

**Reference Page 247-248/C**

91 The PUC is appeal against information furnished under RTI Act 2005 by Shri Patel Dhirubhai, President, Indian Tribals Welfare Association against information furnished under RTI Act 2005 by this Department with reference to representation No. ITWA/Admn./2006/26 dated 4/12/2006 of the President, Indian Tribals Welfare Association, Port Blair (copy at page 243-244/c) regarding Policy of Govt. of India on reservations in Govt. Service. In this connection, requisite information furnished by the Department may be seen at page 246/c.

92 Referring the reply furnished by the Department, (may be seen at page 246/c) the applicant requests to furnish correct information as sought by him in his original RTI application dated 04/03/2008 (at page 242/C) covering the following points:-

- i) The date wise action taken by the A & N Administration in respect of our Association representation No ITWA/Admn./2006/26 dated 4/12/2006 submitted to the Hon'ble Lt Governor of A & N Islands on 4/12/2006 recorded in the Directorate of TW Office vide RD. No. 2967 dated 21/12/2006.
- ii) In which office/section pending our representation for what purpose.

Above points are discussed as under:

93 The original representation, the President, Indian Tribals Welfare Association, Port Blair states that "Policy of Govt. of India in regard to reservations for SCs/STs in posts and services under the control of the Govt. of India including posts and services in UT has been laid down in the MHA resolution No. 42/21/49-NGS dated 13/9/1950 where in a person shall be held to be member of SCs/STs declared under the constitution order 1950 are applicable to all services under the control of the Govt. of India including posts and services in the UTs by the Constitution Seventh Amendment Act 1956 under Section 17 w.e from 19<sup>th</sup> October 1956."

94 In addition, with reference to Administration's letter No.45-142/59-Adm. dated 31.8.1959, the applicant states that the MHA has clarified that "there is no Special Orders in this connection of A & N Admn. All orders of the Govt. of India, unless otherwise stated are applicable to the employees of the A & N Admn. as they are also Central Govt. Servant".

95 Therefore, they have requested that "necessary instructions may be issued to all departments of Administration for compliance of various Orders and instructions issued by the Govt. of India from time to time in regard to reservations for all SC/ST in Govt. service under A & N Administration on the analogies of the Central Govt. Servants"