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✓ Thus Andaman & Nicobar Administration has been following a policy, which is materially different from that of Pondicherry Government. The Government of India has notified six aborigines of these islands as Scheduled Tribes in relation to the Union Territory - vide Constitutional Order No. 58 dated 31.3.1959 (copy enclosed). The Administration has been following the policy of recruiting members from amongst the STs of these islands. As such the judgement of Supreme Court in the Civil Appeal quoted above does not enjoin the Administration *ipso-facto* follow the judgement order and recruit from the members of STs from other States.

The Law Secretary, Andaman and Nicobar Administration was of the same view, as noted above, Furthermore any deviation from the existing lawful practice in recruiting members from amongst the STs of Andaman & Nicobar Islands only would have long term detrimental consequences on the STs of these islands having a special socio-economic conditions.

Under these circumstances, Andaman & Nicobar Administration is of the view that it is indispensable to apprise the Ministry of Home Affairs the above legal points for their consideration and fresh instructions to the Administration in the matter.

Therefore, kindly look into the issue and advice by fax the further course of action to be taken in this regard. The Government Advocate has informed the Administration that the case is likely to be heard very soon in the current Circuit of Calcutta High Court at Port Blair.

Yours faithfully,

Joshi

(S. C. JOSHI)
Special Secretary (TW)

Encl: a/a

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As ascertained from
H.O. Secy. P. Secy. 10/11/56
faxed on 14.1.56
and also sent by post
1 post on 14.1.56
10/1