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**Hon'ble. Nanasaheb S.O.Wagh**  
Chairman

**P.T.C. Education Society's**  
**Sau. Rajanitai Nanasaheb Deshmukh**  
**Arts, Commerce & Science College,**  
**Bhadgaon Dist- Jalgaon 424105**

NAAC Re- Accredited  
Grade - 'B'

Phone No. (02596)213364  
Fax No. (02596) 213464

**Dr. N.N.Gaikwad (M.A. Ph.D.)**  
Principal

Date : 29/05/2023

**2.1.2 Percentage of seats filled against reserved for various categories(SC,ST, OBS,Divyangjan etc. as per applicable reservation policy during the last five years**

( Exclusive of supernumerary seats)

Response :

Kindly refer to the supportive documents attached herewith.

Sr.No.	List of Documents	Pages No./File
1	Clarification Letter (2.1.2)	2
2	Policy Statement for enmarked seats for reserve category	3
3	Number of student data five years reserve category (First Year Student) Exclusive of Supernumerary Seats	4
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5	Maharashtra state Gazetted dated 01.06.2006 regarding reservation of seats for admission purpose	6-12
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*B.ney*  
**Co-ordinator**  
IQAC  
Sau.Rajanitai Nanasaheb Deshmukh  
Arts, Commerce and Science college  
Bhadgaon,Dist.Jalgaon (424105)



*gel*  
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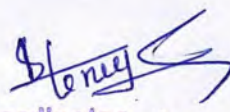
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Principal

Date : 28/5/2023

**Clarification for number of students admitted against reserve categories**

This is to clarify that the college strictly adheres to the Reservation Policy of Government of Maharashtra during admission process. But because of less availability of students in SC, ST as well as SEWS, than earmarked seats so the seat remains vacant, hence during such as OBC in which students are mostly available or at the end to the OPEN category. Hence number of students admitted in OBC category are more than earmarked seats.

  
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Pachora Taluka Co-operative Education Society's  
**SAU. RAJANITAI NANASAHEB DESHMUKH  
ARTS, COMMERCE & SCIENCE COLLEGE,  
BHADGAON DIST- JALGAON 424105 (M.S.)**



पाचोरा तालुका सहकारी शिक्षण संस्थेचे

**सौ. रजनीताई नानासाहेब देशमुख  
कला, वाणिज्य व विज्ञान महाविद्यालय,  
भडगाव, जि.जळगाव ४२४१०५(महा.)**

स्वातंत्र्याचा अमृत महोत्सव

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**Hon'ble. Nanasahab S.O.Wagh  
Chairman**

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Principal**

### 2.1.2.1 Number of actual students admitted from the reserved categories year wise during last five years (Exclusive of supernumerary seats)

Policy Statement for enmarked seats for research category.

As per gazette of Maharashtra Government published on 1<sup>st</sup> August 2006 the seats for different for reserve category are as follows:

Sr. No.	Caste/ Category/	Percentage of reservation
1	Scheduled Caste	13%
2	Scheduled Tribes	7%
3	De-notified Tribes (A)	3%
4	Nomadic Tribes (B)	2.5%
5	Nomadic Tribes (C)	3.5%
6	Nomadic Tribes (D)	2%
7	Other Backward Classes	19%
<b>Total</b>		<b>50%</b>


As per Government Resolution Published by Maharashtra Government published on 23<sup>rd</sup> December 2020 10% of the total sanction capacity seats are enmarked for Socially and Economically Weaker Section (SEBC) from Academic year 2021-22.

  
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 Chairman

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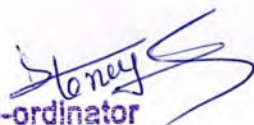
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 Fax No. (02596) 213464  
**Dr. N.N.Gaikwad (M.A. Ph.D.)**  
 Principal

**2.1.2.1 –Number of actual students admitted from reserved categories year wise during last five years [Exclusive of supernumerary seats]**

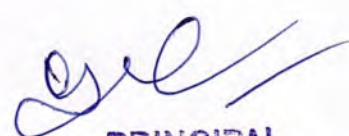
2021-22	2020-21	2019-20	2018-19	2017-18
166	150	174	176	179

**2.1.2.2- Number of seats earmarked for reserved categories as per GOI /State government rules year wise during last five years**

2021-22	2020-21	2019-20	2018-19	2017-18
266	220	220	220	220

  
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2.1.2 Percentage of seats filled against seats reserved for various categories (SC, ST, OBC, Divyangjan, etc. as per applicable reservation policy during the last five years (Exclusive of supernumerary seats))

Response:

Year	Number of seats earmarked for reserved category as per GOI or State Government rule							Number of students admitted from the reserved category						
	SC	ST	OBC	EWS	Divy	Other	Total	SC	ST	OBC	EWS.	Divy	Other	Total
2017-18	60	32	124	00	4	240	460	35	20	243	00	0	122	420
2018-19	60	32	124	00	4	240	460	34	18	256	00	0	108	416
2019-20	60	32	124	00	4	240	460	36	14	239	00	0	97	386
2020-21	60	32	124	00	4	240	460	20	06	143	00	0	73	242
2021-22	60	32	124	46	4	194	460	36	06	211	00	0	98	351

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ARTS, COMMERCE & SCIENCE COLLEGE  
BHADGAON DIST. JALGAON (424105)



# महाराष्ट्र शासन राजपत्र

असाधारण  
प्राधिकृत प्रकाशन

मंगळवार, ऑगस्ट १, २००६/श्रावण १०, शके १९२८

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत.

## भाग आठ

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधी व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra Private Professional Educational Institutions [Reservation of seats for admission for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes] Act, 2006 (Mah. XXX of 2006), is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

A. M. SHINDEKAR,  
Secretary to Government,  
Law and Judiciary Department.

### MAHARASHTRA ACT No. XXX OF 2006.

(First published, after having received the assent of the Governor in the "Maharashtra Government Gazette", on the 1st August 2006).

An Act to make special provisions for reservation of seats for admission for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes in Private Professional Educational Institutions; and for matters connected therewith or incidental thereto.

WHEREAS the Supreme Court, in the case of P. A. Inamdar and Others *versus* State of Maharashtra (reported in (2005) 6 SCC 537), has held that neither can the policy of reservation be enforced by the State nor can any quota or percentage of admission be carved out to be appropriated by the State in Private Professional Educational Institutions;

AND WHEREAS in order to protect the interests of any socially and educationally backward classes of citizens or the Scheduled Castes or the Scheduled Tribes, article 15 of the Constitution of India has

(५९५)



been amended by the Constitution (Ninety-third Amendment) Act, 2005, by adding clause (5) thereto, which empowers the State to make, by law, a special provision for the advancement of those classes, castes and tribes, in so far as such special provisions relate to their admission to educational institutions, including private educational institutions, whether aided by the State or not, other than the minority educational institutions referred to in clause (1) of article 30 of the Constitution ;

AND WHEREAS both Houses of the State Legislature were not in session ;

AND WHEREAS the Governor of Maharashtra was satisfied that circumstances existed which rendered it necessary for him to take immediate action to make, by law, special provisions for reservation of seats for admission for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes in Private Professional Educational Institutions ; and for matters connected therewith or incidental thereto ; and, therefore, promulgated the Maharashtra Private Professional Educational Institutions (Reservation of seats for admission for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes) Ordinance, 2006, on the 16th June 2006 ;

Mah.  
Ord. V  
of  
2006.

AND WHEREAS it is expedient to replace the said Ordinance by an Act of the State Legislature ; it is hereby enacted in the Fifty-seventh Year of the Republic of India as follows :—

Short title,  
extent and  
commence-  
ment.

1. (1) This Act may be called the Maharashtra Private Professional Educational Institutions (Reservation of seats for admission for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes) Act, 2006.

(2) It shall extend to the whole of the State of Maharashtra.

(3) It shall be deemed to have come into force on the 16th June 2006.

Definitions.

2. In this Act, unless the context otherwise requires,—

(a) "Aided Private Professional Educational Institution" means a Private Professional Educational Institution, excluding a Minority Educational Institution referred to in clause (1) of article 30 of the Constitution, receiving recurring financial aid or assistance in whole or in part from the Government, or from any body under the control of the Government ;

(b) "Appropriate Authority" means, the Medical Council of India, the Dental Council of India, the Central Council of Indian Medicine, the All India Council of Technical Education, and includes any other authority established by law that governs or controls the conduct of a particular professional course or educational discipline ;



(c) "Creamy Layer" means the category of 'Creamy Layer' as declared by the Social Justice, Cultural Affairs and Special Assistance Department of the Government, on the basis of income, by general or special orders, issued from time to time;

(d) "De-notified Tribes (*Vimukta Jatis*)" means the Tribes declared as such by the Government, from time to time;

(e) "Government" means the Government of Maharashtra;

(f) "Minority Educational Institution" means a Private Professional Educational Institution administered, managed and controlled by a minority, and shall include any such educational institution declared by the Government to be an institution entitled to enjoy the protection granted under clause (1) of article 30 of the Constitution;

(g) "Nomadic Tribes" means the Tribes wandering from place to place in search of their livelihood, as declared by the Government, from time to time;

(h) "Other Backward Classes" means any socially and educationally backward classes of citizens as declared by the Government and includes Other Backward Classes declared by the Government of India in relation to the State of Maharashtra;

(i) "Private Professional Educational Institution" means any College, School, Institute, Institution or other body, by whatever name called, conducting any professional course or courses approved or recognized by the Appropriate Authority and affiliated to any University, but shall not include any such institution established, maintained or administered by the Central Government, any State Government, any local authority or institution declared to be Deemed University under section 3 of the University Grants Commission Act, 1956;

(j) "Professional Course" means any educational course of study notified as such, from time to time, by the Government in the *Official Gazette*;

(k) "prescribed" means prescribed by the rules framed by the Government under this Act;

(l) "Reserved Category" means the category of candidates belonging to—

(i) the Scheduled Castes and the Scheduled Tribes;

(ii) the De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, and Other Backward Classes and who are not falling in Creamy Layer;





(m) "Sanctioned Intake" means the total number of seats sanctioned or approved by the Appropriate Authority for admitting candidates in a single academic year in each Professional Course of study or discipline in a Private Professional Educational Institution;

(n) "Scheduled Castes" and "Scheduled Tribes" shall have the meanings respectively assigned to them in clauses (24) and (25) of article 366 of the Constitution;

(o) "Unaided Private Professional Educational Institution" means a Private Professional Educational Institution, not being an Aided Private Professional Educational Institution;

(p) "University" means the Maharashtra University of Health Sciences constituted under the Maharashtra University of Health Sciences Act, 1998, or any other University constituted or deemed to have been constituted under the Maharashtra Universities Act, 1994, but does not include any institution declared to be Deemed University under section 3 of the University Grants Commission Act, 1956.

Mah. X  
of 1999.

Mah.  
XXXV  
of 1994.  
3 of  
1956.

**Applicability.** 3. This Act shall apply to all Private Professional Educational Institutions in the State, excluding the Minority Educational Institutions.

**Reservation in Aided Private Professional Educational Institutions.** 4. (1) In every Aided Private Professional Educational Institution, seats equal to fifty per cent. of the Sanctioned Intake of each Professional Course shall be reserved for candidates belonging to the Reserved Category.

(2) The seats reserved for candidates belonging to the Reserved Category under sub-section (1) shall be filled in by admitting candidates belonging to the Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes, respectively, in the proportion specified in the Table below :—

TABLE

Description of Caste/Tribe/Category/ Class of Reserved Category	Percentage of reservation
(1) Scheduled Castes and Scheduled Castes converts to Buddhism	13 %
(2) Scheduled Tribes	7 %
(3) De-notified Tribes (A)	3 %
(4) Nomadic Tribes (B)	2.5 %
(5) Nomadic Tribes (C)	3.5 %
(6) Nomadic Tribes (D)	2 %
(7) Other Backward Classes	19 %
Total ..	50 %



*Note.*—The candidates belonging to the Special Backward Category shall be considered from and out of their respective original/parent Reserved Category such as Other Backward Classes :

Provided that, if candidates belonging to the Scheduled Castes, Scheduled Tribes, De-notified Tribes (A), Nomadic Tribes (B), Nomadic Tribes (C), Nomadic Tribes (D) or Other Backward Classes are not available to fill in the seats reserved for the said Castes, Tribes or Classes, in the same academic year, the seats shall be filled in, in such manner as may be specified, by Government by issuing an Order in the *Official Gazette*, from time to time.

*Explanation.*—For the purposes of this section,—

(i) “De-notified Tribes (A)”, “Nomadic Tribes (B)”, “Nomadic Tribes (C)” and “Nomadic Tribes (D)” shall mean such Tribes or sub-Tribes, declared by Government, by general or special orders issued in this behalf, from time to time, to be “the De-notified Tribes (A)”, “Nomadic Tribes (B)”, “Nomadic Tribes (C)” and “Nomadic Tribes (D)”;

(ii) “Special Backward Category” means socially and educationally backward classes of citizens declared as “Special Backward Category” by the Government.

5. (1) In every Unaided Private Professional Educational Institutions, the seats to be reserved for candidates belonging to the Reserved Category shall be such as may be notified by the Government from time to time in the *Official Gazette*, but shall not exceed fifty per cent. of the Sanctioned Intake of any particular Professional Course.

Reservation  
in Unaided  
Private  
Professional  
Educational  
Institutions.

(2) Out of the seats reserved under sub-section (1) for the candidates belonging to the Reserved Category, the seats to be filled in by admitting candidates belonging to the Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes and Other Backward Classes, respectively, shall be in the same *inter se* proportion, and in the manner, specified in sub-section (2) of section 4.

6. Any admission made in contravention of the provisions of this Act shall be void.

Irregular  
admissions  
void.

7. Whoever contravenes the provisions of this Act or the rules made thereunder shall, on conviction, be punished with an imprisonment which may extend to three years and with a fine which shall not be less than twenty lakh rupees but which may extend to one crore rupees.

Penalty.



Protection of action taken in good faith.

8. No suit, prosecution or other legal proceedings shall lie against any authority or person for anything done or purported to have been done in good faith in pursuance of the provisions of this Act or the rules made thereunder.

Power to make rules.

9. (1) The Government may, by notification in the *Official Gazette*, make rules to carry out the purposes of this Act.

(2) Every rule made under this Act shall be laid, as soon as may be, after it is made, before each House of the State Legislature, while it is in session for a total period of thirty days, which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session in which it is so laid or the sessions immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, and notify their decision to that effect in the *Official Gazette*, the rule shall, from the date of publication of such decision in the *Official Gazette*, have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that rule.

Provisions of the Act to be in addition to any other law.

10. The provisions of this Act shall be in addition to and not in derogation of the provisions contained in any other law for the time being in force.

Provisions not to prohibit Minority Educational Institutions from making reservations.

11. Notwithstanding anything contained in any other provisions of this Act, any Minority Educational Institution, whether aided or not, may provide for reservation in admissions to Professional Courses for candidates belonging to the Reserved Category.

Power to remove difficulty.

12. (1) If any difficulty arises in giving effect to the provisions of this Act, the Government may, as occasion arises, by an order published in the *Official Gazette*, do anything not inconsistent with the provisions of this Act, which appears to it to be necessary or expedient for removing the difficulty :

Provided that, no such order shall be made after the expiry of a period of two years from the date of commencement of this Act.

(2) Every order made under this section shall be laid, as soon as may be, after it is made, before each House of the State Legislature.



Mah. 13. (1) The Maharashtra Private Professional Educational Repeal of  
Ord. Institutions (Reservation of seats for admission for Scheduled Castes, Mah. Ord.  
V of Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes V of 2006  
2006. and Other Backward Classes) Ordinance, 2006, is hereby repealed. and  
saving.

(2) Notwithstanding such repeal anything done or any action taken (including any notification or order issued), under the said Ordinance, shall be deemed to have been done, taken or issued, as the case may be, under the corresponding provisions of this Act.



सामाजिक व शैक्षणिकदृष्ट्या मागास (एसईबीसी) वर्गातील घटकांना खुल्या प्रवर्गातील आर्थिकदृष्ट्या दुर्बल घटकांचा लाभ देण्याबाबत.....

महाराष्ट्र शासन

सामान्य प्रशासन विभाग

शासन निर्णय क्रमांक : राआधो ४०१९/प्र.क्र.३१/१६-अ

हुतात्मा राजगुरु चौक, मादाम कामा रोड,

मंत्रालय, मुंबई - ४०० ०३२.

दिनांक - २३ डिसेंबर, २०२०

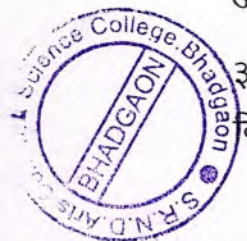
- वाचा:-**
१. शासन निर्णय क्रमांक राआधो ४०१९/प्र.क्र.३१/१६-अ, दि. १२ फेब्रुवारी, २०१९
  २. शासन पत्र क्र. राआधो ४०१९/प्र.क्र.३१/१६-अ, दि. २० मार्च, २०१९
  ३. शासन पत्र क्र. राआधो ४०१९/प्र.क्र.३१/१६-अ, दि. २६ एप्रिल, २०१९
  ४. शासन पत्र क्र. राआधो ४०१९/प्र.क्र.३१/१६-अ, दि. ६ सप्टेंबर, २०१९
  ५. सा.प्र.वि., परिपत्रक क्र. राआधो ४०१९/प्र.क्र.३१/१६-अ, दि. २८ जुलै, २०२०
  ६. सा.प्र.वि. शासन निर्णय क्र. बीसीसी २०२०/प्र.क्र.२९५/१६ ब, दि.९ ऑक्टोबर २०२०
  ७. सा.प्र.वि., शासन निर्णय क्र. बीसीसी २०२०/प्र.क्र.२९५/१६ ब, दि.२४ नोव्हेंबर २०२०

**प्रस्तावना :-**

संसदेने संविधानात १०३ व्या घटनादुरुस्तीनुसार आर्थिकदृष्ट्या दुर्बल घटकांसाठी शैक्षणिक संस्थामध्ये प्रवेशासाठी व शासन सेवेतील नियुक्त्यांमध्ये १० टक्के आरक्षण विहित केलेले आहे. त्यानुसार राज्य शासनाने संदर्भ क्र.१ अन्वये खुल्या प्रवर्गातील आर्थिकदृष्ट्या दुर्बल घटकांसाठी शैक्षणिक संस्थामध्ये प्रवेशासाठी व शासन सेवेतील नियुक्त्यांमध्ये १० टक्के जागा आरक्षित केल्या आहेत. सदर आरक्षणाच्या लाभासाठी ज्या घटकांना कोणत्याही मागास प्रवर्गातील आरक्षणाचा लाभ दिला जात नाही, अशा खुल्या प्रवर्गातील आर्थिकदृष्ट्या दुर्बल घटकांचा समावेश करण्यात आला आहे.

२. राज्यातील शैक्षणिक संस्थामध्ये प्रवेशासाठी व शासन सेवेतील नियुक्त्यांमध्ये राज्यात सामाजिक आणि शैक्षणिक मागास (एसईबीसी) या वर्गास आरक्षण देण्यात आलेले असल्याने या वर्गास आर्थिकदृष्ट्या दुर्बल घटकांसाठी अनुज्ञेय असलेले १० टक्के आरक्षण लागू होत नाही. तथापि, केंद्र शासनाच्या मागास प्रवर्गाच्या यादीमध्ये मराठा समाजाचा समावेश नसल्याने केंद्र शासनाच्या अखत्यारीतील शैक्षणिक संस्थांमध्ये प्रवेशाच्या जागा व सेवेतील भरतीसाठी आर्थिकदृष्ट्या दुर्बल घटकांच्या आरक्षणाकरीता महाराष्ट्र राज्यातील सामाजिक व शैक्षणिकदृष्ट्या मागास (एसईबीसी) वर्ग पात्र आहे. यासंदर्भात, शासनाने संदर्भ क्र.२ ते ५ अन्वये, रोजीच्या पत्रान्वये आवश्यक सूचना निर्गमित केलेल्या आहेत.

३. मा.सर्वोच्च न्यायालयाने विशेष अनुज्ञा याचिका क्र.१५७३७/२०१९ व इतर याचिकांवरील दि.०९.०९.२०२० रोजीच्या सुनावणीत एसईबीसी आरक्षणास अंतरीम स्थगिती दिली आहे.



मा.सर्वोच्च न्यायालयाने दिलेल्या अंतरीम स्थगिती आदेशान्वये शैक्षणिक वर्ष २०२०-२१ मधील प्रवेश हे एसईबीसी अधिनियमातील आरक्षणाशिवाय करण्यात यावे. तसेच शासन सेवेतील पदावरील नियुक्त्या सुध्दा अधिनियमातील आरक्षणाशिवाय करण्याबाबत आदेश आहेत. मा.सर्वोच्च न्यायालयाने दिलेली अंतरीम स्थगिती उठविण्यासाठी मा.सर्वोच्च न्यायालयात मोठ्या खंडपीठाकडे शासनाच्या वतीने विनंती अर्ज दाखल करण्यात आला आहे. तथापि, अद्याप सदर प्रकरणी न्यायनिर्णय प्रलंबित आहे. मा.सर्वोच्च न्यायालयाने दिलेल्या अंतरीम स्थगिती आदेशामुळे संदर्भ क्र. ७ अन्वये सन २०२०-२१ या शैक्षणिक वर्षातील दि.१.९.२०२० रोजीनंतरच्या शैक्षणिक प्रवेशांना एसईबीसी आरक्षण न ठेवता पार पाडण्याबाबत तसेच दि.१.९.२०२० पूर्वी प्रवेशासाठी अर्ज केले असतील व प्रवेश देण्यात आले नसतील तर अशा एसईबीसी घटकातील विद्यार्थ्यांना खुल्या प्रवर्गातून प्रवेश देण्याबाबत निर्णय घेण्यात आला आहे. मा. उच्च न्यायालय, मुंबई येथे याचिका क्र. १५९३४/२०२०, १८०६६/२०२०, १८३०९/२०२०, १७७५७/२०२०, १८३००/२०२० तसेच मा. उच्च न्यायालय, खंडपीठ औरंगाबाद येथे याचिका क्र. ७४५५/२०२०, याचिका क्र.७८७६/२०२०, २१८१२/२०२०, २२३४७/२०२०, २२४२५/२०२०, ८०७२/२०२०, ८०८४/२०२०, ८०९४/२०२० दाखल करण्यात आलेल्या आहेत. काही याचिकांमध्ये अंतिम निकाल देण्यात आलेला असून एसईबीसी उमेदवारांना ईडब्ल्यूएस प्रमाणपत्र देण्याबाबत आदेश देण्यात आलेले आहेत. याचिका क्रमांक १८०६६/२०२० मध्ये दिनांक ८.१.२०२० पूर्वी एसईबीसी उमेदवारांना ईडब्ल्यूएसचे प्रमाणपत्र देण्याबाबत मा.उच्च न्यायालय मुंबई येथे शपथपत्र दाखल करावयाचे आहे. तसेच याचिका क्रमांक ८०७२/२०२०, ८०८४/२०२०, ८०९५/२०२० मध्ये न्यायालयाने "It would have been appropriate if the Government would have taken a decision as to whether the benefit of EWS ought to be granted to the candidates, who have applied from SEBC category and the said reservation is stayed by the Apex Court. It appears that the decision to that effect has not been taken" असे निरीक्षण नोंदविले आहे. सदर बाब विचारात घेता, सामाजिक आणि शैक्षणिक मागास (एसईबीसी) वर्गातील उमेदवार राज्यात खुल्या प्रवर्गातून प्रवेशाकरीता पात्र असल्याने या वर्गास मा.सर्वोच्च न्यायालयाच्या आदेशाच्या अधीन राहून शैक्षणिक वर्ष २०२०-२१ मधील प्रवेश व सरळसेवा भरतीसाठी खुल्या प्रवर्गातील ईडब्ल्यूएस आरक्षणाचा लाभ देण्यासाठी ईडब्ल्यूएस प्रमाणपत्र देण्याची बाब शासनाच्या विचाराधीन होती. त्यानुसार शासन पुढीलप्रमाणे निर्णय घेत आहे.

### शासन निर्णय :

मा.सर्वोच्च न्यायालयाच्या दिनांक १.९.२०२० रोजीच्या अंतरिम स्थगिती आदेश विचारात घेता, सद्यःस्थितीत सामाजिक व शैक्षणिकदृष्ट्या मागास (एसईबीसी) वर्गातील उमेदवारांना सन २०२०-२१ या वर्षातील शैक्षणिक प्रवेश घेण्यासाठी व सरळसेवा भरतीकरीता आर्थिकदृष्ट्या दुर्बल घटकांचे (ईडब्ल्यूएस) प्रमाणपत्र देण्यास मान्यता देत आहे.



२. आर्थिकदृष्ट्या दुर्बल घटकांचे (ईडब्ल्यूएस) प्रमाणपत्र देण्याच्या कार्यवाहीस्तव संबंधित सक्षम प्राधिकारी सर्व विभागीय आयुक्त/ जिल्हाधिकारी/सर्व निवासी उप जिल्हाधिकारी/सर्व तालुका दंडाधिकारी तथा तहसिलदार यांनी विशेष मोहिम राबवून संबंधित विद्यार्थ्यांना प्रवेशप्रक्रियेपूर्वी प्रमाणपत्र उपलब्ध करून देण्याची कार्यवाही करावी. याकरीता विशेष कक्षाची स्थापना करून विद्यार्थ्यांना प्रवेशाच्या दृष्टीने प्रमाणपत्र प्राथम्याने देण्यासाठी आवश्यक कार्यवाही तातडीने करावी.
३. सदर प्रमाणपत्र निर्गमित करताना, सामाजिक व शैक्षणिकदृष्ट्या मागास (एसईबीसी) वर्गातील उमेदवारांना मागील आर्थिक वर्षाच्या उत्पन्न व मत्ता या आधारे राज्य शासनाने विहित केलेले निकषाप्रमाणे विहित प्रपत्रातील " महाराष्ट्र राज्य सामाजिक आणि शैक्षणिक मागास (एसईबीसी) वर्गाकरीता (राज्यातील शैक्षणिक संस्थांमधील जागांच्या प्रवेशाचे आणि राज्याच्या नियंत्रणाखालील लोकसेवांमधील नियुक्त्यांचे किंवा पदांचे) आरक्षण अधिनियम २०१८ (सन २०१८ चा महाराष्ट्र अधिनियम क्रमांक ६२ ) " हा अधोरेखित भाग वगळून आर्थिकदृष्ट्या दुर्बल घटकांचे (ईडब्ल्यूएस) प्रमाणपत्र देण्याची कार्यवाही संबंधित सक्षम प्राधिकारी यांनी करावी.
४. तसेच केंद्र शासनाच्या सेवा व शैक्षणिक प्रवेशासाठी केंद्र शासनाने आर्थिकदृष्ट्या दुर्बल घटक आरक्षणासाठी संदर्भ क्र.२ मध्ये नमूद केल्यानुसार विहित निकष व विहित विवरणपत्रात स्वतंत्र प्रमाणपत्र देण्याची कार्यवाही संबंधित सक्षम प्राधिकारी यांनी करावी.
५. सामाजिक व शैक्षणिक दृष्ट्या मागासप्रवर्गातील उमेदवारांना खुल्या प्रवर्गात अथवा ईडब्ल्यूएस आरक्षणातून लाभ घेणे ऐच्छिक असेल.
६. उमेदवाराने शैक्षणिक प्रवेशातील अथवा शासन सेवेत भरतीकरीत ईडब्ल्यूएस आरक्षणाचा लाभ घेतल्यास सदर उमेदवार एसईबीसी आरक्षणाच्या लाभास पात्र ठरणार नाही.
७. सदरचे आदेश हे मा.सर्वोच्च न्यायालयात दाखल करण्यात आलेली विशेष अनुज्ञा याचिका क्र.१५७३७/२०१९ व इतर याचिकांमधील अंतरीम आदेशावरील निर्णयाच्या अथवा अंतिम निर्णयाच्या अधीन राहतील.
८. हा शासन निर्णय शासकीय/ निमशासकीय सेवा, मंडळे/महामंडळे, नगरपालिका / महानगरपालिका, जिल्हा परिषदा, शासकीय विद्यालय, महाविद्यालय, शासकीय शैक्षणिक संस्था, खाजगी विद्यालय, महाविद्यालय, शैक्षणिक संस्था, अनुदानित/विना अनुदानित विद्यालय, महाविद्यालय व शैक्षणिक संस्था आणि ज्यांना मार्गदर्शक आदेश देण्याचा अधिकार राज्य शासनाला आहे, अशी इतर सर्व प्राधिकरणे, सेवा व संस्था यांना लागू राहिल. संबंधित यंत्रणांनी याबाबत आवश्यक त्या सूचना निर्गमित कराव्यात.



९. सदर शासन निर्णय महाराष्ट्र शासनाच्या [www.maharashtra.gov.in](http://www.maharashtra.gov.in) या संकेतस्थळावर उपलब्ध करण्यात आले असून त्याचा संगणक सांकेतांक २०२०१२२३१६३४५४६८०७ असा आहे. हे शासन परिपत्रक डिजीटल स्वाक्षरीने साक्षांकित करून काढण्यात येत आहे.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने.

TIKARAM WAMAN  
KARPATE

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(टि.वा.करपते)

उप सचिव, महाराष्ट्र शासन

प्रति,

१. मा. विरोधीपक्ष नेता, महाराष्ट्र विधानसभा/ विधानपरिषद, महाराष्ट्र विधानमंडळ सचिवालय, मुंबई.
२. मा. सर्व सन्माननिय विधानसभा/ विधानपरिषद, व संसद सदस्य महाराष्ट्र राज्य
३. मा. राज्यपालांचे प्रधान सचिव, राजभवन, मलबारहिल, मुंबई.
४. मा. मुख्यमंत्र्यांचे अप्पर मुख्य सचिव/ प्रधान सचिव/ सचिव, मंत्रालय, मुंबई.
५. महाराष्ट्र विधानमंडळ सचिवालय, (विधान परिषद) विधानभवन, मुंबई.
६. प्रधान सचिव, महाराष्ट्र विधानमंडळ सचिवालय, (विधान सभा) विधानभवन, मुंबई.
७. शासनाचे सर्व अपर मुख्य सचिव / प्रधान सचिव / सचिव.
८. महालेखापाल, लेखा व अनुज्ञेयता, महाराष्ट्र-१, मुंबई,
९. महालेखापाल, लेखा व अनुज्ञेयता, महाराष्ट्र-२, नागपूर,
१०. महासंचालक, माहिती व जनसंपर्क संचालनालय, मंत्रालय, मुंबई.
११. प्रबंधक, मा. उच्च न्यायालय, मुळ न्याय शाखा, मुंबई, औरंगाबाद, नागपूर.
१२. प्रबंधक, मा. उच्च न्यायालय, अपिल शाखा, मुंबई, औरंगाबाद, नागपूर.
१३. प्रबंधक, मा. महाराष्ट्र प्रशासकीय न्यायाधिकरण, मुंबई, औरंगाबाद, नागपूर.
१४. प्रबंधक, मा. लोक आयुक्त व उप लोक आयुक्त, मुंबई.
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