

THE

JAMMU AND KASHMIR OFFICIAL GAZETTE

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ SOCIAL WELFARE DEPARTMENT

Notification

Jammu, the 20th April, 2020.

S. O.-127.ô In exercise of the powers conferred by section 23 of the Jammu and Kashmir Reservation Act, 2004 and the Rights of Persons with Disabilities Act, 2016 (No. 49 of

2016), the Lieutenant Governor of Jammu and Kashmir hereby directs that the following amendments shall be made in the Jammu and Kashmir Reservation Rules, 2005; namely:ô

- 1. In rule 2ô
 - (a) After clause (xi), the following shall be inserted, namely :ô

õ(xia) õPahari Speaking People (PSP)ö means the persons belonging to Pahari Community, clan or Tribe having distinct

- - 2. Rule 4 shall be substituted by the following :ô
 - õ4. **Reservation in Direct Recruitment**.ô Except as otherwise provided in these rules, available vacancies shall be reserved for direct recruitment in each service, class, category and grade belonging to any of the below mentioned categories which shall as nearly as possible constitute the percentage of available vacancies shown against each :ô
 - (a) Scheduled Castes 8%
 - (b) Scheduled Tribes 10%
 - (c) Socially and Educationally Backward Clause (other than Scheduled Castes and Scheduled Tribes :ô
 - (i) Weaker and under privileged 4% Classes (Social Caste);
 - (ii) Residents of areas adjoining Line 4% of Actual Control (ALC)/ international Border (IB);
 - (iii) Residents of backward areas; 10%
 - (iv) Pahari Speaking People 4%

and posts under the state, maintain a roster of 100 vacancies in the form given herein after :ô

- 1. Open Competition
- 2. Backward Area
- 3. Scheduled Caste
- 4. Open Competition
- 5. Open Competition

- Scheduled Tribe
- 7. Open Competition
- Open Competition
- **Economically Weaker Section**
- Line of Actual Control/International Border
- 11. Open Competition
- 12. Backward Area
- 13. Pahari Speaking People (PSP)
- Open Competition 14.
- Scheduled Caste 15.
- 16. Scheduled Tribe
- 17. Social Caste
- Open Competition 18.
- 19. Economically Weaker Section
- 20. Open Competition
- 21. Open Competition.
- 22. Backward Area
- Open Competition
- Open Competition 24.
- Open Competition 25.
- 26. Scheduled Tribe
- 27. Scheduled Caste
- 28. Open Competition
- 29. Economically Weaker Section
- Open Competition 30.
- 31. Open Competition

- - 32. Open Competition
 - 33. Backward Area
 - 34. Open Competition
 - 35. Pahari Speaking People (PSP)
 - 36. Scheduled Tribe
 - 37. Open Competition
 - 38. Line of Actual Control/International Border
 - 39. Scheduled Caste
 - 40. Economically Weaker Section
 - 41. Open Competition
 - 42. Social Caste
 - 43. Backward Area
 - 44. Open Competition
 - 45. Open Competition
 - 46. Scheduled Tribe
 - 47. Open Competition
 - 48. Open Competition
 - 49. Open Competition
 - 50. Economically Weaker Section
 - 51. Schedule Caste
 - 52. Open Competition
 - 53. Backward Area
 - 54. Open Competition
 - 55. Open Competition
 - 56. Scheduled Tribe
 - 57. Open Competition

- 58. Open Competition
- 59. Open Competition
- 60. Economically Weaker Section
- 61. Open Competition
- 62. Pahari Speaking People (PSP)
- 63. Scheduled Caste
- 64. Backward Area
- 65. Open Competition
- 66. Scheduled Tribe
- 67. Line of Actual Control/International Border
- 68. Open Competition
- 69. Open Competition
- 70. Economically Weaker Section
- 71. Social Caste
- 72. Open Competition
- 73. Open Competition
- 74. Backward Area
- 75. Scheduled Caste
- 76. Schedule Tribe
- 77. Open Competition
- 78. Open Competition
- 79. Open Competition
- 80. Open Competition

- - 81. Economically Weaker Section
 - 82. Open Competition
 - 83. Open Competition
 - 84. Backward Area
 - 85. Open Competition
 - 86. Schedule Tribe
 - 87. Open Competition
 - 88. Pahari Speaking People (PSP)
 - 89. Scheduled Caste
 - 90. Open Competition
 - 91. Economically Weaker Section
 - 92. Open Competition
 - 93. Social Caste
 - 94. Open Competition
 - 95. Backward Area
 - 96. Scheduled Tribe
 - 97. Line of Actual Control/International Border
 - 98. Open Competition
 - 99. Economically Weaker Section
 - 100. Open Competition
 - 4. Rule 13 shall be substituted by the following :ô

Reservation in Professional Institutions.ô Except as hereinafter provided, seats shall be reserved for Scheduled castes, Scheduled Tribes, Socially, Educationally Backward Classes and Economically Weaker Sections (EWSs) in each course of professional institutions

(i) Scheduled Caste 8%

(ii) Scheduled Tribe 10%

(iii) Socially and Educationally BackwardClasses (other than Scheduled Castesand Scheduled Tribes :ô

(a) Weak and under privileged 4%

Classes (Social Caste);

(b) Residents of areas adjoining 4%

Actual Line of Control/international Border (IB);

(c) Residents of backward areas; 10%

(d) Pahari Speaking People 4%

(iv) Economically Weaker Sections 10%

(EWSs)

(v) Physically Challenged Persons 4% (Horizontal)

Explanation: ô For purpose of clause (v) the horizontal reservation means the reservations which would cut across the vertical reservation (what is called interlocking reservation) and the person selected against the physically challenged quota will have to be placed in the appropriate category viz. if he/she belongs to the scheduled caste category, he/she will be placed in that quota by making the necessary adjustment and similarly if he/she belongs to the open competition category, he/she will be placed in that category.

5. Rule 15 shall be substituted by the following :ô

Distribution of seats.ô For the postgraduate courses in MD/MS/M. Tech, Engineering and Agricultural Sciences and similar other postgraduate courses, the seats shall be distributed as follows with

(i)	Ope	en Merit Category	57%	
(ii)	Res	eserved Categoriesô		
	(a)	Scheduled Caste	8%	
	(b)	Scheduled Tribe	10%	
	(c)	Socially and Educationally Backward Classesô		
		(i) Residents of Backward Areas	10%	
		(ii) Residents of Area Adjoining Actual Line of Control/International Border	4%	
		(iii) Weak and Under Privileged Classes/ Social Caste)	14%	
		(iv) Pahari Speaking People	4%	
	(d)	Children of Defence Personnel/Paramilitary Forces and State Police Personnel	2%	
	(e)	Candidates possessing Outstanding Proficiency in	1%	
		Sports		

(i) Proviso to Rule 15 shall be substituted by the following :ô

(f) Economically Weaker Sections (EWSs)

õProvided that in case sufficient number of reserved seats are not available to accommodate all the reserved categories in a selection process, the available reserved seats shall be rotated in such a manner that all reserved categories get their due share in a phased manner. For the said purpose, the following running roster of 30 seats shall be maintained and followed till the same gets exhausted :ô

10%

- 1 Backward Area
- 2 Scheduled Caste

- 3 Scheduled Tribe
- 4 Economically Weaker Section (EWSs)
- 5 Line of Actual Control/International Border
- 6 Pahari Speaking People
- 7 Social Caste
- 8 Children of Defence Personnel/State Police
- 9 Backward Area
- 10 Scheduled Caste
- 11 Scheduled Tribe
- 12 Economically Weaker Section
- 13 Backward Area
- 14 Scheduled Caste
- 15 Scheduled Tribe
- 16 Pahari Speaking People
- 17 Line of Actual Control/International Border
- 18 Backward Area
- 19 Scheduled Caste
- 20 Scheduled Tribe
- 21 Economically Weaker Section
- 22 Social Caste
- 23 Backward Area
- 24 Scheduled Caste
- 25 Candidates possessing outstanding proficiency in Sports
- 26 Scheduled Tribe
- 27 Economically Weaker Section
- 28 Backward Area

- - 29 Scheduled Tribe
 - 30 Economically Weaker Section
- 6. In rule 18, after sub-clause (iii) of clause (a), following sub-clause (iv) shall be addedô
 - (iv) Pahari Speaking People (PSP) Tehsildar
- 7. In rule 19, in sub-rule (i) of Rule 19 for the sign õIIIö, the sign õIII and IIIAö shall be substituted.
- 8 In rule 21, after clause (viii), the following clause (ix), shall be added :ô
 - (ix) (a) A person claiming the benefit under the Pahari Speaking
 People Category must be a member of the Pahari Clan,
 Community or Tribe having Distinct Cultural, Ethnic and
 Linguistic identity.
 - (b) He/She must be speaking Pahari language and his/her mother tongue must be Pahari.
 - (c) He/She must produce Aadhar card/Voter Identity Card/ Domicile Certificate.
 - (d) Further, Tehsildar, shall be the authority to certify the claim of persons belonging to said Category. The Revenue Authority shall issue such certificate after due diligence as per Form-XV appended to this notification.
 - 9. In Rule 23, after the sign õXIVAö, the sign õXVö shall be added.

By order of the Government of Jammu and Kashmir.

(Sd.) SHAILENDRA KUMAR, IAS,

Principal Secretary to the Government, Social Welfare Department.

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FORM IIIA

APPLICATION FOR BEING A MEMBER OF THE PAHARI SPEAKING PEOPLE CATEGORY

To

The Competent Authority,

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Sir,

I request that a Certificate of being a Member of Pahari Speaking People category may please be issued in my favour. The grounds of claim and other particulars are given as under :ô

2. Father s name/guardian/person upon whom dependent

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3. Place of residence of the applicant:

(iii) District óóóóóóóóóóóóóóóóóóóóóóóóóóóó

4. Place of residence of father/guardian/ person upon whom dependent

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5. Whether the applicant is a permanent resident of the Union territory

Yes/No

6. Occupation of the father/guardian/ person upon whom dependent

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7. Total income from all sources of the applicant/father/person upon whom dependent per annum

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- 8. The applicant belongs to

Pahari Community, Clan or

9. Date of application

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I solemnly declare that I belong to Pahari category, Clan or Tribe of that area and my mother tongue is Pahari.

I further declare that the entries made above are true and nothing has been concealed.

Signature of the Applicant

(For use in the Office of the Competent Authority)

Application received on_____along with____enclosures and entered in the Register at Serial No._____

Competent Authority with seal.

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