

By Speed Post



**Government of India
National Commission for Scheduled Tribes**

**6th floor, 'B' Wing, Loknayak Bhawan
Khan Market, New Delhi-110 003**

F. No. ADP/1/2015/STGDN/SEOTH/RU-I

Date: 22/06/2016

To

- | | | |
|---|---|---|
| 1. Shri Rajiv Mehrishi,
Home Secretary,
Govt. of India,
Ministry of Home Affairs,
North Block, Central Secretariat,
New Delhi. | 2. Shri Sanjay Kothari,
Secretary,
Department of Personnel &
Training,
North Block,
New Delhi – 110001 | 3. Shri Vikram Dev Dutt,
Administrator,
U.T. of Dadra & Nagar
Haveli,
Secretariat,
Silvasa – 396230. |
|---|---|---|

Sub: Representation dated 21/09/2015 received from Shri Abhinav D. Patel, R/o D – 303, Pramukh Gardens, Opp. Yogi Hospital, beside Park City, Silvassa, Dadra & Nagar Haveli regarding non-declaration of ST category result in recruitment of Assistant Motor Vehicle Inspector Group 'C' post.

Sir,

I am directed to enclose a copy of the minutes of the Sitting held in the NCST on 20/06/2016 on the above mentioned subject for information and further necessary action. Action Taken Report may kindly be submitted to the Commission as soon as possible.

Encl: As above

Yours faithfully,


(Prarnod Chand)

Deputy Secretary to the Govt. of India

Copy to:

Shri Abhinav D. Patel,
R/o D – 303, Pramukh Gardens,
Opp. Yogi Hospital,
beside Park City, Silvassa,
Dadra & Nagar Haveli – 396230.

Copy for information to:

1. PS to Hon'ble Chairperson, NCST
2. PS to Hon'ble Vice Chairperson, NCST
3. SSA NIC (for hosting on Commission's website)

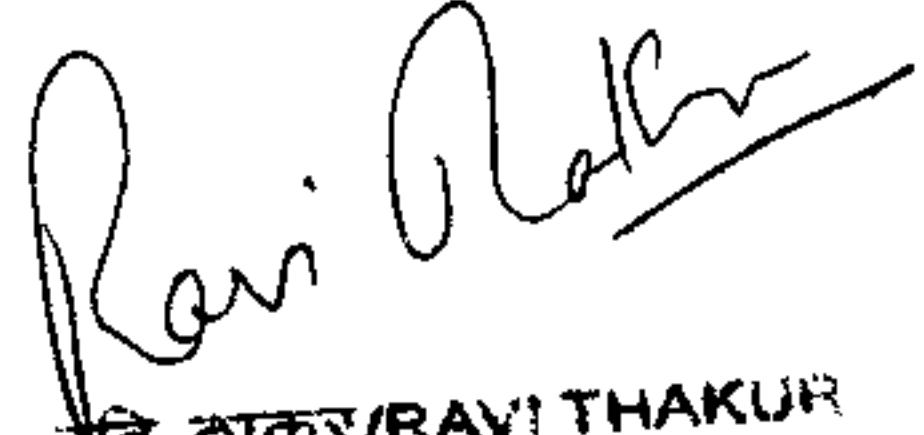


Govt. of India
National Commission for Scheduled Tribes

File No. ADP/1/2015/STGDN/SEOTH/RU-I

Sub: Minutes of the Sitting in the case of Shri Abhinav D. Patel, held under the Chairmanship of Hon'ble Vice Chairperson in the National Commission for Scheduled Tribes.

1. A Sitting was held under the Chairmanship of Hon'ble Vice Chairperson, National Commission for Scheduled Tribes, to discuss the case of Shri Abhinav D. Patel for his appointment as Assistant Motor Vehicle Inspector in the Dadra & Nagar Haveli in the Conference Room of the National Commission for Scheduled Tribes at 12:00 Noon on 20/06/2016.
2. The list of participants is given at Annexure A.
3. Initiating the discussion, the Hon'ble Vice Chairperson asked Shri G.S. Rajawat, Collector, Dadra & Nagar Haveli UT, Administration about the reasons for not issuing the appointment orders of Shri Abhinav D. Patel. Shri Rajawat stated that they had already written to Ministry of Home Affairs to clarify whether an outsider ST candidate is eligible for the reservation benefits in Dadra & Nagar Haveli UT.
4. Officers from the Ministry of Home Affairs have stated that they propose to hold a Meeting in this regard with the Ministry of Tribal Affairs, Ministry of Social Justice & Empowerment, Ministry of Law & Justice, Department of Personnel & Training and Department of Public Enterprises Selection Board and will come up with a decision in the matter soon but not later than a period of 1 month.
5. JS, DoPT (Mrs. Archana Verma) held the position that since Shri Abhinav D. Patel is a migrant ST of the State of Gujarat, Dadra & Nagar Haveli UT, Administration has to keep this fact in mind while finalizing the appointment on this post especially in view of the Presidential orders which stress upon the nativity aspect of ST candidate.
6. After hearing both the parties, the Hon'ble Vice Chairperson, NCST, inter-alia, advised Ministry of Home Affairs to take a decision in this case and inform the Commission within 4 weeks from the date of communication of these proceedings.
7. The Sitting ended with vote of thanks to the Chair.


रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग/
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

List of Participants

Sr. No.	Name and Designation
I	<u>National Commission for Scheduled Tribes</u>
1.	Shri Ravi Thakur, Hon'ble Vice Chairperson
2.	Shri Pramod Chand, Deputy Secretary
3.	Smt. K. D. Bhansor, Director
4.	Shri Mohan Das, PS to Hon'ble Vice Chairperson
5.	Shri H. R. Meena, Senior Investigator
II	<u>Home Secretary, Govt. of India</u>
1.	Shri M. V. Vijayan, DS (UT)
2.	Shri Hitler Singh, US (CPD)
III	<u>Department of Personnel and Training, Govt. of India</u>
1.	Smt. Archana Varma, JS
2.	Shri Debdate Das, US (Res.)
IV	<u>Administrator, Dadra & Nagar Haveli</u>
1.	Mr. P.S. Jani, Special Secy. (P), Daman
2.	Shri G.S. Rajawat, Collector & Director (T)
3.	Shri Shivam Teoria,
V	<u>Petitioner</u>
1.	Shri Abhinav D. Patel