



AMBEDKAR MISSION

DIGLIPUR,

NORTH ANDAMAN

Registration No. 854 Dated 12-1-1995

168

Ref. No.

Date.....

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Example No. 3 For prevent discrimination:-

If the A & N Administration denied to a person belong to a Dhodia caste or community which is notified under Article 342 as Scheduled Tribes in relation with the Maharashtra State on the ground of his/her Dhodia caste or tribal community is not eligible for an employment under A & N Administration then the person belong to Dhodia caste or tribe community would be ineligible and discriminated on the ground of race, caste and place of residence for an employment under the A & N Administration, which is opposed to Article 16(2) of the Constitution of India and this Article is prevent for discrimination on the ground of race, caste and place of residence etc. for an employment under the Government.

Point No. 3:- Union Territory of A & N Islands is a notified as Department of the Central Govt. and Lt. Governor is an authority subordinate to the President and the definition of the Subordinate Authority is clearly defined under Rule 3(1) (n) of Delegation of Financial Powers Rules, 1978 that "Subordinate Authority mean a Department of the Central Government or any Authority Subordinate to the President".

In respect of employment under the Department there is no discrimination between the Scheduled Castes and Scheduled Tribes of One State or another. In respect of employment under the Union Territories are also the legally position would be the same and a recognized Scheduled Caste/Scheduled Tribes of any other State/Union Territory would be entitled of the benefits and facilities provided for Scheduled Castes and Scheduled Tribes in the services under the Union Territory Administrations, as well.

Moreover, description of service of posts/Groups A,B,C and D of the Union Territories are included under Central Civil Service(Control, Classification and Appeal) Rules, 1965 as the heading given under Central Civil Services group A,B,C and D. The Rule 7 of CCS(CCA) is also provided as General Central Service and Government Servant appointed to any such post shall be deemed to be a member of General Central Service.

In the above circumstances it is very clear that all posts under A & N Administration are Central Civil Posts and all employees are also Central Government Servants and for the Central Government Jobs all Scheduled Castes and Scheduled Tribes candidates other than the A & N Islands are also equally eligible for reserved posts for SCs and STs under the A & N Administration on the analogies of Central Government Servant because all posts of A & N Administration are also Central Civil Posts.

The Constitution of India is also prevent to a Government for discrimination on the ground of caste, place of birth and place of residence etc. for an employment under the Government.

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