



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA

NATIONAL COMMISSION FOR SCHEDULED TRIBES

File No. AB/24/2016/MHRD1/SEOTH/RU-III

छठी मंजिल, 'बी' विंग, लोक नायक भवन
खान मार्केट, नई दिल्ली -110003
6th floor, 'B' Wing Loknayak Bhawan,
Khan Market, New Delhi-110003
दिनांक /Dated: 02.11.2016

To,

1 The Registrar,
University of Delhi,
Delhi-110007

2 The Principal,
Shaheed Sukhdev College of Business Studies,
Jhilmil Colony, Vivek Vihar,
New Delhi - 110092

Sub: Proceeding of Sitting taken by Hon'ble Vice- Chairperson, NCST on 01.09.2016 at 04.00 p.m. in case of Shri Allan Brahma, AI, Colony Vasant Vihar, New Delhi regarding Denial for Admission in BMS to his son by Shaheed Sukhdev College authority in spite of Selection-hence discrimination & victimization against SC/ST.

Sir,

I am directed to enclose a copy of Proceedings of the Sitting taken by Hon'ble Vice-Chairperson, NCST, on 01.09.2016 for taking necessary action. The compliances report in the matter may please be intimated to the Commission.

Yours faithfully,

D.S. Kumbhare
29/11/2016
(D.S. Kumbhare)

Under Secretary, Govt. of India

Copy to:

Shri Allan Brahma,
A-1/3, AI Colony,
Vasant Vihar, New Delhi

532-34
02/11/16
जारी किया
ISSUED

Tel.:011-24657271, 011-24615012, 011-24624714, Fax: 011-24604689, 011-24624191

BSA, MIC

NATIONAL COMMISSION FOR SCHEDULED TRIBES

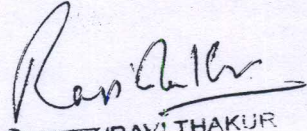
FILE NO. AB/24/2016/MHRD1/SEOTH/RU-III

Proceedings of sitting taken by Hon'ble Vice-Chairperson, NCST on 01.09.2016 at 04.00 p.m. in case of Shri Allan Brahma, AI, Colony Vasant Vihar, New Delhi regarding denial for admission in BMS to his son by Shaheed Sukhdev College authority in spite of Selection- hence discrimination & victimization against SC/ST.

Date of Sitting: 01.09.2016

List of officers present in the sitting is at Annexure-I.

1. Representation dated 27/07/2016 of Shri Allan Brahma regarding denial of admission in BMS Course to his son, Shri Orga Brahma Basumatary in Shaheed Sukhdev College of Business Studies, University of Delhi in spite of selection against ST reserved seat.
2. The petitioner brought forward that his son Shri Orga Basumatary was selected for admission in BMS Course after standing 2nd position among ST candidates in Entrance test. But when he went to get admission for his son they questioned his caste certificate. On further perusal they questioned the change of his son's name after adding his mother's name 'Basumatary', thereby changing his name from Orga Sinai Brahma to Orga Brahma Basumatary. With the status of his caste certificate in question, his son was denied admission. He wanted that at least provisional admission should be done before he gets the certificate issue is sorted out, but this was not done for him.
3. A notice dated 27/07/2016 was sent to the Registrar, University of Delhi and the Principal, Shaheed Sukhdev Singh College, New Delhi.


रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

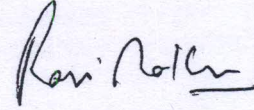
4. In the reply dated 4/8/2016 from the College, the following points were brought out :-

- a) The student had applied for admission by the name Orga and his father's name as Allan Brahma.
- b) Class X certificate has the student's name as Orga Brahma and father's name as Anil Brahma.
- c) XII certificate has the student's name as Orga Brahma Basumatary and father's name as Anil Brahma.
- d) The caste certificate submitted during admission mentions the candidate's name as Orga Brahma and the father's name as Allan Brahma.
- e) New caste certificate dated 25/07/2016 shown to college had student's name as Orga Brahma Basumatary and father's name as Allan Brahma.
- f) Now, according to the gazette dated 24/05/2008 father's name had changed from Anil Kumar Brahma to Allan Brahma. However the other certificates does not have Kumar as father's middle name.

5. Mr. Allan Brahma made an affidavit that he had changed the name of his son from Orga Sinai Brahma to Orga Brahma Basumatary. However Sinai as a middle name does not appear in any other document / certificates.

6. The petitioner paid visit to the Commission on 30/08/2016 and met the Hon'ble Chairperson. The Commission therefore took up the matter and the Hon'ble Vice Chancellor had desired that the Chancellor, Delhi University along with the Registrar, University of Delhi may be called for a hearing on 1/9/2016 at 4:00 pm.

7. In the meeting the respondents pointed out that there are discrepancies in the name of the student in the different certificates. The name of the father was changed in 2008 to Allan Brahma but it was not recorded in the class X and XII certificates(2014 and 2016 respectively). The middle name 'Sinai' of the son mentioned in the affidavit does not appear anywhere else, and so is the case with 'Kumar' as the middle name of the father in the gazette dated 24/05/2008 which does not appear in any other certificate.



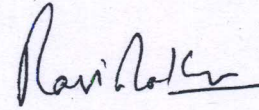
रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
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8. With Clear instructions by the University that they there the names mentioned in the Class X, XII certificates and the caste certificates should be the same they could not admit the student, Shri Orga Brahma Basumatary.

9. The Commission objected that if they have any doubt on the veracity of the caste certificates they have to verify with the issuing authorities, according to DoPT instructions and provisionally he should have been admitted. To this the respondent replied that there is a time limit of 4 days to complete the process according to the University rules. And they added that by 26th July, 2016 the seats were already filled up and only on 27th July they received the Commission's notice. They also added that they had no intention to harm a ST candidate and in his place another ST candidate has been admitted.

10. The Commission enquired anything could be done for the boy since he had been taken on merit list in the first list and since he had not been given interim admission, the respondent replied that they would definitely convey to the Vice Chancellor the matter and explore the chances of his admission. The Commission advised that admission with the permission of the University may be considered since he was on the merit list.

11. The respondent also mentioned that since the ST seats in the college was all filled up they might as well explore the possibility of getting admission in some other college in the same University where vacancy in the course is still there.



रवि ठाकुर/RAVISH THAKUR
उपाध्यक्ष/Vice Chairperson
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Annexure-1

File No. AB/24/2016/MHRD1/SEOTH/RU-III

List of participants

NCST

1. Shri Ravi Thakur, Hon'ble Vice Chairperson (In chair)
2. Smt. K. D. Bhansor, Director
3. Shri D.S. Kumbhare, Under Secretary

Officers of Delhi University

1. Shri Raja Rajan, Joint Registrar
2. Smt. Poonam Verma, Principal, SSCBS
3. Smt. Kavita kapur
4. Shri Surender Kumar Dagar

Petitioner

Shri Allan Brahma