



AMBEDKAR MISSION

DIGLIPUR,
NORTH ANDAMAN
Registration No. 854 Dated 12-1-1995

163

Ref. No.

Date.....

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Point No. 4:- The Hon'ble Supreme Court of India had given a ruled that the Judgments of courts are not be construed as a statutes. To interpret words, phrases and provisions of a statue it may become necessary for judges to embark on lengthy discussions but the discussion is meant to explain and not to define, judges interpret statutes, they do not interpret judgment. This is held in the case of Collector of Central Excise Kolkatta vs Alnoori tobacco products which is reported in (2004) 6 SCC 186 at P. 189.

One another ruled given by the Hon'ble Supreme Court of India in the case of Ramesh Chand Doge vs. Rameshwari Bai that a judgment as is well known is not to be read as a statute. A judgment, it is trite, must be construed upon reading the same as a whole for the said purpose the attendant circumstances may also be taken into consideration. This is reported in 2005(3) SCJ.1 at P.S.

Demand No. 1: Our Ambedkar Mission is demanding for deeply observation of the Constitutional Definition given under Article 366(24) and (25) for Scheduled Castes and Scheduled Tribes alongwith our examples given in this Memorandum and kindly take a necessary steps for fill up the reserved post by advertisement of Special Drive Recruitment for Scheduled Castes and Scheduled Tribes for direct recruitment and for promotion quota under the A & N Administration.

Demand No. 2: Our Ambedkar Mission is also strongly demanding that claims of a recognized member of Scheduled Castes and Scheduled Tribes for employment under A & N Administration against reserved post should also be considered by thoroughly observation of Article 335 & 16(2) of the Constitution of India. The necessary direction should also be given to all authorities for advertisement of reserved posts for Scheduled Castes and Scheduled Tribes in the various department under your good control of this Administration and oblige please.

Thanking you Sir,

Yours faithfully,

Jathu
25/12/08
(Patel Dhirubhai)

General Secretary
AMBEDKAR MISSION
DIGLIPUR, N. ANDAMAN

To,

1. The Secretary to the Govt. of India, Ministry of Home Affairs, New Delhi for kind information and further necessary action please.
2. The Hon'ble Lt. Government of A & N Islands for kind information and further necessary action please.
3. The Chief Secretary of A & N Administration for kind information and further necessary action please
4. The Development Commissioner, A & N Administration for kind information and further necessary action please.
5. The Secretary of Tribal Welfare, A& N Administration for kind information and further necessary action please.
6. All Head of Department under A & N Administration for kind information and further necessary action please.

Jathu
25/12/08
(Patel Dhirubhai)

General Secretary
AMBEDKAR MISSION
DIGLIPUR, N. ANDAMAN