General Control and the order an obligation to comply with any particular direction issued by the President further the administration of the union of Pondicherry [illegible] under the scheme of the aforesaid [illegible] under Article 240 of the Constitution would be the Central Government [illegible]

[illegible] Notes on the manner of implementation in the U.T. of Pondicherry which [illegible] Act, O. [illegible] Ministry of Home Affairs [illegible] Government of India [illegible] 12.[illegible] 1974 [illegible] same [illegible]

[illegible] which [illegible] brought to notice for information and guidance. It has been stated herein that in a reserved [illegible] Central government [illegible] in a state and Scheduled Caste candidate throughout the country would be [illegible] therefore been [illegible] since Pondicherry is a Union Territory all orders regarding reservation for Scheduled Caste Scheduled Tribe issued by the Department of Personnel in [illegible] posts under the Central Government are applicable [illegible] services under the Pondicherry Administration also. Hence, as such, a Scheduled Caste Scheduled Tribe candidate [illegible] Pondicherry would [illegible] eligible for a vacancy reserved for Scheduled Caste/ Scheduled Tribe in the Union Ter-

General Administrations Department of the Government of Pondicherry issued a Government Order dated [illegible] which reads as under:

"In view of the clarifications of the Govt. of India all Secretariat Departments, Heads of Departments/Offices are informed that SC/ST candidates from outside the Union Territory of Pondicherry should also be considered for appointment to posts reserved for SCs/Tribes in this Admn. These instructions should be followed strictly."

The Government of Pondicherry also issued a similar one [illegible] 93 seeking clarifications regarding two points and the second one including the Government Order dated 15.2.1974 (reproduced above) items 2 & 3 of this circular read as under:

"2. The matter second [illegible] brought to notice for information and guidance. It has been stated herein that in a reserved [illegible] Central government [illegible] in a state and Scheduled Caste candidate throughout the country would be [illegible] therefore been [illegible] since Pondicherry is a Union Territory all orders regarding reservation for Scheduled Caste Scheduled Tribe issued by the Department of Personnel in [illegible] posts under the Central Government are applicable [illegible] services under the Pondicherry Administration also. Hence, as such, a Scheduled Caste Scheduled Tribe candidate [illegible] Pondicherry would [illegible] eligible for a vacancy reserved for Scheduled Caste/ Scheduled Tribe in the Union Ter-

benefits like scholarships, admission to educational institutions etc. the benefits should be confined to the Scheduled Caste of this Union Territory."

It appears that Government of Pondicherry sought some clarifications from the Central Government regarding [illegible] reservation benefit to [illegible] candidates vide their letter dated 21.[illegible].1995. This was replied to by the Ministry of Home Affairs, Government of India vide their letter dated [illegible] and the relevant extract thereof is given below:

"[illegible] letter No. [illegible] dated 21.[illegible] on the [illegible] and [illegible] paragraph 9 of [illegible] 42, 21 [illegible] Central Government [illegible] Union Territories [illegible] all India Services [illegible] will have direct [illegible] Central Government [illegible]

[illegible] the above [illegible] Pondicherry [illegible] services under the Administration will be open to all [illegible] irrespective of their [illegible] Further in regard to [illegible] on all India [illegible] UPSC or SCC on [illegible] basis, SC/ST candidates [illegible] their state of origin [illegible] in regard to the posts filled through SSC, Madras all the SC/ST candidates from the southern region will be eligible to apply."

The Government of Pondicherry circulated the aforesaid letter of Government of India to Secretaries of all Departments and Heads of Departments, Offices vide its G.O. No. 9 dated 20.10.1995.

Government of Pondicherry has throughout been proceeding on the basis that being a Union territory all orders regarding reservation for SC/ST in respect of posts/services under the Central Government are applicable to posts/services under the Pondicherry Administration as well. Since all SC/ST candidates [illegible] under the control of the President [illegible] state Union territory, in relation to which [illegible] Central Government. They are [illegible] under the Central Government. They are [illegible] SC/ST candidates from all over the country [illegible] Pondicherry [illegible] Union Territory [illegible] Administration. [illegible]

[illegible] Union Territory is administered by the President through an administrator appointed by him. In the [illegible] of Article 240, Union Territories are excluded from the [illegible] State occurring therein. This was clearly explained by a Constitution Bench in T.M.I. Kumbakonam [illegible] The State, 1968 (2) SCR 103