

Reservation for certain sections of the Backward Classes at the stage of promotion.

GOVERNMENT OF MAHARASHTRA

GENERAL ADMINISTRATION DEPARTMENT

Resolution No. BCC 1072/J

Sachivalaya, Bombay 400 032, dated the 23rd May, 1974

RESOLUTION.—The question of providing reservation for certain sections of the Backward Classes at the stage of promotion had been under consideration of Government for some time past. Government has now decided that there should be reservation for the three sections of Backward Classes, as mentioned below, in promotions made on the basis of seniority subject to fitness, in appointments to all Class-I, Class-II, Class-III and Class-IV posts in grades or service in which the element of direct recruitment, if any, does not exceed 50 per cent.

Percentage to be reserved.

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| 1. Scheduled Castes and Scheduled Caste converts to Buddhism. | 13 per cent. |
| 2. Scheduled Tribes including those living outside the specified areas. | 7 per cent. |
| 3. Denotified Tribes and Nomadic Tribes. | 4 per cent. |
| | <hr/> 24 per cent. |

2. A decision on the fitness or unfitness of an officer should be taken by the Departmental Promotion Committee which should be constituted by the Departments. The Departments should decide on the composition of the Departmental Promotion Committees having regard to the nature of post/posits for which promotion is to be made. While referring proposals to the Departmental Promotion Committee for promotion on the basis of seniority subject to fitness in respect of vacancies expected to arise during a year, the following procedure should be followed:—

(1) A separate 50 points roster as appended to determine the number of reserved vacancies in a year should be followed. The points mentioned in the roster should be reserved for the Scheduled Castes and Scheduled Caste converts to Buddhism, Scheduled Tribes and Denotified and Nomadic Tribes. The points in the roster are only for determining the number of vacancies to be reserved for these categories in the total number of vacancies for which Select List is to be drawn. The points in the roster are not for determining seniority or for determining the order of promotion.

(2) Whenever according to the points in the roster there are any vacancies reserved for each of the three sections mentioned above, separate lists should be drawn up of the eligible candidates from each of these categories, and arranged in order of their *inter-se* seniority in the main list.

(3) Backward Class Officers belonging to the three sections should be adjusted by the Departmental Promotion Committee separately in regard to their fitness.

(4) When the Select List of the officers in the general category and those belonging to Scheduled Castes and Scheduled Caste converts to Buddhism, Scheduled Tribes and Denotified and Nomadic Tribes have been prepared by the Departmental Promotion Committee, these should be merged in to a combined select list in which the names of all the selected officers general as well as those belonging to the three Sections mentioned above, are arranged in the order of their *inter-se* seniority in the original seniority list of the category or grade from which the promotion is being made. This combined select list should thereafter be followed for making promotions in vacancies as and when they arise during the year.

(5) The Select list thus prepared would normally be operative for a period of one year, but this period may be extended by six months to enable such of the officers included therein, as could not be appointed to the higher posts during the normal period of one year, to be appointed during the extended period.

(6) If the number of eligible candidates belonging to the three sections of Backward Classes, mentioned in paragraphs 1, found fit for promotion falls short of the number of vacancies reserved for either of them during the year, the extent of such shortfall should be reported to the General Administration Department through the Administrative Department concerned along with proposals, if any, for dereservation of vacancies in respect of which the shortfall has occurred. If on a scrutiny of the date furnished in this regard, any dereservation is agreed to by the General Administration Department, the vacancy so dereserved should be filled in by another candidate included in the Combined Select List and the reservation carried forward for subsequent three recruitment years.

3. Vacancies may not occur with sufficient frequency in cases of isolated posts and small cadres with the result that in such cases it may not be possible to prescribe reservation for the Backward Classes at the stage of promotion. Government is, therefore, pleased to direct that isolated posts and small cadres, in the same class and carrying similar status, salary and qualifications in the same department may be grouped together for the purpose of reservation of vacancies at the stage of promotion. In this connection, instructions issued in Government Resolution, General Administration Department, No. BCC-1064/IV/J, dated the 16th April, 1965 should be followed. If any difficulty is felt in implementation, reference may be made to General Administration Department, through the Administrative Department concerned, for final orders.

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४० महाराष्ट्र शासन राजपत्र, फेब्रुवारी ३, १९८३/माघ १४, शके १९०४ [भाग चार-अ]

4. These orders should take effect from the date of issue and are applicable throughout the State. All Departments of the Secretariat and Heads of Departments/Offices should ensure that these orders are scrupulously followed by them and, that the Government decision to provide reservation for the Scheduled Castes and Scheduled Castes - parts to Buddhism, Scheduled Tribes and Denotified and Nomadic Tribes at the stage of promotion implemented strictly.

By order and in the name of the Governor of Maharashtra,

(Signed) K. G. PARANJPE,
Secretary to Government.