

No. 22/38/2019-3GSIII

From

Chief Secretary to Government, Haryana

To

1. All the Administrative Secretaries to Government Haryana.
2. All Heads of Departments in the State of Haryana.
3. The Registrar General of Punjab & Haryana High Court, Chandigarh.
4. The Commissioners, Ambala/ Hisar/ Rohtak/ Gurugram/ Karnal/ Faridabad Division.
5. All the Deputy Commissioners in the State of Haryana.
6. All the CAs/MDs of all Boards/Corporations/Public Sector Undertakings in Haryana.
7. The Registrars of all the Universities in the State of Haryana.

Dated Chandigarh, the 25th April 2019

Subject:

Expeditious verification of caste status and imposing of punishment on persons holding false Scheduled Caste certificate and against those who were responsible for issue of such certificates.

Sir/Madam,

I am directed to invite attention towards Government of India, Ministry of Social Justice and Empowerments, Department of Social Justice and Empowerment, New Delhi vide their letter no. 12017/02/2018-SCD (R.L. Cell), Dated 11.03.2019 along with Government of India/Bharat Sarkar, Ministry of Home Affairs/ Grih Mantralaya, letter No BC.12025/1/82 SC & BCD IV, dated 29.06.1982 (copy enclosed) regarding verification of caste status and imposing of punishment on persons holding false Scheduled Caste certificate.

2. Accordingly, you are requested to bring these instructions to the notice of all concerned for strict compliance.

o/c

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Under Secretary General Administration,
for Chief Secretary to Government, Haryana



No. 12017/02/2018-SCD (R.L. Cell)
Government of India
Ministry of Social Justice and Empowerment
Department of Social Justice and Empowerment

Shastri Bhawan, New Delhi
New Delhi, dated: 11.03.2019

To,

The Chief Secretaries to all the State Governments/Union Territory Administrations.

Subject: Expeditious verification of caste status and imposing of punishment on persons holding false Scheduled Caste certificates and against those who were responsible for issue of such certificates.

Sir,

I am directed to say that Parliamentary Committee on the Welfare of Scheduled Castes and Scheduled Tribes in its Thirtieth Report (Sixteenth Lok Sabha) has expressed concern over a spurt in number of cases of false caste certificates and delay in the verification of social status certificates. The Committee has recommended imposing of heavy fine and imprisonment on the holders of false Scheduled Caste certificates and those who have issued Scheduled Caste certificate to ineligible persons, carelessly or deliberately without proper verification.

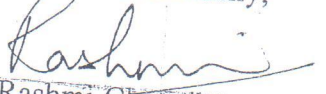
2. In this regard, attention is invited to Ministry of Home Affairs letter No. BC 12025/1/82-SC&BCD.IV, dated 29.06.1982 (copy enclosed), addressed to the Chief Secretaries of all the State Governments /Union Territory Administrations requesting them to take strict measures to detect such cases of non-Scheduled Caste persons holding false Scheduled Caste certificates, deprive them of benefits that they are not entitled to and impose penalties and take legal action against them and against those who are responsible for the issue of such certificate strictly and expeditiously.

3. Reference is also invited to this Ministry's letter No. 12017/10/2002-SCD (R.L.Cell) dated 01.01.2003 (copy enclosed) addressed to the Chief Secretaries of all the State Governments/ UT Administrations requesting them that the verification of caste status may be done expeditiously as per procedure prescribed by the Supreme Court in the case of Madhuri Patil and Anr. Vs. Additional Commissioner, Tribal Development Department and Ors. (1995 AIR 94). So that constitutional obligations intended for the benefit and advancement of the genuine Scheduled Caste persons are not defeated by unscrupulous persons.

4. All the State Governments /U.T. Administrations are requested to issue necessary instructions to all the officials under their control who are empowered to issue social status certificates to take proper care before issuing them. These officials may also be informed that action would be taken against them under the relevant provisions of Indian Penal Code, if any of them is found to have issued certificates carelessly and without proper verification. Further, instructions may also be issued to the officials who have been assigned the job of verification of social status certificates to complete the verification expeditiously. Action should be taken against the officials who deliberately delay the process of verification.

Encl: as above.

Yours faithfully,



(Rashmi Chowdhary)

Joint Secretary to the Government of India

No. BC. 12025/1/82 SC & BCD IV
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi dated 29th June 1982.

To

The Chief Secretaries of all State Governments/Union Territory Administrations.

Subject:--Issue of Scheduled Caste/Tribe Certificates— Providing for punishments for officials issuing such certificates without proper verification.

Sir,

I am directed to say that it was mentioned in the meeting of the Consultative Committee for the Ministry of Home Affairs held in Feb. 1982 that Scheduled Caste/Tribe certificates have been issued to ineligible persons, carelessly or deliberately without proper verification by the officials empowered to issue such certificates. This has resulted in some persons availing of the benefits meant for the Scheduled Castes and Scheduled Tribes on false pretext. The Consultative Committee has desired that suitable steps should be taken to prevent such wrong issue of certificates.

2. Attention is invited to this Ministry's letter No. BC 12025/3/78-SCT-I dated 29th March 1976 addressed to the Chief Secretaries of all the State Governments/U.T. Administrations requesting them to take deterrent action against officials who issued certificates carelessly or deliberately without proper verification. The State Governments/U.T. Administrations were requested to issue necessary instructions to all the officials under their control who are empowered to issue certificates to take proper care before issuing them. These officials were also to be informed that action would be taken against them under the relevant provisions of the Indian Penal Code (Section 420 etc.) if any of them is found to have issued certificates carelessly and without proper verification in addition to the action to which they are liable under the appropriate disciplinary rules applicable to them.

3. It is requested that the action taken in the matter by the State Governments/U.T. Administrations may kindly be intimated to this Ministry urgently with regard to the following points: --