



ज्ञान-विज्ञान विमुक्तये

डॉ. देव स्वरूप

(पूर्व कुलपति, राजस्थान विश्वविद्यालय, जयपुर)

संयुक्त सचिव

**Dr. Dev Swarup**

(Former Vice-Chancellor, University of Rajasthan, Jaipur)

Joint Secretary



सत्यमेव जयते

विश्वविद्यालय अनुदान आयोग  
University Grants Commission

(मानव संसाधन विकास मंत्रालय, भारत सरकार)  
(Ministry of Human Resource Development, Govt. of India)

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**No.F.1-5/2006 (SCT)**

05 March, 2018

The Registrar(s)

All Central Universities

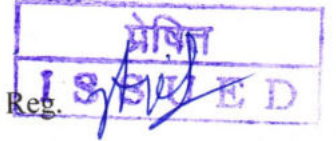
All State Universities receiving grant-in-aid.

Deemed to be Universities receiving grant-in-aid by UGC/Government.

Inter University Centres of UGC

- 5 MAR 2018

Subject: Implementation of Reservation Policy of the Government of India – Reg.



Sir/Madam,

With reference to the above subject, I am to inform that for implementation of reservation policy of the Central Government, MHRD vide order No. 6-30/2005-U5 dated 6<sup>th</sup> December, 2005 directed the UGC to ensure effective implementation of the reservation policy in the Central Universities and those of Institutions Deemed to be Universities receiving aid from the public funds **except in minority institutions under Article 30(1) of the Constitution.** Accordingly, UGC, vide letter No. 1-5/2006(SCT) dated 25-08-2006, circulated new Guidelines for strict implementation of Reservation Policy of the Government. This has been further reiterated by MHRD O.M.No. 12-60/2013-U1 dated 25-6-2013.

The Ministry of Human Resource Development vide its letter No. 1-7/2017-CU.V dated 06-09-2017 has directed the UGC to examine the issues mentioned in judgments (10 in number) as quoted by the Hon'ble High Court of Allahabad, in its order dated 07-04-2017 and submit its recommendations to MHRD for their consideration and appropriate decision.

Accordingly, UGC had constituted a Committee and submitted its recommendations to Ministry of Human Resource Development on 07-11-2017. Thereafter, in compliance of the judgement of the Allahabad High Court as upheld by the Hon'ble Supreme Court of India and in view of advice tendered by the DoPT and recommendations of the UGC, MHRD vide its

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- 5 MAR 2018

[2]

O.M. No.1-7/2017-CU.V dated 22-02-2018; has intimated that the department's O.M.No.12-60/2013-UI dated 25.06.2013 stands amended to the extent as mentioned below in the UGC guidelines 2006, in accordance with the recommendations of the UGC, which are as under:

**“ (i) Clause 6(c):**

In case of reservation for SC/ST, all the Universities, Deemed to be Universities, Colleges and other Grant-in-Aid Institutions and Centres shall prepare the roster system keeping the Department / Subject as a unit for all levels of teachers as applicable.

**(ii) Clause 8(a)(v):**

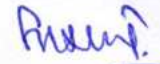
The roster, department-wise, shall be applied to the total number of posts in each of the categories [(e.g.) Professor, Associate Professor, Assistant Professor] within the Department/Subject”.

The above decision may also be circulated to its constituent and affiliated colleges for immediate follow up action.

You are requested to prepare fresh rosters within one month of receipt of this letter under intimation to UGC.

This issues with the approval of the Competent Authority.

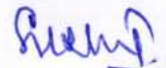
Yours faithfully



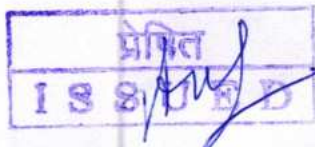
(Dev Swarup)

**Copy to :**

1. Shri Subodh Kumar Ghildiyal, Deputy Secretary, Ministry of Human Resource Development, Shastri Bhawan, New Delhi -110001
2. The Chief Secretaries of all State Government / UT's
3. PS to Chairman/PS to Secretary/PS to Financial Advisor/PS to AS-I & AS – II, UGC.
4. JS (CU),JS (DU),JS (DC),JS (IUC) UGC
5. PO (Website), UGC for publication on the website of the UGC.



(Dev Swarup)



**Government of India**  
**Ministry of Human Resource Development,**  
**Department of Higher Education**

.....

**No.1-1/2005-U.1.A/847**

New Delhi 20<sup>th</sup> April, 2008

**Office Memorandum**

As you are aware, the implementation of reservation in admission under the Central Educational Institutions (Reservation in Admissions) Act, 2006 [No. 5 of 2006] in respect of persons belonging to the socially and educationally backward classes (OBCs) had been 'stayed' by the Hon'ble Supreme Court of India, while hearing Writ Petition (Civil) No. 265 and a bunch of other writ petitions. You are also aware that the Apex Court has now finally disposed of the petitions on the 10<sup>th</sup> April, 2008, upholding the constitutional validity of the 93<sup>rd</sup> Amendment [Article 15(5)] of the Constitution in so far as the Central Educational Institutions, established, maintained or aided by the Central Government are concerned. The court has also upheld the CEI Act, 2006, with the directions that the OBCs shall not include socially advanced persons (commonly known as the "creamy layer"). Thus, all CEIs other than those mentioned in the Schedule of the CEI Act, have to implement the policy of reservation of 27% of seats for the OBCs apart from 15% seats for the SCs and 7.5% for the STs from the academic session commencing this year, in accordance with the phasing of the expansion of capacity necessitated in order to ensure that the seats available in the unreserved category are not reduced.

2. A detailed programme of phasing of the expansion has already been worked out by CEIs and approved by the Empowered Committee for implementing the recommendations of the Oversight Committee. In view of the 'stay orders' of the Hon'ble Supreme Court of India, the academic session commencing from the calendar year 2008 would, for all practical purposes, be the first year of implementation. This Ministry, after obtaining the approval of the competent authority, would revert on whether any modifications would be required in the programme of phased manner of expansion, if any, in respect of your institution and if so the authorization thereof.



3. This O.M. is intended to clarify the process of implementation of reservation for the OBCs as given below:-

I) The policy of reservation for the OBCs under the Central Educational Institutions Act is to be implemented from the forthcoming academic session itself.

II) This is applicable to all the CEIs, exceptions being only those institutions of excellence, research institutions of national and strategic importance specified in the Schedule to the CEI Act (copy of which is enclosed).

III) The policy of reservation for the OBCs/SCs&STs under the CEI Act is applicable to all programmes / courses of study at the undergraduate, graduate, Post graduate levels, etc. except courses or programmes at high levels of specialization, including at the post-doctoral level within any branch of study which the Central Government in consultation with the appropriate statutory authority (UGC / BCI/ MCI /AICTE, etc) may specify. This is to reiterate that there shall be no exemption from the policy of reservation except where the Central Government so specifies a course or programme covered under clause (d) of Section 4 of the Act.

IV) The reservation for the OBCs and SCs/STs under the CEI Act shall not apply to minority educational institutions as defined in section 2 (f) of the Act as well as on CEIs established in areas coming under 6<sup>th</sup> Schedule of the Constitution.

V) The Central Government is taking steps to ensure that CEIs are not put to difficulties in phasing of admissions under Section 6 of the Act, due to the deferment of reservation in admissions from the academic session in calendar year 2007, owing to the 'stay orders' of the Supreme Court.

VI) Each Central Educational Institution shall ensure that from among candidates belonging to the OBCs applying for admission against the seats reserved for the OBC category, information is collected from the candidates for exercising due diligence, so that no candidate belonging to the "creamy layer" is given the benefit of reservation for the OBCs.

VII) In order to identify and exclude candidates belonging to the "creamy layer" the criteria of exclusion / rules of exclusion have been provided in OM No. 36012/22/93-(SCT), dated 8<sup>th</sup> September, 1993 of the Ministry of Personnel, Public Grievance and Pension, Department of Personnel and Training as amended by that Department vide OM NO. 36033/3/2004-Estt. (Res) dated 9<sup>th</sup> March, 2004 and any other modifications that may take place from time to time in this regard.

VIII) The Socially and Educationally Backward Classes / OBCs who are eligible for availing the benefits of reservation is to be ascertained from the Central lists of SEBCs/OBCs as per Resolution No. 12011/68/93-DCC (C) of the Ministry of Welfare (now the Ministry of Social Justice & Empowerment) as modified from time to time by that Ministry based on the advice of the National Commission for Backward Classes (NCBC). For an updated list of state-wise OBCs eligible for availing the benefit of reservation, please see the list maintained by the NCBC at its website <http://ncbc.nic.in/backward-classes/index.html>. You may also access information in

respect of the creamy layer at <http://ncbc.nic.in/html/creamyayer.html> as well as the clarifications issued by the Department of Personnel & Training on the definition of creamy layer and income criteria at [http://persmin.gov.in/WriteData/WMS/ScanDocument/36033\\_5\\_2004\\_01April2005.htm](http://persmin.gov.in/WriteData/WMS/ScanDocument/36033_5_2004_01April2005.htm). The Supreme Court judgements are also available at the NIC website <http://www.judis.nic/supremecourt/CaseRes1.aspx>. A copy of the Resolution No. 1-1/ 2005-U.1A/846 dated 20<sup>th</sup> April, 2008 of the Ministry of Human Resource Development, Department of Higher Education, adopting the Central Lists of SEBCs/OBCs as per Resolution No. 12011/68/93-DCC(C) dated 10.9.1993 of the Ministry of Welfare (now the Ministry of Social Justice & Empowerment) as modified by that Ministry from time to time and the rules/criteria of exclusion of socially advanced persons/sections as per the O.M.No. 36012/22/93-Estt.[SCT] dated 8.9.1993 as amended by O.M.No. 36033/3/2004- Estt.(Res.) dated 9.3.2004 by the Ministry of Personnel, Public Grievance and Pensions (Department of Personnel & Training) and as may be amended by that Ministry from time to time, for the purposes of implementing reservation in admission to Central Educational Institutions as defined in the CEI Act, 2006, is also attached for your reference and use.

IX) CEIs which have completed the process of admission test and selection of candidates in the SC,ST and unreserved categories, should identify the 'creamy layer' on the basis of the above mentioned information from among the successful wait-listed candidates belonging to the OBCs as per the Central List and, thereafter, offer admission to eligible candidates. For the purpose of identification, candidates would be required to furnish information on each of the criteria as per the prevailing rule of exclusion of the socially advanced persons (creamy layer). Please ensure that no ineligible person belonging to the 'creamy layer' derives the benefit of reservation. After completion of this process, information in respect of successful and eligible candidates belonging to the OBC category being offered admission may also be intimated to this Ministry.

X) Each CEI is also authorized to fix cut off marks for admission / selection through admission test, etc. for the OBC candidates with such differential from the cut-off marks for the unreserved category as each institution may deem appropriate for maintaining the standards of education and at the same time ensuring that sufficient number of eligible OBC candidates are available in keeping with the directions / observations of the Hon'ble Supreme Court of India in this regard. This authorization by the Central Government to the CEIs to fix the cut-off marks is in compliance with the Apex Court's direction asking the Central Government to examine the feasibility of determining such cut-off marks. The Central Government believes that each CEI would ensure that the directions / observations of the Hon'ble Court are followed.

XI) CEIs which are in the process of conducting admission tests may decide on the cut-off marks for the OBC category well in time, so that consistent with the standards of education of the CEIs, sufficient number of eligible OBC candidates are available for selection on the basis of inter-se merit against the reserved seats. Such institutions may also obtain information pertaining to the background of students who may have indicated as belonging to the OBC category in the application form, so as to identify those belonging to the 'creamy layer' from among them for exclusion from the counseling / interviews / group discussions / offer of admissions.

XII) CEIs which are yet to come out with application forms for admission may expeditiously insert the rule of exclusion / criteria of exclusion for the creamy layer, so that at the application stage itself the creamy layer could be identified, and only eligible candidates belonging to the OBC category are considered for the subsequent selection process and admissions against the reserved seats.

XIII) Central Educational Institutions which are yet to advertise the process of selection and admissions, shall ensure that the attention of candidates intending to apply against the reserved seats is directed to the mechanism mentioned in the preceding sub-paragraphs.

4. While the above clarification is in respect of reservation in admission against the seats for the OBCs, CEIs may also bear in mind that there may be a proportionate increase in the seats for the categories of SCs and STs also, where the extant procedure of selection or cut off marks for these categories shall continue to be in force.

5. This issues with the approval of the competent authority.

**(Sunil Kumar)**  
Joint Secretary to the Government of India

To all Central Educational Institutions

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

ಸಂಖ್ಯೆ:ಎಂ.ಎ.ಜಿ.(4)ಮಿಸ್.ಸಿಆರ್.357/09-10.

ಜಿಲ್ಲಾಧಿಕಾರಿಗಳ ಕಾರ್ಯಾಲಯ,  
ಬೆಂಗಳೂರು ಜಿಲ್ಲೆ,  
ಬೆಂಗಳೂರು, ದಿನಾಂಕ:19-06-2010.



: : ದೃಢೀಕರಣ ಪತ್ರ : :

ವಿಷಯ:-

ಸಂತ ಫ್ರಾನ್ಸಿಸ್ ಡಿ ಸಾಲೇಸ್ ಕಾಲೇಜು, ಹೆಬ್ಬಗೋಡಿ ರವರಿಗೆ ಅಲ್ಪ ಸಂಖ್ಯಾತರ ಸಮುದಾಯಕ್ಕೆ ಸೇರಿದ ಸಂಸ್ಥೆಗೆ ದೃಢೀಕರಣ ಪತ್ರ ನೀಡಲು ಕೋರಿ.

- ಉಲ್ಲೇಖ:- 1) ತಹಶೀಲ್ದಾರ್, ಆನೇಕಲ್ ತಾಲ್ಲೂಕು ರವರ ಪತ್ರ ಸಂಖ್ಯೆ: ಎಂಎಸ್.ಸಿ.ಸಿಆರ್:08/08-09 ದಿನಾಂಕ:19.03.2010.  
2) ಅಧ್ಯಕ್ಷರು, ಸಂತ ಫ್ರಾನ್ಸಿಸ್ ಡಿ ಸಾಲೇಸ್ ಕಾಲೇಜು, ಹೆಬ್ಬಗೋಡಿ ರವರ ಪತ್ರದ ದಿನಾಂಕ:24.02.2010.

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ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಆನೇಕಲ್ ತಾಲ್ಲೂಕು, ಅತ್ತಿಬೆಲೆ ಹೋಬಳಿ, ಹೆಬ್ಬಗೋಡಿ ಗ್ರಾಮದಲ್ಲಿರುವ ಸಂತ ಫ್ರಾನ್ಸಿಸ್ ಡಿ ಸಾಲೇಸ್ ಎಜುಕೇಷನ್ ಅಂಡ್ ಚಾರಿಟಬಲ್ ಟ್ರಸ್ಟ್ ಎಂದು 2004 ರಿಂದ ಕ್ರಿಶ್ಚಿಯನ್ ಹಾಗೂ ಅಲ್ಪ ಸಂಖ್ಯಾತರ ಸಮುದಾಯಕ್ಕೆ ಸೇರಿದ ಸಂಸ್ಥೆ ಎಂದು ದೃಢೀಕರಣ ಪತ್ರ ನೀಡಲು ಕೋರಿರುವುದು ಸರಿಯಷ್ಟೆ.

ಆದರೆ ತಹಶೀಲ್ದಾರ್, ಆನೇಕಲ್ ತಾಲ್ಲೂಕು ರವರ ವರದಿ ಹಾಗೂ ಉಲ್ಲೇಖ (2) ರಲ್ಲಿನ ಪತ್ರದಂತೆ ಈ ಸಂಸ್ಥೆ ಅಲ್ಪ ಸಂಖ್ಯಾತರ ಸಂಸ್ಥೆ ಎಂದು ದೃಢೀಕರಣ ಪತ್ರ ನೀಡಿದೆ.

(ಎಂ.ಕೆ.ಅಯ್ಯಪ್ಪ)

ಜಿಲ್ಲಾಧಿಕಾರಿಗಳು,

ಬೆಂಗಳೂರು ಜಿಲ್ಲೆ, ಬೆಂಗಳೂರು.

19/06/10

ಗೆ,

ಅಧ್ಯಕ್ಷರು,

ಸಂತ ಫ್ರಾನ್ಸಿಸ್ ಡಿ ಸಾಲೇಸ್ ಎಜುಕೇಷನ್ ಅಂಡ್

ಚಾರಿಟಬಲ್ ಟ್ರಸ್ಟ್

ಹೆಬ್ಬಗೋಡಿ, ಎಲೆಕ್ಟ್ರಾನಿಕ್ ಸಿಟಿ,

ಬೆಂಗಳೂರು-560100.

# Translated Copy

## Government of Karnataka

Number: M.A.G(4)Min.CR.357/09-10  
Commissioner,

Office of the District

Bengaluru District,

Bengaluru, Date 19-06-2010

: : CERTIFICATE : :

**Subject:-** Requesting provision of certificate to the organisation belonging to a minority community to Saint Francis De Sales College, Hebbagodi

**Reference:-** 1) Letter Number: MSCCR:08/08-09 dated: 19.03.2010 of the Tahsildar, Anekal Taluk  
2) Letter dated: 24.02.2010 of The Chairman, Saint Francis De Sales College, Hebbagodi

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In relation to the subject, it is right that provision of a certificate was requested saying Saint Francis De Sales College in Hebbagodi Village, Attibele Hobli, Anekal Taluk is an organisation belonging to the Christian and minority community since 2004.

But as per the report from the Tahsildar, Anekal Taluk and letter under Reference (2), a certificate is provided that this organisation is a minority organisation.

Sd/-

(M.K.Ayyappa)

District Commissioner,

Bengaluru District, Bengaluru

Sd/- with date

To,

The Chairman

Saint Francis De Sales College

Hebbagodi, Electronic City,

Bengaluru- 560100

Translated By:



*Rayle*  
PRINCIPAL



St. Francis de Sales College  
Electronics City Post, Bangalore - 560 100