

Government of Jammu & Kashmir
General Administration Department

Subject: Clarification regarding renewal of reserved category certificates
in favour of Scheduled Castes & Scheduled Tribes.

Circular No. 26 -GAD of 2006
Dated : 08 - 09 - 2006

It has been brought to the notice of the General Administration Department that the recruiting agencies prescribe that category/reservation certificates issue under SRO 294 be enclosed with the applications by the candidates belonging to reserved categories as notified under SRO 294. This has been made applicable to all reserved categories under SRO 294 including SCs & STs. Although the recruiting agencies can ask for such certificates under SRO 294 in respect of candidates belonging to SC & ST categories, certificates issued by the competent authority under the earlier SRO i.e SRO 126 are to be accepted in terms of its rule 34 which is reiterated hereinafter for ready reference:

“34 Validity of the certificate:- The certificate issued under these rules shall remain valid for a period of 5 years from the date of issue;

Provided that nothing in the above rule shall apply to the persons belonging to the Scheduled Castes, Scheduled Tribes, Ex-Servicemen, Handicapped and candidates possessing outstanding proficiency in sports”.

Such order/actions have been saved under sub-section (2) of section 24 of the Jammu & Kashmir Reservation Act, 2004. Hence, the certificate of being a member of SC or ST, issued in favour of any person, is for an indefinite period under the said notification and does not require any renewal.

It is, therefore, impressed upon all the recruiting agencies not to insist on production of certificates under SRO 294 in respect of candidates belonging to SC & ST categories if the candidates are able to produce such certificates

already issued by the competent authority under the provisions of SRO-126 to ensure that no avoidable inconvenience is caused to the candidates belonging to SC & ST categories who have already obtained category/ reservation certificates under SRO 126.

Yours faithfully

Sd/-

(Khurshid. A. Ganai)

Commissioner/Secretary to Govt.
General Administration Department

Dated: 08.09.2006

No.GAD(Adm)

Copy to the:

1. Divisional Kashmir, Jammu/Kashmir
2. Chairman, J&K Services Selection Board, Srinagar
3. All Deputy Commissioner in the State
4. Secretary, J&K Public Service Commission, Srinagar



(Sufi Muhammad Yousuf)

Additional Secretary to Government
General Administration Department

**Government of Jammu and Kashmir
Civil Secretariat – Social Welfare Department**

Notification

Srinagar, the 28th May, 2008.

SRO 144 .- In exercise of the powers conferred by section 23 of Jammu and Kashmir Reservation Act, 2004, and other relevant provisions of the law in this behalf the Government hereby makes following amendments in Jammu and Kashmir Reservation Rules, 2005:-

In the said rules:-

1. In rule 6, after sub- rule (2), the following shall be added as sub- rule (3).-

“(3) It shall be the duty of the Liaison Officer of the department (as provided in the Rule 26 sub-rule (3) to maintain the roster for services for which the department is the cadre controlling authority and non- maintenance of roster by the Liaison Officer shall be considered as “mis-conduct” as provided in Rule 3 (1) of the Jammu and Kashmir Government Employees (Conduct) Rules and for such mis-conduct he shall be liable for any of the penalties from (I) to (VI) as provided under rule 30 of the Jammu and Civil Services (Classification, Control and Appeal) Rules, 1956.”

2. In Rule 7, Sub-rule (4) shall be recast as under:-

“(4) If in the case of any of the aforesaid categories, the number of candidates belonging to such category in the third list falls short of the number of vacancies reserved for it, the remaining reserved vacancies for such category shall be treated as backlog and the procedure as provided under section 5 of the reservation Act shall be followed. For convenience section 5 is reflected in annexed annexure R-1.”

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3. In Rule 9, entries (i), (ii) and (iii) shall be substituted by the following:-

“ (a) Where the direct recruitment to a particular post is at 25% or less the reservation shall be;

- (i) Scheduled Caste 8%
- (ii) Scheduled Tribe 10%
- (iii) Socially and Educationally Backward Classes
 - (a) Resident of Backward Area (RBA) 10%
 - (b) Actual Line of Control (ALC) 2%
 - (c) Weak & under Privileged class
(Social Castes) 1%;

(b) Where the direct recruitment is more than 25 % the reservation shall be:

- (i) Scheduled Caste (SC) 4%
- (ii) Scheduled Tribe (ST) 5%
- (iii) Socially & Educationally Backward Classes
 - (a) Resident of Backward Area (RBA) 10%
 - (b) Actual Line of Control (ALC) 2%
 - (c) Weak & Under Privileged Class
(Social Castes) 1 %.”.



4. In rule 10, the roster provided therein shall be substituted by the following: -

A. 100 points roster where direct recruitment quota regulating such service, class, category or grade is 25% or less.

- | | |
|---|-----|
| a. Scheduled Caste | 8% |
| b. Scheduled Tribe | 10% |
| c. Resident of Backward Area | 10% |
| d. Actual Line of Control | 02% |
| e. Weak and Under Privileged Class (Social Caste) | 01% |

100 Points Roster

1. Unreserved
2. Unreserved
3. Scheduled Caste
4. Backward Area
5. Scheduled Tribe
6. Unreserved
7. Unreserved
8. Unreserved
9. Unreserved
10. Social Caste
11. Unreserved
12. Unreserved
13. Unreserved
14. Backward Area
15. Scheduled Caste

16. Scheduled Tribe
17. Unreserved
18. Unreserved
19. Unreserved
20. ALC
21. Unreserved
22. Unreserved
23. Unreserved
24. Backward Area
25. Scheduled Tribe
26. Unreserved
27. Scheduled Caste
28. Unreserved
29. Unreserved
30. Unreserved
31. Unreserved
32. Unreserved
33. Unreserved
34. Backward Area
35. Unreserved
36. Unreserved
37. Unreserved
38. Scheduled Tribe
39. Scheduled Caste
40. Unreserved
41. Unreserved



42. Unreserved
43. Unreserved
44. Backward Area
45. Unreserved
46. Unreserved
47. Unreserved
48. Unreserved
49. Scheduled Tribe
50. Unreserved
51. Scheduled Caste
52. Unreserved
53. Unreserved
54. Unreserved
55. Unreserved
56. Backward Area
57. Unreserved
58. Unreserved
59. Unreserved
60. Scheduled Tribe
61. Unreserved
62. Unreserved
63. Scheduled Caste
64. Unreserved
65. Unreserved
66. Backward Area
67. Unreserved



68. Unreserved
69. Unreserved
70. Scheduled Tribe
71. Unreserved
72. Unreserved
73. Unreserved
74. Unreserved
75. Scheduled Caste
76. Backward Area
77. Unreserved
78. Unreserved
79. Scheduled Tribe
80. Unreserved
81. Unreserved
82. Unreserved
83. Unreserved
84. Unreserved
85. Unreserved
86. Backward Area
87. Unreserved
88. Scheduled Tribe
89. Scheduled Caste
90. ALC
91. Unreserved
92. Unreserved
93. Unreserved



94. Unreserved
95. Unreserved
96. Backward Area
97. Unreserved
98. Unreserved
99. Scheduled Tribe
100. Unreserved

**B. 100 points roster where direct recruitment quota regulating
such service, class, category or grade is more than 25%**

- | | |
|---|-----|
| a. Scheduled Caste | 04% |
| b. Scheduled Tribe | 05% |
| c. Resident of Backward Area | 10% |
| d. Actual Line of Control | 02% |
| e. Weak and Under Privileged Class (Social Caste) | 01% |

100 Points Roster

1. Unreserved
2. Unreserved
3. Unreserved
4. Backward Area
5. Scheduled Tribe
6. Scheduled Caste
7. Unreserved
8. Unreserved

MW
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9. Unreserved
10. Social Caste
11. Unreserved
12. Unreserved
13. Unreserved
14. Backward Area
15. Unreserved
16. Unreserved
17. Unreserved
18. Unreserved
19. Unreserved
20. ALC
21. Unreserved
22. Unreserved
23. Unreserved
24. Backward Area
25. Scheduled Tribe
26. Unreserved
27. Unreserved
28. Unreserved
29. Unreserved
30. Unreserved
31. Scheduled Caste
32. Unreserved
33. Unreserved
34. Backward Area



35. Unreserved
36. Unreserved
37. Unreserved
38. Unreserved
39. Unreserved
40. Unreserved
41. Unreserved
42. Unreserved
43. Unreserved
44. Backward Area
45. Scheduled Tribe
46. Unreserved
47. Unreserved
48. Unreserved
49. Unreserved
50. Unreserved
51. Unreserved
52. Unreserved
53. Unreserved
54. Unreserved
55. Backward Area
56. Scheduled Caste
57. Unreserved
58. Unreserved
59. Unreserved
60. Unreserved



61. Unreserved
62. Unreserved
63. Unreserved
64. Unreserved
65. Scheduled Tribe
66. Backward Area
67. Unreserved
68. Unreserved
69. Unreserved
70. Unreserved
71. Unreserved
72. Unreserved
73. Unreserved
74. Unreserved
75. Unreserved
76. Backward Area
77. Unreserved
78. Unreserved
79. Unreserved
80. Unreserved
81. Scheduled Caste
82. Unreserved
83. Unreserved
84. Unreserved
85. Scheduled Tribe
86. Backward Area



87. Unreserved
88. Unreserved
89. Unreserved
90. ALC
91. Unreserved
92. Unreserved
93. Unreserved
94. Unreserved
95. Unreserved
96. Backward Area
97. Unreserved
98. Unreserved
99. Unreserved
100. Unreserved



5. In Rule 21, clause (ii) shall be substituted by the following:-

"(ii) A person claiming benefit under Weak and Under Privileged class should be born in that class and not on the basis of actual practicing of the occupation by his/her parents."

6. In Rule 22, after clause (ii), the following shall be added as clause (iii):

"(iii) Any person appointed against any available vacancy on the basis of his being a resident of backward area or an area adjoining line of control shall be posted in such area as provided under sub-sections (2) and (3) of section 3 of the Act.

For convenience, sub-sections (2) and (3) of section 3 of the Jammu and Kashmir Reservation Act, 2004 are reflected in annexure R-I.

By order of the Government of Jammu and Kashmir.

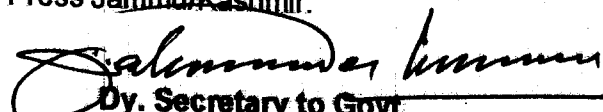
Sd/-
(Dr. R. K. Jerath)IAS
Principal Secretary to Govt.
Social Welfare Department

No. : SWE/RES/RULES/31/2004

Dated : 28-05-2008

Copy to the:-

1. Joint Secretary to Government of India Ministry of Personnel Public Grievance and Pensions (Department of Personnel and Trainings) New Delhi.
2. All Financial Commissioners.
3. Principal Secretary to His Excellency, the Governor J&K State.
4. Principal Secretary to Hon'ble Chief Minister.
5. All Principal Secretary's to Government.
6. Resident Commissioner, J&K New Delhi.
7. All Commissioners / Secretaries to Government.
8. Divisional Commissioner, Jammu/Kashmir.
9. Secretary to PSC / Service Selection Board / BOPE / Legislative Assembly/Council / J&K State Commission for Backward Classes.
10. All Deputy Commissioners.
11. All Head of the Departments.
12. Director, Information, Srinagar.
13. Principal Private Secretary to Chief Secretary.
14. Private Secretary to Hon'ble Ministers / Minister of State for information.
15. Private Secretary to Principal Secretary to Govt. Social Welfare Deptt.
16. General Manager Government Press Jammu/Kashmir.


Dy. Secretary to Govt.
Social Welfare Deptt.

ANNEXURE R- I

Sub-section (2) and (3) of section 3 and section 5 of the Jammu and Kashmir Reservations Rules, 2004.

Section 3

" (2) Notwithstanding anything to the contrary contained in any law for the time being in force, any person appointed against any available vacancy on the basis of his being a resident of backward area or an area adjoining line of Actual Control shall serve in such areas for a period of not less than seven years:

Provided that in case the post against which he has been appointed is not available in such area, he shall be posted in the nearest adjacent backward area.

(3) Any person who, after being appointed on the basis of reservation, decline to serve in the reserved as provided under sub-section (2) shall be liable to termination from service.

(Provided that no order of termination shall be issued without affording a reasonable opportunity of being heard to such person."

Section 5

5. Vacancies to be carried forward.

(1) Subject to the provisions hereinafter contained, if a sufficient number of candidates is not available from any reserved category during a recruitment process, the posts shall remain vacant and shall be carried forward to the next recruitment process:

Provided that nothing herein contained shall prevent launching of a special drive by a selection agency to fill the carried forward vacancies by inviting applications exclusively from persons belonging to such category.

(2) If in the first attempt of recruitment, suitable candidates are not available, second attempt may be made in the same recruitment year and if even then suitable candidates are not available, the vacancies shall be treated as backlog vacancies.

(3) In subsequent year, when recruitment is made for reserved vacancies, the backlog vacancies shall also be notified:

Provided that the total number of reserved vacancies including backlog vacancies shall not exceed the percentage reserved for such categories.

(4) The reserved vacancies remaining unfilled for a period exceeding three years shall be treated as deserved.





Government of Jammu and Kashmir
Civil Secretariat Social Welfare Department

Notification

Jammu, the 27th Jan, 2010

SRO: - 46 In exercise of the powers conferred by section 23 of Jammu and Kashmir Reservation Act, 2004 and all other relevant provisions of a laws governing the subject, the Governor hereby directs that annexure "B" to Jammu and Kashmir Reservations rules, 2005 be amended as follows:-

(1) In District and Tehsil Kulgam after Patwar Circle Redwana appearing at S.No 11, the following entries shall be added; namely:-

Name of the Patwar Circle	Name of village
12. Chehlan	1.Asthal
13. Guddar	1.Guddar, 2. Laisoo
14.Mirhama	1.Gopalpora
15.Wanpora	1.Nowpora Kharpora
16.Chowgam	1.Khargund
17.Kulgam	1.Arigatnoo
18.Gopalpora	1.Pambay

(2) In District Kupwara Tehsil Handwara after Patwar Circle Zachaldara appearing at S.No 44, the following entries shall be added; namely;

Name of the Patwar Circle	Name of village
45. Guloora	1.Kultura
46. Unisoo	1.Khanoo Baba Gund
47. Villigam	1.Hakainabad
48.Puhrupethi	1.Bunagam
49.Shogpora	1.Geeripora

(3) against Patwar Circle Kralpora of Tehsil and District Kupwara appearing at S.No 23 after the village Reshigund, the Village Dardsun shall be added as S.No 02.

(4) In District and Tehsil Kupwara after Patwar Circle, Dardpora appearing at S.No 27, the following entries shall be added; namely :-

Name of the Patwar Circle	Name of village
28. Maidanpora	1.Gagal

(5) against Patwar Circle Hassan Noor of Tehsil Pahalgam District Anantnag appearing at S.No 10 after the Village Rukh Chandrigam, the village Chandrigam shall be added as S.No 02.

(6) against Patwar Circle Biddar Hayatpora of Tehsil and District Anantnag appearing at S.No 21 after the Village Verkoma, the village Bider Hayatpora and Hangulgund shall be added as S.No 03.

(7) against Patwar Circle Hakhoora Badesgam of Tehsil Dooru District Anantnag appearing at S.No 10 after the Village Gasipora the village Ara Khoshipora shall be added as S.No 04.

(8) against Patwar Circle Kurigam of Tehsil Dooru District Anantnag appearing at S.No 12 after the Village Patinsgras the village Cheki Badwani shall be added as S.No 03.

(9) In Tehsil and District Budgam after Patwar Circle Shooru appearing at S.No 19, the following entries shall be added; namely;-

Name of the Patwar Circle	Name of village
20.Garind Kalan	1.Garind kalan
21 Soibugh	1.Paymug

(10) In District Budgam Tehsil Chadoora after Patwar Circle Dadompura appearing at S.No 23, the following entries shall be added; namely;-

Name of the Patwar Circle	Name of village
24.Khanda	1.Sanzipora

(11) In District Pulwama Tehsil Tral after Patwar Circle Dadsara appearing at S.No 12, the following entries shall be added; namely;-

Name of the Patwar Circle	Name of village
13 .Looragam	1.Panzoo

(12) against Patwar Circle Thana of Tehsil Thanamandi District Rajouri appearing at S.No 12 after the Village Bhatteli , the village Khanyal kote shall be added as S.No 02.

(13) against Patwar Circle Ujhan of Tehsil Thanamandi District Rajouri appearing at S.No 12 after the Village Dhandkote , the village Ujhan shall be added as S.No 02.

(14) against Patwar Circle Ghambir Mughlan of Tehsil and District Rajouri appearing at S.No 03 after the Village Kotli , the village Mohra Kalaban shall be added as S.No 03.

(15) against Patwar Circle Berrarue of Tehsil Bhaderwah District Doda appearing at S.No 23 after the Village Bhatoli , the village Kuthyara shall be added as S.No 03.

(16) in District Bandipora after Tehsil Bandipora appearing at S.No (ii) another Tehsil namely Sonawari shall be added as S.No (iii) and the following be added as Patwar Circle to the so added new Tehsil with Village shown against it; namely:-

Name of Tehsil	Name of Patwar Circle	Name of Village
Sonawari	Gundi Saderkote	Sandoonara

By order of the Government of Jammu and Kashmir

Sd/-
**Secretary to Government
Social Welfare Department**

No; SWE/BCC/41/2009
Copy to the:-

Dated ~~27~~ 01-2010

- 1 Financial Commissioner/Principal Secretaries/ Commissioner/Secretaries to Government _____
- 2 Divisional Commissioner Jammu/Kashmir
- 3 Director Information J&K Jammu
- 4 All Deputy commissioners _____
- 5 Secretary State Commissioner for Backward Classes
- 6 Secretary Legislative Assembly/Council.
- 7 Principal Pvt Secretary to Chief Secretary
- 8 Special Assistant for Hon'ble Minister _____
- 9 Pvt. Secretary top Hon'ble Minister for State Social Welfare
- 10 Pvt. Secretary to Secretary Social Welfare Department
- 11 General Manager Government Press for immediate publication in next issue of Government Gazette.
12. Stock file.

(Tsering Tundop)
Under Secretary to Government
Social Welfare Department.