

No. 22/8/2004-3GSIII

From

The Chief Secretary to Government Haryana

To

1. All the Heads of Departments,
Commissioners, Ambala, Rohtak, Gurgaon &
Hisar Divisions.
2. The Registrar,
Punjab & Haryana High Court,
Chandigarh.
3. All the Deputy Commissioners & Sub-Divisional Officers
(Civil) in Haryana State.

Dated Chandigarh, the 7.6.2007

Subject:- Reservation of posts for Scheduled Castes, Backward Classes under the services of Haryana State.

Sir,

I am directed to refer to Haryana Government letter No. 22/55/90-3GS-III, dated 9.11.1994 on the subject noted above which interalia laid down that for the purpose of reservation in services, Scheduled Castes in Haryana would be put in two categories i.e. Block A and Block B in direct recruitment. These instructions had been challenged in the Hon'ble Punjab & Haryana High Court by way of Writ Petition 398 of 2004 – Gajay Singh Muwal Vs. State of Haryana and other 3 Civil Writ Petitions. The Hon'ble High Court vide its common judgement/orders dated 6.7.2006 has quashed the above instructions dated 9.11.1994 in the following terms:-

“We, accordingly, find that the present controversy is fully covered by the decision of Supreme Court in the case E.V. Chinnaiah's case (Supra). We, accordingly, would quash the Notification No. 22/55/90-3GS-III, dated 9.11.1994 holding the same to be ultravires of the Constitution.”

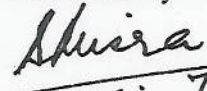
The State Government has filed a Special Leave Petition CC No. 1789 of 2007 – State of Haryana Vs. Gajay Singh Muwal alongwith an application for staying the operation of the judgement/orders dated 6.7.2006 of the Hon'ble High Court in the said case. Similar SLPs have been filed by some private respondents also. However, these SLPs have neither been listed for hearing nor any stay has been granted by the Hon'ble Supreme Court of India, so far.

the final decision of the Hon'ble Supreme Court in the SLPs referred to above. Consequently there will be no categorisation of the Scheduled Castes into A and B blocks. The vacancies meant for direct recruitment to reserved category of Scheduled Castes will be notified to the recruiting agencies without categorisation of Scheduled Castes in A & B Blocks.

Similarly, the Govt. instructions bearing No.22/34/98-3GSIII dated 19.3.1999 and even number dated 5.5.1999 and letter No.22/89/97-3GSIII dated 7.8.2000 regarding admissions in Govt. as well as in Govt. aided/self financing/Educational/Professional/Medical/Engineering/ITIs/Technical Educational Institutions and colleges will be deemed to have been modified to the extent indicated above.

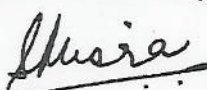
It is requested that these instructions may be brought to the notice of all concerned for strict compliance.

Yours faithfully


7.6.07
(Sumita Misra)

Special Secretary General Administration,
for Chief Secretary to Government Haryana.

A copy is forwarded to all the Financial Commissioners and Principal Secretaries/Commissioners and Secretaries to Government Haryana for information and necessary action.



Special Secretary General Administration,
for Chief Secretary to Government Haryana.

To

All the Financial Commissioners and Principal Secretaries/
Commissioners & Secretaries to Govt. Haryana.

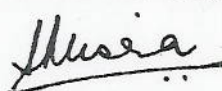
U.O. No. 22/8/2004-3GS-III

Dated Chandigarh, the 7.6.2007

Endst. No. 22/8/2004-3GS-III

Dated Chandigarh, the 7.6.2007

A copy is forwarded to the Member Secretary, Haryana Bureau of Public Enterprises, Chandigarh for information/necessary action and strict compliance.



Special Secretary General Administration,
for Chief Secretary to Government Haryana.

Endst. No. 22/8/2004-3GS-III

Dated Chandigarh, the 7.6.2007

A copy is forwarded to all the Managing Directors/Heads of Various Boards and Corporations in Haryana.

Musra

Special Secretary General Administration,
for Chief Secretary to Government Haryana.
R₂

Endst. No. 22/8/2004-3GS-III

Dated Chandigarh, the 7.6.2007

A copy is forwarded to the Secretary, State Information Commissioner, Haryana, SCO No. 70-71, 1st Floor, Sector-8, Chandigarh for information and necessary action.

Musra

Special Secretary General Administration,
for Chief Secretary to Government Haryana.
R₂

Endst. No. 22/8/2004-3GS-III,

Dated Chandigarh, the 7.6.2007

A copy is forwarded to the Secretary, Haryana Public Service Commission, Chandigarh for information and necessary action.

Musra

Special Secretary General Administration,
for Chief Secretary to Government Haryana.
R₂

Endst. No. 22/8/2004-3GS-III,

Dated Chandigarh, the 7.6.2007

A copy is forwarded to the Secretary, Haryana Staff Selection Commission, Panchkula for information and necessary action.

Musra

Special Secretary General Administration,
for Chief Secretary to Government Haryana.
R₇