

**GOVERNMENT OF HARYANA
GENERAL ADMINISTRATION DEPARTMENT
GENERAL SERVICE-III BRANCH**

No. 22/146 /2015-1GS-III

Dated Chandigarh, the 06.08.2015

To

The Administrative Secretaries/Principal Secretaries to
Government, Haryana :-

- (i) Higher Education Department.
- (ii) School Education Department.
- (iii) Technical Education Department.
- (iv) Health & Medical Education Department.
- (v) Industrial Training Department.
- (vi) Agriculture Department.

Subject:- Grant of reservation in direct recruitment /admission in Universities/Colleges of Haryana State in case of Special Backward Classes.

Sir/Madam,

I am directed to invite your kind attention to the Government instructions issued vide No. 22/10/2013-1GS-III, dated 15.07.2014, which was issued in supersession of instructions issued vide No. 22/10/2013-1GS-III, dated 28.2.2013 and notification of Welfare of Scheduled Caste & Backward Classes Department issued vide U.O.No. 59 SW (1)-2013, dated 24. 01.2013 on the subject noted above vide which inter-alia it was decided to give 10% reservation admission in Government /Government aided educations /technical /Professional Institution to Special Backward Classes.

2. It is intimated that vide orders dated 27.07.2015 the Hon'ble Punjab and Haryana High Court, Chandigarh in Civil Writ Petition No. 2441, 6076, 13150 of 2014, 2708 of 2013 & 9132 of 2015 has restrained the State of Haryana to give any employment in the Government service and admission in educational institution on the basis of the impugned notifications. A copy of order dated

27.07.2015 may be downloaded from Government website i.e. www.csharyana.gov.in and www.haryana.gov.in for detailed information and necessary action.

3. In pursuance of orders of the Hon'ble High Court dated 27.7.2015 as mentioned in para 2 above, the State Government has decided that 10% seats meant for the Special Backward Classes may be kept vacant for the time being during the counseling process as an interim measure to comply with the directions of the Hon'ble High Court. It is further decided that after filling up of 90% of the seats in the institutions, the Administrative Department's may send the case to the Government for re-visiting the situation.

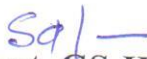
Yours faithfully,


Superintendent, GS-III Branch,
for Chief Secretary to Government, Haryana

Endst No. 22/146/2015-1GS-III

Dated 06-08-2015

A copy of above is forwarded to the Additional Chief Secretary to Government, Welfare of Scheduled Caste & Backward Classes Department for information and necessary action.


Superintendent, GS-III Branch,
for Chief Secretary to Government, Haryana

CWP No.9132 of 2015

**Ved Prakash and another
Vs.
State of Haryana and others**

Present: Mr. R.K. Chopra, Sr. Advocate with
Mr. Pawan Kumar, Advocate
for the petitioners.

Mr. Baldev Raj Mahajan, Advocate General, Haryana with
Mr. Lokesh Sinhal, Addl. A.G., Haryana.

Mr. Rajiv Atma Ram, Senior Advocate with
Mr. Sube Sharma, Advocate for respondent No.3.

Written statement has been filed on behalf of respondents
No. 1 and 2 in Court today. The same is taken on record and a copy
thereof has been supplied to learned counsel for the petitioners.

We have heard learned counsel for the parties on the
prayer of staying the operation of the impugned notifications dated
24.01.2013 (Annexure P-2) and 28.02.2013 (Annexure P-3).

Undisputedly, the impugned reservation in favour of five
classes of people, namely Bishnoi, Jat, Jat-Sikh, Ror and Tyagi
residing in Haryana State has been made by the State of Haryana on
the basis of Justice K.C. Gupta Commission's report. The said report
was not accepted by Hon'ble the Supreme Court while giving
judgment in Ram Singh and others Vs. Union of India, 2015(3)
Scale 570, whereby reservation of Jat community in the Central List
of Other Backward Classes, has been set aside.

Keeping in view the said judgment and the fact that
Justice K.C. Gupta Commission's report, on the basis of which the

CWP No.9132 of 2015

-2-

application by the Supreme Court, we restrain the State of Haryana to give any employment in the Government service and admission in educational institution on the basis of the impugned notifications.

Admitted.

To be listed for regular hearing within one year.

(SATISH KUMAR MITTAL)
JUDGE

(HARINDER SINGH SIDHU)
JUDGE

27.07.2015

Atul