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**Maharashtra Academy of Engineering and
Educational Research's**

**MIT Arts, Commerce and Science College, Alandi
(D) – 412 105.**

Reservation Norms



महाराष्ट्र शासन राजपत्र असाधारण भाग आठ

वर्ष ६, अंक ४९]

शुक्रवार, जानेवारी ९, २०१५/पौष १९, शके १९३६

[पृष्ठे ९, किंमत : रुपये २७.००

असाधारण क्रमांक १

प्राधिकृत प्रकाशन

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

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in English of the Maharashtra State Reservation (of seats for admission in educational institutions in the State and for appointments or posts in the public services under the State) for Educationally and Socially Backward Category (ESBC) Act, 2014 (Mah. Act No. I of 2015), is hereby published under the authority of the Governor.

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

DR. MANGALA THOMBARE,
I/c. Draftsman-cum-Joint Secretary
to Government,
Law and Judiciary Department.

MAHARASHTRA ACT No. I OF 2015.

(First published, after having received the assent of the Governor in the “*Maharashtra Government Gazette*”, on the 9th January 2015).

An Act to provide for reservation of seats for admission in educational institutions in the State and of appointments or posts in public services under the State to Educationally and Socially Backward Category (ESBC) in the State of Maharashtra for their advancement and for matters connected therewith or incidental thereto.

WHEREAS the policy of reservation for the educational and social advancement of people belonging to the backward classes of citizens in admissions to educational institutions in the State and for reservation of appointments or posts in public services under the State has been under implementation in the State of Maharashtra since formation of the Maharashtra State;

(१)

AND WHEREAS the two notifications, providing for reservation of seats in public employment were issued in the Karveer State (Kolhapur) in the year 1902, on the 26th July 1902 and the 2nd August 1902, respectively, by Rajarshi Shahu Maharaj, who is known as the father of the concept of reservation in India, and from whom Dr. Babasaheb Ambedkar got inspiration to make provisions for reservation in the Constitution of India, and in the said two notifications of 1902, reservation was provided to Backward Classes wherein Maratha community was also included;

AND WHEREAS by Resolution of the then Government of Bombay, dated the 23rd April 1942, about 228 communities including Maratha and other castes were declared as intermediate and Backward community and Maratha community is shown at serial number 149 in the list annexed to the said Resolution;

AND WHEREAS the matter of Maratha reservation was referred to the Maharashtra State Commission for Backward Classes for their recommendations in the year 2004 and the State Backward Classes Commission had submitted its 22nd Report on the 28th July 2008 stating therein that such reservation cannot be given to the Maratha community in the category of "Other Backward Classes";

AND WHEREAS the Cabinet Sub-Committee after detailed discussion referred the matter back to the State Backward Classes Commission asking for its report on inadequacy of the quantifiable data on educational and social backwardness of the Maratha community and also was requested to give its opinion on whether Maratha community could be given reservation without touching the present structure of reservation;

AND WHEREAS after repeated request to submit the report, the State Backward Classes Commission insisted only on taking decision as per sub-section (2) of section 9 of the Maharashtra State Commission for Backward Classes Act, 2005 on the 22nd Report of the State Backward Classes Commission;

Mah.
XXXIV
of 2006.

AND WHEREAS the Government appointed the Rane Committee who had submitted adequate quantifiable data pertaining to the backwardness of Maratha community and thereafter the State Backward Classes Commission was again requested to offer its remarks on the issue of providing reservation to Educationally, Socially and Economically Backward Maratha community without affecting the present reservation of Other Backward Classes;

AND WHEREAS the State Backward Classes Commission by its letter dated the 20th May 2014 requested the Government to take decision on the 22nd Report of the Commission;

AND WHEREAS on the above backdrop there was a scope to believe that the State Backward Classes Commission was reluctant to take decision in the matter and hence, the Government decided to take decision after waiting for almost a decade and the Government, in its Cabinet meeting held on the 25th June 2014 decided, to partly reject the 22nd report of the Commission and with certain modifications accepted that Maratha community is Educationally and Socially Backward and hence, eligible for reservation, by virtue of sub-section (2) of section 9 of the Maharashtra State Commission for Backward Classes Act, 2005;

Mah.
XXXIV
of 2006.

AND WHEREAS the Government of Maharashtra was of the view on the basis of material and data collected by the Rane Committee that Maratha community is Socially, Educationally and Economically Backward and inadequately represented in services under the State, hence, require reservation in employment and reservation for admissions in the educational institutions ;

AND WHEREAS clause (4) of Article 15 of the Constitution of India enables the State to make any special provision for the advancement of any socially and educationally backward classes of citizens;

AND WHEREAS clause (5) of Article 15 of the Constitution of India enables the State to make any special provision, by law, for the advancement of any socially and educationally backward classes of citizens in so far as such special provision relate to their admission to educational institutions including private educational institutions, whether aided or un-aided by the State, other than the minority educational institutions referred to in clause (1) of Article 30 of the Constitution of India;

AND WHEREAS clause (4) of Article 16 of the Constitution of India enables the State to make any provision for the reservation of appointments or posts in favour of any backward class of citizens which, in the opinion of the State, is not adequately represented in the services under the State;

AND WHEREAS even otherwise Articles 15(4), 15(5), 16(4) and 46 of the Constitution of India enable the State to provide reservation to a separate class;

Mah.
VIII of
2004.

AND WHEREAS the State of Maharashtra has enacted the Maharashtra State Public Services (Reservation for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Special Backward Category and Other Backward Classes) Act, 2001 in pursuance of clause (4) of Article 16 of the Constitution;

AND WHEREAS the Maharashtra State was of the view that on the basis of material and data collected by the Rane Committee that Maratha community is Socially, Educationally and Economically Backward and inadequately represented in services under the State, hence, require special provision for their advancement;

AND WHEREAS the State Government had, after careful consideration, taken a policy decision to create a new category namely Educationally and Socially Backward Category (ESBC) and, there should be a separate sixteen percent reservation for such newly created Educationally and Socially Backward Category (ESBC) and, the Maratha community was included in the said category, without affecting the then existing fifty-two percent reservation applicable in the State, in admissions to educational institutions including private educational institutions, whether aided or un-aided by the State, other than minority educational institutions referred to in clause (1) of Article 30 of the Constitution of India, and in appointments or posts in public services under the State, excluding reserved in favour of the Scheduled Tribes candidates in the Scheduled Areas of the State under the Fifth Schedule to the Constitution of India, as per the notification issued on the 9th June 2014 in this behalf ;

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

AND WHEREAS the Governor of Maharashtra was satisfied that circumstances existed which rendered it necessary for him to take immediate action to make a law to create a new Educationally and Socially Backward Category (ESBC) and to provide sixteen percent separate reservation for Educationally and Socially Backward Category (ESBC) in which Maratha community is included under this category, without affecting the then existing fifty-two percent reservation applicable in the State, in admissions to educational institutions including private educational institutions, whether aided or un-aided by the State, other than minority educational institutions referred to in clause (1) of Article 30 of the Constitution of India,

and in appointments or posts in public services under the State, excluding reservation in favour of the Scheduled Tribes candidates in the Scheduled Areas of the State under the Fifth Schedule to the Constitution of India, as per the notification issued on the 9th June 2014 in this behalf, for their advancement and for the matters connected therewith or incidental thereto; and, therefore, promulgated the Maharashtra State Reservation (of seats for admission in educational institutions in the State and for appointments or posts in the public services under the State) for Educationally and Socially Backward Category (ESBC) Ordinance, 2014, on the 9th July 2014 ;

Mah. Ord.
XIII of
2014.

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

Short title,
extent and
commencement.

1. (1) This Act may be called the Maharashtra State Reservation (of seats for admission in educational institutions in the State and for appointments or posts in the public services under the State) for Educationally and Socially Backward Category (ESBC) Act, 2014.

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

(3) It shall be deemed to have come into force on the 9th July 2014.

Definitions.

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

(a) “admission authority” in relation to admissions to educational institutions means the authority having supervisory and controlling powers over the educational institutions responsible for admissions to particular educational institutions;

(b) “appointing authority” in relation to public services and posts means the authority empowered to make appointment to such services or posts;

(c) “Competent Authority” means the Competent Authority appointed under section 6;

(d) “educational institutions” means the educational institutions in the State of Maharashtra owned and controlled by the Government, which receives grant-in-aid from the Government including a University established by or under the relevant Maharashtra Acts, including private educational institutions, whether aided or un-aided by the State, other than the minority educational institutions referred to in clause (1) of Article 30 of the Constitution of India.

Explanation.—For the purposes of this clause, the expression “private educational institutions” means institutions which have been given either prior to coming into force of this Act or thereafter, aid in the form of Government land at concessional rates or any other monetary concessions by the Government, or are recognized, licensed, supervised or controlled by the Government;

(e) “Educationally and Socially Backward Category (ESBC)” means such category or categories of citizens who are Educationally and Socially Backward Class of citizens and declared by the Government as Educationally and Socially Backward Category (ESBC), from time to time;

(f) “establishment” means any office of the Government or of a local authority or statutory authority constituted under any Act of the State Legislature for the time being in force, or a University or a Company or a Corporation or a Co-operative Society in which share capital is held by the Government or any Government aided institutions.

Explanation.—For the purposes of this clause, the expression “Government aided institutions” shall also include institutions or industries which have been given either prior to coming into force of this Act or thereafter, aid in the form of Government land at concessional rates or any other monetary concessions by the Government or is recognized, licensed, supervised or controlled by the Government;

(g) “Government” or “State Government” means the Government of Maharashtra;

(h) “prescribed” means prescribed by rules made under this Act;

(i) “public services and posts” means the services and posts in connection with the affairs of the State and includes services and posts in—

(i) a local authority;

(ii) a co-operative society established under the Maharashtra Co-operative Societies Act, 1960, in which the Government is a share holder;

(iii) a Board or a Corporation or a statutory body established by or under a Central or a State Act which is owned and controlled by the Government, or a Government company as defined in the Companies Act, 1956 or the Companies Act, 2013;

(iv) an educational institution owned and controlled by the Government, which receives grant-in-aid from the Government including a University established by or under a Maharashtra Act; and

(v) any other establishment in respect of which reservation was applicable by Government orders on the date of commencement of this Act and which are not covered under sub-clauses (i) to (iv);

(j) “reservation” means the reservation of seats for the members of Educationally and Socially Backward Category (ESBC) for admission in educational institutions in the State and for appointments or posts in the services under the State.

(2) The words and expressions used in this Act, but not defined, shall have the same meanings respectively assigned to them in the Maharashtra State Public Services (Reservation for Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Special Backward Category and Other Backward Classes) Act, 2001 and in any other relevant Act.

3. (1) This Act shall apply to all the direct recruitments, appointments or posts made in public services under the State except,— Applicability.

(a) the super specialized posts in Medical, Technical and Educational field;

(b) the posts to be filled by transfer or deputation;

(c) the temporary appointments of less than forty-five days duration; and

(d) the post which is single (isolated) in any cadre or grade.

(2) This Act shall also apply, for the Educationally and Socially Backward Category (ESBC), for admission in educational institutions including private educational institutions, whether aided or un-aided by the State, other than the minority educational institutions referred to in clause (1) of Article 30 of the Constitution of India.

(3) The State Government shall, while entering into or renewing an agreement with any educational institution or any establishment for the grant of any aid as provided in the explanation to clauses (d) and (f) of section 2 respectively, incorporate a condition for compliance with the provisions of this Act, by such educational institution or establishment.

Reservation of seats for admission in educational institutions, appointments or posts in public services under State for Educationally and Socially Backward Category (ESBC).

4. (1) Notwithstanding anything contained in the Maharashtra State Public Services (Reservation for Scheduled Castes, Scheduled Tribes, Denotified Tribes (*Vimukta Jatis*), Nomadic Tribes, Special Backward Category and Other Backward Classes) Act, 2001 and notwithstanding anything contained in any judgment, decree or order of any Court or other authority, and subject to the other provisions of this Act, sixteen percent of the total seats in educational institutions including private educational institutions, whether aided or un-aided by the State, other than minority educational institutions referred to in clause (1) of Article 30 of the Constitution of India, and sixteen percent of the total appointments or posts in direct recruitment in public services under the State, shall be separately reserved for the Educationally and Socially Backward Category (ESBC) in which the Maratha community is included:

Mah.VIII of 2004.

Provided that, the above reservation shall not be applicable to posts reserved in favour of the Scheduled Tribes candidates in the Scheduled Areas of the State under the Fifth Schedule to the Constitution of India as per the notification issued on the 9th June 2014 in this behalf.

(2) The principle of Creamy Layer shall be applicable to the Educationally and Socially Backward Category (ESBC).

Explanation.—For the purposes of this sub-section, the expression “Creamy Layer” means the person falling in the category of Creamy Layer as declared by the Government in the Social Justice and Special Assistance Department, by general or special orders issued in this behalf, from time to time.

Reservation not to be affected.

5. Notwithstanding anything contained in section 4, the claims of students or members belonging to Educationally and Socially Backward Category (ESBC) shall also be considered for the unreserved seats, appointments or posts which shall be filled on the basis of merit, and where a student or member belonging to such category is selected on the basis of merit, the number of seats, appointments or posts reserved for the Educationally and Socially Backward Category (ESBC), as the case may be, shall not in any way be affected.

Competent Authority.

6. (1) The Government may, by notification in the *Official Gazette*, appoint any officer not below the rank of District Social Welfare Officer to be the Competent Authority for the purposes of carrying out the provisions of this Act and the rules made thereunder.

(2) The Competent Authority shall exercise such powers and perform such functions as may be prescribed.

7. (1) The Government may, in public interest, by order, direct the Competent Authority, from time to time, to make an enquiry or to take appropriate proceedings under this Act specified in the order, and the Competent Authority shall report to the Government, the result of the enquiry made or the proceedings taken by him within such period as may be prescribed.

Power of Government to give directions.

(2) On receipt of the report from the Competent Authority under sub-section (1), the Government shall give such directions as it deems fit and such directions shall be final.

8. (1) If in respect of any recruitment year, any vacancy reserved for Educationally and Socially Backward Category (ESBC) of persons remains unfilled, such vacancy shall be carried forward up to five years in case of direct recruitment:

Carrying forward of reserved vacancies.

Provided that, on the date of commencement of this Act, if any Government Order, Resolution, Circular and Office Memorandum regarding filling of posts is in force then, the same shall continue to be in force unless modified or revoked by the Government and the Government is empowered to revise such Government Orders, Resolutions, Circulars and Office Memorandums :

Provided further that, notwithstanding anything contained in section 17 of this Act, the Government Departments are hereby empowered to give effect to the provisions of this Act including revision of roster prescribed for direct recruitment, as may be necessary, by the Government orders for enforcement and implementation of this reservation:

Provided also that, if the sanctioned posts are not adequate to allocate atleast one post for each reserved category, then the reserved post shall be filled in by applying the principle of rotation in accordance with the Government roster orders or rules as may be prescribed or modified in this behalf and the Government is empowered to revise the roster points and orders or rules accordingly.

(2) When a vacancy is carried forward as provided in sub-section (1), it shall not be counted against the quota of the vacancies reserved for the concerned category of persons for the recruitment year to which it is carried forward :

Provided that, the appointing authority may, at any time undertake a special recruitment drive to fill up such unfilled vacancies and if such vacancies remain unfilled even after such special recruitment drive then, it shall be filled up in the manner prescribed by the Government.

9. (1) The Government may, by order in writing, entrust upon every admission authority or appointing authority or any officer under such authority, with the responsibility of ensuring the compliance with the provisions of this Act.

Responsibility and powers for compliance of Act.

(2) The Government may, in the like manner, invest the admission authority or appointing authority or officer with such powers or authority as may be necessary for such authority or officer, to effectively discharge such duty assigned to such authority or officer.

10. (1) Any admission authority or appointing authority or officer or employee entrusted with the duty or responsibility who wilfully acts in a manner intended to contravene or defeat the purpose of this Act shall, on conviction, be punished with imprisonment for a term which may extend to

Penalty.

ninety days or fine which may extend to five thousand rupees, or with both.

(2) No court shall take cognizance of an offence punishable under this section except with the previous sanction of the Government or officer authorized in this behalf by the Government.

Power to call for records.

11. When it comes to the notice of the Government or is brought to its notice that any person belonging to Educationally and Socially Backward Category (ESBC) is adversely affected, on account of non-compliance with the provisions of this Act or the rules made thereunder or the Government orders issued in this behalf, by any admission authority or appointing authority, it may call for such records and pass such appropriate orders as it deems fit.

Representation in selection committee.

12. (1) The Government may, by an order, provide for nomination of officers belonging to Educationally and Socially Backward Category (ESBC) in selections, screening and Department Committee for the purpose of selecting persons for appointment to public services and posts.

(2) The Government may, by an order, grant such monetary or other concessions as may be considered necessary in favour of the Educationally and Socially Backward Category (ESBC).

Irregular admissions and appointments void.

13. Any admissions or appointments made in contravention of the provisions of this Act shall be void.

Competent Authority to be public servant.

14. The Competent Authority shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code.

45 of 1860.

Protection of action taken in good faith.

15. No suit, prosecution or other legal proceeding shall lie against the Competent Authority or its officers, for anything which is in good faith done or intended to be done under this Act or the rules or orders made thereunder.

Provisions of Act to be in addition to any other law for the time being in force.

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

Power to make rules.

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

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

18. (1) The provisions of this Act shall not apply to the cases in which selection process has already been initiated before the commencement of this Act, and such cases shall be dealt with in accordance with the provisions of law and the Government orders as they stood before such commencement. Savings.

Explanation.—For the purposes of this section, the selection process shall be deemed to have been initiated where, under the relevant service rules,—

(i) recruitment is to be made on the basis of written test or interview only, and such written test or the interview, as the case may be, has started; or

(ii) recruitment is to be made on the basis of both, written test and interview and such written test has started.

(2) The provisions of this Act shall not apply to admissions in educational institutions and the cases in which the admission process has already been initiated before the commencement of this Act and such cases shall be dealt with in accordance with the provisions of law and the Government orders, as they stood before such commencement.

Explanation.—For the purposes of this section, the admission process shall be deemed to have initiated where,—

(i) admission is to be made on the basis of any entrance test, and procedure for such entrance test has started; or

(ii) in case of admission to be made other than on the basis of entrance test, the last date for filling up the application form is lapsed.

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

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

(2) Every order made under sub-section (1) shall be laid, as soon as may be, after it is made, before each House of the State Legislature.

20. (1) The Maharashtra State Reservation (of seats for admission in educational institutions in the State and for appointments or posts in the public services under the State) for Educationally and Socially Backward Category (ESBC) Ordinance, 2014 is hereby repealed. Repeal of Mah. Ord. XIII of 2014 and saving.

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

सावित्रीबाई फुले पुणे विद्यापीठ

(पूर्वीचे पुणे विद्यापीठ)

दूरध्वनी क्र. : २५६०११८९/९०
फॅक्स क्र. : ०२०-२५६९७३८८
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दिनांक : १६-६-१५

परिपत्रक

विषय - पदव्युत्तर अभ्यासक्रमाच्या प्रवेशाबाबत - शैक्षणिक वर्ष २०१५-१६

विद्यापीठातील सर्व शैक्षणिक विभाग प्रमुखांना या परिपत्रकाद्वारे कळविण्यात येते की, शैक्षणिक विभागामध्ये वेगवेगळ्या पदव्युत्तर अभ्यासक्रमासाठी विद्यार्थ्यांना प्रवेश देताना शासन आदेश, विद्यापीठ अध्यादेश १८१ यांची अंमलबजावणी करून खाली नमूद केलेल्या आरक्षणाच्या टक्केवारीनुसार प्रवेश देण्यात यावेत.

१.	सर्वसाधारण (खुले)	OPEN	५०%
२.	अनुसूचित जाती	S.C.	१३%
३.	अनुसूचित जमाती	S.T.	७%
४.	विमुक्त जाती (अ)	DT-A	३%
५.	भटक्या जमाती (ब)	NT-B	२.५%
६.	भटक्या जमाती (क)	NT-C	२.५%
७.	भटक्या जमाती (ड)	NT-D	२%
८.	इतर मागास वर्ग	OBC	१९%

१. शासन आदेशानुसार प्रवेशांमध्ये अंमलासाठी ३ % जागा राखीव ठेवण्यात याव्यात.
२. गुणवत्ता यादीनुसार प्रवेश प्रक्रिया केल्यानंतर जर कोणत्याही मागासवर्गीय प्रवर्गासाठी आरक्षित असलेल्या जागांपैकी काही जागा रिक्त राहिल्या तर त्या जागेवर एकूण प्रवेश क्षमतेच्या जास्तीत जास्त २% पर्यंत विशेष मागास प्रवर्गीय उमेदवारांना प्रवेशासाठी प्राधान्य देण्यात यावे.
३. ज्या विषयात सर्व प्रवर्गासाठी जागा उपलब्ध होत नसतील तेथे आरक्षणामध्ये वर उल्लेख केलेल्या आरक्षण क्रमानुसार प्रथम अनु.जाती, अनु.जमाती, विजा (अ), भज (ब), (क), (ड), व इमाव या क्रमाने आरक्षण टक्केवारी विचारात घेवून जागा आरक्षित ठेवण्यात याव्यात.
४. उपरोक्त आरक्षण हे विभागामध्ये अभ्यासक्रमनिहाय असेल, शैक्षणिक विभागांमार्फत येणा-या विद्यार्थ्यांसाठी राखीव जागा या प्रथमतः भरण्यात याव्यात. यामध्ये गुणवत्तेनुसार असणा-या मागासवर्गीय विद्यार्थ्यांचा देखील समावेश असेल. या विद्यार्थ्यांचा समावेश आरक्षणामध्ये करण्यात येऊ नये, उर्वरित जागा आरक्षणानुसार भरण्यात याव्यात.

शैक्षणिक विभागात प्रवेश देताना एखाद्या प्रवर्गाचा उमेदवार न मिळाल्यास मागासवर्गीयांच्या इतर गटातील अनुसूचित जाती, अनुसूचित जमाती, विमुक्त जाती, भटक्या जमाती व इतर मागासवर्गीय यामधून शासन निर्णयानुसार अर्जात बदलाने उमेदवारांना प्रवेश देवून आरक्षण पूर्ण करण्यात यावे.

५. महाराष्ट्र शासनाच्या आरक्षण धोरणानुसार क्रिमीलेअरचे तत्व अनुसूचित जाती, अनुसूचित जमाती वगळता इतर सर्व प्रवर्गांना लागू राहिल.
६. महाराष्ट्र राज्याबाहेरील मागासवर्गीय उमेदवारांना आरक्षणाच्या कोणत्याही सवलती / फायदे प्राप्त होणार नाहीत.
७. ज्या शैक्षणिक विभागात द्वितीय वर्षासाठी स्पेशलायझेशननुसार प्रवेश देण्यात येतात त्या ठिकाणीही वरील आरक्षणाची टक्केवारी पाळणे आवश्यक आहे. स्पेशलायझेशननुसार प्रवेश देताना गुणवत्ता, पसंती व आरक्षण विचारात घेवून प्रवेश प्रक्रिया करण्यात यावी.
८. शैक्षणिक प्रवेशामध्ये ठेवावयाच्या आरक्षणासंदर्भात शासन निर्णय व त्या संबंधीचे परिपत्रक वेळोवेळी या विभागाच्या संकेतस्थळावर प्रसिध्द करण्यात आलेले आहे. प्रवेश प्रक्रिया करताना आरक्षण धोरणांची काटेकोरपणे अंमलबजावणी व्हावी.

प्रवेश समितीवर मागासवर्गीय शिक्षकांस मागासवर्गीय प्रतिनिधी म्हणून बोलाविण्यात यावे. संदर्भासाठी मागासवर्गीय प्रतिनिधींची यादी सोबत जोडत आहे. आरक्षणाच्या नियमांच्या अधिक माहितीसाठी आवश्यकतेनुसार आरक्षण कक्षाशी संपर्क साधावा.

प्रवेश प्रक्रियेनंतर झालेल्या प्रवेशाची माहिती सोबत जोडलेल्या प्रपत्रात या कार्यालयास सादर करावी, ही विनंती.

गणेशखिड, पुणे ४११००७
संदर्भ- आरक्षण/ओ-२२/ ७२५
दिनांक- १६-६-१५


उपकुलसचिव
(आरक्षण कक्ष)

प्रत :-

- १) मा.विभाग प्रमुख, सर्व शैक्षणिक विभाग, सावित्रीबाई फुले पुणे विद्यापीठ, पुणे ४११००७
- २) मा.आरक्षण प्रतिनिधी, सर्व शैक्षणिक विभाग, सावित्रीबाई फुले पुणे विद्यापीठ, पुणे ४११००७
- ३) सहायक कुलसचिव, शैक्षणिक प्रवेश विभाग, सावित्रीबाई फुले पुणे विद्यापीठ, पुणे ४११००७

UNIVERSITY OF PUNE



CIRCULAR NO. 68 OF 2014

It is hereby notified for information of all concerned that the amended Ordinance 181 regarding admissions of students to the Post-Graduate courses in the University Departments/Institutions issued vide Circular No. 79 of 2013 has been renumbered as Ordinance 181-A. The said Ordinance 181-A reads as under:

ORDINANCE 181-A

In pursuance of provisions of Section 53(i) and Section 65 of the Maharashtra Universities Act, 1994, University of Pune hereby makes following Ordinance for admissions of students to Post-Graduate Courses in the Faculties of Arts, Fine Arts and Performing Arts, Mental, Moral and Social Sciences, Science, Law, Commerce, Management, Education, Physical Education and Technology conducted in the Departments/ Institutions of the University of Pune.

1. Short Title and Commencement:

- 1.1 This Ordinance may be called 'Ordinance for admissions of students to the Post-Graduate courses in the University Departments/Institutions'.
- 1.2 This Ordinance shall be applicable for admissions from the academic year 2013-2014.

2. Applicability:

This Ordinance shall be applicable to the admissions of the students to the Post-Graduate Courses in the faculties of Arts, Fine Arts and Performing Arts, Mental, Moral and Social Sciences, Science, Law, Commerce, Management, Education and Physical Education and Technology conducted in the Departments/ Institutions of the University of Pune.

3. Definitions:

In this Ordinance unless the context otherwise requires,

- (a) "Director" means a Head of an Institution including Centre, or School of the University as designated by the Vice-Chancellor.
- (b) "Head of the Department" means the Head of the Department of the University.
- (c) "Institution" means a centre, a school or an institute established and maintained by the University.
- (d) "Integrated Course" means a course after passing Higher Secondary Examination (H.S.C.) (10+2)
- (e) "Post-Graduate Course" means a regular Post-Graduate course excluding the courses conducted partly by papers and partly by research.
- (f) "University" means the University of Pune.
- (g) "Vice Chancellor" means the Vice-Chancellor of the University.

4. Admissions:

- 4.1 Advertisement for the purpose of giving admissions to all Post-Graduate/Integrated courses shall be duly published every year by the competent authorities conducting the courses.
- 4.2 Directives issued by the Government of Maharashtra, from time to time, regarding reservation, shall be followed by the University.
- 4.3 Admissions of all students to all Post-Graduate / Integrated courses shall be made in accordance with provisions of this Ordinance.

Provided, the model rules regarding admissions to the courses covered under this Ordinance, as may be made from time to time, by the Government of Maharashtra and adopted by the University, shall prevail over this Ordinance.

- 4.4 The conditions of the eligibility for admissions to various Post-Graduate / Integrated courses shall be as prescribed by the University, from time to time.

5. Percentage of Quota:

5.1 For the purpose of admissions to the post-graduate courses, 50% seats of the total approved intake capacity shall be open seats and 50% seats shall be reserved for the students belonging to various reserved categories.

(A) Out of 50% open seats, 70% seats (i.e. 35% seats of the total approved intake capacity) shall be reserved for the students who have passed the qualifying examination of the University. The students who desire to seek admission under this Quota, shall fulfill the following conditions :-

(a) He should have passed the qualifying examination of the University and,

(b) He should be domicile of the State of Maharashtra or should have completed Maharashtra State Board of Secondary School Certificate Education (S.S.C) and Higher Education thereafter from the State of Maharashtra and,

(c) He should have fulfilled the eligibility criteria laid down by the University, from time to time.

(B) Out of these 50% open seats, 30% seats (i.e. 15% seats of the total approved intake capacity) shall be available to all the students who have fulfilled the eligibility criteria laid down by the University, from time to time. However, admissions of such students shall be made on the basis of the University-wise merit to ensure that the students admitted are not necessarily from the same University.

(C) Out of 50% seats reserved for the students belonging to reserved categories, 70% seats (i.e. 35% seats of the total approved intake capacity) shall be reserved for the students who have passed the qualifying examination of the University and have fulfilled the conditions as mentioned in Clause 5.1 (A) (a), (b) and (c) above.

(D) Out of these 50% reserved seats, 30% seats (15% seats of the total approved intake capacity) shall be reserved for the students belonging to various reserved categories from the State of Maharashtra who have passed the qualifying examination of the University/Examining Body other than the University within the State of Maharashtra and have

fulfilled the eligibility criteria laid down by the University from time to time.

However, the admissions of such students shall be made on the basis of University-wise merit to ensure that the students admitted are not necessarily from the same University.

- (E) Notwithstanding anything contained hereinabove, the reservation policy laid down by the Government of Maharashtra, from time to time, as regards reservation for the persons with disabilities shall be followed while making admissions.

5.2 For the purpose of admissions to the integrated courses, 50% seats of the total approved intake capacity shall be open seats and 50% seats shall be reserved for the students belonging to various reserved categories.

(A) Out of 50% open seats, 70% seats (i.e. 35% seats of the total approved intake capacity) shall be reserved for the students who have passed the qualifying examination of the University. The students who desire to seek admission under this Quota, shall fulfill the following conditions:-

- (a) He should have passed the qualifying examination and,
- (b) He should be domicile of the State of Maharashtra or should have completed Maharashtra State Board of Secondary School Certificate Education (S.S.C) and Higher Education thereafter from the State of Maharashtra and,
- (c) He should have fulfilled the eligibility criteria laid down by the University, from time to time.

(B) Out of these 50% open seats, 30% seats (i.e. 15% seats of the total approved intake capacity) shall be available to all the students who have fulfilled the eligibility criteria laid down by the University, from time to time. However, admissions of such students shall be made on the basis of the University-wise merits to ensure that the students admitted are not necessarily from the same University.

(C) Out of 50% seats reserved for the students belonging to various reserved categories, 70% seats (i.e. 35% seats of the total approved intake capacity) shall be reserved for the students who have passed the qualifying examination of

the University and have fulfilled the conditions as mentioned in Clause 5.1 (A)(a), (b) and (c) above.

(D) Out of these 50% reserved seats, 30% seats (15% seats of the total approved intake capacity) shall be reserved for the students belonging to various reserved categories from the State of Maharashtra who have passed the qualifying examination of the University/Examining Body other than the University within the State of Maharashtra and have fulfilled the eligibility criteria laid down by the University, from time to time.

However, the admissions of such students shall be made on the basis of University-wise merit to ensure that the students admitted are not necessarily from the same University.

(E) Notwithstanding anything contained hereinabove, the reservation policy laid down by the Government of Maharashtra, from time to time, as regards reservation for women and for the persons with disabilities shall be followed while making admissions.

5.3 The seats for foreign students/foreign nationals, People of Indian Origin shall be filled in as Supernumerary Seats (i.e. over and above the sanctioned intake capacity) up to 15% of the total approved intake capacity as per merit on the basis of guidelines/criteria laid down by the UGC/AICTE/Government of India, as the case may be.

5.4 Subject to the availability, 3 % of the seats over and above the approved intake capacity shall be reserved for the students participating at the National level/State level/University level Sports and Cultural competitions.

5.5 Notwithstanding anything contained hereinabove, in case of the University Departments/Institutions receiving special assistance under SAP, DSA and other programmes of the University Grants Commission or Central Councils, reservation of seats for the students of other Universities/States shall be as per directions issued by the University Grants Commission or the respective Central Council, as the case may be, from time to time. Before effecting the provisions of this clause, the prior sanction of the Vice-Chancellor for the same, shall be obtained.

6. Vacancy in the Seats of the candidates:

- 6.1 If the seats reserved for the students belonging to the Reserved Categories in the University quota remain vacant, the same can be filled in by the students belonging to the respective Reserved Categories from other Universities in the State of Maharashtra and if the seats reserved for the students belonging to the Reserved Categories from other Universities remain vacant the same shall be filled in by the students belonging to the respective reserved categories of the University. If the seats reserved for the students belonging to the reserved categories still remain vacant, the same shall be filled in by applying the rules/norms of inter changeability of categories as laid down by the State of Maharashtra.
- 6.2 If the seats reserved for students outside the University remain vacant, the students of the University may be admitted from the waiting list in such vacant seats or if the seats reserved for students of the University remain vacant, the students from other Universities, within the state of Maharashtra from the waiting list, may be admitted in such vacant seats.

7. Weightage of Marks:

- 7.1 Admissions shall be made on the basis of merit.
- 7.2 Admission without Entrance Examination: Admissions shall be made on the basis of the marks obtained by the students in the qualifying examination.
- 7.3 Admission through the Entrance examination: Equal weightage shall be given to the marks obtained in the University Entrance Examination and the qualifying examination. In case of the students other than the students of the University, the admissions shall be made on basis of marks obtained in the Entrance Examination only.
- 7.4 Admissions to any Post-Graduate/Integrated course in the University Department/Institution made through the Entrance Examination held on State/All India basis, shall be made on the basis of marks obtained by the students in such Entrance Examination. But for the students of the State of Maharashtra [as referred to in Clause 5.1 (A)(b)], there shall not be any cut off marks in such Entrance Examination.

- 7.5 Admissions to the post-graduate courses in the University Department/Institution shall be given to the students who have passed qualifying examination with the subject concerned at the principal level. For this purpose, the marks obtained by the students in the second year and the third year of the qualifying examination shall be taken into consideration. If the seats remain vacant after giving admissions to the students who have passed qualifying examination with the subject concerned at the principal level, the students who have passed the qualifying examination with the subject concerned at the subsidiary level may be given admission. If two or more students seeking admission to any Post-Graduate course have obtained equal number of marks in the subject concerned, the students who have secured more marks in the aggregate in the final year of qualifying examination shall be given priority. If still, seats remain vacant, other eligible students may be considered for admission.
- 7.6 Admission to any Post-Graduate course in the University Department /Institution in a subject, which is not taught at the principal level in any affiliated college of the University, shall be made through the entrance examination.
- 7.7 Admission to any integrated course in the University Department/Institution shall be made through the entrance examination.

8. Admissions to Inter Disciplinary Courses:

Admissions to inter disciplinary courses shall be made through the Entrance Examination only.

9. Admission Committee:

- 9.1 There shall an Admission Committee to make admissions to the various Post-Graduate/Integrated courses in the University Departments/Institutions.
- 9.2 Constitution of the Admission Committees shall be as under:
- (1) The Head of the Department concerned – Chairperson
 - (2) Not more than two Professors in the Department nominated by the Vice-Chancellor.

- (3) One Associate professor nominated by the Departmental Committee.
- (4) One Assistant professor nominated by the Departmental Committee.
- (5) Deputy Registrar of the Reservation Cell or any other person belonging to the Reserved Category nominated by the Vice-Chancellor.

10. Removal of Difficulties:

If any difficulty arises in giving effect to provisions of this Ordinance, the Vice-Chancellor shall take decision for removing difficulty in the matter which shall not be inconsistent with the objects and purposes of this Ordinance and his decision shall be final.

Ref. No. Law/2014/125

Date: 27.03.2014



Registrar

Copy for information to:

- 1) The Principals of Affiliated Colleges
- 2) The Heads of Recognized Institutions
- 3) The Heads of University Departments
- 4) The Heads of Sections in the University Office

TRANSLATED DOCUMENT

Marathi language to English language

Reference No. Reservation/O-22/775 dated:- 16-June-2015 issued by
Reservation Cell, Savitribai Phule Pune University, Pune.

Circular

Subject: - Regarding Post Graduation Program admission for Academic year 2015-16.

All the heads of educational departments of university are here by informed that while giving admission to the students for post graduation courses the Government Resolution, University Act 181 should be followed and admission should be given as per the following reservation percentage.

1.	General (Open)	Open	50%
2.	Scheduled Caste	S.C.	13%
3.	Scheduled Tribes	S.T.	7%
4.	Denotified Tribes (A)	DT-A	3%
5.	Nomadic Tribes (B)	NT-B	2.5%
6.	Nomadic Tribes (C)	NT-C	3.5%
7.	Nomadic Tribes (D)	NT-D	2%
8.	Other Back ward Class	OBC	19%

1. According to the Government order 3% seats should be reserved for handicapped candidates in admission.
2. After completing admission process on the merit basis if some seats reserved for any backward category left vacant then for these posts maximum 2% of total admission seats, priority should be given to special backward category candidates.
3. In case of unavailability of seats for all the categories, seats allocation must be done by reserving seats for the categories in the following sequences :
S.T., DT-(A), NT-(B), NT-(CA), NT-(D), and OBC.
4. The above reservation is as per the courses in the departments. The non reserved seats coming from education department should filled first. It includes backward class students having merits. These students should not be included in reservation quota. The remaining seats should be filled according to the reservation.
5. If while giving admission to education department the candidate from any of the category is not available then the admission should be given to the candidate from other backward category Scheduled Caste, Scheduled Tribe, Denotified Tribes, Nomadic tribes and Other Backward Class as per the government decision of internal change and reservation should be filled.
6. Candidates not belonging to Maharashtra are not eligible for any benefit or concession of reservation.

7. The educational departments where admissions are given as per the specialization, there the above reservation percentage criteria should be followed. While giving admissions according to specialization, merit, preference and reservation should be considered and admission process should be completed.
8. Government decisions and circulars regarding reservation in educational admission are regularly published on this department's website. Reservation policy should be strictly followed while carrying out admission process.

A teacher from backward class should be invited as a representative in admission committee. A list of backward class representatives is attached for further reference. For more information of reservation rules, as per the need, contact reservation cell.


You are requested to fill the information of admission after completing the admission process in the format attached with this letter and submit it to this office.

Sd/-
Deputy Registrar
(Reservation Cell)

Ganeshkhind, Pune-411 007.
Reference -Reservation/O-22/775
Date:- 16/06/2015

Copy to:-

- 1) The Heads of all the educational Departments,
Savitribai Phule Pune University Pune-411007.
- 2) The Representative of Reservation, all educational Departments, Savitribai Phule Pune University, Pune-411007.
- 3) Assistant Registrar, Education Section, Savitribai Phule Pune University,
Pune-411007.


Prof. (Dr.) B. B. Waphare
Principal

