

24.

S. 106 (2)

GOVERNMENT OF RAJASTHAN
Department of Personnel (A-5)

No.F.9(26):Karmik:Ka-5/95

Dated: October 23, 2001

All Divisional Commissioners

All Collectors & District Magistrates

C I R C U L A R

SUBJECT: Clarification regarding applicability of creamy layer in the matter of reservation for Other Backward Classes.

With reference to the above-mentioned subject your attention is invited to this Department's letter of even No. dated July 11, 2001 addressed to the Collector & District Magistrate Kota and copies endorsed to all the Divisional Commissioners and Collectors and District Magistrates whereby it had been clarified that the children of those employees of the State Government who have been directly recruited in and are drawing pay in Pay Scales 11 to 22 shall not be eligible for the benefit of reservation provided for the Other Backward Classes.

A clarification has now been sought as to whether the children of those employees of the State Government who were not directly recruited to any of the above-mentioned Pay Scales but have subsequently been promoted to and are presently drawing pay in Pay Scales 11 to 22 would be eligible for the benefit of reservation provided for the Other Backward Classes. This matter has been re-examined in consultation with the Law Department. It is hereby clarified that the benefit of reservation for Other Backward Classes will not be admissible only in the following two categories of cases :-

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प्रेषित किया
दिनांक 22.10.2001

Clarification regarding applicability of creamy layer in the matter of reservation for Other Backward Classes.

- (a) Where both the parents were directly recruited as Class II Officers i.e. in Pay Scale Nos. 11 to 12-A.
- (b) Where only the father was directly recruited as a Class II Officer (posts in Pay Scale Nos. 11 to 12-A) and he was promoted to Class I (posts in Pay Scale Nos. 13 to 22) at the age of 40 or earlier.

In the above-mentioned two categories of cases the children will be deemed to belong to the creamy layers of the Other Backward Classes and shall not be entitled to the benefit of reservation for the Other Backward Classes.

In all other situations, except the two categories of cases which have been mentioned immediately above, the benefit of reservation will be admissible to the children of employees of the State Government.

You are requested to bring the above-mentioned clarification to the notice of all concerned for ensuring strict compliance.


23/8/2007
(Ashok Sampatram)
Secretary to Government