants, the Counsel said, they have discharged the burden of proof in support of: their claim. The Joint Collector, Nellore, the Counsel stated did not consider any of the documents produced by the appellants and passed the impugned order in a mechanical way.

With regard to the point 2, it is stated that the order passed by the Joint Collector, dated.11.11.1998, is not sustainable for the following reasons.

1. The impugned order have been issued in the name of the Collector, Nellore District, but signed by the Joint Collector, who is not competent authority.
2. The Joint Collector, Nellore District who is Chairman of District Level Scrutiny Committee has not followed any procedure as laid down in Rule 9 and Rule 8 (d) (1) to (7).
3. The documentary evidence produced by the appellants have not been examined in proper perspective before passing the impugned order.
4. The direction given by the Hon'ble High Court of Andhra Pradesh in W.P.No.21592/1997, dt.13.12.1997 have not been followed by the District Collector and the appellants have not been given opportunity of personal hearing.
5. The appellants have not been given opportunity to pursue any evidence particularly the report of Circle Inspector, CID, PCR Cell, Nellore which is collected behind their back violating the Principles of natural justice.
6. The documents placed by the appellants have not been considered and that competent authority purely relied on the report of the Circle Inspector CID PCR Cell, Nellore which was made behind the back of that appellants. Copy of the report was not furnished though asked for, and thereby the Joint Collector, has violated the Principles of natural justice.
7. The appellants were not given opportunity to cross examine the persons who have given the statement before the circle Inspector CID. The respondents did not permit the appellants to examine the witnesses in support of their claim. The respondents failed to follow the procedure contemplated under law i.e., Rule 8, 9 and mechanically passed the order of cancellation. The Counsel for the appellant stated that the Joint Collector, Nellore by the impugned

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order 11.11.1998, cancelled the caste certificates of 13 persons who are closely related and belong to one community i.e., Samban SC Caste. Some of the persons, whose caste certificates were cancelled filed an appeal before the Government The Govt. after considering the material placed by them and after hearing and after perusing the entire records issued order in G.O.MS.No.89, dt.20.09.2001, setting aside the Proceedings, dated.11.11.1998 of the Joint Collector, Nellore. It is submitted that the appellants therein were;

1. Bathala Dasaratha Ramaiah,
2. B.Sasikala
3. Kumari B.,Aruna
4. B.Anitha
5. Singiri Sreenivasulu
6. Singiri Vijaya.

The Counsel for the appellants stated that Sri Bathala Dasaratha Ramaiah is paternal uncle of the appellants. Bathala Sasikala, Bathala Aruna and Bathal Anitha are daughters of appellants paternal uncles (Bathala Dasaradha Ramaiah, Bathala Ramanaiah) Singiri Sreenivasulu, S/o Venkata Subbaiah, Singiri Vijaya, D/o Venkat Subbaiah are appellants paternal uncle's son and daughter. The Counsel submitted that the appellants may be extended the same relief which as granted in G.O.MS.No.89, dt.20.9.01.

6. On perusal of the Office records and Provisions of the appeal petition filed by Sri B.Dasaratha Ramaiah and others, it is observed that the orders were already issued Vide in G.O.MS.No.89, dated.20.09.2001 by allowing their appeals and setaside the orders of the District Collector, Nellore , in respect 'of the above 6 individuals.

7. The Counsel for the appellants has argued that the case of the appellants is that the impugned orders suffer from several infirmities such as:

- (a) that the impugned orders have been issued in the name of the Collector, Nellore Dist., but signed by the Jt.Collector, who is not competent authority.
- (b) that the Joint Collector, Nellore District who is Chairman of Dist. Scrutiny Committeed has not followed any procedure as laid down in Rule 9 read with Rule 8 (d) (1) to (7).
- (c) that the documentary evidence produced by the appellants has not been examined in proper Perspective before passing the impugned orders.
- (d) that the Directions of Hon'ble High Court of A.P.passed in W.P. No.21592/97, dt.13.12.1997, have not been followed by the Jt.Collector, and the appellants have not ,been given opportunity of personal hearing.
- (e) that the appellants have not been given opportunity to peruse any evidence particularly the report of the circle Inspector, CID PCR Cell, Nellore which is collected behind their back violating all the Principles of natural justice.

8. On careful perusal of the records made available by the Collector, Nellore District, it is found that the appellants have filed three types of documentary evidence before Jt.Collector in support of their claim to prove that they belong to Samban caste which falls under SC, as follows;

[Type text]

The first set of documents are the educational records of the appellants consisting of:

- i) Transfer certificate of Sri B, Dasaratha Ramaiah issued by the Head Master, Ramakrishna Higher Secondary School, Alluru, Nellore District, vide No.743447 with admission No.394, dt.12.6.1968, wherein his caste was mentioned as Samban and this certificate pertains to the period 1967-68 i.e., issued about thirty years back to the complainant.
- ii) The SSLC certificate issued under the Authority of Govt. of A.P. Vide serial No.59104 as issued by Dist. Educational Officer, Nellore on 20.12.1956, and also signed by Head Master, Ramakrishna High School, Allur, Nellore District, pertaining to Sri Bathala Ramanaiah, own elder brother of one of the appellants Sri B.Dasaratha Ramaiah, Paternal uncle of another appellant Kum.Sasikala and natural father of two appellants Kum.B.Anita and Kum. Aruna wherein it is clearly mentioned that he belongs to Sambuni Kapu which is synonymy to Samban.
- iii) Transfer certificate of Kum.B.Sasikala one of the appellants bearing No.5663 with admission No.12976, dt.9.8.94, issued by V.V.& M.Jr.College, Ongole, Prakasam District, wherein her caste is clearly mentioned as, Samban, Scheduled Caste'.
- iv) Transfer certificate of Kum.B.Aruna" one of the appellants bearing No.173271, with admission No.4034, dt.9.6.91, issued , by Ramakrishna Jr.College, Allur, Nellore District, where she studied from V class to X class during the academic year 1986-87 to 1990-91, wherein her caste is .clearly mentioned as Samban, Scheduled Caste.
- v) Transfer certificate of again Kum. B.Aruna, one of the appellants bearing No.1825 with admission No.12974, dt.24.6.1993, issued by Rama Krishna Jr.College, Allur, Nellore District, where she has studied her Intermediate during the academic years 1991-92 to 1992-93, wherein her caste is clearly mentioned as Samban, Scheduled Caste.
- vi) Transfer certificate of B.Anita, one of the appellants bearing No.206879, with admission No.4035, dt.22.5.1992, issued by Ramakrishna Jr ,College, Alluru, Nellore District, where she studied from V to X class during the academic year 1986-87 to 1991-92, wherein her caste is clearly mentioned as Samban SC.
- vii) Transfer certificate of B.Anita bearing No.1968, with admission No.3202, dt.30.5.1994, issued by Ramakrishna jr.College, Alluru, Nellore District, where she had studied her Intermediate two year course during the academic yers 1992-93, to 1993-94, wherein her caste is clearly mentioned as Samban SC.
- viii) S.Sreenivasulu, one of the appellants has studied in the academic years shows his caste as Sambhuni Kapu Samban which are synonyms in his academic record.

The second type of documents the appellants produced before the Jt.Collector are:

- i) Service Book of Sri B.Ramanaiah, who is natural father of appellants Kum.B.Aruna and Kum B.Anita, own brother of another appellant Sri B.Dasaratha Ramaiah, paternal uncle of Kum Sasikala, another appellant, wherein it is mentioned as sambuni Kapu , which is recorded in the year 1968 by the Head Master, Zilla Parishad middle School, Karatampadu, 'Nellore District, where he joined as a teacher.

- ii) Xerox copies of the voters list of the years 1986 of West Gogullapalli village wherein Sri B.Dasaratha Ramaiah appellant and father of another appellant Kum.Sasikala, Sri B.Ramanaiah, father of the appellants Kum. Bathala Aruna and B.Anitha are found as S.Cs.
- iii) Xerox copies of registered release deed Dt.21.05.1921 wherein the paternal grand father of the 4 appellants of Bathala family, Late Sri Bathala Venkaiah is referred as Sambhunl Kapu caste, like wise copies of several registered release deeds have been filed pertaining to close relatives of the appellants where their caste is referred as Sambuni Kapu/Samban.
- iv) Xerox copy of registered sale deed dt.12.5.1953, executed by S. Venkaiah, S/o Sri Guruvaiah in favour of sri Singiri Mallaiah, S/o Subbaiah, who was elder brother of Singiri Chinnaiah, paternal grand father of the appellants Singiri Sreenivasulu and Smt.Singiri Vijaya.
- v) Certified copy of complaint in O.S.No.44/61, in the Court of District Munsif, Nellore pertaining to Singiri Venkata Subbaiah, F/o Singiri Sreenivasulu and Smt.Singiri Vijaya , appellants, where his caste is mentioned as Sambhuni Kapu @ Sambani.

The appellants have filed certain crucial documents that show the existence of Samban caste with synonym of Sambuni kapu as third set of documents:

- i) 1951- Census Hand book of Nellore District with the corrigendum to Table D-III, published at pages 224 and 225 of the 1951 census hand book of Nellore District wherein Samban with Sambhuni Kapu synonymy is listed 'at SI.No.70.
- ii) Xerox copy of the Gezette of India dt.21 st December, 1955, part I section- I, issued as corrigendum to table D-III printed at pages 147 -149 of part II-B tables of the Census of India 1951, Volume 111, Madras and Coorg., wherein Samban caste is enlisted at SI.No.70, in the list of SCs, with synonymy Sambhuni Kapu.
- iii) Xerox copy of page 291 of authoritative text book and study report titled castes and tribes of Southern India authored by Edhar Thurston C.,I.E., Vol.I and VI published under the sponsorship of Indian Anthropological Department wherein it is mentioned that at times of census sambhuni kapu has been retained as the caste name by some Palli fishermen in Nellore" is filed.
- iv) Xerox copy of page 1138 to 1142 of people of Indian National series Vol.II Scheduled castes authored by K.S.Singh under the sponsorship of Anthropological Survey of India is filed to show about the distribution of Samban Caste perople in A.P.
- v) Xerox copy of page Nos864, 1202, 1746 of People of India, National series, Vol.-VIII titled' Communities, segments, synonyms, surnames and titles authored by K.S.Singh, sponsored by Anthropological survey of India is filed to show that there are kamsa Muni and Phal Muni Exogamous units in Samban Caste in A.P., and the names of synonyms of Samban Caste.
- vi) Xerox copy of certificate of Nityakalyanam Patcha Toranam of Sri Veera Venkat Satyanarayana Swamy Vari Devasthanam, Annavaram, E.Godavari District, dt.26.5.1978, vide Ledger No.3, Folio No.122, Receipt No.MR No.9850, wherein Sri S.Venkata Subbaiah, S/o Chinnaiah, F/o S.Sreenivasulu S. Vijaya, Appellants is shown as he belongs to Sambani caste with Pala Muni gotram

All above documents submitted by the appellants, should have been examined by the DLSC which has not been done making the appellant authority to necessarily examine to arrive at a right decision.

On perusal of third set of documents, it is very clear that Sambhuni Kapu and Samban are synonym to each other which is included in the list of SCs as listed out by Govt. of India. Since this is decided, now the question to be decided is whether the appellants belong to Samban or Sambuni Kapu caste.

9. On perusal of the documents filed by the appellants in 1st and 2nd sets, the following facts emerge. Sri B.Ramanaiah's school Leaving Certificate issued in the year 1956, and his service book opened in the year 1968 clearly show that he belongs to Sambhuni Kapu which is synonym to Samban caste enlisted in SCs by Govt. of India. Sri B.Dasaratha Ramaiah, natural younger brother of Sri Bathala Ramanaiah and his daughter obtained S.C.Caste certificate as Samban. All the educational certificates of Sri B.Dasaratha Ramaiah and his daughter Kum.Sasikala, Kum.B.Aruna and Kum.Anitha who are the family members of Sri B.,.Ramanaiah have mention of their caste as Samban, SCs. Several (documents such as registered release deeds pertaining to the ancestors of the appellants also show that they belong to Sambhuni Kapu/Samban from the generations together with regards ,to Sri S.Sreenivasulu and Kum.S. Vijaya own brother and sister, their caste is .mentioned as Sambhuni Kapu/Samban which is a Scheduled Caste in their educational records. The registered release deeds pertaining to their earlier generation people. also make it very clear that they belong to Sambhuni/Samban caste which is a SC.

10. The officials of the Revenue Department in Nellore District might have issued SC certificates as samban to the appellants after due verification of all the above facts with due care. Apart from this there is no contradictory valid evidence against the appellants. The Joint Collector has depended only on the report of' C.I CID, PCR Cell and cancelled the caste certificates of the appellants without following the prescribed procedure as laid down in Rule 8 & 9 of the A.P. SCs, STs and BCs, issue of Community, Nativity and Date of Birth Certificates Rules 1997. The CI, CID, PCR Cell did not submit any material to the Joint Collector in support of his report but the Joint Collector passed orders without availability of any such record, which is bad in law. Even according to the report of CI, CID, PCR Cell, the caste mentioned in the educational records of appellants is Samban. It is observed that in the light of the above facts the appellant namely Sri B.,Dasaratha Ramaiah, Kum.B.Sasikala, Kum.B.Aruna, KumB.,Anitha, Sri S.Sreenivasulu and Smt.S. Vijaya belong to Samban caste included in the list of SCs. Apart from non-examination of facts as referred above, the Joint Collector failed to follow clear procedure laid down in Rule 8(d) (1) (7) and Rule 9(2) (5) (6) (7) of A.P..SCs STs and BCs -Issue of community, nativity and date of birth certificates Rules 1997. As per rule 9 (2) the DLSC on receipt of fraudulent cases as referred by the Collector, shall follow the procedure as listed in Rule 8(d) (1) to (7) except that it shall serve the notice in form VI on the person involved in the case. The Jt.Collector and Chairman, DLSC failed to Follow any of the procedure provided in Rule 8 (d) (1) to (7) except giving a notice in form VI to the person involved in the case. The Joint' Collector and Chairman, District Scrutiny Committee also clubbed the cases of different families together unnecessarily making the issue complicated and cumbersome. As per rule 8(a) of A.P.SCs, STs and BCs -Issue of Community, Nativity and Date of Birth certificates Rules 1997, Scrutiny Committee at District level is constituted with Joint Collector of the District as Chairman and the other officials representing the PCR/Vigilance Cell in the District as Members. The Scrutiny Committee never met with the minimum required quorum to examine the cases of appellants but only Joint Collector conducted the proceedings till he passed the final orders. As per Rule 8(5) the Scrutiny Committee shall examine the school records, birth registration certificates, if any, furnished by the persons during the enquiry. The Scrutiny Committee may also examine any other person who may have knowledge of the community of applicant.

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The appellants have submitted their school and college record and the registered release deed documents of their ancestors right from 1921, and certain court certified copies in support of their claim but the Joint Collector failed to examine this entire record and decided the matter against the appellants basing only on the report of CI, CID., PCR Cell, Nellore.

11. As per Rule 8 (d) (4) the Scrutiny Committee shall cause enquiry following due procedure of law which has not been done in the present case. As per Rule 9 (5) the Scrutiny Committee shall compare the enquiry reports of the Revenue Department furnished by the Dist. Collector, the reports of the protection of Civil Rights/Vigilance Cell and the reports of the expert or officer of the Research Organization of the Commissionerate of Social Welfare and then finalize its findings whether the community certificate given to the person is genuine or otherwise. In the present case no record or report is submitted by any of the Revenue Department official to the Collector, or Joint Collector and no report is called ,for from expert or officer of the Research Organization of the Commissionerate of Social Welfare by Collector/Joint Collector. The only report available is the report submitted by the CI, CID, PCR Cell, Nellore, dt.Nil. As per Rule 9(3) Scrutiny Committee cause enquiry by the protection of Civil Rights/Vigilance Cell also i.e., through the officer representing the protection of Civil Rights/Vigilance cell should investigate the Social Status claimed by the person by sending the Inspector of Police to the local place of residence of that person and where he/she usually resides or in case of migration to the town or only from which he/she originally hailed from. The Inspector should personally verify and collect all the factors about the community claim of the person or the guardian or the parent as the case may be. As per Rule 9(7), "The Collector then decide whether the certificate holder is genuine or fraudulent and in case of his having obtained a community certificate fraudulently, the 'District Collector shall pass an order canceling the certificate issued within one month from the date of receipt of the findings of the Scrutiny Committee and shall issue notification to that effect, to be published in the District Gazette.

12 .In this case, Collector, Nellore District, had not received any findings either from the Scrutiny Committee or from the Joint Collector/Chairman, Scrutiny Committee to pass an order. But in gross violation of entire procedure, the Proceedings bearing No.D.Dis.C4/3367/96, dated.11.11.1998 canceling the community certificates of the appellants are prepared in the name of the Collector, Nellore District, but signed by Joint Collector/Chairman , Scrutiny Committee and same orders have been sent to all that concerned causing agony and hardship to the appellants. Therefore, the orders of the Joint Collector issued in the name of Collector bearing No.D.DisC4/3367/96, dated.11.11.1998 are invalid in respect of appellants.

13. In view of the above, and after careful examination of the documents the appellate authority opined that the orders passed in this case are in gross violation of entire procedure and hence it is in -valid in respect of appellants.

14. In view of the above, and in exercise of the powers conferred under section 8 of (SCs, STs, and BCs) Regulation of issue of Community certificates Act.16/93 ,the impugned orders in respect of Sri Sulluru Laxmi Narasaiah. and Sri Sulluru Srinivasulu, S/o Sri Ramaiah, employee of ONGC Ltd., issued vide proceedings of the Collector, Nellore District, bearing No.D.Dis.C4/3367/1996, dated. 11.11.1998, are here by set aside.

15. The records received from the Collector, Nellore, through the ref. 4th read above, in original are returned herewith to the Collector, Nellore District, and he is requested to acknowledge receipt of the same, immediately.

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(BY ORCIER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Collector, Nellore District, Nellore (We) (Original record containing pages 996
c.f.+44 n.f)

Sri Lakshmi Narsaiah, S/o.Ramaiah, Sri S.Sreenivasulu, S/o.Ramaiah C/o.Ganapathi
Medical Stores, Trunk Road, Nellore District

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GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (CV.2) DEPARTMENT

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Memo No.1081/CV1/2005-2

Dt.28.02.2005

Sub:- SWD – Caste Verification- Issue of caste certificates to Beda/Budga Jangam community by MRO instead of RDO – Reg.

- Ref :- 1. From the Collector, Nalgonda District, Lr.No.H1/19278/04
Dt.10.01.2005.
2. Government Memo No.1081/CV1/2005-1 Dt.14.02.2005.
3. Representation received from District Gosangi Sangham,
Nizamabad , Dt.Nill.
4. Representation received from Bindla Kulastulu Sanghika
Samkshema Sangham, Lakdikapool, Hyderabad Dt.14.09.2004.
5. Letter from Labour Liberation Front, Mahabubnagar District
Dt. 15.03.2001.
6. From the CSW , Hyderabad Lr.No.R1/1905/2004 Dt.24.01.2005.

All the District Collectors are informed that several representations are received for issue of Caste Certificates by the Mandal Revenue Officers instead of Revenue Divisional Officers.

2. In this connection, it is informed that Government after thorough examination of the SC Sub-Castes have issued orders that prescribing the RDO as the Competent Authority to issue Caste Certificates for Beda/Budaga/Jangam/Bindla Gosang/SC (Madiga) Community and 45 other Sub-Castes and the MRO as the Competent authority for issue of Certificates for Mala and 11 other Sub-Castes, vide G.O.Ms,No.58, SW (J) Department Dt.12.05.1997.

3. Therefore , it is decided that it is not desirable to delegate the powers to MROs for issue of Community , Nativity and Date of Birth Certificates to Beda/Budaga Jangam and 45 other Sub-Castes instead of RDOs.

AJOYENDRA PYAL
PRINCIPAL SECRETARY TO GOVERNMENT

To
All the District Collectors in the State.

**GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (CV.1)DEPARTMENT**

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Memo No.57/CV.1/2006-2

Dated: 19-1-2006

Sub: S.W.D. – Yatala & Valluvan community Recognized as a SC and included in the Scheduled as item No's.60&61 after entry 59 in the constitution as per constitution SCs Orders, second amendment Act No.61 of 2002, dated 8.12.2002 – Implementation of the same –Instructions – Issued – Regarding.

Ref: 1.Letter from Sri P.Thippanna, IAS., Secretary to A.P. State Commission for SCs&STs, No.Rc.No.S2/1974/CTR/2005, Dated 19.7.2005.
2. Constitution (Scheduled Castes) Orders (Second Amendment) Act 61 of 2002, dated 8.12.2002, published by the A.P.Gazeter, Hyderabad, dated 2.10.2003.

A copy of the reference 2nd cited is sent herewith (copy enclosed).

All the District Collectors, are directed to follow the omissions and additions issued in Andhra Pradesh Gazette, dated 2.10.2003, while issuing caste certificates, after due verification.

AJOYENDRA PYAL,
PRINCIPAL SECERTARY TO GOVT.

To
All the District Collectors in the State.
Copy to:
The Secretary,
A.P. State Commission for SCs&STs,
M-6 Block, Housing Board Complex, MJ Road,
Nampally, Hyderabad.

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services -A.P., Ministerial Service Rules -Raising the upper age limit from 28 years and 33 years for direct recruitment -Orders .-Issued.

GENERAL ADMINISTRATION (SER.B) DEPARTMENT

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G.O.Ms.No.62

Dated:-23-02-2006
Read the following:-

1. G.O.Ms.No.261, G.A (Ser.B) Department, dated:-14-07-1998.
2. G.O.Ms.No.336, G.A (Ser.B) Department, dated:-30-07-2002.
3. G.O.Ms.No.242, G.A (Ser.B) Department, dated:-02-08-2002.

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ORDER

In the G.O. second read above, orders were issued to raise the upper age limit for direct recruitment from 28 years to 33 years. Subsequently in the G.O third read above, orders were issued amending sub-clause (V) of clause (a) of sub-rule (1) of rule 12 of the Andhra Pradesh State & Subordinate Service Rules, 1996 raising the upper age limit from 28 years to 33 years for direct recruitment.

Accordingly Government after careful examination hereby raise the upper age limit from 28' to 33 years for direct recruitment to the posts in A.P., Ministerial Service Rules, 1998 with effect from the 24th July, 2002.

Necessary amendments to the A.P., Ministerial Service Rules, 1998 are being issued separately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF A.P).

D. RAMAKRISHNA,
Secretary to Government (GPM&AR
Secretary to Government (Services) (1/c)

GOVERNMENT OF ANDHRA PRADESH
SOCIAL WELFARE (CV.1) DEPARTMENT

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Memo No.57/Cv.1/2006-2

Dated: 29-4-2006

Sub:- S.W.D. – Clarification on Yatala & Valluvan community Recognized as SC and included in the Scheduled item No.s 60 & 61 after entry 59 - Request - Regarding.

Ref:- 1. Govt.Memo No.57/CV.1/2006-1, dated 19.1.2006.

2. From the CSW, Hyderabad Lr.No.R1/12635/2004
Dt.28.03.2006.

Copies of Government Memo No.57/CV.1/2006-1, Dt.19.01.2006, and Constitution (SC) Orders (2nd Amendment) Act 61 of 2002, dated 8.12.2002, published in A.P.Gazette, dated 2.10.2003, are sent herewith to the Commissioner of Social Welfare, Hyderabad, and he is requested to take necessary action accordingly.

AJOYENDRA PYAL,
PRINCIPAL SECRETARY TO GOVT.

To
The Commissioner of Social Welfare,
DSS Bhavan, A.P. Hyderabad.(WE).

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**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Filling up of backlog vacancies of Scheduled Castes and Scheduled Tribes Extension of time limit for filling up of the backlog vacancies upto 30th June, 2007 – Notification-Orders- Issued.

GENERAL ADMINISTRATION (SER.A) DEPARTMENT

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G.O.Ms.No.345

Dated:25-07-2006

Read the following:-

1. G.O.Ms.No.214, G.A.(Ser.A) Deptt., dt.8-5-2001.
- 2.G.O.Ms.No.284, G.A.(Ser.A) Deptt., dt. 30-6-2001.
- 3.G.O.Ms.No.362, G.A(Ser.A) Deppt., dt.30-8-2001.
- 4.G.O.Ms.No.4, G.A.(Ser.A) Deptt., dt.5-1-2002.
- 5.G.O.Ms.No.181, G.A(Ser.A) Deptt., dated 12-4-2002.
- 6.G.O.Ms.No.313, G.A(Ser.A) Deptt., dated 19.7.2002.
- 7.G.O.Ms.No.447, G.A(Ser.A) Deptt., dated 31-10-2002.
- 8.G.O.Ms.No.21, G.A(Ser.A) Deptt., dated 27-1-2003.
- 9.G.O.Ms.No.138, G.A(Ser.A) Deptt., dated 5-5-2003.
- 10.G.O.Ms.No.275, G.A(Ser.A) Deptt., dated 19-9-2003.
- 11.G.O.Ms.No.336, G.A(Ser.A) Deptt., dated 6-11-2003.
- 12.G.O.Ms.No.55, G.A(Ser.A) Deptt., dated 1-3-2004.
- 13.G.O.Ms.No.191, G.A(Ser.A) Deptt., dated 21-7-2004.
- 14.G.O.Ms.No.257, G.A(Ser.A) Deptt., dated 23-6-2005.
15. From Social Welfare Department U.O.
Note No.2510/ROR.2/2005-6, dt.13-07-2006.

ORDER:

In the G.O.first read above, an adhoc rule was issued to fillup the backlog vacancies belonging to the Scheduled Castes and Scheduled Tribes in all categories within two months.

2 In the G.Os. second to fourteenth read above, amendments were issued from time to time extending the time limit for filling up of the backlog vacancies. The last such amendment was issued extending the time limit upto 31-3-2006.

3. In the U.O.Note 15th read above, Government have decided to further extend the time limit to fill up the backlog vacancies of Scheduled Caste and Scheduled Tribes upto 30th June, 2007.

4. Accordingly, the following notification will be published in the Andhra Pradesh Gazette.

NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and of all other powers hereunto enabling, the Governor of Andhra Pradesh hereby makes the following amendment to the Adhoc Rule issued in G.O.Ms.No.214 , General Administration (Ser.A) Department, dated the 8th May, 2001 and as subsequently amended from time to time in G.O.Ms.No.284, General Administration (Ser.A) Department, dated the 30th June, 2001, G.O.Ms.No.362, General Administration (Ser.A) Department, dated 30th August, 2001, G.O.Ms.No.4, General Administration (Ser.A) Department, Dated 5th January 2002, G.O.Ms.No.181, General Administration (Ser.A) Department , 12th April 2002, G.O.Ms.No.313, General Administration (Ser.A) Department, dated 19th July, 2002, and G.O.Ms.No.447, General Administration (Ser.A) Department, dated 31-10-2002, G.O.Ms.No.21, General Administration (Ser A) Department, dated 27-1-2003 and G.O.Ms.No.138, General Administration (Ser.A) Department, Dated 5-5-2003 and G.o.Ms.No.275, General Administration (Ser.A) Department , dated 19-9-2003 and G.O.Ms.No.336, General Administration (Ser.A) Department, dated 6-11-2003 and G.O.Ms.No.55, General Administration (Ser.A) Department, dated 1-3-2004 and G.O.Ms.No.191, G.A.(Ser.A) Deptt., dated 21-7-2004 and G.O.Ms.No.257, G.A.(Ser.A) Deptt., dated 23-6-2005.

AMENDMENT

In the said Adhoc Rule, for the expression “before 31st March, 2006”, the expression “before 30th June, 2007” shall be substituted.

(BY ORDER AND IN THE NAME OF THE GOVERNMENT OF ANDHRA PRADESH)

**T.K.DEWAN
CHIEF SECRETARY TO GOVERNMENT**

To

The Commissioner of Printing & Stores

Purchase Department, Hyderabad (with a request to publish notification in A.P.Gazette and to furnish 100 copies).

All the Departments of Secretariat.

All the Heads of Departments.

The Registrars of all Universities in the State.

All the Districts Collectors.

All the Districts Judges.

The Registrar of High Court of A.P.Hyderabad.

The Registrar of A.P.Administrative
Tribunal, Hyderabad.

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Filling up of backing vacancies of Scheduled Castes and Scheduled Tribes Extension of time limit for filling up of the backlog vacancies upto 30th June, 2007 – Orders-Issued.

GENERAL ADMINISTRATION (SER.A) DEPARTMENT

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G.O.Ms.No.346,

Dated:25-07-2006
Read the following:-

- 1.G.O.Ms.No.215, G.A.(Ser.A) Deptt., dt.8-5-2001.
- 2.G.O.Ms.No.285, G.A.(Ser.A) Deptt., dt. 30-6-2001.
- 3.G.O.Ms.No.363, G.A(Ser.A) Deppt., dt.30-8-2001.
- 4.G.O.Ms.No.5, G.A.(Ser.A) Deptt., dt.5-1-2002.
- 5.G.O.Ms.No.182, G.A(Ser.A) Deptt., dated 12-4-2002.
- 6.G.O.Ms.No.314, G.A(Ser.A) Deptt., dated 19.7.2002.
- 7.G.O.Ms.No.448, G.A(Ser.A) Deptt., dated 31-10-2002.
- 8.G.O.Ms.No.22, G.A(Ser.A) Deptt., dated 27-1-2003.
- 9.G.O.Ms.No.139, G.A(Ser.A) Deptt., dated 5-5-2003.
- 10.G.O.Ms.No.276, G.A(Ser.A) Deptt., dated 19-9-2003.
- 11.G.O.Ms.No.337, G.A(Ser.A) Deptt., dated 6-11-2003.
- 12.G.O.Ms.No.56, G.A(Ser.A) Deptt., dated 1-3-2004.
- 13.G.O.Ms.No.192, G.A(Ser.A) Deptt., dated 21-7-2004.
- 14.G.O.Ms.No.258, G.A(Ser.A) Deptt., dated 23-6-2005.
15. From Social Welfare Department U.O.
Note No.2510/ROR.2/2005-6, dt.13-07-2006.

ORDER:

In the G.O.first read above, orders were issued to fillup the backlog vacancies belonging to the Scheduled Castes and Scheduled Tribes in Group-IV Services within two months.

2 In the G.O. second read above, an amendment was issued extending the time limit of two (2) months prescribed for filling up the backlog vacancies by one more month. This time limit was further extended from time to time upto 31st December, 2001, in the G.O. third read above and upto 31st March, 2002 in the G.O. fourth read above and upto 30th September, 2002 in the G.O. fifth read above and upto and upto 30th September, 2002 in the G.O. sixth read above and upto 31st December, 2002 in the G.O. seventh read above and up to 31st March, 2003 in the G.O. eight read above and upto 31st July, 2003 in the G.O. ninth read above and upto 31st October, 2003 in the G.O. tenth read above and upto 31st December, 2003 in the G.O. Eleventh read above and upto 30th June, 2004 in the G.O. Twelfth read above, in the G.O. thirteenth read above upto 31st March 2005 and in the G.O. Fourteenth read above time limit extended upto 31-3-2006.

3. Government have decided to extend the time limit to fill up the backlog vacancies of Scheduled Castes and Scheduled Tribes upto 30th June, 2007.

4. Accordingly, the following amendment is issued to the G.O.Ms.No.215, General Administration (Ser.A) Department, Dated 8th May, 2001 as subsequently amended in G.O.Ms.No.285, General Administration (Ser.A) [Type text]

Department, Dated the 30th June, 2001, G.O.Ms.No.363, General Administration (Ser.A) Department, dated 30th August, 2001, G.O.Ms.No.5, General Administration (Ser.A) Department, dated the 5th January, 2002, G.O.Ms.No.182, General Administration (Ser.A) Department, dated 12th April, 2002, G.O.Ms.No.314: : G.A(Ser.A) Department, dated 19th July, 2002 G.O.Ms.No.448, General Administration (Ser.A) Department, dated 31-10-2002, G.O.Ms.No.22, General Administration (Ser.A) Department, dated 27-1-2003, G.O.Ms.No.139, General Administration (Ser.A) Department, dated 5-5-2003 and G.O.Ms.No 276, General Administration (Ser.A) Department , dated 19-9-2003 G.O.Ms.No.337 Dt.06.11.2003 and G.O.Ms.No.56, General Administration (Ser.A) Department dated 6-11-2003 and G.O.Ms.No.56, General Administration (Ser.A) Department, Dated 1-3-2004 and G.O.Ms.No.192, General Administration (Ser.A) Department, dated 21-7-2004 and G.O.Ms.No.258, G.A.(Ser.A) Deptt., dated 23-6-2005.

AMENDMENT

In the said G.O. for the expression, “before 31st March, 2006” wherever it occurs the expression, “before 30th June, 2007” shall be substituted.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**T.K.DEWAN
CHIF SECRETARY TO GOVERNMENT**

To
The Special Chief Secretary to Government
And Chief Commissioner of Land Administration, A.P.Hyderabad
All the Departments of Sceretariat.
All the Heads of Departments.