



**REPORT OF THE COMMITTEE ON THE WELFARE OF
SCHEDULED CASTES AND SCHEDULED TRIBES
(1988-89)**

THE IMPLEMENTATION OF THE PROVISIONS CONTAINED IN THE ASSAM SCHEDULED CASTES AND SCHEDULED TRIBES (RESERVATION OF VACANCIES IN SERVICE AND POSTS) ACT, 1978 AND THE RULES MADE THEREUNDER IN THE DEPARTMENT OF PERSONNEL (B); HEALTH AND FAMILY WELFARE; TRANSPORT; HOME; FOREST; P.W.D.; IRRIGATION; PUBLIC ENTERPRISE; TOURISM; AGRICULTURE; GENERAL ADMINISTRATION; ANIMAL HUSBANDRY AND VETERINARY; HANDLOOM; TEXTILE; SERICULTURE AND WEAVING; MUNICIPAL ADMINISTRATION; FOOD AND CIVIL SUPPLIES; JUDICIAL; POLITICAL; SOIL CONSERVATION; HILLS AREAS; ADMINISTRATIVE REFORMS; CULTURAL AFFAIRS, BORDER AREAS, SPORTS AND YOUTH WELFARE; EDUCATION; PUBLIC HEALTH ENGINEERING; SCIENCE AND TECHNOLOGY; FINANCE (T), REGISTRATION; EXCISE; ELECTION; INDUSTRIES; LABOUR AND EMPLOYMENT; PRINTING AND STATIONERY; PANCHAYAT AND RURAL DEVELOPMENT; POWER (ELECTRICITY) ETC.; RELIEF AND REHABILITATION; PASSPORT; PARLIAMENTARY AFFAIRS; IMPLEMENTATION OF ASSAM ACCORDS; PENSION AND PUBLIC GRIEVANCES.

**PART-III
SEVENTH REPORT**

(EIGHTH ASSEMBLY)

Presented to the House on 6th June, 1989

**ASSAM LEGISLATIVE ASSEMBLY SECRETARIAT
DISPUR : GUWAHATI—781006.**

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COMPOSITION OF THE COMMITTEE

CHAIRMAN

- *1. Shri Thanesar Boro.

MEMBERS

- *2. Shri Bharat Chandra Narah.
 3. Shri Phani Ram Tayeng.
 4. Shri Suren Swargiary.
 5. Shri Bhabendra Nath Bharali.
 6. Shri Nilamani Das.
 7. Shri Digendra Purkayastha.
 8. Shri Rajen Timung.
 9. Shri Amritlal Basumatary,
 10. Shri Jonendra Basumatary.
 11. Shri Gopinath Das

SECRETARIAT

1. Shri S. N. Deka,
 Secretary.
 2. Shri D. Talukdar,
 Special Officer.
 3. Dr. K. N. Baisya,
 Under Secretary.

*Shri Thanesar Boro, and Shri Bharat Chandra Narah were Elected as Member of the Committee in place of Shri Durgadas Boro and Shri Dilip Kumar Saikia, Chairman and Member respectively, on their appointment as Minister of State, Shri Thanesar Boro has been appointed as Chairman of the Committee under 260 (D) of the Rules of Procedure and Conduct of Business in the Assam Legislative Assembly.

INTRODUCTION

1. I, Shri Thanewar Boro, Chairman of the Committee on Welfare of Scheduled Castes and Scheduled Tribes, having been authorised to submit the report on their behalf present this Seventh Report Part-III of the Committee on Welfare of Scheduled Castes and Scheduled Tribes on the implementation of the provisions contained in the Assam Scheduled Castes and Scheduled Tribes, (Reservation of vacancies in service and posts) Act, 1978 and the Rules made there under.

2. The employment position of the personnel (B) Department; Health & Family Welfare Department; Transport Department; Home Department; Forest Department; Public Works Department; Tourism Department; Agriculture Department; General Administration Department; Animal Husbandry and Veterinary Department; Handloom, Textile, Sericulture and Weaving Department; Municipal Administration Department; Food and Civil Supplies Department; Judicial Department; Political Department; Soil Conservation Department; Hill Areas Department; Administrative Refroms Department; Cultural Affairs Department; Border Areas Department; Sports and Youth Welfare Department; Education Department; Public Health Engineering Department; Science and Technology Department; Finance (T) Department; Registration Department; Excise Department; Election Department; Industries Department; Labour and Employment Department; Printing and Stationery Department; Panchayat and Rural Development Department; Town and Country Planning Department; Planning and Development Department; Power (Electricity) etc. Department; Relief & Rehabilitation Department; Passport Department; Parliamentary Affairs Department; Implementation of Assam Accord Department; Pension & Public Grievances Department and Chief Minister's Secretariat under Report were considered by the *Out going Committee on Welfare of Scheduled Castes and Scheduled Tribes of the Eighth Assembly in the sitting held on July 26th 1986, January 19th 1987, February 6th, 7th, 28th 1987, June 19th, 20th 1987 July 4th, 6th, 13th, 14th, 15th, 19th 1987, August 3rd, 4th 1987; November 23rd 24th, 26th 1987, July 13th, 14th 15th and 19th 1988. The Committee while examined the Written replies submitted by the Department had examined the Departmental witnesses for further clarification. The present Committee pursued all the relevant records and evidence and prepared the Report with a view to complete the Whole (Part I & II presented already to the Assembly on 18th August, 1986 and 13th May, 1988, respectively) Report on the Subject.

3. The present Committee was elected by the Assembly on may 13th 1988 and began to function with effect from 11th August. 1988

4. The Committee has considered the draft report in its sitting held on 29th April, 1989 and finalised the same on the same day.

5. The main report consists of chapter I and a statemnt showing the summary of observations/recomendations of the Committee forms the Chapter II of the Report.

6. The Committee deeply appreciates the outgoing Committee for their arduous but valuable services rendered in scrutinising voluminous Departmental records and taking evidence for formulating Committee's view thereon.

7. The Committee expresses its thanks to the departmental representatives of the Government for extending their kind cooperation in furnishing information, clarifications and considered views on the matter.

THANESWAR BORO

DISPUR :

Chairman,

The 29th April, 1989.

**Committee on Welfare of Scheduled Castes
and Scheduled Tribes,
Assam Legislative Assembly**

PERSONNEL (B) DEPARTMENT

1.1. The Personnel (B) Department was examined by the Committee on 26th July, 1986. Subsequent to the above by the Government Letter ABP 92/88/23 dated 6th September, 1988 the personnel (B) Department furnish the position of employment in respect of Assam Public Service Commission as per statement as below :—

STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN THE PERSONNEL (B) DEPARTMENT AS ON 28TH FEBRUARY, 1986.

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
Department/Corporation	Sanctioned strength and Class of Service	Posts vacant as on 28th February, 1988	Posts held by official from other Services	Existing posts as on 28th February, 1988 excluding column 3 & 4	Admissible quota in respect of posts filled up on or before 28th February, 1988	No. of employees already employed representing the reserved communities	Backlog of the reserved communities. (+) Indicates Excess (-) indicates Backlog	Total Backlog against all the reserved communities	Remarks
Personnel (B) Deptt.					SC 7% ST 5(H)% ST (P) 10%	SC (H) (P)	ST (H) (P)	ST (H) (P)	
I	7	Nil	1	6	0.42 0.30 0.60	Nil Nil Nil	Nil Nil Nil	(-)0.42 (-)0.30 (-)0.60	(-)1.32
II	8	Nil	Nil	8	0.56 0.40 0.80	Nil Nil 1	Nil Nil 1	(-)0.56 (-)0.40 (+)0.20	(-)0.76
III	79	3	Nil	76	5.32 2.4 7.60	3 Nil 5	3 Nil 5	(-)2.32 (-)2.40 (-)2.60	(-)7.32
IV	35	2	Nil	33	2.31 1.65 3.30	3 Nil 2	3 Nil 2	(+)0.69 (-)1.65 (-)1.30	(-)2.26
	129	5	1	123					=(-)11.66

2 (tow) Lower Division Asstt. posts reserved for ST(H) Communities have since been filled up. Two candidates of ST(H) Communities have been appointed since 28th February, 1988.

Any improvement over the position of 28th February, 1988 in brief

1.3 The Committee notices the Existing backlogs in respect of Gd.I(—) 1.32, Gd. II(—)0.76 Gd. III(—) 7.32 and Gd.IV(—)2.26, respectively totalling to (—)11.66 all the Grades taking together. Out of 129 sanctioned posts the Committee notices also that there were five vacant posts in the organisation against Gd. III and IV as on 28th February, 1988. The Committee has observed that the organisation has recruited two candidates belonging to ST (H) Communities in the Gd. III post after the stipulated date i. e. 28th February, 1988.

1.4. The facts stated in the statement reveals that the Existing backlog should be removed by the organisation in course of appointing incumbents in to the organisation in due course.

1.5 The Committee hopes that appropriate steps should be taken by the organisation as per rule and 20 points Roster as provided there to the Act to remove the backlogs of reserved communities in the organisation. The Committee therefore recommends that an action taken report thereon should be submitted to the committee accordingly.

2. HEALTH & FAMILY WELFARE DEPARTMENT

2.1 The Health & Family Welfare Department was requested vide Assembly Secretariat letter No. LA/CWSCST. 5/86/498 dated 19th January, 1987 to appear to give evidence in respect of implementation of the provisions of the Assam SC/ST (Reservation of vacancies in service and posts) Act, 1978 and rules made thereunder before the Committee on Welfare of SC/ST, Assam Legislative Assembly at 12.00 noon on 7th February, 1987 in the Assembly Secretariat building at Dispur. According to the existing procedure the Government officers not below the rank of Secretary of the Department are allowed to give evidence before the Assam Legislative Assembly Committee. The Committee at the time of examination observes that the Deputy Secretary of the Department of Health & Family Welfare came on the stipulated date & time to represent the Department who was not entitled to give evidence according to rules of procedure of the Assembly. In the result, the Committee could not get proper representation on the matter called for from the Department of Health & Family Welfare.

2.2. The Committee feels that the Officers of the Department may be made responsible for intentional avoidance to appear before the Committee and inaction therefor.

2. 3. Subsequent to the above, the Department of Health & Family Welfare was requested vide the Assembly Secretariat letters No. LA/CWSCST. 18/86/13287, dated 14th September 1988 and No. LA/CWSCST. 23/86/16511 dated 9th December 1988 and No. LA/CWSCST. 18/86/8239 dated 20th April 1989 to submit the employment position of reserved, communities of the Department as on 28th February 1988 to the Committee for consideration. In the fact, the Committee notices that no information of the Department on this subject as called for to be shown as on 28th February 1988 has been received till this report presented to the Assembly. The Committee, therefore expresses great displeasure on the inaction of the Department of Health & Family Welfare.

2. 4. The Committee, therefore, recommends that appropriate steps should be taken by the Government immediately and an action taken report thereon, in respect of implementation of the provisions of the Assam Scheduled Castes and Scheduled Tribes (Reservation of vacancies in service & posts) Act, 1978 and rules made thereunder be submitted to the Committee within 60 days of this report presented to the Assembly.

3. TRANSPORT DEPARTMENT

3. 1. The Transport Department was examined by the Committee on 6th February, 1987 where the Committee has noticed that no gradewise statement showing the employment position of reserved communities was furnished by the Departmental witnesses.

3. 2. The Committee notices that in the Grade IV vacancies there are enough scope to appoint candidates from reserved communities in the post of the Department. The Committee would feel happy if steps were taken by the Department at the time of appointing candidates in to the posts of Transport Department.

3. 3. Noticing the backlogs in several categories of posts relating to reserved communities the Departmental representative submitted a few confusing points on which clarification was sought by the Committee the departmental representative assured the Committee that it would be thoroughly attended and a clear cut position would be sub-

mitted to the Committee if some time were granted. The Committee also wishes that a detailed statement should be submitted to the Committee in case of recent appointment to the post of drivers, conductors and some other similar posts of the Department and the Roster as provided in the Act should be maintained in case of recruitment in future. Thereto the Departmental representative submitted again that the backlogs accumulated so far was not because of a recent creation of posts but for not appointing adequate number of candidates appointed already from the reserved communities. The representative also assured the committee that they would take care to fill up the reserved quota and the matter would be placed before the Selection Board in due course.

3. 4. Keeping in view the assurances given by the Departmental representatives the committee hopes that the backlogs in the reserved posts of the Department would be removed without any further delay.

3. 5. So, the Committee recommends that necessary steps should be taken by the authority concerned in respect of eliminating backlogs in the posts of reserved quotas for reserved Communities of the Department and an action taken report thereon be submitted to the committee within 60 days of this report presented to the Assembly.

4. Home Department

4.1. The Department of Home was examined by the Committee on 6th February, 1987, At the time of examination, the different Heads of the Directorates under Home Department tendered evidence representing the employment of the reserved communities under their control. The statement revealed backlogs more or less in each of the Heads of the Department.

4. 2. The Committee, when wanted to know the recruitment procedure of the Department so far evolved, Departmental representatives submitted before the Committee that appointments of incumbents to the Non-Gazetted posts including Grade-IV (Sweeper) were made through advertisement. Submitting clarification to certain other point

the Government representative informed the Committee that certain difficulties pertaining to ST (P) were faced by the Department due to lack of physical fitness of Hill people.

4.3. The Departmental witnesses also submitted before the Committee that to overcome those difficulties, and in case of dearth of candidates from Hill people, particularly from the District of N. C. & Karbi Anglong a special team would be sent to the Districts to pick up appropriate candidates for recruitment in such particular posts.

4.4. By a subsequent written reply after tendering evidence to the Committee the Department vide letter No, HMA. 421/88/44, dated 5th October, 1988 submitted a statement showing the categorical gradewise position in details of the employment of reserved communities as follows :—

4-5 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/ SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN HOME DEPARTMENT, AS ON 28TH FEBRUARY, 1988

Department/Corporation	1	2	3	4	5	6	7	8	9	10	REMARKS		
												Sanctioned strength and Class of Service	SC 7%
I	291	55	40	196	13.72	9.80	19.60	3	(-)13.72	(-)9.80	(-)16.60	(-)40.12	*110 post held by I.P. Officers (Joint-Assam & Meghalaya Cadre) who are recruited by the Government of India and the State Government have no hand on there promotion etc.
II	415	104	16	295	20.65	14.75	29.50	10	(-)6.65	(-)12.75	(-)19.50	(-)38.90	
III	46360	3034	83	43243	3027.01	2162.15	4324.30	1930	1097.01	1532.15	1599.30	(-)4228.46	
IV	3828	16	—	3812	266.84	190.60	381.20	223	43.84	144.60	263.20	(-)451.64	Necessary steps have been taken to fill up the backlog vacancies.

Any improvement over the position of 28th February 1988 in brief

4.6 The Committee notices that there exist 4109 vacant posts against backlogs of 4759.12 of all the grades of posts in the organisations under the control of Home Department. The Committee has also taken into consideration the assurances given by the Government representatives at the time of tendering evidence to the Committee for taking up steps deem fit in respect of existing vacancies of posts and services by making special recruitment to eliminate the backlogs of reserved communities as provided under the law.

4.7 The Committee, therefore, recommends to take necessary steps to remove the backlogs in service and posts of reserved communities at the time of future recruitment in the Department and an action taken report thereon be submitted to the committee within 60 days of this report presented to the Assembly.

5. FOREST DEPARTMENT

5.1 The Forest department was re-examined by the Committee on 6th February, 1987. In the earlier sitting date 9th October, 1986 the Forest Department had measurably failed to furnish to the Committee necessary information called for vide Assembly Sectt. letter No. LA/CWSCST 2/86/27219 dated 22nd August, 1986. The Committee expressed their great displeasure in the inaction of the Department. Therefore, the committee directed the Forest Department to appear with all necessary information before the Committee in its next meeting as and when called for.

5.2 During the course of re-examination of the employment position of the Forest Department, the Departmental representatives in answering to a query, submitted to the Committee that there were 126 posts in both the I & II grade under the Chief conservator of Forest, Assam. But in respect of posts of other categories held by employees from reserved communities not furnished to the Committee as called for by the Committee. Subsequently, the Committee directed vide Assembly Sectt. letter No. LA/CWSCST.24/86/11434 dated 28th July, 1988 to furnish a grade wise employment position of the Department as on 28th February, 1988 for consideration of the Committee. The Committee with restraint notices non-submission of necessary information by the Department to the Committee, as called for by the Committee the Forest Department has there by neglected the above directions of the Committee. In the result, the Committee fails to formulate its necessary conclusion recommendation on the matter of employment position of Scheduled Castes/Scheduled Tribes in the Forest Department as on 28th February, 1988. The

Committee has also seriously viewed the inaction with regard to the above matter of the Department and felt that the Department should whole heartedly co-operate with the Legislature Committee which has to serve the cause of great public interest.

5.3 Therefore, the Committee recommends that a clear cut gradewise position of employment of the reserved communities of the Department as on 28th February, 1988 should be submitted to the Committee within 60 days of this report presented to the Assembly.

5.4 The Committee also recommends to take appropriate action in eliminating backlogs in the employment of reserved quota and an action taken there on be submitted to the Committee within 60 days of this report presented to the Assembly.

6. PUBLIC WORKS DEPARTMENT

6.1 The P. W. Department was examined by the Committee on February 6, 1987. Noticing the inter mixed statements showing the Employees position as on 28th February, 1986 relating to the (Roads and Building) Department the Committee wishes to know from the departmental witness the consolidated gradewise position on viz. Grade I, Grade II, Grade III and Grade IV together with backlog against each of them thereon the stipulated date. In reply to the above query the departmental representatives submitted before the Committee that in the Technical Grade there were 39 S. C., 4 S. T. (H) and 23 S. T. (P) excluding the non technical posts of the Department which belonged to secretarial Staff. In respect of backlog in the technical Grade the representative submitted to the Committee that there were (—) 33.17 in S. C, (—) 47.5 in S. T. (H), and (—) 80% S. T. (P). Noticing some differences in the statement submitted already and facts represented by the witness at the time of tendering evidence the Committee has feels that such anomalous and self contradictory statement should never be submitted to the Committee for consideration.

6.2 The Departmental representatives by tendreing evidence informed the Committee that out of 5170 Grade III Employees ef department the backlog represented thus (—) 18.12 in S. C., (—) 245.45 in S. T. (H) and (—) 261.70 in S. T. (P) inclusive fo(Technical and non-technical grades). The

Committee observes that when the Government Department submitted any piece of information to the Committee in the form of statement representing the internal facts on the department the same should be correct in all respect, enabling the Committee to present a foolproof report to the House.

6.3 In another subsequent point of information the departmental representative submitted to the Committee that a statement showing annual position in respect of posts for SC/ST reservation was submitted to the Government against each of the plan. Whatsoever, the departmental representative had expresse difficulties in getting sufficient number of candidates from the S. C. S. T. communities for filling up vacancies in the technical posts of the department.

6.4 In addition, he informed the Committee that it was not the fault of the Department that several selected candidates did not join the appointed post from the reserve communities. Thereupon the Committee wishes that the vacant post for the reserved communities should be kept vacant till the candidates from reserve communities join the post.

6.5 The Committee, while wanted to know when the last circular issued to fill up the vacancies in respect of Grade IV employees from the candidates of reserved communities the Government representative failed to furnish the specific information but prayed for some time to furnish the same to the Committee. The Committee has notice that no information in the matter has been received from the Government till this report presented to the House. The Committee expresses great displeasure on the inaction of the Government Department.

6.6 The Committee therefore, recomends that appropriate steps should be taken to appoint candidates in the reserve posts from the S. C./S. T, so that the existing backlogs thereon are removed early.

6.7 The Committee, further recommends that arrangement for special recruitment of candidates from S. C./S. T, communities should be arranged early by the Department.

6.8 Further more, the Committee recommends that a gradewise employment position as on 28th, Fevruary, 1988 of

the Department showing the representation of reserved communities as provided in the law should be submitted to the Committee within 60 days of this report presented to the House.

7. IRRIGATION DEPARTMENT

7.1. The Department of Irrigation was examined by the Committee on 7th February, 1987. The statement showing the facts relating to employment position of the Irrigation Department was found vague when examined by Committee, which was inter-mixed with one grade to another of the posts existed in the Department. Therefore the Committee directed the Department to submit the statement showing detailed grade-wise position of employment afresh to the Committee.

7.2 When the Committee wanted to know the steps taken by the department to fill-up the backlogs of posts in the Department in various grades of services inclusive both of technical and non-technical, the Departmental representative submitted to the committee that a few post of Assistant Engineers were filled up where due weightage was given to give preference for candidate of reserved communities. Whatsoever, the Committee feels that the long outstanding backlogs together with additional accumulation would not be removed if the 20 point roster as provided in the Act. would not be strictly adhered for filling up the vacancies as an when occurred in the department. Therefore, the committee feels that existing recruitment procedure and policy of the Government should be issued to all the District and Sub-Divisional officers for strictly following at the time of taking candidates in to any posts of the Department.

7.3 The Committee wishes that in view of huge backlogs of the posts for reserved communities in the Department arrangements should be made to make special recruitment, particularly for filling up the vacancies to remove the backlogs of reserved quotas.

7.4 The additional information in the way of statement showing gradewise categorical backlogs position of the posts and services of reserved communities a

directed by the committee has not submitted by the Department to the Committee till this report presented to the Assembly. The Committee regrets to note that the Assembly Secretariat has written repeatedly in this connection to the Department concerned but no reply from the Department was received.

7. 5. Therefore, the Committee recommends that a detailed statement of up-to-date employment position of the Department together with the action taken to remove the backlogs of the employees in the reserved communities should be submitted to the committee within 60 days of this report presented to the Assembly.

8. DEPARTMENT OF PUBLIC ENTERPRISE

8. 1. The Department of Public Enterprise was examined by the Committee on 28th February, 1987. During the course of examination the departmental witnesses have submitted to the Committee that the Department of Public Enterprise has no direct control over those departments which are functioning and managing under different administrative departments. With regard to submitting information the concerning Administrative Departments and existing 44 corporations of Assam were requested by the Public Enterprise Department to furnish necessary information as desired by the Committee. It was also expressed by the departmental witnesses that inconvenience appeared apparent having no direct control over them. Despite Public Enterprise, were requested by the Public Enterprise Department to submit full information on the subject and all the Administrative Departments were also requested to appear before the Committee for clarifying their positions no public undertaking was appeared before the committee.

8. 2 In furnishing a statement by the Department vide their letter No. PE. 107/86/78, dated 25th October, 1988 to the Committee the employment positions of reserved communities in the Department are as follows :

8.4 From the letter No. PE.107/86/81 dated November 15, 1988 of Department of Public Enterprises the Committees notes that 44 Public Enterprises of State of Assam under the control of Administrative Departments have been functioning as follows:—

Sl. No.	Name of the Enterprise	Year of formation	Name of Administrative Department
(1)	(2)	(3)	(4)
1	Assam Agro-Industries Dev. Corporation Ltd.	1967	Agriculture
2	Assam Seed Corporation	1967	do.
3	Assam State Film Finance and Dev. Corporation Ltd.	1974	Education
4	Assam State Text Book Production and Publication Corporation Ltd.,	1972	do.
5	Assam Tea Corporation Ltd.	1972	Industries
6	Assam small Industries Dev. Corpn. Ltd.,	1962	do
7	Assam Gas Company Ltd.,	1962	do
8	Assam Industrial Dev. Corpn. Ltd.,	1965	do
9	Assam Conductors and Tubes Ltd.,	1964	do
10	Fertichem Ltd.	1974	do
11	Assam State Fertilizer and Chemicals Ltd.	1988	do
12	Assam Petrochemicals Ltd.	1971	do
13	Cachar Lugar Mills Ltd.	1972	do
14	Assam Syntex Ltd.	1982	do
15	Assam Electronics Dev. Corpn. Ltd.	1984	do
16	Assam State Textile Dev. Corpn. Ltd.	1980	do

(1)	(2)	(3)	(4)
17	Assam Spun Silk Mills Ltd.,	1960	do
18	Assam polytex Ltd.	1982	do
19	Assam Hills Small Industries Development Corpn. Ltd.	1968	Hill Aara Development
20	Assam Govt. Construction Corpn. Ltd.	1964	P.W.D. (R&B)
21	Assam Fisheries Dev. Corpn. Ltd.	1977	Veterinary and Fishery
22	Assam Livestock and Poultry Dev. Corpn.	1984	do
23	Assam Minerals Dev. Corpn.	1983	Mines and Minerals
24	Assam Govt. Marketing Corpn. Ltd.	1959	Handloom Textile and Sericulture
25	Assam Khadi and Village Industries Board.	1955	do
26	Assam Co-op. Sugar Mills Ltd.	1955	Co.operation
27	Assam Co-op. Jute Mills Ltd.	1960	do
28	STATFED	1975	do
29	Swahid Kushal Konwar Samabai Sutakol Ltd.,	1979	do
30	Assam Co-op, Spinning Mills Ltd.,	1979	do
31	Assam Polyester Co:Op. Society Spinning Mills Ltd.,	1981	do
32	Uttar Assam Somabai Chenkol Ltd.,	1968	do
33	Assam State Ware Husing Corpn. Ltd.,	1958	do
34	Newgaon Co-op, Sugar Mills Ltd.,	1975	do
35	Assam Plains Tribes Dev. Corpn Ltd.,	1975	W.P.T.B.C.
36	Assam State Development Corpn. for OBC Ltd.,	1975	do
37	Assam State Dev. Corpn. for S.C. Ltd.,	1975	do

(1)	(2)	(3)	(4)
38	Assam Plantation Crops. Dev. Corpn.,	1974	Soil Conservation
39	Assam Police Housing Corpn. Ltd.,	1981	Home
40	Assam State Minor Irrigation Dev. Corpn Ltd.,	1980	Irrigation
41	Assam Financial Corpn. Ltd.,	1954	Finance
42	Assam State Electricity Board	1975	Power
43	Assam State Housing Board	1975	Town and Country Planning.
44	Assam State Transport Corpn. Ltd.	1970	Transport

8.5 According to the above statement the Committee observes the backlog (-0.44) in Grade-II posts of the reserved communities in the department. feels that the department should take appropriate action to fill up the backlog in case any appointment is made in future.

8.6 by non submission of position of service and post held by the Scheduled Castes and Scheduled Tribes in the establishment of several Public Undertakings of the State of Assam has suprised the Committee with There by the authorities of the Public Enterprises of the State of Assam have violated the provisions of law and also showed utter disregard to the directions of the Committee. Wtth Utter displeasure the Committee has observed that the Administrative Department should see as to whether the required information on the subject have been furnished to the Commirtee as directed.

8.7 The Committee therefore directcs the Administrative Departments of the Public Enterprises of State of Assam to suomit the Employment position of reseed communities of the defaulting Public Enterprises immediatly not exceeding 2 months to the Committee from the date of this reopot presented to the Assembly.

8.8 The Committee, further recommends that the immediate steps should be taken to remov backlog, if any in the quota of employment of reserved communities under the law for the time being in fore.

9. DEPARTMENT OF TOURISM

9.1. The Department of Tourism was examined by the Committee on 28th February, 1987. During the course of examination in tende-

ring evidence by the departmental witness submitted to the Committee that there were 5 posts in Class-I, 9 posts in Class-II, 67 posts in Class-III and 87 in class IV, respectively.

9.2 In reply to a query with regard to the vacant posts in the department the Government witness submitted before the Committee that there were 21 (Class-III 7; Class IV 14) posts vacant for the time being

9.3 With regard to giving backlog position of the department the departmental witness stated that there were 10 backlogs in scheduled Tribes (P) and in Scheduled Tribes (H) for the moment while there was no backlog in Scheduled Castes. The Government representative has also assured the committee that the department would take appropriate steps to clear the backlog at the time of new appointment.

9.4. By a subsequent written reply furnished vide Department letter No. TSM. 55/84/57, dated September, 7, 1988 the position of the reserved communities is as follows :

9.6 The Committee has noticed the overall surplus position of employees in the reserved communities of the Department of Tourism. The Committee also notices that there is backlog in the Grade—I post for the employees of reserved communities in it. So, the Committee recommends that the Department should take appropriate steps to remove the backlog position of employees of reserved communities in the Grade—I post also as and when new recruitment is made and an action taken report thereon may be submitted to the Committee accordingly.

10. AGRICULTURE DEPARTMENT

10.1 The Department was examined by the Committee on 19th June 1987. Noticing large number the backlog position of the Department the Committee enquired the Departmental witness about the steps taken to remove the existing backlog. In addition, the Committee while wanted to know as to whether a B. Sc. candidate can be appointed in the post of A. E. O. instead of a B. Sc. Agriculture Degree holder. In reply to the above query the Departmental witness submitted before the Committee about the technical difficulties in recruiting B.Sc candidate.

10.2 In reply to a specific query relating to recruitment of Gram Sevak, the Departmental witness submitted to the Committee that necessary instructions were issued to recruit cent percent candidates for Gram Sevak from the reserved communities in the Hill Districts of Assam. This apart, the Departmental witnesses submitted before the Committee that to fill up the vacancies pertaining to Gd. III (L. D. A. and Typist) posts recruitment could be made enhancing to the tune of 60% candidates from the reserved communities where existed large number of backlogs in reserved quotas.

10.3 Submitting to the Committee the Government representatives while stated that no candidate from general communities comes forward to serve as Sweeper in the Department. The Committee feels that the Department may take step to encourage candidates of General Communities to serve as sweeper.

10.4 The Committee observes that the Special recruitment may be made in respect of Non-technical posts for filling up the vacancies of of the Department from reserved communities. The Committee, further observes that candidates from the reserved Communities may be trained up to fill up the technical post of the Department.

10.5 During the course of examination while the Committee asked the Departmental witness to submit a statement showing a clear cut position of employees the Department vide letter No. AGA 534/86/258 dated 19th December, 1988 furnished the following statements a (A), (B), (C), (D), (E), (F), (G), as below

109 (D) Assam Seeds Corpn. Ltd.

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
I	28	2	16	10	0.70	Nil	(-0.70,	(-2.00	The Gd. IV quota
II	52	18	5	29	0.03	Nil	(-1.45,	(-) 0.80	almost filled up ex-
III	186	32	6	148	10.36	Nil	(-7.40,	(-) 3.38	cept S. T. due to no
IV	125	24	..	101	7.07	Nil	(-6.07,	(-) 17.56	availability of app-
					5.05	8	(-) 5.05,	(-) 13.22	licants from ST (H).
	321	76		288	10.10	1	(-) 33.36	(-) 33.36	Regarding Gd. III-

we are filling up the quota when requirement directly (After March, 1989 we are filling up vacancy from quota.)

10.10 (E) Assam Agricultural University

I	50	Nil	50	3	2	5	Nil	Nil	Does not arise as on 28th February 1988.
II	69	Nil	69	40	3	7	Nil	Nil	
III	483	Nil	483	33	24	48	Nil	Nil	
IV	559	Nil	559	39	7	55	Nil	Nil	

Filled up according to 20 points Roster.

10.11 (F) Assam State Marketing Board.

I	80	8	14	0.98	0.70	1.40	Nil	1	Done to non availability of suitable candidate
II	81	27	Nil	3.78	2.70	5.40	(-) 2.20	(-) 2.88	
III	63	4	Nil	4.13	2.95	5.90	(-) 2.70	(-) 5.88	
IV	19	Nil	19	1.33	0.65	1.90	(-) 1.95	(-) 9.98	
	193	39	145				(-) 0.33	(-) 1.90	(-) 3.18
									(-) 1.92

10.12 (G) Assam State Seeds Certificate Assam.

I	3	Nil	8	Nil					Steps are taken for improvement of the position through more requirement from weaver Section
II	32	2	30	Nil					
III	26	8	9	0.63	1.45	0.90	(-) 0.63	(-) 1.98	
IV	25	2	4	1.33	0.95	1.90	(-) 1.67	(-) 0.18	

10.13. The Committee with great réstraint notices the backlog in each of the statement above. The Committee has also noticed the vacant posts in them. The Assam Agricultural University vide statement 'E' above, has not furnished gradewise categorical position of reserved communities as called for vide Assembly Secretariat letter No. LACWSCST. 5/86/10293 dated 29th June, 1988, by the Committee. The Committee observed with great displeasure that the authority concern has furnished a very vague position which has not reflected the Number of Employees from the reserved communities in their various posts existed in the organisation. In the result, the Committee fails to know the exact position of Employees of the reserved communities as required under the Law (Sub-section) (B) to (C) of section 2 of the Assam SC/ST reservation of vacancies in services and posts Act 1978 for the timing in force.

10.14 The Committee feels that the concerning organisation abide by the Law should run the administration according to the provisions of law deem fit and any information, as and when called for any scrutiny of a particular matter by the Legislature Committee should furnish the same accordingly to fulfilled the object of the public interest.

10.15 The Committee hopes that the existing backlog in the post and services of reserved communities should be removed by the Deptt when new requitment is made to the posts.

10.16 The Committee, therefore recommends that appropriate steps should be taken by the authority concerned in the matter to safeguard the interest of reserved communities of the State and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.

11 GENERAL ADMINISTRATION DEPARTMENT

11.1 The Department was examined by the Committee on 20th June 1987. At the time of scrutiny of employment position of the G. A. D. as on 28th February 1986 the Committee notices the backlogs of the reserved communities in the posts of Assam House, Calcutta, Assam House, New Delhi and Assam House, Shillong etc. When the Committee wanted to know from the Departmental witness as to how the backlogs of reserved quotas would be filled up, the Departmental representation informed the Committee that the existing backlogs would be filled up by de-erving the reserved quotas of posts of the Department.

11.2 The Committee observes that there are vacant posts of non-technical nature in the e organisations except the posts of stenographer and Operators of Photostate machines which may be filled up by the candidates from Scheduled Castes and Schebuled Tribe. Where for question of de-reservation may not be arisen at all. In the instance case the Committee furthe observes that the appointing authorities viz. D. C.

and Commissioners incharge of those organisations have not strictly adhered to maintain the twenty point roster as provided in the law.

11.3. The Committee therefore, wishes that the backlogs in respect of reserved communities against 136 posts existed on the stipulated date should be removed as early as possible.

The Committee observes that backlogs in respect of GD. IV employees of reserved communities amounting to 15 posts to the District of Darrang, Kokrajhar, etc, where such backlogs should not have been existed. Therefore the Committee regrets that no proper enthusiasm was maintained in appointing candidates from reserved communities.

11.4. In respect of complain as regards appointment of candidates not actually belonged to reserve communities by producing a fake certificate as Scheduled Castes Scheduled Tribe the Committee while wanted to know the position the Government representative stated that definite actions in respect of proved cases in the matter was taken by the Government. He also submitted before the Committee that against any complain of fake certificate found in this respect proper step would be taken after duly investigating the same.

11.5. The Committee further direct the Government Department to furnish clearcut grad-wise employment position of the Department as on 28th February 1988 for consideration of the Committee. In pursuance of the direction of the Committee the Department vide letter No. GAG (B) 270/88/38, dated, 9th November, 1988 informed that information on the above noted subject in respect of offices/establishment under the administrative control of their department have been called for. But information have not yet been received. The information will be furnished as soon as required information are received. The Committee notices that no information as assured by the Government in the above letter is received till this report presented to the House although several reminders in this matter were issued by the Assembly Seect. to the Department concerned.

11.6. Therefore, the Committee recommends that the grad-wise employment position of the G. A. D. as on 28th February 1988 should be submitted to the Committee within 60 days of this report presented to the Assembly.

12. ANIMAL HUSBANDRY AND VETERINARY DEPARTMENT

12.1. The Animal Husbandry and Veterinary Department was re-examined on 4th July, 1987.

During the course of examination the Committee notices that there was no statement showing the detailed and consolidated position of employment of reserved communi-

ties of the Department as called for by the Committee. Noticing the anomalous position in respect of furnishing information the Committee expresses displeasure on the in action of the Department.

12.2 The Committee, when wanted to know the reasons of backlogs of employment in the reserved communities of the Department the Government witness stated that the position was continuing for last several years.

12.3 In reply to another question relating to selection and appointment of candidates, for D. F. O. the Departmental representatives informed the Committee that selected candidates were sent for training and successful completion of the training the candidates were appointed in the vacant post of the Department. He also informed the Committee that 240 candidates were selected last year for appointment of D. F. O. and for these posts a few candidates were also selected by the District Councils of the State.

12.4 The Committee notices that the Department has published advertisement for recruiting driver prescribing technical qualification for it which appears to be misleading for the licence holder drivers.

12.5 The Committee wishes that when advertisement published specific direction should also be inserted in it so that the SC as well as the ST both plains & Hills could apply for specific vacancies of the Department.

12.6 The Committee notices that the Department of Animal Husbandry & Veterinary has wasted large scope for filling up the backlogs quotas of reserved communities.

12.7 Therefore the Committee recommends that steps should be taken to remove the backlogs of employment for the reserved communities and an action taken report thereon showing the up-to-date position of employment for the reserved communities of the Department be submitted to the Committee accordingly within 2 months of this report presented to the House.

13. HANDLOOM AND TEXTILE DEPARTMENT

13.1. The Handloom and Textile Department was examined by the Committee on 4th July, 1987. At the time of scrutiny of the employment position of reserved Community in the Department of Handloom and Textile the Committee found the statement incorrect. Therefore the Committee directs the Department to furnish a detail statement showing the gradewise position of employees of reserved communities as on 28th February, 1988. In pursuance of the above direction of the Committee by a written reply vide letter No. HTS. 227/88/29 dated 22nd November, 1988 submitted to the Committee the statement at 'A' 'B' 'C', 'D' as follows :—

13.3 (B) Director of Sericulture, Assam

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	No backlog against Class III and IV.		
I	40	9	Nil	31	2.17	1.55	3.10	2 Nil	2 (-)0.17 (-)	1.55 (-)	1.10 = (-) 2.82	
II	37	2	Nil	35	2.45	1.75	3.50	4 1	2 (+)1.55 (-)	0.75 (-)	1.50 = (-) 0.70	
III	1377	28	NH	1349	94.43	67.45	134.90	144	39	167 (+)49.57 (-)	28.45 (-)	32.10 = (+)52.22
IV	615	Nil	Nil	615	48.05	30.75	61.50	39	62	80 (-)4.05 (+)	18.50 = (+)22.70	
	<u>2069</u>	<u>39</u>		<u>2030</u>							<u>=(+)71.40</u>	

13.4 (C)

Assam Khadi & Village Industry Board.

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	The position of 28th February, '88 has since been improved in reducing the Backlog.			
I	9	Nil	2	7	0.49	0.35	0.70	Nil	Nil	Nil	(-)0.49 (-)	0.35 (-)	0.70 = (-) 1.54
II	40	Nil	Nil	40	2.80	2.00	4.00	Nil	2	Nil	(-)2.80 (-)	1.00 (-)	4.00 = (-) 7.80
III	454	Nil	Nil	454	31.78	27.70	45.40	9	Nil	8 (-)	22.78 (-)	27.70 (-)	37.40 = (-)87.88
IV	427	Nil	Nil	427	29.89	21.35	42.70	21	5	23 (-)	8.89 (-)	16.35 (-)	38.70 = (-)63.94
	<u>930</u>			<u>2</u>	<u>928</u>								<u>=(+)161.16</u>

13.5 (D) Assam Government Marketing Corporation Ltd. Gauhati—21

I	8	2	Nil	6	0.42	0.30	0.60	Nil	Nil	Nil	(-)0.42 (-)	0.30 (-)	0.60 = (-) 1.32
II	12	1	Nil	11	0.77	0.55	1.10	1	Nil	Nil	(-)0.32 (-)	0.55 (-)	1.10 = (-) 1.42
III	69	14	3	52	3.64	2.60	5.20	7	Nil	6 (+)3.36 (-)	2.60 (+)	0.80 = (+) 1.56	
IV	53	3	11	39	2.73	2.04	-3.90	1	2	1 (-)	1.73(-)	0.04 (-)	2.90 = (-)4.67
	<u>142</u>	<u>20</u>	<u>14</u>	<u>108</u>									<u>=(+) 5.52</u>

13.6 The Statement at 'A' pertaining to Handloom and Textile Department reveals the facts that there exists backlogs in respect of Grade II posts and in respect of grade III posts (—)2.60 and (—) 28.72, respectively although three exists surplus against Grade I and Grade IV totaling to (+) 33.91 with an over all result of (+) 1.56. The Committee notices that there exists 387 vacant posts against 1771 sanction posts in the department as on 28th February, 1988.

13.7 The Committee notices that there are backlogs against Grade I & II posts although there exists surplus against II & III resulting to an over all surplus (+)71.40 as shown in the statement "B" above pertaining to Directorate of Sericulture, Assam. The Committee notices also that there are 39 vacant posts against 2069 sanctioned posts in the Department as on 28th February, 1988.

13.8 The statement at "C" above relates to Assam Khadi and Village Industries Board reveals the facts that there are Backlogs in each Grade of posts totalling to(—)161.16 in the organisation as on 28th February 1988. The Committee notices that there is no vacant post on this stipulated date where exist a large number of backlogs as reveals to (—) 161.16. Therefore the Committee expresses displeasure due to lack of enthusiasm of the Board as a result of which a huge backlogs exist in the post of reserved quotas for SC./ST, in the employment of Khadi and Village Industries Board.

13.9 The statement at "D" above relates to Assam Government Marketing Corporation Limited, Guwahati reveals the fact that there are backlogs against each Grade of Posts for reserved committees in the Corporation totaling to (—)5.85 as on 28th February, 1988.

13.10 The Committee also notices that there are 20 vacant posts against 142 sanctioned posts in the Corporation as on 28th February, 1988. The Committee observe that the backlogs for the reserved Committees should be eliminated while vacant posts of the Corporation are filled up.

13.11 Therefore, the Committee recommends that the appropriate action may be taken by the authorities concerned to remove the backlogs, where exist at an early date and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.

14. MUNICIPAL ADMINISTRATION DEPARTMENT

14.1 The Municipal Administration Department was examined by the Committee on 7th July, 1987. In reply to a query the Government representative has submitted to the Committee that a few incumbents have been serving as Sweeper irrespective of castes who clean Roads, drains and remove garvages from darty roads and places in side Municipality. During the discussion the Government representative has informed also the Committee that now a days the Sweeper normally need not clean the Lairine since there is no services Latrine under the Jurisdiction of Guwahati Municipal Corporation. The Committee feels pleasure that a certain category of people of Assam are coming forward to undertake the service of a Sweeper.

14.2 At the time scutiny of Employment position, the Departmental representatives in answering to specific points raised by the Committee has submitted to the Committee that the Department is unable to appoint Employees directly to Gd. I and Gd. II posts which are filled up from Civil Service.

14.3 The facts reported to the Committee reveal that there were backlogs in Gd. II & Gd. III posts. Noticeing the large number of backlogs for reserved committee, the Committee cirects the authority concern to make necessary arrangement to take in candidates from the reserved committy as per rule and 20 points Roster as provided thereto while appointing incumbents to any post of the Department relating to Gd. III & Gd. IV, and the Employment Exchanges should be directed specifically ro send the names of candidates from reserved communities untill the reserved quotas of the Department in the posts and services are full fil.

14.4 Showing the exact position of Employment of Guwahati Municipal Corporation in the Statement vide Government letter No. MA/208/83/295, dated 5th November 1981, snbmitted the statement as below:—

14.6 The Committee notice that out of 2863 sanctioned posts in the Guwahati Municipal Corporation there exist 270 vacant posts against a backlog in each of the categories of posts viz. (—) 3.13, (—)11.32, (—)93.44 and (—)43.76 against I, II, III and Gd, IV, respectively totaling to the backlog of (—)151.65 as on 28th February, 1988. The Committee observes that since there exist 270 vacant posts against a total backlog of (—)151.65 necessary steps should be taken by the authority concerned to fill up the vacancy and thereby to eliminate the existing backlog in it.

14.7 At the time of scrutiny of the Employment position of the Directorate of Municipal Administration the Government representative submitted to the Committee and unhappy position of backlog in employment of various Town Committees viz Tezpur, Nalbari, Sibsagar, Silchar, Basugaon, Dibrugarh, Rangajuli, Dhakiajuli, Bongaigaon, Lala etc. of the State. The statement submitted to the Committee vide Government Letter No. cited already, in the matter of Employment Position under the Municipal Administration Department States as below;—

14-8 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES
(SCHEDULED CASTES/SCHEDULED TRIBES (H)/ SCHEDULED TRIBES (P) IN
DIRECTORATE OF MUNICIPAL ADMINISTRATION AS ON 28-2-88.

Department/Corporation	1	2	3	4	5	6	7	8	9	10	Remarks				
		Sanctioned strength and Class of service	Posts vacant as on 28.2.88	Post held by official from other services	Existing posts as on 28-2-88 excluding column 3 and 4	Admissible quota in respects of posts held up or before 28-2-88.	No. of employees already in ployed representing the reserved communities.	Backlog of the reserved communities. (+) indicates Excess (-) indicates Backlog.	Total Backlog against all the reserved communities.						
						S.C. 7%	S.T.(H) 5%	ST(P) 10%	S.C.	ST(H)	ST(P)				
I	15		6	Nil	9	0.63	0.45	0.90	—	1	—	(-)0.63	(+)0.55	(-)0.90	=(-)0.98
II	10		3	Nil	7	0.49	0.35	0.70	—	—	—	(-)0.49	(-)0.35	(-)0.70	=(-)1.54
III	66		5	Nil	61	4.27	3.05	6.10	7	4	4	(+)2.73	(-)3.05	(-)2.10	=(-)2.42
IV	15		Nil	Nil	15	1.15	0.75	1.50	1	—	—	(-)0.05	(-)0.75	(-)1.50	=(-)2.50
	106		14		92										=(-)7.24

Any improvement over the position of 28-2-88 in brief.

14.9 The Committee notices that out of 106 sanctioned posts there exist 14 posts vacant against a total backlog of (---) 7.24 against all the categories taken together. The Committee hopes that the vacant posts should be filled up early keeping in view the assurances given by the Government representatives at the time of tendering Evidence.

14.10 The Committee, therefore recommends that vacancies should be filled up accordingly and an action taken report thereon be submitted to the Committee within sixty days of this report presented to the House.

15. Department of Food and Civil Supplies

15.1 The department of food and Civil Supplies was examined by the Committee on July 13, 1989. Tendering evidence the Government representatives informed the Committee that the department could not furnish the necessary information in appropriate time on backlog position of Employees of the reserved communities in accordance with the provisions made in the law. The Committee has expressed its resentment on non-receipt of the necessary information in time for consideration. The Committee therefore urges that the department should act as per direction and should furnish all necessary information timely.

15.2 Considering the request the Committee however most reluctantly allowed 15 days to the Department to furnish the necessary information. But the Committee notices the failure on the part of the department that the required information has been furnished to the Committee only on October 10, 1988 after elapse of about 3 months from the appointed date i.e. July 13, 1988.

15.3 By the written replies submitted by the Director, Food and Civil Supplies, Assam to the Committee show backlog positions in the following statement as on February 28, 1988.

15.4 The Committee has observed the following backlog in each grade of the reserved communities :

As on Feb. 28th 1988	Grade of Service	No. of back-log			Total	vacancies
		S. C.	S. T. (P)	S-T. H)		
1	2	3	4	5	6	7
	I	+0.11	-1.35	-2.70	-3.94	11
	II	-0.99	-5.85	-4.70	-11.54	9
	III	+9.48	-12.80	-15.60	18.92	81
	IV	-0.81	-17.15	-31.30	-45.26	17
<hr/>						
Total		+7.79	-37.15	-54.30	-83.66	118
						1

15.5 The Committee has further observed the total backlog in all the reserved communities except a surplus of scheduled Castes against grade I (+0.11) and III (+9.84) only.

15.6 The Committee has also noticed that eleven Grade-I and Grade-II vacant posts could not be filled up for non-clearance of earlier 4 (d) promotion by the A. P. S. C. till the information the furnishing by the department. To execute the relevant provisions in the letter and spirit of the law the Committee observes that no executive authority should neglect the law nor should make any unnecessary delay in taking action as deems fit.

15.7 The Committee therefore recommends that the department of Food and Civil Supplies should pursue vigorously the authority of the A. P. S. C. to make clearance, if not made already without any further delay into the position of promotional posts of the department enabling the Government to clear up the existing backlogs specifically in implementing as well as appointing personals for the reserved communities which have been provided in the law into the Government services immediately with an intimation of action taken to the Committee within 2 months from the date of this report presented to the Assembly.

15.8 The Committee surprises to note that while there exist considerable number of backlogs in the reserved communities the department has appointed (in grade III and Grade IV) viz. L. D, A's, Divers and Handiman belonging to general communities violating the laws for the time being in force. Thus the department has not only ignored the genuine demand of the reserved communitie but also ignores to the established law. The Committees observes that out of total sanctioned posts of 1023 there exist as many as 118 vacancies i. e. 11.41% in the department. In view of existing vacancies the Committee feels that the Government should examine whether effective functioning in the public services like Food and Civil Supplies is being done, if the vacancies remain vacant for quite a long time.

15.9 So, the Committee recommends that no appointment except the candidates of reserved communities in the Food and Civil Supplies Department should be made in future till the quotas of reserved communities as per law are fulfilled and an action taken report thereon should be submitted to the committees within two months from the date of this report presented to the House.

16. JUDICIAL DEPARTMENT

16.1 The Judicial Department was examined by the Committee on Jul 13, 1988, while tendering evidence by the departmental witness submitted to the Committee that amongst the backlogs there were considerable No. of posts in the reserved quota remained unfilled. By the written reply vide letter No. JDJ. 200/83/58, dated 29th September, 1988 the employment position of reserved communities of the Judicial Department reveals by the following statement as below:

16-2 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN OFFICE OF THE JUDICIAL DEPARTMENT AS ON 28TH FEBRUARY, 1988.

Department/Corporation.	Sanctioned strength & Class of service.	Post vacant as on 28th February, 1988.		Post held by officials from other services.		Existing post as on 28th February, 1988.		Admissible quota as in respect of posts filled up on or before 28th February, 1988.		No. of employees already employed representing the reserved communities.		Backlog of the reserved communities. (+) indicates Excess (-) indicates Backlog		Total Backlog against reserved communities.	Remarks								
		2	3	4	5	6	7	8	9	10													
		SC	ST(H) 5%	ST(P) 10%	SC	ST(H) 5%	ST(P) 10%	SC	ST(H)	ST(P)	SC	ST(H)	ST(P)										
1. Assam Legal Service	I 2	Nil	1	2	Nil	Nil	Nil	Nil	0.14	0.10	0.20	Nil	Nil	Nil	Nil	0.14	(-)	0.10	(-)	0.20	(-)	0.44	Any improvement over the position of 28th February, 1988 in brief.
	II 2	Nil	1	2	Nil	Nil	Nil	Nil	0.14	0.10	0.20	Nil	Nil	Nil	Nil	0.14	(-)	0.10	(-)	0.20	(-)	0.44	
	III 3	1	2	2	Nil	Nil	Nil	Nil	0.14	0.10	0.20	Nil	Nil	Nil	Nil	0.14	(-)	0.10	(-)	0.20	(-)	0.44	
	IV 2	Nil	Nil	2	Nil	Nil	Nil	Nil	0.14	0.10	0.20	Nil	Nil	Nil	Nil	0.14	(-)	0.10	(-)	0.20	(-)	0.44	
2. Judicial Magistrates GRADE II	95	12	Nil	83	5	5	Nil	3	5.81	1.45	8.30	5	Nil	3	3	0.81	(-)	1.45	(-)	5.30	(-)	7.56	Guwahati High Court has already advertised for filling up the backlog. Similarly Government has also requested APSC to advertise for filling up the backlog.

(1)	(2)	(3)	(4)	(5)	(6)			(7)	(8)	(9)	(10)				
					SC	ST(H)	ST(P)	SC	ST(H)	ST(P)					
					7%	5%	10%	SC	ST(H)	ST(P)					
3. Senior Govt. Advocate, Assam.	III	II	Nil	Nil	11	0.77	0.55	1.10	1	Nil	1	(+) 0.23	(-) 1.55	(-) 1.10	(-) 1.42
	IV	5	Nil	Nil	5	0.35	0.25	0.50	Nil	Nil	Nil	(-) 0.35	(-) 0.25	(-) 0.50	(-) 1.10
4. Advocate General Assam.	I	1	Nil	Nil	1	0.07	0.05	0.10	Nil	Nil	Nil	(-) 0.07	(-) 0.05	(-) 0.10	(-) 0.22
	III	5	Nil	Nil	5	0.35	0.25	0.50	1	Nil	Nil	(+) 0.65	(-) 0.25	(-) 0.50	(+) 0.10
	IV	6	Nil	Nil	6	0.42	0.30	0.60	Nil	Nil	Nil	(-) 0.42	(-) 0.30	(-) 0.60	(-) 1.32
5. Special Judge, Assam.	I	1	Nil	1	Nil	0.07	0.05	0.10	Nil	Nil	Nil	(-) 0.05	(-) 0.07	(-) 0.10	(-) 0.22
	III	5	Nil	Nil	5	0.35	0.25	0.50	1	Nil	Nil	(-) 0.65	(-) 0.25	(-) 0.05	(+) 0.50
	IV	6	Nil	Nil	6	0.42	0.30	0.60	Nil	Nil	Nil	(-) 0.42	(-) 0.30	(-) 0.60	(-) 1.32
DISTRICT & SESSIONS JUDGES.															
6. Kamrup	I	2	Nil	Nil	2	0.14	0.10	0.20	Nil	Nil	1	(-) 0.14	(-) 0.10	(+) 0.80	(+) 0.56
	II	7	Nil	Nil	7	0.49	0.35	0.70	Nil	Nil	Nil	(-) 0.49	(-) 0.35	(-) 0.70	(-) 1.54
	III	47	2	Nil	45	3.29	2.35	4.70	Nil	Nil	2	(-) 3.29	(-) 2.35	(-) 2.70	(-) 8.34
	IV	48	Nil	Nil	48	3.36	2.40	4.80	Nil	Nil	3	(-) 3.36	(-) 2.40	(-) 1.80	(-) 7.56
7. Cachar	III	60	Nil	Nil	60	4.20	3.00	6.00	4	Nil	Nil	(-) 0.20	(-) 3.00	(-) 6.00	(-) 9.20
	IV	55	Nil	Nil	55	3.85	2.75	5.50	12	1	Nil	(-) 8.15	(-) 1.75	(-) 5.50	(-) 0.90
8. Mangaldoi.	III	17	4	Nil	13	0.91	0.65	1.30	2	Nil	Nil	(-) 1.09	(-) 0.65	(-) 1.30	(-) 1.95
	IV	13	Nil	Nil	13	0.91	0.65	1.30	2	Nil	Nil	(-) 1.09	(-) 0.65	(-) 1.30	(-) 1.95
9. Dibrugarh.	III	34	Nil	Nil	34	2.38	1.70	3.40	1	Nil	3	(-) 1.38	(-) 1.70	(-) 1.30	(-) 1.78

(1)	(2)	(3)	(4)	(5)	(6)		(7)		(8)		(9)	(10)							
					SC	ST(H)	ST(P)	SC	ST(H)	ST(P)									
	III	46	Nil	Nil	46	3.22	2.30	4.61	3	Nil	Nil	(-)	0.22	(-)	2.30	(-)	4.60	(-)	7.12
	IV	39	Nil	Nil	39	2.73	1.95	3.90	3	Nil	Nil	(+)	1.27	(-)	1.95	(-)	3.90	(-)	4.58
11. Kokrajhar	III	16	3	Nil	16	1.12	0.80	1.60	Nil	Nil	3	(-)	1.12	(-)	0.80	(+)	1.40	(-)	0.52
	IV	15	Nil	Nil	15	1.05	0.75	1.50	1	Nil	3	(-)	0.05	(-)	0.75	(+)	1.50	(+)	0.70
12. Nalbari	III	13	Nil	Nil	13	0.91	0.65	1.30	1	Nil	3	(+)	0.09	(-)	0.65	(-)	1.70	(+)	1.14
	IV	22	Nil	Nil	22	1.4	1.10	2.20	1	Nil	Nil	(-)	0.54	(-)	1.10	(-)	2.20	(-)	3.84
13. Nogan	III	35	Nil	Nil	35	2.45	1.75	3.50	4	Nil	1	(+)	1.55	(-)	1.75	(-)	2.50	(-)	2.70
	IV	42	Nil	Nil	42	2.94	2.10	4.20	4	1	2	(+)	1.06	(-)	1.10	(-)	2.20	(-)	2.24
14. Earpeta	III	23	5	Nil	23	1.61	1.15	2.30	3	..	2	(+)	1.39	(-)	1.15	(-)	0.30	(-)	0.06
	IV	29	2	Nil	29	2.03	1.45	2.90	1	...	1	(-)	1.03	(-)	1.45	(-)	1.90	(-)	4.38
15. North Lakhimpur	III	28	Nil	Nil	28	1.96	1.4	2.80	1	Nil	1	(-)	0.96	(-)	1.40	(-)	1.80	(-)	4.16
	IV	28	Nil	Nil	28	1.96	1.4	2.80	Nil	Nil	Nil	(-)	1.96	(-)	1.40	(-)	1.80	(-)	5.16
16. Sonarpur	III	28	2	Nil	28	1.96	1.40	2.80	2	Nil	2	(+)	0.04	(-)	1.40	(-)	0.80	(-)	2.16
	IV	20	Nil	Nil	20	1.40	1.00	2.00	4	Nil	2	(+)	2.60	(-)	1.00	Nil		(+)	1.60
17. Goalpara	III	14	Nil	Nil	14	0.98	0.70	1.40	4	Nil	2	(+)	3.02	(-)	0.70	(+)	0.60	(+)	2.92
	IV	16	Nil	Nil	16	1.12	0.80	1.60	3	Nil	1	(+)	0.12	(-)	0.80	(-)	0.60	(-)	1.28
18. Sibsagar	III	20	Nil	Nil	20	1.40	1.00	2.00	3	Nil	1	(+)	1.60	(+)	1.00	(-)	1.00	(-)	0.40
	IV	22	Nil	Nil	22	1.54	1.10	2.20	1	Nil	Nil	(-)	0.54	(-)	1.10	(-)	2.20	(-)	3.84

Dist. & Sessions Judges

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)				
					SC ST(H) ST(P)	SC ST(H) ST(P)	SC ST(H) ST(P)	ST(H)	ST(P)				
District & Sessions JUDGES --													
19. Dhubri	III 34 IV 31	4 nil	nil nil	30 31	2.10 2.17	1.50 1.55	3.00 3.10	4 nil 1 nil	1 (+) 1 (-)	1.90 1.17	(-) 1.50 (-) 1.55	(-) 2.00 (-) 3.10	(-) 1.60 (-) 5.82
Chief Judi Magistrates													
20. Barpeta	III 14 IV 14	nil —	nil —	14 13	0.98 0.91	0.70 0.65	1.40 1.30	1 — 1 —	1 (+) 1 (+)	0.02 0.09	(-) 0.70 (-) 0.65	(-) 1.46 (+) 0.30	(-) 2.08 (-) 2.26
21. Karimganj	III 14 IV 16	— —	— —	14 16	0.98 1.12	0.70 0.80	1.40 1.60	1 — 4 —	1 (+) 1 (+)	0.02 2.88	(-) 0.70 (-) 0.80	(+) 0.40 (+) 0.60	(-) 1.08 (+) 1.48
22. Mangaldoi	III 13	1	nil	13	0.91	0.65	1.30	2 —	1 (+)	1.09	(-) 0.65	(-) 0.30	(+) 0.14
23. Goalpara	IV 18 III 15 IV 7	2 nil nil	nil nil nil	18 15 7	1.26 1.05 0.49	0.90 0.70 0.35	1.80 1.50 0.70	2 — 1 — 2 —	2 (+) 2 (+) 2 (+)	0.74 0.95 1.51	(-) 0.90 (-) 0.75 (-) 0.65	(+) 0.21 (+) 0.50 (-) 0.70	(+) 0.04 (+) 0.30 (+) 0.46
24. Kamrup	III 36 IV 33	5 nil	nil nil	36 33	2.52 2.31	1.80 1.65	3.60 3.30	1 — 2 —	1 (-) 1 (-)	1.52 1.31	(-) 1.80 (-) 1.65	(-) 3.60 (-) 3.30	(-) 6.92 (-) 6.26
25. North Lakhimpur	III 31 IV 27	nil nil	nil nil	31 27	2.17 1.89	1.55 1.35	3.10 2.70	3 — 3 —	4 (+) 3 (+)	0.83 1.11	(-) 1.55 (-) 1.35	(+) 0.90 (-) 2.70	(+) 0.18 (-) 2.94
26. Nagaon	III 35 IV 23	nil nil	nil nil	35 23	2.45 1.61	1.75 1.15	3.50 2.30	3 — 2 1	3 (+) 3 (+)	0.55 0.39	(-) 1.75 (-) 1.15	(+) 0.50 (+) 0.70	(-) 0.70 (-) 0.06
27. Sonitpur	III 25 IV 24	nil nil	nil nil	25 24	1.75 1.68	1.25 1.20	2.50 2.40	1 — 2 —	2 (+) 2 (+)	0.75 0.32	(-) 1.25 (-) 1.20	(-) 0.50 (-) 2.40	(-) 1.00 (-) 3.28

Selection exm. has been taken up. Will be considered to fill up backlog at the time of appointment.

SC ST (H) ST (P) , SC ST (H) S F (P) SC ST (H) ST (R)

CHIEF JUDICIAL MAGISTRATES.

28. Dhubri	III	34	Nil	Nil	34	2.38	1.70	3.40	1	—	(—) 1.38	(—) 1.70	(—) 3.40	(—) 6.48	
	IV	31	Nil	Nil	31	2.17	1.55	3.10	4	—	(+)	1.83	(—) 1.55	(—) 2.10	
29. Golaghat	III	14	Nil	Nil	14	0.98	0.70	1.40	Nil	Nil	(—)	0.98	(—) 0.70	(—) 0.40	
	IV	14	—	—	14	0.98	0.70	1.40	Nil	Nil	(+)	0.02	(—) 0.70	(—) 1.40	
30. Dibrugarh.	III	34	Nil	Nil	34	2.38	1.70	3.40	2	—	(—)	0.38	(—) 1.70	(—) 3.48	
	IV	19	Nil	Nil	19	1.33	0.95	1.90	3	—	(+)	2.67	(—, 0.95	(+)	2.10
31. Jorhat	III	21	Nil	Nil	21	1.47	1.05	2.10	+	—	(+)	0.53	(—) 1.05	(—) 1.62	
	IV	17	Nil	Nil	17	1.19	0.85	1.70	2	—	(+)	0.81	(—) 0.85	(—) 2.36	
32. Kokrajhar	III	12	Nil	Nil	12	0.84	0.60	1.70	1	—	(+)	0.16	(—) 0.60	(+)	2.80
	IV	10	Nil	Nil	10	0.20	0.50	1.00	2	—	(+)	0.30	(—) 0.50	(+)	2.00
33. Sibugar	III	17	Nil	Nil	17	1.19	0.85	1.70	2	Nil	(+)	0.81	(—) 1.70	(+)	0.30
	IV	13	Nil	Nil	13	0.91	0.65	1.30	Nil	Nil	(—)	0.65	(—) 1.30	(—)	3.25
34. Silchar	III	32	Nil	Nil	32	2.24	1.60	3.20	2	Nil	(—)	0.24	(—) 1.60	(—)	3.20
	IV	27	Nil	Nil	27	1.89	1.35	2.70	6	Nil	(+)	4.11	(—) 1.35	(—)	0.70
35. Nalbari	III	11	Nil	Nil	11	0.77	0.55	1.10	Nil	Nil	(—)	0.77	(—) 0.55	(—)	1.10
	IV	18	Nil	Nil	18	1.26	0.90	1.80	Nil	Nil	(—)	1.26	(—) 0.90	(—)	1.80

16.3 Considering the letter and spirit of the Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and posts) Act, 1978. The Committee observes that there exist net backlogs of 138(- 160-18+22.46) in all the categories of posts taken together except a few excess in a few establishments in the Judicial Department as a whole. The Committee also observes that there exist 43 vacancies in the services and posts all together.

16.4 In giving reply to a query of the Committee the departmental witness intimated to the Committee that by a special recruitment the existing vacancies in the posts could be filled in from the reserved communities. Besides, by the written statement the department has submitted to the committee that the Gauhati High Court has already advertised for filling up the backlog and the Government has requested the Assam Public Service Commission to advertise for filling up the backlog in respect of Judicial Magistrate Grade-III. The department has also submitted to the Committee by their written reply that the Chief Judicial Magistrate in the Kamrup district has conducted Selection Examination and will consider to fill up backlog at the time of appointment. The Committee feels that the long pending backlog could have been eliminated if timely but appropriate action had been taken by the Government.

16.5 Therefore, the Committee recommends that immediate action should be taken by the Judicial Department to eliminate the backlog by making special recruitment and an action taken report thereon should be submitted to the Committee within 60 days from the date of this report presented to the House.

16.6 The Committee notices that there is lack of coordination between the District Magistrate, High Court and the Judicial Department with regard to implementing the Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1978 and rules framed thereunder. All these organisations are not only law-binding ones but also law implementing authorities as well as. Thereby they are bound to act according to the law inter alia passing various judgement relating to employment in respect of Government Services and posts. Therefore the High Court

may also keep a close relation with the Judicial Department as well. The Department of Welfare of Plains Tribes and Backward Classes, Government of Assam in respect of implementing the law under consideration by strictly adhering to maintain the Roster as provided in the law by all the Appointing Authorities who violate the enacted provisions should be dealt with as may deem fit by the appropriate authority.

16.7 So, the Committee wishes that the matter should be pursued by the Judicial Department issuing appropriate directions to submit a report annually by all concerning departments with which the latter directly involves enabling it to intimate the Committee immediately.

17. POLITICAL DEPARTMENT

17.1 The Political Department was examined by the Committee on 13th July, 1988. During the course of examination the departmental witness could not furnish specific information as called for by the Committee. The witness prayed for 20 days time to furnish necessary information to the Committee.

17.2 By a written reply vide letter No. PLB.262/87/56 dated August 25th 1988 submitted the statement of employment position of reserved communities of political (B) Department as follows :—

17.5(B) STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN GOVERNMENT EMPLOYMENT OF BUREAU OF INVESTIGATION (E.O) ASSAM, GUWAHATI AS ON 28-2-1988.

Department Corporation	Sanctioned strength & class of Service	Post Vacant as on 28th February 1988	Poste held by Officials from other Services	Existing posts as on 28th February 1982	Admissible quota in respect of posts filled up on or before 28th February 1988	No. of employees already employed representing the reserved Communities.	Backlog of the reserved Communities (+) indicates excess (-) indicates Backlog	Total Backlog against all the reserved Communities.	REMARK
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

SC ST(H) ST(P) SC ST(H) ST(P) SC ST(H) ST(P)
7% 5% 5% 5%

Bureau of Investigation (E.O.), Assam,	Grd. I=5	1	2	4					
	Grd. II=9	—	3	9					
	Grd. III=86	8	12	78	3	2	5	5	— 7 +2 —2 +2 +2
	Grd. IV=3	—	—	3					
Guwahati.		103	9	17					94

The figures shown in column 6 have been worked out on the basis of 45 Nos. of posts of Constables appointed directly by this Organisation. The remaining posts are filled up either on deputation from other Departments or posted to this Directorate by the Director General of Police, Assam.

17.6 The Committee has noted that the quantum of backlogs in respect of Grade III and IV viz. (-) 1.76 and (-)0.30 respectively, resulting to a total backlog to (-) 2.06 where existed 47 vacant posts as on 28th February 1988. The Committee has considered the assurance given to the committee by the departmental witness during the course of tendering evidence as well as in the statement at Coln. 10 above. The Committee hopes that the department should fill up the vacancies as per law so that no backlog in the department pertaining to reserved communities remain at all. By a subsequent written reply vide letter PLA.439/86/55, dated 10th November, 1988 the political (A) Department submitted the following statement, as shown at (A) and (B) below showing the employment position of reserved communities pertaining to Director General of Vigilance, Assam and the Director, Bureau of investigation, respectively. The Committee with great restraint has noted that the concerning departments have not furnished a gradewise clear cut position of the employees of reserved communities as asked for by the committee on the specific matter. The Committee feels that the department as and when asked for any specific information on a particular subject the Government should furnish categorical but timely reply accordingly.

17.7 The Committee, therefore recommends that appropriate action should be taken by the departments and an action taken report thereon be submitted to the Committee within six months of this report presented to the Assembly.

18. SOIL CONSERVATION

18.1 The Soil Conservation Department was examined by the Committee on 13th July 1988. During the course of examination the Committee notices backlogs in the reserved Communities in the post of all categories except IV in the Department of Soil Conservation. While pointed out a few confusing points in the statement furnished by Representative of the Departmental witness assured the Committee to submit a fresh statement after sometime.

18.2 By a subsequent written reply vide letter No. Soil. 97/86/68 dated 26th April 1989 submitted the employment position of the Department to the Committee as follows :—

18.3 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN SOIL CONSERVATION DEPARTMENT AS ON 28TH FEBRUARY, 1988

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	
Department/Corporation	Sanctioned strength and Class of service	Post Vacant as on 28th February, 1988	Posts held by official from other services	Existing posts as on 28th February, 1988 excluding column 3 & 4	Admissible quota in respect of posts filled up on or before 28th February, 1988	No. of employees already employed representing the reserved communities	SC ST(H) ST(P) SC ST(H) ST(P)	Backlog of the reserved communities. (+) indicates Excess (-) indicates Backlog	Total Backlog against all the reserved communities	REMARKS Any improvement over this position of 28th February, 1988 in behalf
				SC 7%	ST(H) 5% ST(P) 10%	SC ST(H) ST(P)	SC ST(H) ST(P)			
Soil Conservation Deptt. III/690	1 58	13	...	45	2 25	1	(-) 2 15	(-) 1 50	= (-) 5 90	The post of Director of Soil Conservation (conservation has not been shown in this statement.
IV/576	11 56	19	...	37	1 85	1	(-) 0 59	(-) 3 70	= (-) 5 14	
	260	260	...	430	21 50	10	(+) 9 90	(+) 11 50	= (-) 49 40	
	12	12	...	564	28 20	49	(+) 18 52	(+) 20 80	= (-) 20 92	
	1380	304							(-) 29 52	

18.4. The Committee notices backlogs in Grade I, Grade II and Grade III posts to the extent of (—) 5.90, (—) 5.14 and (—) 29.60, respectively except a surplus in Grade IV post in the Department relating to reserved quotas as on 28th February, 1988.

18.5 In reply to a query the Government representative submitted to the Committee that 50 per cent posts of Assistant Soil Conservation Officer were filled up by promotion and 50 per cent through direct recruitment one of whom were promoted by relaxing two years of service requirement.

18.6 In reply to another query pertaining to filling up vacancies against 58 class I sanctioned posts the Departmental witness submitted to the committee that Divisional Soil Conservation Officer and 7 Assistant Soil Conservation Officer were filled up by promotion and 7 through A.P.S.C.

18.7 While a point raised on dereservation of about 6 posts in the Department the departmental representative failed to give the exact position to the Committee on the moment and therefore prayed for some time to clarify the position on a subsequent date. The Committee notices that the Government representative has not submitted the necessary clarifications to the Committee till this report presented to the House for which the Committee has expressed utter displeasure for the inaction of the Government Department.

18.8 The Committee, therefore, recommends that the posts which have been dereserved already should be reserved again and candidates from reserved communities should be recruited to eliminate the backlogs in the post of reserved community.

18.9 The Committee also recommends that existing 304 vacant posts of the Department should be filled up early with a view to remove the backlogs of reserved community in the Department, and an action taken report thereon be submitted to the Committee within sixty days of this report presented to House.

18.10. The Committee, further, recommends that Special Recruitment for ST(H) candidates may be arranged specifically from the district, of Karbi Anlong and North Cachar Hills of Assam.

19. HILL AREAS DEPARTMENT.

19.1 The Hill Areas Department was examined by the committee on 14th July, 1988. During the Course of examination the Government representative submitted to the Committee that 5 posts in the Grade-I viz. Project co-ordinator-I, Senior Research Officer-I, Research Officer 2 and Stenographer Grade-1 were appointed by the P&D Department and the S.A.D. which supposed to maintain the roster where upon there was basically on control of the Hill Areas Department except the appointment of one Research Officer.

19.2 In giving reply to the query the departmental witness informed the committee that one Assistant Research Officer was promoted on 19th January, 1987 to the post of Research Officer by the Department. The Committee observes that the appointing authority including the planning and Development Department should appoint persons according to the provisions of the Law (as per Roster system) and the existing vacancy should be filled up from the reserved communities and not from the General ones. So the committee recommends that the provision of the Law should strictly be adhered in case of filling up vacancies in the Hill Areas Department.

19.3 By a written reply vide the department letter No. HAD. 108/86/Pt/24, dated September 29th 1988 and its subsequent letter the employment positions of the reserved communities in the Department appear in the statement shown below :—

19.5 According to above statement although there are overall surplus of 3.50 there appears a negligible deficit in grade 1 Post.

ADMINISTRATIVE REFORMS AND TRAINING DEPARTMENT

20.1 The Administrative Reforms and Training Department was examined by the Committee on July 14th 1988. At the time of scrutiny of the employment position of the Department the Government representative has submitted to the Committee that there are two branches viz (a) the Administrative Reforms (Sectt.) and (b) Administrative Reforms and Training Department Assam Administrative Staff College, Guwahati. The representatives has informed that 21 incumbents holding the post of Grade.1 in the administrative staff college belong to civil services where the question of reserved quota does not arise. The Committee was also informed that only seven employees out of 21 Employees were in the service of Assam Administrative Staff College.

20.2 Noticeing 4 backlog against 86 posts belonging to Grade III and Grade IV as on 28th February, 1988 the Committee feels unhappy.

20.3 The Committee wishes that the reserved quota for employees of Scheduled Caste and Scheduled Tribes (H) and Scheduled Tribes (P) should be removed by taking appropriate steps and an action taken report thereon be submitted to the Committee accordingly.

20.4 STATEMENT SHOWING THE PRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN DIRECTOR OF TRAINING, AASC., GUWAHATI AS ON 28th February, 1988.

Department/Corporation	Sanctioned strength and Class of Service		Posts Vacant as on 28th February 1988		Posts held by official from other Services		Existing Posts as on 28th February 1988		excluding column 3 and 4		Admissible quota respect of posts filled up on or before 28th February 1988		No. of employees already employed representing the reserved Communities		Backlog of the Reserved Communities		Total Backlog against all the reserved communities.		Remarks: Any improvement over the position of 28th February 1988 in brief.	
	I	2	3	4	5	6	7	8	9	10	SC	ST(H)	ST(P)	ST(H)	ST(P)	(+) indicate Excess	(-) indicate backlog	9		10
I	21	14	7	Nil	..	..	..	..	..	..	..	..	..	..	..	..	..	..	Nil
II	..	Nil	Nil	Nil	..	..	..	..	..	..	..	..	..	..	..	..	..	..	Nil
III	39	2	Nil	37	2.59	1.85	3.70	3	Nil	4	(+) <u>0.41</u>	(-) <u>1.85</u>	(+) <u>0.30</u>	..	..	..	..	..	..
IV	47	3	Nil	44	3.08	2.20	4.40	5	1	3	(+) <u>1.92</u>	(-) <u>1.20</u>	(-) <u>1.40</u>	..	..	..	..	..	..
	<u>107</u>	<u>19</u>	<u>7</u>	<u>81</u>																
																				<u>=(-) 1.72</u>

DEPARTMENT OF CULTURAL AFFAIRES

21.1 The department of Cultural Affairs was examined by the Committee on July 15, 1988. During the course of examination, in reply to a query the departmental witness has submitted to the Committee that the Principals are categorised in Grade I post. Furnishing reply to another query the departmental witness informed the committee that lecturers are included in Grade-II post.

21.2 By a subsequent written reply vide department letter No. E.C.A.188/88/51, dated March 17, 1988 submitted the following information to the Committee as statement furnished below : —

**21-3 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES
SCHEDULED CASTES/SCHEDULED TRIBES (H) SCHEDULED TRIBES (P) IN
CULTURAL AFFAIRES DEPARTMENT, AS ON 28-2-88**

1	2	3	4	5	6	7	8	9	10
Department/Corporation	Sanctioned strength and Class of Service.	Post of vacant as on 28-2-88	Posts held by official from other services	Existing posts as on 28-2-88 excluding column 3 and 4	Admissible quota in respect of posts filled up on or before 28-2-88	No of employees already employed representing the reserved communities	Backlog of the reserved communities (+) indicates Excess (-) indicates Backlog.	Total Backlog against all the reserved communities	Remarks Any improvement over the position of 28-2-88 brief
					SC 7% ST(H) 5% SI(P) 10%	SC ST(H) SI(P)	SC ST(H) SI(P)	SC ST(H) SI(P)	
I	6	Nil	Nil	6	0.42 0.30 0.60	Nil Nil 1	(-)0.42 (-)0.30 (+)0.40	(-)0.30 (+)0.60 (-)0.32	
II	13	7	Nil	6	0.42 0.30 0.60	Nil Nil Nil	(-)0.42 (-)0.30 (+)0.60	(-)0.30 (-)0.60 (-)0.132	
III	126	15	Nil	111	7.77 5.55 11.10	7 7 9	(-)0.77 (-)0.45 (-)2.10	(+)1.45 (-)1.42 (-)1.42	
IV	54	10	Nil	44	3.08 2.20 4.40	4 4 8	(+)0.92 (+)1.80 (+)3.60	(+)3.60 (+)6.32 (+)6.32	
									= (+)3.26

21.4 The Committee notices the marginal backlogs in respect of post viz. I, II & III together with surplus of (+)6.32 against grade IV post and feels satisfied that the backlogs should be removed when filling up 32 existing vacancies by the Department in due course.

22. DEPARTMENT OF BORDER AREAS

22.1 The Department of Border Areas was examined by the Committee on July 15, 1988. During the course of examination there stated to have been existed 20 sanctioned posts in the Border Areas Department out of which only five including (one in Grade II and two in Grade III) incumbents were in service. The Committee was also informed that the posts under Grade-I & II were ex-cadre and held by officers on deputation from other Departments. According to the subsequent submission vide letter No.PLA(BC)133/87/42, dated 19th August, 1988 to the Committee the Government stated that out of 8 posts in Grade III one post was held by ST (P) employee. With regard to Grade-IV posts, all six posts were lying vacant on the stipulated date i. e. on 28th February, 1988.

22.2 The fact stated by the departmental representative reveals no backlog in the Border Areas Department. The Committee, while taking into consideration of the fact observes that 15 posts have been lying vacant in the Department as on 28th February, 1988. The Committee feels that the vacant posts should be filled up by the Department and wishes to know what definite steps are being taken on this respect. Keeping in view the existing rule and 20 point Roster as provided therewith, the Government representative submitted to the Committee that the Department of Welfare of Plains Tribes and Backward Classes would be consulted, if necessary and appropriate steps would be taken to fill up the reserved quota of SC/ST communities in posts and services of the Department as and when these post would be filled up.

22.3 Keeping in view the assurance given by the Government representative at the time of tendering evidence the Committee hopes that vacant posts should be filled up when by no backlog should be created and an action taken report there on be submitted accordingly to the Committee, within 60 days of this Report presented to the House.

23. SPORTS AND YOUTH WELFARE DEPARTMENT

23.1 The Sports and Youth Welfare Department was examined by the Committee on 15th July, 1988.

23.2 By a subsequent written reply vide letter No.SYW.156/88/23, dated 2nd January, 1989 the Department submitted to the Committee the employment position of the reserved communities of the Department as below :—

23.3 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES(H)/SCHEDULED TRIBES(P) IN YOUTH WELFARE DEPARTMENT AS ON 28TH FEBRUARY, 1988

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)					
Department/Corporation	Sactioned strength and Class of Service	Post vacant as on 28th February 1988	Post held by official from other services	Existing posts as on 28th February, 1988 excluding column 3 & 4	Admissible quota in respect of post filed up on or before 28th February, 1988	No. of employees already employed representing the reserved communities	Backlog of the reserved Communities.	Total Backlog against all the reserved communities.	REMARKS					
		SC 7%	ST(H) 7%	ST(P) 10%	SC	ST(H)	ST(P)	SC	ST(H)	ST(P)				
I	3	Nil	3	Nil	...	...	...	...	...	..	...
II	21	Nil	2	19	1-33	0.95	1.90	1	Nil	2	(-)-0.33	(+)-0.01	=(-)-1.18	
III	639	6	Nil	633	44.31	31.65	63.30	45	5	42	(+)-0.69	(-)-26.65	(-)-47.26	
IV	403	Nil	Nil	403	28.21	20.16	40.30	30	3	34	(+)-1.79	(-)-17.15	(-)-21.66	
														=(-)-70.10

Any improvement over the position of 28th February 1988 in brief

23.4 The Committee notices backlogs in the employment of reversed communities pertaining to grade II (—) 1.18 Grade III (—) 47.26 and Grade IV (—) 21.66 totalling to (—) 70.10 in the Department as on 28th Feb. 1988 where there existed 6 vacant posts in it. In the statement facts reveals that in comparison to backlog position as on 28th Feb. 1986 of (—) 58.8 the quantum of backlog increased after 2 years to (—) 70.10.

23.5 The Committee when wanted to know the steps taken by the department the Government representative submitted before the Committee that appropriate steps would be taken to fill up the backlogs of the reserved quota for SC/ST communities on gradual process. The Committee expresses great doubt on the assurances given by the departmental witness where committee found no scope to fill up the huge backlogs on the reserved quotas of the posts. The Departmental witnesses were urged by the Committee to make special arrangement by creating new post for S/C & S/T candidate.

23.6 The Committee feels that adequate advertisement should be published throughout the state to attract deserving candidates to take into the department particularly from the Tribal communities of the State. In addition, the Committee wishes that necessary steps should be taken to minimise the backlogs by adopting all special steps to serve the interest of deserving candidates of reserved communities.

23.7 The Committee hopes that encouraging steps for Tribal Communities to take them in may be taken with right earnest and an action taken report thereon be submitted to the Committee within 2 months of this report presented to the House.

24. EDUCATION DEPARTMENT

24.1 Educational Department was examined by the Committee on 15th July 1988. The Committee notices the facts in the statement presented to the Committee which reveal the backlogs on the reserved posts in the Director of Public Instruction, Assam as follows:—

Total No. of Posts 989

Backlogs (—) 146

24.2 The Committee expresses great displeasure noticing the backlog position of the quota for the reserved communities.

24.3 In reply to a specific query relating to backlog in the reserved posts the Director of Elementary Education informed the Committee that the backlog appeared to be very negligible in the Directorate. Further, he also informed the committee that the Directorate would make every attempt to remove the backlog in the reserved quotas of the post whatsoever existed till the moment.

24.4 Noticing the surplus and deficit position of posts in respect of reserved communities the committee has observed that position of the employment was not upto date as called for till 28th Feb. 1988, but back dated up to 28th Feb. 1986. In the State of unrepresent period the committee doubts that there might be backlog in the posts of reserved quotas of Directorate. Therefore, the Committee directs that employment position of the Directorate as on 28th Feb. 1988 should be submitted to the Committee, Immediately after, the Departmental representative expresses his inability to furnish the position of employment on the stipulated date in a very short time what for, prayed for sometime and considering the difficulties the Committee allowed the Directorate 2 months to submit required information to the Committee. But the Committee has felt unhappy since no report was submitted to the Committee by the Directorate till this report presented to the Assembly.

24.5 In respect of taking candidates in the Hill District the Departmental representation submitted to the Committee that the affairs of Hill District in this respect was look after by the District Councils of the State. Where to the Department afraid of to interfere the District Council in the matter.

24.6 In the issue of Boarder Areas the Committee urges the Directorate to initiate steps to established schools in the Inter-state Boarder Areas viz. Nagaland Boarder, Arunachal Boarder etc. and International Boarder like Bhutan Boarder. The Committee hopes that, if schools can be established in the sensitive areas, double objectives would be served to give employment and security of Boarder Areas by Government activities.

24.7 When the employment position of higher education was asked to furnish the Director Public Instructions stated that there were certain backlog in the reserved communities against grade-I post viz.. Director, Public Instruction Deputy Director Public Instruction, Inspector of College, Professors, Principals of Government Colleges etc. according to the information gathered as on 28th February 1986. The Committee wishes that the position of employment of the Department as on 28th February 1988 was urged by the Committee where to the Departmental representative failed to furnish information to the Committee in the moment but assured that the same would be collected & furnished to the Committee within a very short time. The Committee notices with regrete that the Directorate has not submmitted the information to the Committee till this report presented to the House even after repeated reminders in this connection was issued by the Assembly Secretariat to the Education Department,

24.8 The Committee feels that arrangements for special recruitment to fill up the reserved quotas of reserved communities should be made.

24.9 Obverving the large numbes ofbacklogs of the reserved communities in the Directorate of Secondary Education in all the categories of Grade I, II, III & IV posts the Committee recommends that arrangement deems fit should be made for special recruitment with a view to eliminate the backlogs in these reserved posts.

24.10 Noticing the exorbitant large number of backlogs in the post of reserved communities under the Directorate the Committee feels that the special recruitment policy since started in the Directorate should be continued untill the backlogs of reserved quotas in the employment are removed. In respect of existing backlogs in the Directorate of Public Library Services of Assam the Committee hopes that backlogs of reserved communities should be removed when the newly created posts would be filled up adhering to the roster as provided in the Act.

24.11 The Committee notices also that backiogs exist in almost all the Directorate viz. Archeology, Historical and Antiquarian studies, SCERT except the Directorate of Musium. the Committee feels that the concerning Directorates should take appropriate steps adhering to the roster as provided in the Act. to remove the backlogs if and when vacancies are filled up.

24.12 Therefore the Committee recommends that appropriate steps should be taken by all the concerned authorities of the Department to fill up the vacancies to remove the backlogs in the posts of reserved quotas and an action taken report thereon be submitted to the Committee within 2 months of this report presented to the Assembly.

24.13 The Committee further recommends that arrangement for special recruitment of candidate from reserved communities where deems fit should be made and the procedure be continued till the reserved quotas of posts are full filled.

25, DEPARTMENT OF PUBLIC HEALTH ENGINEERING

25.1 The Department of Public Health Engineering (P.H.E) was examined by the Committee on July 19, 1988, By submission the Government witness (the Commissioner, P.H.E.) stated that due to non-receipt of the letter issued on June 18, 1988 from the Assembly Secretariat the information called for could not be supplied to the Committee in time. But when the Committee has got the proof of receipt the letter by the Department the Government witness admitted that the letter in question might be received by some one in the Department while he was on leave. The Committee held that the action on the latter in question was the responsibility of the Department concerned.

25.2 When a statement showing the position of employees of reserved communities of the Department submitted by Departmental witness the Committee found the same incomplete and wanted to know what were the name of posts in grade I, Grade-II, Grade-III and Grade IV, respectively in the Department. The Commissioner tendering evidence informed the Committee that services of the Overseer were included in Grade III post.

25.3 The Committee observes that no incomplete statement should be accepted by the Committee. In pursuance of the direction given by the Committee, the Department vide letter No. HNB.743/461375, dated 10th March, 1989 supplied subsequently the employment position of reserved communities of the Department to the Committee in the statement as below :—

25.4 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) IN AS ON 28th February, 1988

(1)	(2)	(3)	(4)	(5)	Admissible quota in respect of posts filled up on or before 28th February, 1988		(7)	(8)	(9)	(10)	REMARKS
					SC 7%	ST(H) 5% ST(P) 10%					
I	549	50	—	499	34.93	24.95	16	11	(-)18.93	(-)23.95	-38.90=(-)81.78
II	46	—	—	46	3.22	2-30	1	—	(-)2.22	(-)2.30	(-)4.60=(-)9.12
III	2684	836	—	1848	129.36	92.40	117	58	(-)12.56	(-)34.40	(-)100.80=(-)147.56
IV	1289	366	—	923	64.62	46.15	85	88	(+)20.99	(+)41.85	(+)10.70=(+)72.94
V	4568	1252	—	3316	—	—	219	147	(-)13.12	(-)18.80	(-)133.60=(-)164.92

Sanctioned strength and Class of services
 Post vacant as on 28th February, 1988
 Post held by Officials from other services
 Existing posts as on 28th February, 1988

No. of Employees already employed representing the reserved communities

Backlog of the reserved communities

(+) indicates excess
 (-) indicates backlog

Total backlog against all the reserved communities

Any improvement over the position of 28th February, 1988 in brief.

25.5 The Committee notices that there exist vacancies in grade I, III and IV totalling to 1252 of posts against item wise backlogs in grade—I, II and III to the extent of (—) 1.78, (—) 9.12, (—)147.56, respectively excepting a surplus of (+)72.94 in respect of grade—IV employees in the Department. The Committee further observes that there exist a total backlog of (—)164.92 against all the categories of posts taken together.

25.6 Considering the expansion programme taken by the Government in many Public Relation Departments the Committee feels that there will be sufficient number of new posts to be filled up in the P. H. E. Department also in near future.

25.7 The Committee therefore, recommends that special requirement should be made for filling up the vacancies of the department to eliminate the backlogs of the reserved communities and an action taken report thereon be submitted Committee within 60 days from the date of this report presented to the Assembly.

25.8 The Committee, further recommends that no post of technical nature should be deserved, even in the dearth of qualified persons without getting prior approval from the competent authorities Departments concerned. In case any dereservation of post is made, the orders thereon should be submitted forthwith to the Committee.

26. DEVELOPMENT OF SCIENCE, TECHNOLOGY AND ENVIRONMENT

26.1 The Department of Science, Technology and Environment was examined by the Committee on August 3, 1987.

26.2 In reply to a query the Government witness submitted to the Committee that the Department of Science, Technology and Environment was Established in 1983 where there was no post of Scientist and by an autonomous body designated as "Board for prevention and control of Water and Air Pollution, Assam" looked after the technicalities in the matter. The Department of Science, Technology and Environment has to make certain clarification.

26.3 During the discussion the Governmental witnesses assured the Committee that the backlogs would be removed as and when the vacant posts could be filled up through advertisement. The Committee directed the Government witness to submit the position as on 28th February 1988 immediately.

26.4 In pursuance to the above direction the Government vide letter No. STE.170/86/87, dated 18th November 1988 informed the position of employment of the reserved communities in the Department to the Committee. The Statement below indicates the position as follows :

26.5 The Committee notices backlogs in Grade I (-)3.96 Grade II (-) 0 88, Grade III (-)6.14 and against Grade IV (-)286, respectively. The Committee has noticed also vacant posts in almost all the categories totalling to 44

26.6 The Committee recommends that the vacancies exist in the department should be filled up and the reserved quota as per provisions of the law should also be filled up by recruiting candidates from reserved communities and an action taken report thereon be submitted to the Committee within 60 days from the date of this report presented to the House.

27. DEPARTMENT OF FINANCE (TAXATION)

27.1 The Finance (Taxation) Department was examined by the Committee on August 3, 1987. In reply to query the departmental witness (Secretary, Finance) informed the Committee that the Finance and Account Officers of the department belongs to grade II post. In reply to some other queries the Government witness has stated that the vacant post in grade II are filled up by promotion from grade III incumbents and the A.P.S.C. has recently cleared up the sanction of 150 posts which would be filled up through advertisement. The departmental witness has also stated that no Sweeper is enlisted in grade IV post against the reserved quota.

27.2 When the Committee wanted to know about the action taken for filling up the vacancies the departmental witness has informed the Committee that in an earlier advertisement no candidate with graduation qualification was found for the post of Finance and Accounts Officers. The Committee there upon, has observed that there are graduate unemployed youths in the reserved communities. If the Department take step for recruiting officers through advertisement, the committee feels that candidates even from reserved communities will be available.

27.3 The Committee has noticed that the Department has issued a recent circular to all the concerning department for filling up the backlogs in their department in respect of employment thereafter. The Committee feels that department has not only ignored the provision of the Act, but also

neglected the provision of the constitution. The departmental witness has informed the committee that in many cases at the time of appointment when the Employment Exchanges were requested they sent a negative reply pertaining to candidates from reserved communities.

27.4. In receipt of appointing meritorious candidates from reserved communities the Committee observes that the candidates from reserved communities were appointed on general merit basis instead of considering the quota as provided in the law. In this connection, the Committee directed the departmental witness to clarify the position of the department in the matter in question.

27.5. By a subsequent written reply vide Government letter No.FTX. 104/87/38; dated 5th December, 1988 Submitted the position of employment to the Committee in a statement as below:—

STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES (H)/ SCHEDULED TRIBES (P) IN THE FINANCE (TAXATION) DEPARTMENT AS ON 28TH FEBRUARY, 1988

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)					
Department/Corporation	Sanctioned strength and Class of Service	Posts Vacant as on 28th February 1988	Posts held by official from other services	Existing posts as on 28th February 1988, excluding column 3 and 4	Admissible quota in respect of posts filled up on or before 28th February 1988	No. of employees at each employed representing the reserved communities	Backlog of the reserved communities (+) indicates Excess (-) indicates Backlog	Total Backlog against all reserved communities	REMARKS					
	SC7%	ST (H) 5%	ST (P) 10%	SC	ST (H)	ST (P)	SC	ST (H)	ST (P)					
I	22	2	2	18	0.90	1.80	2	Nil	Nil	(+)0.74	(-)0.90	(-)1.80	=(-)1.96	
II	146	31	1	114	5.70	11.40	2	5	2	(-)5.98	(-)0.70	(-)9.40	=(-)16.08	
III	902	44	4	854	42.70	85.40	71	33	7	(+)11.22	(+)10.30	(-)78.40	=(-)56.88	One Back-log is filled up on 27-6-88.
IV	420	12	Nil	408	20.40	40.80	28	17	3	(-)0.56	(-)3.40	(-)37.80	=(-)41.70	
														<u>=(-)116.62.</u>

27.8 The Committee has noticed the grade-wise back-logs in each of categories viz. (—)1.96, (—)16.08 (—)56.88, (—)41.70 respectively totalling to a clear backlog of (—)116.62. The Committee has also noticed that there exist 89 vacant posts in the Department against all the categories taken together.

27.9 The Committee, therefore recommends that the vacant post of the department should be filled up and the backlogs thereof be eliminated by taking in candidates from reserved communities and an action taken report thereon be submitted to the Committee, within 60 days from the date of this report presented to the House.

28. REGISTRATION DEPARTMENT

28.1 The Registration Department was examined by the Committee on 3rd August 1987. When the Committee called for a detailed statement showing the gradewise position pertaining to all the posts the departmental witness failed to submit the exact position; but assured the Committee that a fresh employment position of the Department would be submitted to the Committee within a very short time. By a subsequent written reply vide letter REGN.41/87/137, dated 10th October, 1988, submitted to Committee the employment position of the Department as follows :—

28.3 The facts contained in the above statement reveal that there are backlogs in both Grades to the quantum of (—)4.24, (—)9.95 against II and III and surplus against I and IV, respectively resulting to a total backlog of (—) 12.52 in the posts of reserved communities in the Department. In reply to a query the departmental witness informed the Committee that the District Registrar and Sub-Registrar belonged to Grade I & Grade II posts, respectively. This apart, the departmental representative submitted to the Committee that the vacancies in the reserved quotas arose in different districts of Assam was due to non implementation of Roster as provided in the relevant Act.

28.4 The Committee observes that necessary instructions to follow the Roster by all concerning authorities should be issued with a view to strictly adhere the rules and Roster in respect of providing employment to the reserved communities

28.5 When the Committee wanted to know about the increase of candidates from reserved communities to some of the posts of Sub-Registrar in different district of the State, the Government representative expressed their inability to increase the quota in place of existing incumbents, who had been serving the Department for about 15 years. In addition to the above, departmental representative informed the Committee that there might not be difficulty in appointing candidates in non-technical post, but there would be difficulty in taking candidates of reserved communities into the technical posts of the Departments.

28.6 The Committee has noticed that there are 29 vacant posts against 280 sanctioned posts where there are only, (—)12.32 backlog for the reserved communities in the Department. The Committee hopes that there would be no backlog if the Department would adhere to the rule and Roster as provided under the law at the time of filling up the vacant posts of the Department.

28.7 So, the Committee recommends to fill up the vacant posts of the Department and an action taken report thereon be submitted to the Committee immediately.

29. EXCISE DEPARTMENT

29.1. The Department of Excise was examined by the Committee on August 4th, 1987. In view of backlog in respect of employees of reserved communities noticed by the Committee, the Commissioner of the Excise Department submitted before the Committee a statement. The Commissioner pointed out certain difficulties in recruiting person from reserved communities while recruitment tests had been conducted. In this connection, the Committee held that a specific executing rule could be made if deem fit on the purpose. However, the backlog may be removed following the existing rule.

29.2. While the Committee wanted to know categorically the recruitment policy of the Department. The Government witness has stated that the Department published advertisement for recruiting Departmental incumbents. He also stated that while sufficient number of applications received from the tribal candidates a portion of the vacant post was filled up from the general candidates and the remaining portions of the vacancy were filled up by the tribal candidates. Thus quite a large number of candidates from tribal candidates could not be provided.

29.3. In considering the evidence tendered by the departmental witnesses the Committee held that since the Central Government would be involved in this respect recruitment should be made from the reserved quotas even without any amendment to the existing set of law, or no special provision for filling up the existing backlog could be evolved.

29.4. The department vide their letter No. Ex. 165/86/58. dated 2nd January 1989 submitted a statement showing the backlog position of reserved communities to the Committee as follows :

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
					SC ST(H) 7% 5%	ST(P) 10%	SC ST(H) ST(P) SC ST(H) ST(P)		
III	1187	123	Nil	1064	74.48	53.20 106.40	71 23 69 --3.48 --3.20 --37.40	-71.08	17 No. of Inspectors of Excise were appointed after 28th February, 1988 out of which 2 belong to S.T. (P) cate. gory 52 No of Assit-Inspectors of Excise were appoin after 28th February, 1988 out of which 4 nos belong S.T. (P) 2 belong to S.T. H) and 4 belong to S.C. category.
IV	36	Nil	Nil	36	2.52	1.80	3.60 3 Nil 5 +0.48 --1.80 + 1.40	+0.08	67 Nos of Excise constables were appointed after 28th February, 1988 out of which 3 belong to S. T. (P), 1 S.T.(H) and 7 S.C. Category.

(-) 77.04

29.6. In the statement above, backlog for the reserved communities appears as (—) 0.88 against category I ; (—) 5.16 against category II ; (—) 71.08 against category III ; although there is no backlog against category IV. The total backlog amounted to (—)77.04 against all the categories of the post in Department. The Committee notes that there are vacant posts one in category I ; 7 in category II ; and 123 in category III.

29.7. The Committee has observed that although there exist backlog for reserved communities there are sufficient number of vacant posts in the department which would be commensurate to wipe out the backlog by recruiting persons from reserved communities as per roster provided in sections 4 and 5 in the Assam Scheduled Castes and Scheduled Tribes (Reservation of Vacancies in Services and posts) Act, 1978 and rules framed thereunder. The Committee is of the view that the Department has not strictly adhered to the 20 point roster furnished in the Schedule under Section 4. The committee has noted also the appointment made by the Department in all the categories of post after 28th February 1988. But the reserved quotas for Scheduled Castes and Scheduled Tribes communities had not filled up as per law for the time being in force. The Department should therefore adhere strictly to the existing Procedure and try to remove the backlog in the reserved communities while further recruitment is made.

29.8. The Committee, further recommends that in case, to any difficulty for filling up backlog for reserved communities a special recruitment should be made by the department for removing existing backlog and an action taken report thereon may be submitted to the Committee within 2 months from this report presented to the Assembly.

30. ELECTION DEPARTMENT

30.1. The Election Department was examined by the Committee on 4th August 1987. The Departmental representation at the time of scrutiny of employment position by the Committee submitted that the employees of Election Department were either appointed by the S.A.D. or by the District Authority both for Secretariat Election Department and Election Offices under the District, respectively. In the

result as an amalgated department the Election Department of the Secretariat has a limited number of employees out of which a driver in the grade—III was appointed from the non-tribal (O.B.C.) caste who was not so far disturbed. He also submitted before the Committee that 5 incumbents was appointed in the Department in 1973 from non-tribal caste when there was not found suitable candidates from the reserved communities.

30.2. The Committee has expressed its pleasure considering the submission of the Departmental representative but wished that a precaution may be maintained by the Department in case of future appointment adhering to the guide lines on the basis of the roster as provided in the Act.

31. DEPARTMENT OF INDUSTRIES

3.3.1 The Department of Industries was first examined by the Committee on 23rd November, 1987. The information called for vide Assam Legislative Assembly Secretariat letter No. LAC/SCST. 2/86/27219, dated August 22, 1986 which was not supplied in time by the Department of Industries it was very seriously viewed by the Committee. The Committee therefore with grant restraint observes that no delay should be made in supplying information/clarifications by the Government Department, if and when specially asked for and directed the department of Industries to appear before the Committee a fresh on 26th November, 1987 with all necessary information.

31.2 Grating three days time as prayed the Department was re-examined by the Committee on 26th November, 1987. During the course of examination of the employment position, the Committee pointed out a few mistakes of the Department. The departmental witness admitted the mistakes and assured the Committee that a statement afresh would be furnished to the Committee.

31.3. While the Committee wanted to know the categories of vacancies of the Department, the Government witness submitted before the Committee that through advertisement

written & oral tests had already been held for filling up the departmental vacancies in the class— I posts viz. Assistant Director, Deputy Director etc. The Departmental witness informed the committee that there were candidates of Scheduled Tribes (P) excepting of Scheduled Tribes (H). The witness also assured the Committee that whatsoever backlog existed in Class—II&III could be removed at the time of new recruitment. The witness stated that no sweeper was included in Grade—IV posts. In addition, the committee was informed that backlog position continued prior to 1979 was also considered while the statement was prepared.

31.4 Through statement the Industries Department vide letter No, CI.31/86/Pt/25, dated 9th August, 1988 has submitted the following employment positions of reserved communities as at (a) , (b), (c), (d), (e), (f), & (g).

31-10 (r) ASIDG

5% 10%

I	19	...	16	1-12	80	1-60	...	1	(-)	1-12	(-)	0-80	(-)	2-60	=(-)	52	Action is being taken
II	24	...	24	1-68	1-20	2-40	1	...	(-)	0-61	(-)	1-10	(-)	2-40	=(-)	4-28	to fill up the back log
III	42	...	42	2-94	2-10	4-20	3	...	(+)	0-06	(-)	1-10	()	3-20	=(-)	5-24	during the current year.
IV	33	...	33	2-31	1-65	3-30	3	...	2	+	0-69	(-)	1-65	(-)	1-30	=(-)	2.26

=(-) 14-30

31-11 (g) Assam Elec. Dev. Corp., Ltd.

I	7	Nil	3	4	0-28	0-20	0-40	Nil	Nil	Nil	(-)	0-28	(-)	0-20	(-)	0-40	-(-)	0-88	Apart from this
II	27	Nil	Nil	27	1-89	1-35	2-70	1	Nil	Nil	(-)	0-89	(-)	1-35	(-)	2-70	-(-)	4-94	SC, 1 Driver
III	59	Nil	Nil	59	4-13	2-95	5-90	4	Nil	2	(+)	0-13	(-)	2-95	(-)	3-90	=(-)	6-72	SI (P) 1 Driver
IV	20	Nil	Nil	20	1-40	1-00	2-00	2	Nil	2	(+)	0-60	(-)	1-00	Nil	=(-)	0-40	ST (P) 1 peon	

ST (P) 1 Typist have been appointed til 4th August 1988.

=(-) 12-94

31-12 The Committee has noted that the Director of Industries has taken action by making special recruitment after 28th February, 1988 thereby the backlogs have come down to — 1·22 in respect of Class—I posts and (—)3·74 in Class—I posts as shown against statement at (a) above. The Committee wishes that the backlogs whatsoever exist should be removed when the existing vacancies are filled up by the Department in near future. The Committee therefore, recommends that an action taken report should be submitted to the Committee accordingly.

31-13 Despite repeated letters written by the Assembly Secretariat to submit the employment position as on 28th February, 1988 of reserved communities, the Assam Syntix Ltd. and A. S. I. C. submitted the back dated position as on 28th February, 1986 only. The statement at (b) and (d) above did not reflect the grade-wise actual employment position of the reserved communities. The position with regard to ASIDC statement at (c); Assam Tea Corporation statement vide at (e); A. I. D. C. statement vide at (f), respectively appeared back dated while Assam Elec. Development Corporation statement (g) submitted the position as on 28th February, 1988. Wherein, Committee noticed the backlogs in all grades of posts of all these corporations. The Committee also observes that no indication has been given for taking steps to remove the backlogs where existed.

31-14 The Committee with great restraint has noticed that these public undertakings have either submitted backdated position or backlogs in most of them. Therefore, committee recommends that steps should be taken by concerned authorities to remove the backlogs in the quota of the reserved communities and an action taken report thereon be submitted to the committee within 60 days from the date of this report presented to the Assembly.

32. LABOUR AND EMPLOYMENT DEPARTMENT

32-1 The Labour and Employment Department was examined by the Committee on 24th November 1988.

32-2 In scrutinising the employment position as furnished by the Department the Committee has found the same incomplete and directed to furnish a revised statement showing detailed position of employees of the Department. In pursuance of the direction of the Committee the Government submitted a revised statement vide letter GLR. 352/86/Pt/85, dated 24th February, 1989 as follows :

32.4 The Committee notices the backlogs in the Departmental posts for reserved Communities in the order viz (—) 23.14, (—) 37.68, (—) 93.92, (—) 34.06 against each Gd. I, Gd. II, Gd. III and Gd. IV, respectively totaling to (—) 118.80, for all the categories taken together as were on 28th February, 1988. Considering the facts, the committee has noted that there were 130 vacant posts on that date against 1600 sanctioned posts of the department.

32.5. In reply to a specific point raised by the Committee relating to appointment in the initial stage the Government representative submitted to the Committee that no consideration was made pertaining to representation of SC/ST Communities resulted to huge backlog of the Department. In considering insufficient representation to the post by the reserved Communities the Committee has reason to believe that there was defect in case of registration in the Employment Exchange done by the unemployed youths viz. the candidates preceeding the title of 'Sarma'/'Barua' or some other high castes who were giving preference to Boro/ Baimari etc. There by the former were given preference then the latter resulted to insufficient representation by them (SC/ST). With a view a vi w to ascertain the position, the Government representatives were asked to furnish categorical as well as community wise register of the Employment Exchanges of the State to which the Government representative failed to furnish the information sought for by the Committee.

32.6. The Committee, therefore observes that while names of the candidates are forwarded to appointing authorities preferences should be given to the candidats of reserved Communities instead of putting preference to seniority in registration.

32.7. To another point of clarification the Committee was informed that dereservation of posts in the particular Department was made earlier without the prior approval of the Department of Welfare of Plains Tribes and Backward Classes.

32. 8 The Committee directs the Department that no dereservation of reserved posts should be made contrary to the rule and 20 points Roster as provided thereto no deservation should be made without prior approval of the Department of W. P. T. & B. C.

32. 9. In another point of clarification the Government representatives informed the Committee that due to non-filling up of vacant posts (but temporary) within 60 days from the date of creation of the post/posts a fresh approval from the Finance/personnal Department is required. In the result, many posts remain vacant in the Department.

32. 10. The Committee notices that there are 130 posts remain vacant in the Department on the date reported earlier. The Committee, when wishes to know as to what specific steps taken for filling up the vacancies of posts in the Department the Department represenatives submitted before the Committee that the direction given by the Committee and the exsiting rule would be taken into consideration in filling up the vacancies and removing the backlogs in the reserved quota of employees for the SC/ST.

32. 11. Therefore, the Committee recommends immediate steps shoulp be taken to fillup the vacant posts of the Department and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the House.

33. DEPARTMENT OF PRINTING AND STATIONERY

33. 1 The Department of Printing and Stationery was examined by the Committee on November 26 1987. At the time of serutiny of the employment position of the Department the Committee has found the statement furnished by the Government was not correct. The Committee directed the Government representative to furnish a statement showing the employment position afresh.

33. 2 In pursuance of the above direction, by written reply vide letter No. PSG. 34/87/180, dated 6th January, 1989 the Department has submitted a statement to the Committee as follows:—

33.3 STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED CASTES/SCHEDULED TRIBES)/(+) SCHEDULED TRIBES (P) DIRECTORATE OF PRINTING & STATIONERY DEPARTMENT, AS, ON 28 FEBRUARY, 1988.

1	2	3	4	5	6	7	8	9	10	REMARKS		
											Sanctioned strength and Class of Service	Posts Vacant as on 28th February, 1988
Department/Corporation												
AC ST(H) ST(P) SC ST(H) ST(P) SC ST(H) ST(P)												
7 5 10 7 5 10 7 5 10												
I	4	1	1	2	0.14	0.10	0.20	(-)0.14	(-)0.10	(-)0.20	(-)0.44	
II	4	—	—	4	0.28	0.20	0.40	(-)0.28	(-)0.20	(-)0.40	(-)0.88	
III	573	13	—	560	39.20	28.00	56.00	(-)8.80	(-)21.00	(-)23.00	(-)35.20	
IV	62	—	—	62	4.34	3.10	6.20	(-)10.34	(-)2.10	(-)5.20	(-)6.96	
<p>643 14 629 =(-)42.88</p>												

34.4 The Statement above reveals the fact that there are backlogs on the reserved quota in each of the grade of post viz. (—) 0.4, (—) 0.88, (—) 35.20 and (—) 6.36 against grade I, II, III and IV, respectively as on 28th February 1988 in the Printing and Stationery Department. The Committee notices that out of 643 sanctioned posts there remain 14 posts vacant against accumulated backlogs in reserved quota of (—) 42.68 in the Department on the stipulated date.

33.5 In reply to a specific point raised by the Committee the departmental representative stated that the accumulated backlogs resulted during the period since 1979 to 1988 and recently there was no recruitment made in the Department. Whatsoever, the departmental representative has assured that the backlog in the reserved quota will be filled up as and when appointments will be made. This apart, the Government witness expresses difficulties which have been facing for getting necessary candidates from the ST(H). He also expresses his inability in taking candidates of ST(H) if no candidate is sent by the Employment Exchanges at the time of sending the names of the candidates for recruitment into the posts.

33.6 Keeping in view the difficulties faced by the Department in respect of appointing candidates from ST(H) the Committee observes that necessary steps should be taken by the Department to advertise the vacancies in the Hill Districts of Assam duly specifying them together with remarks so that they can come forward to get the employment in the posts against the reserved quota. In addition to the above, the Committee observes that the Government may be requested from time to time to take appropriate steps deemed fit in this matter and the Employment Exchanges of the State should also be directed to send the names of candidates specifically meant for any particular job and trained persons produced annually by the I. T. I. for the particular post qualified to the categories of services deemed fit.

33.7. Therefore, the Committee recommends that appropriate steps should be taken by the Department to remove the backlogs of reserved quota for the S. C./S. T. in the posts and in services of the Department and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the House.

34. PANCHAYAT & RURAL DEVELOPMENT

34. 1. The Department of Panchayat and Rural Development was examined by the Committee on 26th November 1987, Noticing the employment position of reserved quotas in the department of Panchayat & Rural Development the Committee has found that no gradewise position of the SC/ST communities was shown in the statement submitted to the Committee by the Department. The Committee wishes that the Department should furnish a statement showing the gradewise employment position of the Department as called for already by the Committee. Therefore the Committee directs the Department to furnish statement afresh.

34. 2 The facts revealed in the statement were however noticed by the Committee and the Committee was very much displeased for indulging huge backlogs in the employment of reserved Communities of the Department. Therefore, the Committee wanted to know the steps taken by the authority concerned to remove the backlogs on the reserved quotas. In the reply the Government witness submitted before the Committee that the backlogs were the results of long outstanding quota not fulfilled earlier and not adhering to the 20 point roster as provided in the act. Whatever the Department should take some urgent steps to eliminate the backlogs of employment relating to reserved quotas of the Department, and the Committee would feel happy if the action taken would make required improvement in it.

34. 3 The difficulty expressed by the Departmental witness in respect of appointing candidates from ST (H) the Committee wishes that a thorough scrutiny should be made into it so that no eligible candidates from ST (H) remains unappointed.

34. 4 So, the Committee recommends that definite steps should be taken by the Panchayat and Rural Development Department to fill up the vacant posts as well as to eliminate the backlogs of post and services of reserved quotas urgently and an action taken report showing the gradewise position of employment of the Department be submitted to the Committee within 60 days of this report presented to the Assembly.

35. PLANNING & DEVELOPMENT DEPARTMENT

35. 1 The Planning and Development Department was examined by the Committee on 3rd August 1987. By a subsequent written reply vide Government letter No. PDS 47/89/3 dated February 28, 1989 the Department has furnished the employment position of the Department as on 28th February 1988 are at the statement (a) & (b) as follows.

35.2 (a) STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES SCHEDULED CASTES/SCHEDULED TRIBES H/SCHEDULED TRIBES (P) PLANNING AND DEVELOPMENTS DEPARTMENT AS ON 28th February, 1988.

Department/Corporation	Sanctioned strength and Class of Service				(5)	Admissible quota in respect of posts filled up on or before 28th February, 1988			(7)	Backlog of the reserved communities.			(9)	Remarks						
	(1)	(2)	(3)	(4)		7%	5%	10%		SC	ST	(H)			ST	(P)	(10)			
	I	51	16	1	34	2.38	1.70	3.40	1	—	3	(-)	2.38	(-)	1.70	(-)	0.40	(-)	4.48	Total Backlog against all the reserved communities Any improvement over the position of 28th February, 1988 in brief
	II	194	30	—	124	8.68	6.10	12.40	10	—	6	(-)	1.32	(-)	6.10	(-)	6.40	(-)	10.18	
	III	753	168	—	588	41.16	29.40	58.80	46	10	30	(+)	4.84	(-)	19.40	(-)	22.80	(-)	37.36	
	IV	148	15	—	133	9.31	6.65	13.30	7	2	7	(+)	2.31	(-)	4.65	(-)	6.30	(-)	13.26	
		1106	225	2	879															

(a).—Directorate of Economics and Statistics.

■ (-) 65.28

35.4 In reply to a query the departmental witness intimated the Committee that the prescribed qualification of these posts is degree with economics, statistics or Commerce as one of the subjects etc. and reported by the Statistics Department as of technical nature.

35.5 In reply to another point raised by the Committee the Departmental representative stated that arrangement to recruit a few Research Assistants had been made wherein there was no candidate from the ST(H) but 5 Research Assistants were appointed in the current year. The Committee, while wanted to know about dereservation of a few posts of computer, the Commissioner submitted that the information would be furnished to the Committee after consultation the record, if sometime allowed.

35.6 By a subsequent written reply vide letter No.PDS. 273/88/71, dated December 16, 1988 submitted to the Committee the following position "The posts which are under reference in the Committee on the Welfare of Scheduled Castes and Scheduled Tribes report are as follows:—

- | | | |
|--|----|----------|
| 1. Addl. Director 1-Evaluation & Monitoring Div. | 1 | ST(P). |
| 2. Joint Director-1 | do | 1 ST(P). |
| 3. Chief of Division-1 | do | 1 ST(P). |
| 4. Dy. Chief of Division-1 | do | 1 ST(P). |
| 5. Research Officer-1 | do | 1 SC. |
| 6. Asstt. Research Officer-1 | do | 1 SC. |
| 7. Research Asstt.-1 | do | 1 ST(P). |
| 8. Dy. Chief of Division-1 | do | 1 SC. |
| 9. Research Officer-1 | do | 1 ST(H) |
| 10. Sr. Investigator-1 | do | 1 SC. |
| 11. Computer-2 | do | 1 SC(H) |

12. Sr. Research Officer-6 Economic & Statistics		2ST(P). 3 SC. 1ST(H).
13. Research Officer-8	do	2ST(P). 3 SC. 3ST(H).
14. Statistical Officer-6	do	3 ST(P). 1 SC 2ST (H).

35.7. Except the posts of Senior Investigators of Computers all other dereserved posts are promotional posts. These promotional posts were dereserved and filled up by candidates of general category due to non-availability of eligible candidates in the corresponding lower cadres.

35.8. As regards, Senior Investigators and Computers it may be mentioned that 10 SC and 6 ST(P) candidates appeared for interview for 3 posts of Senior Investigator and 5 posts of Computers. One SC candidate and one ST(P) candidate could qualify for the posts of Senior Investigator, but as the S.C. candidate stood first he was treated as a general candidate as per provision of the Reservation Act and therefore, one S.C. post was dereserved. For the posts of Computer one S.C. candidate qualified, but as there was no selected candidate from the ST(P) one Scheduled Tribes (P) post was dereserved. There was one Computer post reserved for Scheduled Tribes (H) candidate, but as there was no Scheduled Tribes (H) applicant, it was dereserved."

35.9 Considering a huge backlogs in the reserved posts in the Department of Scheduled Castes and Scheduled Tribes, the Committee feels that arrangement should be made for special recruitment of candidates belonging to SC/ST(P) and ST(H) and the Department should write to the Districts Council requesting to send candidates in certain respect in case of dearth of candidates from ST(H) in addition to publishing specific advertisement in this regard.

35.10. So, the Committee wishes that the vacant posts of the department should be filled up early thereby the backlogs in reserved quota of SC/ST in the employment be removed and an action taken report thereon be submitted to the Committee within two months of this report presented to the House.

36. TOWN AND COUNTRY PLANNING DEPARTMENT

36.1 The Town and Country Planning Department was examined by the Committee on 20th June 1987. At the time of scrutiny of employment position of the Department the Departmental representative when asked by the Committee failed to furnish a clear-cut position of the reserved communities in the employment of the Department.

36.2. By a subsequent written reply vide letter TCP. 178/86/71, dated 28th September 1988 and SHB(G)ESTT. 13/89/7, dated 20th April 1989 submitted the employment position for reserve communities of the Department to the Committee in the statement at (A) and (B) respectively as follows:—

**STATEMENT SHOWING THE REPRESENTATION OF THE RESERVED COMMUNITIES (SCHEDULED
36-3 CASTES/SCHEDULED TRIBES (H)/SCHEDULED TRIBES (P) TOWN & COUNTRY PLANNING
DEPARTMENT, AS ON 28th FEBRUARY, 1988.**

(1)	(2)	(3)	(4)	(5)	(6)		(7)	(8)	(9)	(10)				
					SC	ST(P)								
Department/Corporation	Sanctioned strength and Class of Service.	Posts vacant as on 28th February, 1988.	Posts held by official from other services.	Existing posts as on 28th February, 1988, excluding column 3 & 4.	Admissible quota in respect of posts filled up on or before 28th February, 1988	SC	ST(H)	ST(P)	SC	ST(H)	ST(P)	Remarks— Any improvement over the position of 28th February, 1988 in brief.		
					5%	10%	No. of employees already employed representing the reserved communities	Backlog of the reserved communities. (+) indicates Excess (-) indicates Backlog.	Total Backlog against all the reserved communities.					
36. 3. (A) Directorate of Town and Country Planning.														
I	62	18	—	44	3.08	2.20	4.40	2	—	(-)	1.18	(-) 2.20	(-) 4.40	= (-) 7.68
II	2	—	2	Nil	—	Nil	—	—	—	Nil	—	—	—	Nil.
III	321	86	—	235	16.45	11.75	23.50	12	8	(-)	4.45	(-) 3.75	(-) 9.50	= (-) 17.70
IV	186	29	—	157	10.99	7.85	15.70	16	10	(+)	5.01	(+) 2.15	(-) 8.70	= (-) 1.54
	571	133	2	436										= (-) 26.92
36. 4. (B) Assam State Housing Board.														
I	20	1	1	18	1.26	0.90	1.80	1	1	(-)	0.26	(-) 0.90	(-) 0.80	= (-) 1.96
II	35	10	1	24	1.58	1.20	2.40	3	1	(+)	1.32	(-) 1.20	(-) 1.40	= (-) 1.28
III	214	20	—	194	13.58	9.70	19.40	13	5	(-)	10.58	(-) 5.70	(-) 14.40	= (-) 20.68
IV	100	4	—	96	6.72	4.80	9.60	13	4	(+)	6.28	(-) 6.20	(-) 5.60	= (+) 0.48
	365	35	2	332										= (-) 23.44

36.5 The Committee notices Backlog position against statement at 'A' of (—) 7.68 in Grade I, (—) 17.70 Grade-III and (—) 1.54 against Grade IV totalling to (—) 26.92 against statement 'B' —) 1.9, (—) 1.28, —) 20.68 totaling to (—) 23.44, respectively where reflected vacant post of 133 against statement at (A) and 35 at statement (B), respectively.

366 The Committee noticing backlog position of the Department in respect of employment of reserved communities when enquired the departmental representative submitted to the Committee that no recruitment was made for last few years due to certain difficulties, particularly in the absence of formal sanction of concerned Government Department. In the instant cases, he also submitted to the Committee that in case of dearth of candidates pertaining to technical posts from reserved communities few Tribal candidates were sent for training in the I. T. I, Kharagpur etc. but the trained up candidates left the Department when chances were got in some other Departments. In the result, the department failed to fill up the reserved quotas of vacancies in the technical post of the Department.

367 Observing the Backlog position the Committee when wanted to know what special steps were taken by Department to remove the backlogs in the reserved community the departmental representative submitted to the Committee that arrangement for special recruitment to fill up the backlog in the reserved quota in the department would be taken in due course.

368 Therefore, the Committee recommends that appropriate action should be taken to fill up the vacancies with a view to remove the backlogs of reserved communities following the 20 Point Roster as provided under law and an action taken report thereon be submitted to the Committee accordingly within 60 days of this report presented to the House.

37. POWER (ELECTRICITY) ETC. DEPARTMENT

37.1 The Department of Power (Electricity) etc. was examined by the Committee on July 2, 1987.

37.2 The Committee while noticed the non-submission of correct employment position pertaining to the following:—

- (i) Directorate of Geology & Mining, Assam.
- (ii) Chief Electrical Advisor, Assam.
- (iii) Assam Mineral Development Corporation Ltd., Guwahati.
- (iv) Assam State Electricity Board.

expresses its displeasure At the time of consideration of the employment position of the Department/Organisation the Committee enquired about the different grades of services and qualifications prescribed for each of the posts.

37.3 The Committee has also viewed that the grade IV employees of the Department should be declared non-technical.

37.4 The Committee, while enquired about filling up the vacant posts of the Department the departmental witnesses informed the Committee that they were trying to fill up the vacancies in respect of 76 vacant posts in Gr. II posts as on 28th February 1986 the Departmental representative expressed their experience about the dearth of candidates from the reserved quotas as well as services of the Department. The Committee was not satisfied with the submission of the Departmental representative pertaining to the dearth of SC/ST candidates of technical nature. Thereupon, while directed the Departmental representative by the Committee to furnish the detailed list of the candidates for consideration of the Committee they failed to present the list then and there but prayed for sometime. The Committee directed the Department to submit the same to the Committee within 90 days from the date of holding the meeting (4th July 1987).

37.5 The Committee has noticed that no information pertaining to the above information has been received by the Committee till this report presented to the House, although in pursuance of the decision the Assembly Secretariat wrote several letters to the Department in this connection.

37.6 The Committee also directed the Department to submit a grade-wise employment position of the Department as on 28th February, 1988 for its consideration. In pursuance of subsequent direction of the Committee the Assembly Secretariat requested vide letter LA/CWSCST/84/87/10380 dated 1st July, 1988 and subsequent reminders thereto the Department for submission of employment position as called for by the Committee. The Committee has surprised to note that no response to the direction of the Committee was made thereby the Department totally ignored the propriety of the Legislature Committee. Therefore, the Committee expressed its utter displeasure on the inaction of the Department/Organisation on the matter of public importance.

37.7 So, the Committee recommends that vacant posts of the Department/Organisation should be filled up and backlog of reserved quota for Scheduled Castes/Scheduled Tribes be removed early and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.

47.8 Also, the Committee observes that arrangement for special recruitment should be made by the Department till the quota of employment for reserved Communities is fulfilled.

37.9 The Committee further observeds the autonomous body should also strictly adhere to implement the provisions of the Assam Scheduled Castes and Scheduled Tribes (Reservation of vacancies in services and posts) Act, 1978 and the rules made thereunder, particularly in maintaining the 20 point roster as provided thereunder.

38. RELIEF AND REHABILITATION DEPARTMENT

38.1 The Department of Relief and Rehabilitation was examined by the Committee on 14th July, 1988. The Committee, when enquired the position of employment of the Department the Departmental Witness tendering evidence has submitted to the Committee that since there is no Directorate level or District level offices functioning under the Relief and Rehabilitation Department the particulars called for in respect of the Department may be treated as nil. The Committee accepted the view.

39. PASSPORT DEPARTMENT

39.1 In pursuance of the decision of the Committee the Assembly Secretariat vide letter No. LA/CWSCST. 2/86/27219, dated 22nd August, 1986 wrote to the passport Department reply to which by letter No. PIF. 1/86/Pt/75, dated 5th September, 1986 has informed the Committee that the required information may be treated as nil, so far, the Passport Department is concerned as there is no subordinate office under their control. The Committee accepted the view.

40. PARLIAMENTARY AFFAIRS DEPARTMENT

40.1 The Parliamentary Affairs Department was examined by the Committee on 13th July, 1988. The Committee when enquired about the employment position of the Department, the departmental witness has submitted to the Committee that since the Parliamentary Affairs Department has no subordinate office and the employees of the Department are recruited by the S. A. D. the employment position of the Department may be treated as nil. The Committee accepted the view.

41. IMPLEMENTATION OF ASSAM ACCORD DEPARTMENT

41.1 The Implementation of Assam Accord Department was examined by the Committee on July 14, 1988. In reply to a query relating to the employment position of the Department the Government representative has submitted to the Committee that so far, the Implementation of Assam Accord Department is concerned, the employment position may be treated as nil since the Department has no subordinate office and also not an appointing authority. The Committee accepted the view.

42. THE PENSION & PUBLIC GRIEVANCES DEPARTMENT

42.1. The Departmental witnesses in reply to a query about the employment position of the Department has submitted to the Committee that the Department of Pension & Public Grievance has no employees of its own but some Secretariat employees who have been appointed by the S. A. D. are serving in the Department. The Committee accepted the nil position of the employees of the Department.

43. CHIEF MINISTER'S SECRETARIAT

43.1. In pursuance of the decision of the Committee the Assembly Secretariat vide letter No. LA/CWSCSI. 5/86/10065, dated 24th June, 1988, wrote to the Chief Minister's Secretariat reply to which by letter No. CMS. 324/88/9, dated 4th November, 1988 has informed the Committee that the required information as called for by the Committee may be treated as nil, so far the Chief Minister's Secretariat is concerned. The Committee accepted the view.

CHAPTER—II

SUMMARY OF OBSERVATIONS/RECOMMENDATIONS

Sl. No.	Refere. nce to Para No.	Observations/Recommendations
(1)	(2)	(3)
1.	1.5	The Committee hopes that appropriate steps should be taken by the organisation as per rule and 20 points Roster as provided thereto the Act to remove the backlogs in the organisation. The Committee therefore recommends that an action taken report thereon should be submitted to the Committee accordingly.
2.	2.2	The Committee feels that the Officers of the Department may be made responsible for intentional avoidance to appear before the Committee & in action thereon.
3.	2.4	The Committee, therefore, recommends that appropriate steps should be taken by the Government immediately and an action taken report thereon in respect of implementation of the provision of the Assam Scheduled Castes and Scheduled Tribes (Reservation in service & posts) Act, 1978 and rules made thereunder be submitted to the Committee within 60 days of this report presented to the Assembly.
4.	3.4	Keeping in view the assurances given by the Departmental representatives the Committee hopes that the backlogs in the Reserved posts of the Department would be removed without any further delay.
5.	3.5	So, the Committee recommends that necessary steps should be taken by the authority concerned in respect of eliminating backlogs in the posts of reserved quotas of the Department and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.
6.	4.7	The Committee notices that there exist 4109 vacant posts against backlogs of 4759-12 of all the grades of posts in the organisations under the control of Home Department. The Committee has also taken into consideration the assurances given by the Government representatives at the time of tendering evidence to the Committee for taking up steps deemed fit in respect of existing vacancies of posts and services by making special recruitment to eliminate the backlogs of reserved communities as provided under the law.

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7. 4.8 The Committee, therefore, recommends to take necessary steps to remove the backlogs in service and posts of reserved communities at the time of future recruitment in the Department and an action taken thereon be submitted to the Committee within sixty days of this report presented to the Assembly.
8. 5.3 Therefore, the Committee recommends that a clear cut Gradewise position of employment of the reserved communities of the Department as on 28th February, 1988 should be submitted to the Committee within 60 days of this report presented to the Assembly.
- 9 5.4 The Committee also recommends to take appropriate action in eliminating backlogs in the Employment of reserved quota and an action taken thereon be Submitted to the Committee within 60 days of this report presented to the Assembly.
10. 6.6 The Committee therefore, recommends that appropriate steps should be taken to appoint candidates in the reserve post from the S. C./S. T, so that the existing backlogs thereon are removed early.
11. 6.7 The Committee, further recommends that arrangement for special recruitment of candidates from S. C./S. T. communities should be arranged early by the Department.
12. 6.8 Furthermore, the Committee recommends that a Gradewise employment position as on 28th February, 1988 of the Department showing the representation of reserved communities as provided in the law should be submitted to the Committee within 60 days of this report presented to the House.
13. 7.3 The Committee wishes that in view of huge backlogs of the posts for reserved communities in the Department arrangements should be made to make special recruitment particularly for filling up the vacancies to remove the backlogs of reserved quotas,
14. 7.5 Therefore the Committee recommends that a detailed statement of upto date employment position of the Department together with the action taken to remove the backlogs of the Employees in the reserved communities should be submitted to the committee within 3 months of this report presented to the Assembly.
15. 8.6 By non-submission of position service and post held by the Scheduled Castes and Scheduled Tribes in the establishment of several Public Undertakings of the State of Assam as suprised the Committee. She authorities of the Public Enterprises of the State of Assam have violated the provisions of law and also showed utter disregard to the directions of the directions of the Committee. With Uttee displeasued the Committee has observes that the Administrative Department should see as to whether the required information on the subject have been furnished to the Committee as directed
16. 8.7 The Committee therefore, directs the Administrative Department of the Public Enterprises of the State of Assam to submit the Employment position of reserved communities of the defaulting Public

Enterprises immediately not exceeding three months to the Committee from this report presented to the Assembly.

17. 8.8 The Committee further recommends that the immediate steps should be taken to remove backlog if any in quota of employment of reserved communities be removed immediately under the law for the time being in force.
18. 9.6 The Committee has also noticed the overall surplus position of employees in the reserved communities of the Department of Tourism. The Committee also notices that there is backlog in the Grade-I post for the employees of reserved communities in it, so the Committee recommends that the Department should take appropriate steps to remove the backlog in Employment of reserved communities in the Grade-I post also as and when new recruitment is made and an action taken report thereon may be submitted to the Committee accordingly.
19. 10.14 The Committee feels that the concerning organization abiding the Law should run the administration according to the provisions of law deem fit and any information, as and when called for, for any scrutiny of a particular matter by the Legislature Committee should furnished the same accordingly to fulfilled the object of the public interest.
20. 10.15 The Committee hopes that the existing backlog in the post and services of reserved communities should be removed by the Deptt. when new recruitment is made to the posts.
21. 10.16 The Committee therefore recommends that appropriate steps should be taken by the authority concerned in the matter to safeguard the interest of reserved communities of the State and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.
22. 11.6 The Committee therefore recommends that the gradewise employment position of the G. A. D as on 28th February 1988 should be submitted to the Committee within 60 days of this report presented to the Assembly.
23. 12.5 The Committee wishes that when advertisement published specific direction should also be inserted in it, so that, the SC as well as the ST both plains & Hills could apply for specific vacancies of the Department.
24. 12.6 The Committee notices that the Department of Animal Husbandry & Veterinary has wasted large scope for filling up the backlog quotas of reserved communities.
25. 12.7 Therefore, the Committee recommends that steps should be taken to remove the backlogs of employment for the reserved communities and an action taken report thereon showing the up-to date position of employment for the reserved communities of the Department be submitted to the Committee accordingly within 2 months of this report presented to the House.

26. 13.11 Therefore, the Committee recommends that the appropriate action may be taken by the authorities concerned to remove the backlogs, wher exist at an early date and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.
27. 14.10 The Committee therefore recommends that vacancies should be filled up accordingly and an action taken report thereon be submitted to the Committee within sixty days of this report presented to the House.
28. 15.7 The Committee therefore recommends that the Department of Food and Civil Supplies should pursue vigorously the authority of the A. P. S. C. to make clearance, if not made already without any further delay into the position of promotional posts of the Department enabling the Government to clear up the existing backlogs specifically in implementing as well as appointing personnels for the reserved communities which have been provided in the law in to the Government services immediately with an intimation of action taken to the Committee within 2 months from the date of this report presented to the Assembly.
29. 15.9 So the Committee recommends that no appointment, in except the candidate of reserved communities the Food and Civil Supplies Department should be made in future till the quotas of reserved communities as per law are fulfilled and an action taken report thereon should be submitted to the committee within two months from the date of this report presented to the House.
30. 16.5 Therefore, the Committee recommends that immediate action should be taken by the Judicial Department to eliminate the backlog by making special recruitment and an action taken report thereon should be submitted to the Committee within 60 days from the date of this report presented to the House.
31. 16.7 So the Committee wishes that the matter should be pursued by the Judicial Department issuing appropriate directives to submit a report annually all concerning Departments with which the latter directly involves enabling it to intimate the Committee immediately.
32. 17.7 The Committee, therefore, recommends that appropriate action should be taken by the Department and an action taken report thereon be submitted to the Committee within two months of this report presented to the Assembly.
33. 18.8 The Committee, therefore, recommends that the posts which have been dereserved already should be reserved again and candidates from reserved Communities should be recruited to eliminate the backlogs in the post of reserved community.
34. 18.9 The Committee also recommends that existing 304 vacant posts of the Department should be filled up early with a view to remove the backlogs of reserved community in the Department, and an action taken Report thereon be submitted to the Committee within sixty days of this report presented to House.

35. 18.10 The Committee, further, recommends that special recruitment for ST(II) candidates may be arranged specifically from the districts of Karbi Along and North Cachar Hills of Assam.
36. 20.3 The Committee, wishes that the backlog in reserved quota of employees of Scheduled Caste/Scheduled Tribe (H) and Scheduled Tribe (P) should be removed by taking appropriate steps and an action taken report thereon be submitted to the committee accordingly.
37. 21.4 The Committee notices the marginal backlogs in respect of post, viz. I, II and III together with surplus of (+) 6.32 against grade IV post and feels satisfied that the backlogs should be removed when filling up 32 existing vacancies by the Department in due course.
38. 22.3 Keeping in view the assurance given by the Government representative at the time of tendering evidence the Committee hopes that the vacant posts should be filled up whereby no backlog should be created and an action taken report thereon be submitted accordingly to the Committee within sixty days of this Report presented to the House.
39. 23.6 The Committee feels that adequate advertisement should be published throughout the State to attract deserving candidates to take into the Department, particularly from the Tribal communities of the State. In addition, the Committee wishes that necessary steps should be taken to minimise the backlogs by adopting all special steps to serve the interest of deserving candidates of reserved communities.
40. 23.7 The Committee hopes that encouraging steps for Tribal Communities to take them in may be taken with right earnest and an action taken report thereon be submitted to the Committee within 2 months of this report presented to the House.
41. 24.8 The Committee feels that arrangements for Special recruitment to fill up the reserved quotas of reserved communities should be made.
42. 24.9 Observing the large number of backlogs in the Directorate of Secondary Education in all the categories of Grade I, II, III & IV posts the Committee recommends that arrangement should be made for special recruitment with a view to eliminate the backlogs in these posts.
43. 24.10 Noticing the exorbitant number of backlogs in the post of reserved communities under the Directorate of Technical Education the Committee feels that the special recruitment policy since started in the Directorate the same should be continued until the backlogs of reserved quotas in the employment are removed. In respect of existing backlogs in the Directorate of Public Library Services of Assam the Committee hopes that backlogs of reserved communities would be removed when the newly created posts would be filled up adhering to the 20 point roster as provided in the Act,

44. 24.11 The Committee notices also that backlogs exist in almost all the Directorate, viz. Archeology, Historical and Antiquarian studies, SCERT, except the Directorate of Museum. The Committee feels that the concerning Directorates should take appropriate steps to remove the backlogs if and when vacancies are filled up adhering to the 20 point roster as provided in the Act.
45. 24.12 Therefore, the Committee recommends that appropriate steps should be taken by all the concerning authorities of the Department to fill up the vacancies and to remove the backlogs in the posts of reserved quotas and an action taken report thereon be submitted to the Committee within 2 months of this report presented to the Assembly.
46. 24.13 The Committee, further recommends that arrangement for special recruitment of candidate from reserved communities where deemed fit should be made and the procedure be continued till the reserved quotas of posts are fulfilled.
47. 25.7 The Committee, therefore, recommends that special recruitment should be made for filling up the vacancies of the Department to eliminate the backlogs of the reserved communities and an action taken report thereon be submitted to the Committee within 60 days from the date of this report presented to the Assembly.
48. 25.8 The Committee, further, recommends that no post of technical nature should be deserted, even if the dearth of qualified persons without getting prior approval from the competent authorities/ Departments concerned. In case, any desertion of post is made, the orders thereon should be submitted forthwith to the Committee.
49. 26.7 The Committee recommends that the vacancies exist in the Department should be filled up and the reserved quotas as per provisions of the law should also be filled up by recruiting candidate from reserved communities and an action taken report thereon be submitted to the Committee within 60 days from the date of this report presented to the House.
50. 27.9 The Committee, therefore, recommends that the vacant post of the department should be filled up and the backlogs thereof be eliminated by taking in candidates from reserved communities and an action taken report thereon be submitted to the Committee. Should within 60 days from the date of this report presented to the House.
51. 28.4 The Committee observes that necessary instruction to follow the 20 point Roster by all concerning authorities may be issued with a view to strictly adhere the rules and Roster in respect of providing Employment to the reserved Communities of the State.
52. 28.6 The Committee notices that there are 29 vacant posts against 280 sanctioned posts where there are only, (—)12.32 backlog, for the reserved communities in the Department. The Committee hopes that there would be no backlog if the Department adhered to the rule and Roster as provided under the law at the time of filling up the vacant posts of the Department,

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| 53. | 28.7 | So, the Committee recommends to fill up the vacant posts of the Department and an action taken report thereon be submitted to the Committee immediately. |
| 54. | 29.7 | The Committee observes that although there exists backlog for reserved communities there are sufficient number of vacant post in the Department which would be commensurate to wipe out the backlog by recruiting persons from reserved communities as per roster provided in sections 4 and 5 in the Assam Schedule Castes and Scheduled Tribes (Reservation of Vacancies in Services and Posts) Act, 1978 and rules framed thereunder. The Committee is of the view that the Department has not strictly adhered to the 20-point roster appended in the Schedule under Section 4. The Committee has noted also the appointment made by Department in all the categories of post after 28th February 1988. But the reserved quotas for Scheduled Castes and Scheduled Tribes communities had not filled up as per law for the time being in force. The Department should therefore adhere strictly to the existing Procedure and try to remove the backlog in the reserved Communities while further recruitment is made. |
| 55. | 29.8 | The Committee, further recommends that in case, of any difficulty for filling up backlog for reserved communities, a special recruitment should be made by the Department for removing existing backlog and an action taken report thereon be submitted to the Committee within two months from this report presented to the Assembly. |
| 56. | 30.2 | The Committee has expressed its pleasure considering the submission of the Departmental representative but wishes that a precaution may be maintained by the Department in case of future appointment adhering to the guidelines on the basis of the roster as provided in the Act. |
| 57. | 31.14 | The Committee with great restraint notices that these public undertakings have either submitted backdated position or backlogs in most of them. Therefore, committee recommends that steps should be taken to remove the backlogs in the posts of the reserved communities and an action taken report thereon be submitted to the committee within 60 days from the date of this report presented to the Assembly. |
| 58. | 32.6 | The Committee, therefore observes that while names of the candidates are forwarded to appointing authorities preferences should be given to the candidates of reserved communities instead of putting preference to seniority in registration. |
| 59. | 32.7 | To another point of clarification the committee was informed that dereservation of posts in the particular Department was made earlier without the prior approval of the Department of Plains Tribes and Backward Classes. |
| 60. | 32.9 | In another point of clarification the Government representatives informed the Committee that due to non-filling up of vacant posts (but temporary) within six months from the date of creation of the post/posts a fresh approval from the Finance/Personnel Department is required. In the result, many posts remain vacant in the Department. |

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61. 32.11 Therefore the Committee recommends that immediate steps should be taken to fill up the vacant posts of the Department and an action taken report there on be submitted to the Committee within two months of this report presented to the House.
62. 33.7 Therefore, the Committee recommends that appropriate steps should be taken by the Department to remove the backlogs of reserved quota for the S. C./S. T. in the posts and services of the Department and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the House.
63. 34.4 So, the Committee recommends that definite steps should be taken by the Panchayat and Rural Development Department to filled up the vacant posts as well as to eliminate the backlogs of post and services of reserved quotas urgently and an action taken report showing the gradewise position of employment of the Department be submitted to the Committee within 60 days of this report presented to the Assembly.
64. 35.10 So, the Committee wishes that the vacant posts of the department should be filled up early thereby the backlogs in reserved quota of S. C./S. T. in the employment be removed and an action taken report thereon be submitted to the Committee within two months of this report presented to the House.
65. 36.8 Therefore, the Committee recommends that appropriate action should be taken to fill up the vacancies with a view to remove the backlogs of reserved communities following the 20 Point Roster as provided under law and an action taken report thereon be submitted to the Committee accordingly within 60 days of this report presented to the House.
66. 37.7 So, the Committee recommends that vacant posts of the Department/Organisation should be filled up and backlog of reserved quota for S. C./S. T. be removed early and an action taken report thereon be submitted to the Committee within 60 days of this report presented to the Assembly.
67. 37.8 Also, the Committee observes that arrangement for special recruitment should be made by the Department until the quota employment for reserved communities is fulfilled.
68. 37.9 The Committee observes that the autonomous body should also strictly adhere to implement the provisions of the Assam Scheduled Castes and Scheduled Tribes (Reservation of vacancies in services and posts Act, 1978 and the rules made thereunder, particularly in maintaining the 20 Point Roster as provided thereunder.

ANNEXURE—1

**COMPOSITION OF THE COMMITTEE ON WELFARE OF
SCHEDULED CASTES AND SCHEDULED TRIBES
(1986-1988)****CHAIRMAN—**

1. Shri Durgadas Boro.

MEMBERS—

1. Shri Akan Chandra Rabha.
2. Shri Bhabendra Nath Bharali.
3. Shri Jonendra Basumatary.
4. Shri Rajen Timung.
5. Shri Khorning Engti.
6. Shri Dillip Kumar Salkia.
7. Smt. Kumari Rabidas.
8. Shri Gopinath Das.
9. Shri Amrit Lal Basumatary.

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