

Shri Ashok Kumar
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19.9.13

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मगध विश्वविद्यालय बोधगया - 628238

क्रमांक 91 / D.S.W./13

दिनांक 13/09/2013

सेवा में

1. राभी विभागाध्यक्ष,
मगध विश्वविद्यालय, बोधगया।
2. राभी प्रधानाचार्य,
अंगीभूत/सबद महाविद्यालय, म.वि.वि., बोधगया।

विषय:- स्नातक एवं स्नातकोत्तर परीक्षाओं में छात्र-छात्राओं के नामांकन में आरक्षण के सम्बन्ध में।

महाराय

उपर्युक्त विद्या के सन्दर्भ में कहना है कि स्नातक एवं स्नातकोत्तर परीक्षाओं में छात्र/छात्राओं के नामांकन में आरक्षण का पालन निम्नलिखित तरीके से होगा-

- | | |
|-----------------------------|---|
| 1. अनुसूचित जाति- | 16% छात्र/छात्राएं स्वीकृत स्थान का |
| 2. अनुसूचित जनजाति- | 01% छात्र/छात्राएं स्वीकृत स्थान का |
| 3. अत्यन्त पिछड़ा वर्ग- | 18% छात्र/छात्राएं स्वीकृत स्थान का |
| 4. पिछड़ा वर्ग- | 12% छात्र/छात्राएं स्वीकृत स्थान का |
| 5. पिछड़ा वर्ग की महिला- | 03% छात्र/छात्राएं स्वीकृत स्थान का |
| | कुल योग- 50% |
| 6. शारीरिक रूप से विकलांग- | 3% छात्र/छात्राएं } प्राथमिकता/सुविधा |
| 7. खेल-कूद में प्रतिभाशाली- | 5% छात्र/छात्राएं } के आधार पर |
| 8. वार्ड कोटा - | 5% छात्र/छात्राएं } सिर्फ पति/पत्नी/
बेटा/पुत्री |
| 9. अर्थ में Weirphuge- | 5% सिर्फ छात्राओं के लिए। |

छात्रों के नामांकन में आरक्षण कुल स्थान का 50% (प्रतिशत) से अधिक नहीं होगा।

विभागाध्यक्ष

(डॉ. सीताराम सिंह)

अध्यक्ष, छात्र कल्याण
मगध विश्वविद्यालय, बोधगया

10/09/2013

Principal
D.P.R.P. BEo College
Chitragopi, Aurangabad (Bihar)

[Bihar Act 19, 2023]

**THE BIHAR RESERVATION OF VACANCIES IN POSTS AND SERVICES
(FOR SCHEDULED CASTES, SCHEDULED TRIBES AND OTHER BACKWARD
CLASSES) (AMENDMENT) ACT, 2023**

**AN
ACT**

To amend the Bihar Reservation of Vacancies in Posts and Services (For Scheduled Castes, Scheduled Tribes and Other Backward Classes) Act, 1991 (Bihar Act 03, 1992) (As amended from time to time).

Preamble:-

Whereas, the Constitution of India has ordained justice in all its facets including social, economic and political,

Whereas, State has to strive to achieve equality of status and of opportunity and to promote among them all,

Whereas, State has to strive to minimize the inequalities in income, endeavour opportunity, eliminate inequalities in status, facilities and opportunities, amongst individuals as also amongst groups of people,

Whereas, State has to promote educational and economic interests of schedule Caste/Schedule Tribe and other weaker sections,

Whereas, Article 15 and 16 of the Constitution of India has made enabling provision for affirmative action,

Whereas, in Part-IX-(A) the Constitution has mandated that seats shall be reserved for Schedule Caste and Schedule Tribe in every Panchayat and municipal Bodies and number of seats so reserved shall bear as nearly as may be, the same proportion to the total number of seats to be filled by direct election in that Panchayat / Urban Local Bodies, as the population of Schedule Caste in that area or of the Schedule Tribe in that area bears to the total population of that area,

Whereas, State should essentially have legitimate aim to secure justice, social, economic and political,

Whereas, the State Government has conducted 'Caste based Survey 2022-23' to ascertain inter alia, social, economic, educational status of its domicile,

Whereas, on analysis of data collected during 'Caste based Survey 2022-23', it is apparent that large section of backward classes, schedule caste and schedule tribe need to be promoted for them to catch up to satisfy cherished aim in the Constitution of equality in opportunity and status,

Whereas, members of SC/ST and Other Backward Classes have remained deprived and marginalized or centuries. Though, affirmative major under the Constitution and several welfare schemes have made improvement in their life to certain extent, however the ultimate goal of equality has not yet been achieved. Date further strengthens the perception that in addition to majors already in place the State is required to take further majors to accelerate ultimate object of proportional equality,

Whereas, by an amendment in the Constitution of India, 10% reservation has been provided in favour of Economically Weaker Section,

Whereas, the population of unreserved category as ascertained in course of caste based survey is about 15% including that of unreserved minority community out of the total population of the State,

Whereas 10% reservation in favour of EWS in context of their population-percentage in the State works out to be approximately 64.5%,


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Whereas the date reveals that in services of the Government members of SC/ST and Other backward Classes are still comparatively less in proportion,

Whereas it is imperative to introduce ways and means to achieve proportional equality,

Whereas, reservation in favour of S.C./S.T. and Other Backward classes needs to be revisited for not only their development but development of the State as a whole,

Now, therefore, with a view to extend the benefit to such marginalized section of the State be it enacted as follows:

Be it enacted by the Legislature of the State of Bihar in the Seventy-fourth year of the Republic of India as follows:

1. **Short Title, extent and commencement.—**

(1) This Act may be called "The Bihar Reservation of Vacancies in posts and services (for Scheduled Castes, Scheduled Tribes and Other Backward Classes) (Amendment) Act, 2023".

(2) It extends to the whole of the State of Bihar.

(3) It shall come into force with immediate effect.

2. **Amendment of the Bihar Reservation of Vacancies in Posts and Services (For Scheduled Castes, Scheduled Tribes and Other Backward Classes) Act, 1991 (Bihar Act 03, 1992):—**

(a) Section-4(1), 4(2) and 4(3) of the aforesaid Act will be substituted as follows:

4. **Reservation for direct recruitment .—** All appointments to services and posts in an establishment which are to be filled by direct recruitment shall be regulated in the following manner, namely:-

(1) The available vacancies shall be filled up-

- | | | |
|-------------------------------|---|-----|
| (a) From open merit category- | - | 35% |
| (b) From reserved category | - | 65% |

(2) The vacancies from different categories of reserved candidates from amongst the 65% reserved category shall, subject to other provisions of this Act, be as follows -

- | | | |
|------------------------------|---|-----|
| (a) Scheduled Castes | - | 20% |
| (b) Scheduled Tribes | - | 02% |
| (c) Extremely Backward Class | - | 25% |
| (d) Backward Class | - | 18% |

Total - 65%

Provided further that in case of promotion reservation shall be made only for Scheduled Castes/Scheduled Tribes in the same proportion as provided in this section.

(3) A reserved category candidate who is selected on the basis of his merit shall be counted against 35% vacancies of open merit category and not against the reserved category vacancies.

- (b) Section-2(V) of Bihar Act 11,1993 will be deleted.
(c) Section-4(2)(e) of Bihar Act 11,1993 will be deleted.
(d) Section-4(2)(ii) of Bihar Act 11,1993 will be deleted.
(e) In Section-4(2)(iii) of Bihar Act 11,1993 mentioned "and Women of Backward Classes" will be deleted.



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