

SOCIAL JUSTICE AND SPECIAL ASSISTANCE DEPARTMENT

Madam Cama Marg, Hutatma Rajguru Chowk,
Mantralaya, Mumbai 400 032, dated the 26th January 2024.

NOTIFICATION

MAHARASHTRA SCHEDULED CASTES, SCHEDULED TRIBES, DE-NOTIFIED TRIBES (*VIMUKTA JATIS*), NOMADIC TRIBES, OTHER BACKWARD CLASSES AND SPECIAL BACKWARD CATEGORY (REGULATION OF ISSUANCE AND VERIFICATION OF) CASTE CERTIFICATE ACT, 2000.

No. CBC-2024/C.R.02/MAVAK:- The following draft of rules which the Government of Maharashtra proposes to amend the Maharashtra Scheduled Castes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate Rules, 2012 issued in exercise of the powers conferred by section 18 of the Maharashtra Scheduled Castes, Scheduled Tribes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate Act, 2000 (Mah. XXIII of 2001), and of all other powers enabling it in that behalf, is hereby published as required by the said sub-section (1) of section 18, for information of all persons likely to be affected thereby; and notice is hereby given that the said draft rules shall be taken into consideration by the Government of Maharashtra on or after **16th February, 2024**.

2. Any objections or suggestions which will be received by the Secretary, Social Justice and Special Assistance Department, Room No.136 and 137, 1st Floor, Annex Building, Hutatma Rajguru Chowk, Madam Cama Road, Mantralaya, Mumbai 400 032, from any person with respect to the said draft on or before the aforesaid date, shall be considered by the Government.

DRAFT RULES

1. These rules may be called the Maharashtra Scheduled Castes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate (Amendment) Rules, 2024.

2. In rule 2 (definition) of the Maharashtra Scheduled Castes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate Rules, 2012 (hereinafter referred to as "the principal Rules"), in sub-rule (1), after clause (h), the following clause shall be inserted, namely :—

“(h)(one) “**Sage-soyare**”-The term *Sage-soyare* includes relatives of the applicant’s father, grandfather, great grandfather and in earlier generations forming out of marriages within the same castes. This will include relations forming out of marriages within the same caste”.

In Rule 5 of the Principal Rules, in sub-rule (6), the following provisos shall be respectively added, namely :—

“Provided further that, upon submitting an affidavit by the applicant establishing the relations with his blood relatives *i.e.* Uncle, Nephew and other members of his family as well as patriarchal relatives who have found *Kunbi* records being the applicant’s *Sage-soyare* and after verifying such *kunbi* certificates of blood relatives and *Sage-soyare* by conducting field enquiry and verification, *Kunbi* caste certificate shall be issued immediately. *Kunbi* caste certificate shall immediately be issued to the blood relatives of the persons upon finding record of being *Kunbi*, after presenting an affidavit establishing their relationship with such persons under The Maharashtra Scheduled Castes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Other Backward Classes and Special Backward Category (Regulation of Issuance and Verification of) Caste Certificate Rules, 2012 :

Provided also that, all the *Sage-soyare* being in relation of the persons belonging to Maratha community, whose record of being *Kunbi* has been found shall be given the *Kunbi* caste certificates on the basis of the *Kunbi* records of such persons belonging to Maratha community:

Provided also that, the *sage-soyare* of the person belonging to Maratha community whose *Kunbi* record has been found, shall be the one amongst the relations within whom the marriages are been held traditionally. But the *sage-soyare* shall be considered among the relations/relatives from the patriarchal relatives as well as the relations forming out of marriages and proof being given to prove that the marriage is within the same caste, the *Kunbi* caste certificate shall be issued after field enquiry:

Provided also that, the relatives, being *sage-soyare* forming out of marriages within same caste in the State, of person who has the record of being *Kunbi*, may apply for *Kunbi* caste certificate. Provided that, proof of such marriage is within same caste be submitted as well as be established in the field enquiry and upon verification of the documents related to such *Kunbi* records and after following due procedure thereof, the Competent Authority shall issue *Kunbi* caste certificate to the applicant:

Provided also that, the provisions of above provisos shall be applicable to the Scheduled Castes, De-notified Tribes (*Vimukta Jatis*), Nomadic Tribes, Other Backward Classes and Special Backward Category for issuance of caste certificate.”

Rule No. 16. Information to be provided by the applicant includes :—

(h) Attested copy of decision of Scrutiny Committee and of Validity Certificate of applicant's father in blood relation or real uncle or any other relative of the applicant in blood relation from paternal side or *sage-soyare*, if available.

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

SUMANT BHANGE,
Secretary to Government.