

Room No.220-221, SCT Cell, the
Eastern Court,
BSNL Corporate Office,
Janpath, New Delhi – 110001.



भारत संचार निगम लिमिटेड
(भारत सरकार का उपक्रम)
BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

No.60-2/2020-SCT(Pt)

Dated: 25.04.2022

To,

1. All Head of Circles, BSNL.
2. Cadre Controlling Units, BSNL Corporate Office.

Sub: Non-payment/Delay in payment of retirement benefits on account of delay in verification of caste certificate in respect of retiring employees.

Sir/Madam,

The undersigned is directed to forward Department of Pension & Pensioners' Welfare (DoP&PW) OM No. 38/09(02)/2020-P&PW (A) (6721) dated 30.11.2021 on subject mentioned above endorsed vide Department of Telecommunications (Pension Section) letter No. 36-03/2019-Pen (T) dated 30/12/2021 and read with DoT letter dated 22/03/2022 & 04/04/2022 (enclosed) for strict compliance and necessary action thereupon.

This is issued with the approval of the competent authority.

Encl: As above


Deputy General Manager (SCT)
Email: sctcellbsnlco@gmail.com
dmsctcellbsnlco@gmail.com

Copy for information to:

1. PPS, CMD BSNL.
2. PS, DIR HR, BSNL
3. PGM(Establishment), BSNL Corporate office
4. Mis Neha Singh, Under Secretary, Pension Section, DOT New Delhi with r.p.t. your letter 36-03/2019-Pen (T) dated 30/12/2021, 22/03/2022 and 04/04/2022
5. Sh Kanaso T K, Under Secretary, DOT, New Delhi for information please.
6. BSNL Intranet.

No. 36-03/2019-Pen(T)
Government of India
Ministry of Communications
Department of Telecommunications
(Pension Section)

516, Sanchar Bhawan
20, Ashoka Road, New Delhi
Dated: 30th December, 2021

OFFICE MEMORANDUM

Subject: Circulation of DoP&PW OM No. 38/09(02)/2020-P&PW (A) (6721) dated 30.11.2021 regarding Non-payment/Delay in payment of retirement benefits on account of delay in verification of caste certificate in respect of retiring employees

The undersigned is directed to circulate above mentioned DoP&PW OM dated 30.11.2021 regarding the referred subject for information and necessary action.

2. As directed by DoP&PW, in para 6 of said OM, a quarterly report on number of employees whose pensionary benefits have been withheld due to reasons other than pending administrative or judicial proceedings and the reasons thereof is required to be submitted to DoP&PW.
3. All the CCA offices may submit the 1st report, through CGCA Office, in compliance of para 6 of the DoP&PW OM, to this Department by 10.01.2022 for onward submission to DoP&PW. Thereafter, the O/o CGCA must ensure that compiled quarterly reports in respect of all the CCA offices must be submitted to this Department within 10 days after each quarter.

Encl: As above.

Din
30/12/21
(Neha Singh)

Under Secretary to the Govt. of India
Ph. 011 2303 6213

To:

1. O/o CGCA, NICF Campus, Ghitorni, New Delhi – 110 030, compiled data may be submitted to Dir(A/cs-I), DoT.
2. Dir(A/cs-I), DoT - with request that Compiled data in respect of all the CCA offices may be provided to Pension Section.
3. All the office of Pr. CCAs/ CCAs/LSAs/Heads of BSNL circles.
4. Administrator (USOF), Sr. DDG(TEC), Khurshid Lal Bhawan, New Delhi, WMO/NCCS
5. DDG(A/cs), DDG(C&A), DDG(Pers.), DDG(E&T), JWA, DoT, HQ.
6. Dir (Accounts-II), Dir (Staff), Dir (SEA), Dir (Civil), Dir (Arch.), Dir (Elect.), DS (Admn.I), DS (Admn.II), DoT, HQ.
7. US (Admn.I), US (Admn.II), US(Admn.III), US(SGT), US(SNG), ADG(SEA-I), ADG(SEA-II), DoT
8. ADG(E&C), DoT for uploading this OM on DoT website.

Copy, in respect of DoT employees working on deputation, to:

9. CMD, BSNL/MTNL/BBNL/TCIL/ITI.
10. Registrar, TDSAT, Secretary TRAI, Chairman C.DoT

फा. न. 38/09(02)/2020-P&PW (A) (6721)

भारत सरकार Government of India

कार्मिक, लोक शिकायत और पेंशन मंत्रालय Ministry of Personnel, PG & Pensions
पेंशन और पेंशनभोगी कल्याण विभाग Department of Pension & Pensioners' Welfare

लोक नायक भवन 3rd Floor, Lok Nayak Bhawan
खान मार्केट, नई दिल्ली Khan Market, New Delhi-110 003

दिनांक Dated: 30.11.2021

कार्यालय ज्ञापन/Office Memorandum

Subject: Non-payment/Delay in payment of retirement benefits on account of delay in verification of caste certificate in respect of retiring employees - Regarding

The undersigned is directed to say that instructions/ orders have been issued by Department of Personnel and Training (DoPT) from time to time for timely initiation/completion of verification of caste certificate of the employees. In spite of these instructions, completion of verification of caste certificate is inordinately delayed and, in many cases, the verification is not completed even till the retirement of the employee and pensionary/retirement benefits of such employees are not released till the completion of verification of caste certificate.

2. This issue has also been raised before the Parliamentary Committee on the Welfare of Scheduled Castes and Scheduled Tribes and the Committee has taken a serious note of the same. The Committee has directed to sensitize the concerned Ministries/ Departments/ organizations about the need for timely completion of verification of caste certificate and also for timely release of pensionary benefits to the employees in respect of whom verification of caste certificate is delayed due to administrative reasons or lapse.

3. The matter has been examined in this Department. In accordance with Rule 9 and Rule 69 of the Central Civil Services (Pension) Rules, 1972, a provisional pension may be sanctioned to an employee against whom any departmental or judicial proceedings are pending at the time of retirement. In that case, no gratuity shall be paid till the conclusion of the departmental or judicial proceedings and issue of final orders thereon. **The Central Civil Services (Pension) Rules, 1972 or instructions/guidelines issued by this Department, however, do not provide for withholding of the retirement benefits under any other circumstances, including on account of pending verification of caste status of the employee.**

4. All the Ministries/Departments are, therefore, advised to ensure that the verification of caste certificate of employees is completed expeditiously and, in

any case, well before the date of their superannuation, in accordance with the instructions issued by the Department of Personnel & Training. **Unless departmental or judicial proceedings are pending against a retiring employee, the pensionary/ retirement benefits of the retiring employee should not be withheld or delayed on the ground of pendency of verification of caste certificate.**

5. All the Ministries/Departments are also advised to bring these instructions to the notice of the attached/ subordinate offices under their administrative control for strict compliance.

6. All the Ministries/ Departments are directed to submit a quarterly report on number of employees whose pensionary benefits has been withheld due to reason other than pending administrative or judicial proceedings and the reasons thereof.



(Ruchir Mittal)
Director

सेवा में,

The Secretaries of all Ministries / Departments of Government of India

No. 40-09/2022-Pen(T)
Government of India
Ministry of Communications
Department of Telecommunications
(Pension Section)

516, Sanchar Bhawan
20, Ashoka Road, New Delhi
Dated: 22nd March, 2022

To,
The Chairman and Managing Director
BSNL Corporate Office
Bharat Sanchar Bhavan
Harish Chandra Mathur Lane, Janpath
New Delhi-110 001.

Subject: Clarification regarding caste status verification in BSNL

Reference BSNL letter No. 60-02/2020-SCT(Pt) dated 04.02.2022 seeking clarification on DoP&PW OM No. 38/09(02)/2020-P&PW (A) dated 30.11.2021 vide which instructions were issued regarding non-payment/ delay in payment of retirement benefits on account of delay in verification of caste certificate in respect of retiring employees.

2. In this regard it is stated that as far as pensionary / retirement benefits are concerned, it is clear from the DoP&PW OM dated 30.11.2021 that pensionary/ retirement benefits of the retiring employee should not be withheld or delayed on the ground of pendency of verification of caste certificate and the only reason for withholding the said benefits can be pending departmental or judicial proceedings at the time of retirement.

3. Further, verification of caste certificate of serving employees, is an administrative matter and as such should be carried out by the appointing authority expeditiously and, in any case well before the date of superannuation as per extant rules by DoP&T on the matter. DoP&T letter No. 41034/4/2020-Estt (Res-I) dated 19.03.2021 (copy enclosed) may be referred in this regard.

4. BSNL is therefore requested to take necessary action in light of clear instructions of DoP&PW on the matter.



This issues with the approval of competent authority.


22/3/22
(Neha Singh)

Under Secretary to the Govt. of India
Ph. 011 2303 6260

Copy to

- ✓ 1. GM & CLO (SCT), BSNL CO, Eastern Court, Janpath, New Delhi – 110 001 for information and similar necessary action
2. Shri Kanaso T.K. US (SCT Section), DoT HQ for information w.r.t letter dated 17.02.2022
3. DoPT


22/3/22
DMS (G)

22/3/22
DMS (G-1)

No. 40-09/2022-Pen(T)
Government of India
Ministry of Communications
Department of Telecommunications
(Pension Section)

516, Sanchar Bhawan
20, Ashoka Road, New Delhi
Dated: 4th April, 2022

OFFICE MEMORANDUM

Subject: Timely verification of Caste/Community Certificates - regarding.

The undersigned is directed to refer to DoP&T letter No. 41034/4/2020-Estt (Res-I) dated 19.03.2021 vide which necessary guidelines were issued to all concerned regarding the above mentioned subject.

2. In this regard BSNL vide letter No. 60-02/2020-SCT(Pt) dated 04.02.2022 (copy enclosed) has intimated the difficulties experienced by BSNL authorities in getting the caste certificate verified by State Govts and the delays involved w.r.t serving employees. It has sought clarification regarding release of pensionary/retirement benefits in such cases.

3. It is to state that instructions have been issued to BSNL vide letter of even no. dated 22.03.2022 (copy enclosed) to take necessary action regarding disbursement of pensionary/retirement benefits of the retiring employee in light of DoP&PW OM No. 38/09(02)/2020-P&PW (A) dated 30.11.2021.

4. However, the matter regarding delay and pendency in verification of caste certificate of serving employees by State Govts. raised by BSNL may kindly be looked into by DoPT.

This issues with the approval of competent authority.

Encl: As above

Neha Singh
4/4/22
(Neha Singh)

Under Secretary to the Govt. of India
Ph. 011 2303 6260

To,

Shri Sandeep Saxena, DS, DoPT, North Block, New Delhi

Copy for information to

1. The CMD, BSNL Corporate Office, Bharat Sanchar Bhavan, Harish Chandra Mathur, Lane, Janpath, New Delhi-110 001.
2. GM & CLO (SCT), BSNL CO, Eastern Court, Janpath, New Delhi - 110 001
3. Shri Kanaso T.K. US (SCT Section), DoT HQ
4. Shri Ruchir Mittal, Director, DoP&PW, 3rd Floor Lok Nayak Bhawan, Khan Market New Delhi, 110 003

S. Singh
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DAM(BCT)

No. 41034/4/2020-Estt (Res-1)
Government of India
Ministry of Personnel, Public Grievance & Pensions
Department of Personnel and Training

North Block, New Delhi
Dated the 19th March, 2021

To

The Chief Secretaries of all States & Union Territories

Subject: Timely verification of Caste/Community Certificates - regarding.

Sir,

I am directed to say that instances have come to the notice where the pensionary benefits of employees belonging to ST category, who were working in various offices and organizations under Central Government in the State of Tamil Nadu, have been withheld on the ground that their caste verification is pending from the State Government. The Parliamentary Standing Committee on the Welfare of the Scheduled Castes & Scheduled Tribes (SC&ST) have taken a serious view of this, and has directed this Department to issue necessary guidelines to all the concerned for ensuring timely verification of the Caste Certificate of the employees belonging to the reserved category.

2. It is stated that the responsibility for the issue and verification of Caste Certificate lies with the concerned State/UT Government. The Hon'ble Supreme Court, vide its Order dated 2.9.1994 in the matter of in the matter of *Kumari Madhuri Patil vs Addl. Commissioner*, has laid down the detailed guidelines for effective verification of the Caste Certificates of the employees, so that no person, on the basis of fake caste certificate, may secure employment wrongfully in the Government.

3. DoP&T has issued various guidelines from time to time for streamlining the process of verification of Caste Certificate of the employees, and has requested the State/UT Governments for timely verification of the same. However, as mentioned above, instances have come to notice that the appointing authority has taken an unduly long time in getting the caste status of an employee verified through the concerned State authorities which is totally in contravention of the existing instructions. In this regard, attention is invited towards the following instructions of DoPT in the matter:

- (i) DoPT OM No. 36019/7/1975-Estt (SCT) dated 31.10.1975 (copy at Annexure-I) provides that the candidates belonging to the SC/ST category have to produce a Certificate in the prescribed form issued by

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one of the prescribed authorities in support of their claim of belonging to a SC/ST. Where such a candidate is unable to produce a Certificate from any of the prescribed authorities, he may be appointed provisionally on the basis of whatever prima facie proof he is able to produce in support of his claim subject to his furnishing the prescribed Certificate within a reasonable time, and if there is genuine difficulty in his obtaining a Certificate, the appointing authority should itself verify his claims through the District Magistrate concerned.

- (ii) DoPT OM No. 36011/16/80-Estt (SCT) dated 27.2.1981 (copy at Annexure-II) provides that the verification of caste status at every important upturn of employee's career is necessary, as an SC candidate may lose his status of SC if he embraces a religion other than Hinduism and Sikhism (DoPT OM No. 36011/3/2005-Estt (Res) dated 9.9.2005 provides that an SC candidate loses his SC status if he embraces a religion other than Hinduism, Sikhism or Buddhism).
- (iii) DoPT, vide letter No. 36022/1/2007 - Estt (Res) dated 20.3.2007 (copy at Annexure-III), have requested the State/UT Governments to issue instructions to the District Magistrates/District Collectors/Deputy Commissioners of the districts to the effect that they should ensure at their own level that veracity of the Caste/Community certificate referred to the district authorities is verified and reported to the appointing authority within one month of receipt of request from such authority. The State/UT Governments were also requested to initiate disciplinary proceedings against the officers who default in timely verification of Caste Status.
- (iv) DoPT, vide letter No. 41034/3/2012 - Estt (Res) dated 11.4.2012 (copy at Annexure-IV), have reiterated the above instructions dated 20.3.2007 requesting the State/UT Governments to issue instructions to the concerned district authorities to ensure veracity of the Caste/Community Certificate referred to them and report the same to the appointing authority within one month of receipt of request from such authority. This letter also conveys the directions of the Parliamentary Committee at that time on the Welfare of SCs and STs that the State/UT Governments may constitute a District-Level Committee in each District which may hold regular meetings to ensure timely verification of Caste Certificates.
- (v) DoPT OM No. 36011/1/2012-Estt (SCT) dated 8.10.2015 (copy at Annexure-V) reiterates the earlier instructions on timely and effective verification of the Caste Certificate so that the benefit of reservation and other scheme of concessions etc. go only to the rightful claimants.
- (vi) DoPT letter No. 36011/1/2012-Estt (SCT) dated 14.3.2016 (copy at Annexure-VI) addressed to all State/UT Government again reiterates the earlier instructions on verification of Caste Certificate within a reasonable time.

4. In view of the above, all State/UT Governments are again requested that the above-mentioned instructions may be brought to the notice of all

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the concerned officers, and it may be ensured that the process of caste verification is completed within a reasonable time, and the concerned appointing authorities are informed about the veracity of the Caste Certificate of the candidates/employees within one month of the receipt of such request from the concerned appointing authority.

5. This issues with the approval of Secretary (P).

Yours faithfully,

Sd/- 19/3/2021

(Sandeep Saxena)
Deputy Secretary

To

1. The Secretaries of all the Ministries/Departments of the Govt. of India for ensuring strict compliance of the existing instructions on timely verification of Caste/Community Certificate.
2. Department of Financial Services, New Delhi.
3. Department of Public Enterprises, New Delhi.
4. Railway Board, Ministry of Railways, Rail Bhawan, New Delhi.
5. The Secretary, National Commission For Scheduled Castes, 5th Floor, Lok Nayak Bhawan, Khan Market, New Delhi-110003.
6. The Secretary, National Commission for Scheduled Tribes, 6th Floor, B-Wing, Lok Nayak Bhawan, Khan Market, New Delhi-110003.
7. The Secretary, National Commission for Backward Classes, Trikot - 1, Bhikaji Cama Place New Delhi - 110 066.
8. Office of Comptroller and Auditor General of India, 10, Bahadurshah Zafar Marg, New Delhi.
9. NIC, DoPT with the request to upload the same on the website of the Department.

22/3/2021
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ANNEXURE-I

Department of Personnel & Administrative Reforms O.M. No. 36019/7/75-Estt. (SCT)
dated 31st October, 1975 to all Ministries etc.

Subject :- Verification of claims of candidates belonging to Scheduled Castes and Scheduled Tribes for purpose of appointment to posts/services.

The undersigned is directed to say that candidates belonging to Scheduled Castes and Scheduled Tribes have to produce a certificate in the prescribed form issued by one of the prescribed authorities in support of their claim of belonging to a Scheduled Caste/Scheduled Tribe vide Appendix 14 and 15 of the Brochure on Reservation for Scheduled Castes and Scheduled Tribes in services, 4th edition. In this connection attention of the Ministry of Finance etc. is also invited to the content of the Ministry of Home Affairs Office Memorandum No. 13/2/57-SCT(T), dated the 25th May, 1960 and No. 13/2/61-SCT(1), dated the 18th November, 1961 which provide that where a candidate belonging to a Scheduled Caste and Scheduled Tribe is unable to produce a certificate from any of the prescribed authorities, he may be appointed provisionally on the basis of whatever prima facie proof he is able to produce in support of his claim subject to his furnishing the prescribed certificate within a reasonable time, and if there is genuine difficulty in his obtaining a certificate, the appointing authority should itself verify his claims through the District Magistrate concerned. The instructions contained in the aforementioned Office Memorandum are again brought to the notice of the Ministries, Department etc.

Department of Personnel & A.R. No. 36011/16/80-Estt. (SCT) dated 27-2-81

Subject — Descheduling of caste of Scheduled Caste person after his initial appointment—Question of verification of caste at the time of making subsequent promotions.

With reference to the above subject, the undersigned is directed to say that instances have come to the notice of the Government where a Scheduled Caste person whose caste has been de-scheduled long ago was promoted against a reserved vacancy though he no longer was a member of the Scheduled Caste. Instances have also come to the notice of the Government where a person professing a religion other than the Hindus and Sikhs, was appointed against a Scheduled Caste vacancy though the fact of his belonging to any other religion other than the Hindus and Sikhs did not entitle him to claim the benefits of being Scheduled Caste. Obviously, these have occurred due to the appointing authorities not scrutinising the caste certificate of the person to be appointed or promoted.

It has now been decided that the appointing authorities should verify the caste status of a Scheduled Caste/Tribe officer at the time of initial appointment and promotion against a vacancy reserved for Scheduled Caste/Tribe. For this purpose, the caste and the community to which a SC/ST person belongs, his place of residence and the name of the State, should be pasted on the top of the service book, personal file or any other relevant document covering its employee to facilitate such verification. It may be mentioned that a Scheduled Caste person, whose caste been descheduled after his initial appointment as Scheduled Caste, is no longer entitled to enjoy the benefit of reservation in promotions. This verification of caste status at every important upturn of employee's career is necessary so that the benefit of reservation and other scheme of concessions etc. meant for SC/ST should go only to the rightful claimants and not those who become dis-entitled to them.

3. M/O. Finance etc. are requested to bring the above position to the notice of all attached and subordinate offices under them.

ANNEXURE-III

No.36022/1/2007-Estt.(Res)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

...

... New Delhi, dated: the 20th March, 2007

To

The Chief Secretaries of all
States/Union Territories

Subject: Verification of claims of candidates to belong to
Scheduled Castes, Scheduled Tribes and Other
Backward Classes.

Sir,

It has been brought to the notice of this Department that some candidates manage to secure employment under the Government against the vacancies reserved for SCs/STs/OBCs on the basis of false/forged caste/ community certificates. It is a serious matter which can only be tackled with the cooperation of the State Governments.

2. Instructions issued by this Department require the appointing authorities to verify the caste status of SC/ST/OBC candidates at the time of initial appointment. Accordingly, the concerned appointing authorities, at the time of initial appointment of SC/ST/OBC candidates against vacancies reserved for them, make a request to the concerned district authorities to certify the veracity of caste/community certificate produced by the candidate. Many a time, the district authorities take unduly long time to respond. Where verification is not completed in time, the candidates are given appointment on provisional basis pending verification of their caste status. Some candidates continue to hold the post on the basis of false/forged certificates in the absence of proper response from district authorities. Chances of collusion of the candidate with some unscrupulous employee(s) at the district level cannot also be ruled out.

3. I am directed to request you to streamline the system so that the unscrupulous non-SC/ST/OBC persons are prevented from securing jobs meant for SCs/STs/OBCs by producing false certificates. It would be appreciated if you could issue instructions to the District Magistrates/District Collectors/Deputy Commissioners of the districts to the effect that they should ensure at their own level that veracity of the caste/community certificate referred to the district authorities, as stated above, is verified and reported to the appointing authority within one month of receipt of request from such authority. In order to rule out collusion between candidates holding false/forged certificate and employees at the district level or sub-district level, disciplinary proceedings may be initiated against officers who default in timely verification of caste status in such cases or issue false certificates.

Yours faithfully



(R. Ramamujam)
Joint Secretary

No.41034 3 2012-Estt.(Res.)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi-110001
Dated the 11th April, 2012

To

The Chief Secretaries of all the States/
Union Territories.

Subject: - Verification of caste certificates by District authorities.

Sir,


Attention is drawn to Department of Personnel and Training's letter No.36022/1/2007-Estt. (Res.) dated 20th March, 2007 whereby the Chief Secretaries of all States/ Union Territories were requested to streamline the system of verification of caste certificates so that unscrupulous non-SC/ST/OBC persons are prevented from securing jobs meant for SCs/STs/OBCs by producing false certificate. They were also advised to issue instructions in this regard to the concerned District Magistrates/ District Collectors/ Deputy Commissioners of the districts to ensure at their own level that veracity of the caste/ community certificate referred to the district authorities is verified and reported to the appointing authority within one month of receipt of request from such authority. They were further requested that disciplinary proceedings may be initiated against officers who default in timely verification of caste status in such cases or issue false certificates to rule out collusion between candidates holding false/ forged certificate and employees at the district level or sub-district level.

2. Recently the Parliamentary Committee on the Welfare of Scheduled Castes and Scheduled Tribes on the Ministry of Railway in its 28th Report (14th Lok Sabha) on the subject of false-caste certificates had, inter-alia, observed as under:-

"The Ministry of Railways to take up the matter of pending false caste certificate cases lying with District Collectors with the Ministry of Personnel, Public Grievances and Pensions who are the cadre controlling Ministry over the Collectors and to ensure that all the State Governments constitute appropriate District Level Committee (DLC) in every district urgently and to instruct them to hold regular meetings so that cases of investigation of false caste certificates are not held up for want of proper DLC or non holding of meetings by such Committee."

3. Keeping in view of the direction given by the Parliamentary Committee on the Welfare of Scheduled Castes and Scheduled Tribes on the Ministry of Railways, it is requested that instructions may be issued to the concerned District Magistrates/ District Collectors/ Deputy Commissioners of the districts etc. to verify the details of the candidate (s) before issuing the caste certificates so that the benefits of reservation and other schemes of concessions, etc. meant for SCs/STs/OBCs go only to the rightful claimants. As desired by the Parliamentary Committee, a District Level Committee may also be constituted in each District. The Committee be instructed to hold regular meetings to ensure timely verification of caste certificates.

Yours faithfully,



(Sharad Kumar Srivastava)

Under Secretary to the Government of India

Tele. No. 23092110

Copy to: -

1. All Ministries/Departments of Government of India.
2. Department of Financial Services, Jeevan Deep Building, Parliament Street, New Delhi-110001.
3. Department of Economic Affairs, Ministry of Finance, New Delhi.

ANNEXURE II

No.36011/1/2012-Estt.(Res.)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training
Establishment Reservation - I Section

North Block, New Delhi-110 001
Dated the 8th October, 2013

OFFICE MEMORANDUM

Subject: Reiteration of the instructions on verification of claims of candidates belonging to Scheduled Castes, Scheduled Tribes and Other Backward Classes for purpose of appointment to posts/services.

The undersigned is directed to say that as per extant instructions where a candidate belonging to a Scheduled Caste (SC), Scheduled Tribe (ST) and Other Backward Classes (OBC) is unable to produce a certificate from any of the prescribed authorities, he/she may be appointed provisionally on the basis of whatever prima-facie proof he/she is able to produce in support of his/her claim subject to his/her furnishing the prescribed certificate within a reasonable time. Instructions have been issued vide DoPT's letter No.36022/1/2007-Estt.(Res.) dated 20.3.2007 to the Chief Secretaries of all States/UTs for streamlining the system of verification of caste certificates so that unscrupulous non-SC/ST/OBC persons are prevented from securing jobs meant for SCs/STs/OBCs by producing false certificates. Timely and effective verification of caste status is necessary so that the benefit of reservation and other scheme of concessions etc. go only to the rightful claimants.

2. In this regard, attention is invited to the instructions contained in the following Office Memoranda/Orders issued by this Department from time to time. A copy each of the Office Memoranda is enclosed:-

- (i) OM No. 36019/7/75-Estt. (SCT) dated 31.10.1975
- (ii) OM No. 36011/16/80 - Estt. (SCT) dated 27.02.1981
- (iii) OM No. 36011/3/2005-Estt. (Res.) dated 09.09.2005
- (iv) OM No. 36012/6/88-Estt.(SCT) dated 24.4.1990

3. Instances have been brought to the notice of this Department that despite the aforesaid instructions, the appointments of the candidates belonging to SC/ST/OBC communities are with-held/delayed due to pending caste certificates verification.

contd/-

4. It is, therefore, reiterated that in the situation where a candidate belonging to a Scheduled Caste, Scheduled Tribe and Other Backward Classes is unable to produce a certificate from any of the prescribed authorities, he/she may be appointed provisionally on the basis of whatever prima-facie proof he/she is able to produce in support of his/her claim subject to his/her furnishing the prescribed certificate within a reasonable time and if there is genuine difficulty in his/her obtaining a certificate, the appointing authority should itself verify his/her claim through the District Magistrate concerned.

5. All Ministries/ Departments are requested to bring the contents of this O.M. to the notice of all concerned.

G. Srinivasan

(G. Srinivasan)

Deputy Secretary to the Government of India

To:

1. The Secretaries of all Ministries/Departments of the Government of India.
2. Department of Financial Services, New Delhi
3. Department of Public Enterprises, New Delhi
4. Railway Board, Ministry of Railways, Rail Bhawan, New Delhi
5. Union Public Service Commission/ Supreme Court of India/Election Commission of India/ Lok Sabha Secretariat/ Rajya Sabha Secretariat/ Cabinet Secretariat/ Central Vigilance Commission/ President's Secretariat/ Prime Minister's Office/ Planning Commission
6. Staff Selection Commission, CGO Complex, Lodhi Road, New Delhi
7. Ministry of Social Justice and Empowerment, Shastri Bhawan, New Delhi
8. National Commission for SCs/National Commission for STs, Lok Nayak Bhawan, New Delhi
9. National Commission for Backward Classes, Trikoot-1, Bhikaji Cama Place, R.K. Puram, New Delhi
10. Office of the Comptroller and Auditor General of India, 10 Bahadur Shah Jafar Marg, New Delhi - 110 002
11. Information and Facilitation Center, DoPT, North Block, New Delhi.
12. Director, ISTM, Old JNU Campus, Old Palms Marg, New Delhi 110067
13. NIC, DoPT - to upload the same on DoPT Website.

ANNEXURE - VI

No. 36011/1/2012-Estt.(Res.)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training
Establishment Reservation - I Section

North Block, New Delhi-110 001
Dated March 14, 2016

To,
The Chief Secretaries of all States/UTs

Subject: Reiteration of the instructions on streamlining the procedure for verification of claims of candidates belonging to Scheduled Castes, Scheduled Tribes and Other Backward Classes for purpose of appointment to posts/services - regarding

Madam/Sir,

I am directed to refer to this Department's letter no. 36022/1/2007-Estt. (Res.) dated 20.03.2007 addressed to Chief Secretaries of all States/UTs (copy enclosed) regarding streamlining of the process for verification of claims of candidates belonging to Scheduled Castes (SCs), Scheduled Tribes (STs) and Other Backward Classes (OBCs). It was also requested to issue instructions to District Magistrates/District Collectors/ Deputy Commissioners to ensure at their own level the veracity of caste certificates so that unscrupulous non-SC/ST/OBC persons are prevented from securing jobs meant for SCs/STs/OBCs by producing false certificates.

2. Owing to difficulties faced by candidates belonging to these reserved communities in various states in securing employment due to delays in obtaining caste certificates, this Department, vide an Office Memorandum of even number dated 08.10.2015, has re-iterated the instructions on providing provisional appointment to such reserved category candidates who are unable to obtain an appropriate caste certificate in time. It has been reiterated therein that where a candidate belonging to a Scheduled Caste, Scheduled Tribe or Other Backward Class is unable to produce a certificate from any of the prescribed authorities, he/she may be appointed provisionally on the basis of whatever prima-facie proof he/she is able to produce in support of his/her claim, subject to his/her furnishing the prescribed certificate within a reasonable time. If there is genuine difficulty in his/her obtaining a certificate, the appointing authority should itself verify his/her claim through the District Magistrate concerned. A copy of the OM is enclosed for reference and perusal.

3. In order to ensure that the candidates belonging to reserved categories do not face unnecessary problems in obtaining caste certificates, it is requested that instructions issued to the concerned authorities in the light of the aforementioned letter dated 20.03.2007 may be reiterated for information/compliance of all concerned.

4. It is also advised that in order to discourage unscrupulous activities, State Governments/UTs may consider issue of appropriate instructions for initiating disciplinary proceedings against the errant officers who default in timely verification of caste certificates or who issue false certificates.

Encl: as above

Yours faithfully,



(G. Srinivasan)

Deputy Secretary to the Government of India

Copy to:

✓ *Div, NIC, DOPT* - for placing it on the website of this Department for information of all concerned.