

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

**BACKWARD CLASSES WELFARE DEPARTMENT – SUPREME COURT CASES**  
– Budget Release Order of Rs.3.00 crores towards payment of fee and other incidental expenses to Senior Counsels engaged in the SLP's filed against the judgment of High Court of Andhra Pradesh, quashing 4% reservation for Socially and Educationally Backward Classes of Muslims in the State - Administrative Sanction Orders – Issued.

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**BACKWARD CLASSES WELFARE (C2) DEPARTMENT**

G.O.Ms.No.24.

Dated: 14-9-2010

Read the following:

- 1.G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007.
2. Act.26 of 2007, dated 13.8.2007.
- 3.Judgment of Hon'ble High Court of A.P. Hyd. in W.P.No.15267/2007 and batch, dated 8.2.2010.
- 4.G.O.Rt.No.90, BCW(C2) Dept., dated 19.3.2010.
- 5.G.O.Rt.No.91, BCW(C2) Dept., dated 19.3.2010.
- 6.G.O.Rt.No.92, BCW(C2) Dept., dated 19.3.2010.
- 7.G.O.Rt.No.144, BCW(C2) Dept., dated 26.4.2010.
- 8.G.O.Rt.No.165, BCW(C2) Dept., dated 14.5.2010.
- 9.G.O.Rt.No.146,BCW(C2) Dept., dated 28.4.2010.
- 10.G.O.Rt.No.218,BCW(C2) Dept., dated 18.6.2010
- 11.G.O.Rt.No.3984,Finance (Exp.SW) Department, dated 7.9.2010.

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O R D E R:

In the reference 1<sup>st</sup> and 2<sup>nd</sup> read above, Government have provided 4% reservation to Socially and Educationally Backward Classes of Muslims in the State in Educational Institutions and in Public Employment.

2. In the reference 3<sup>rd</sup> read above, the Hon'ble High Court of A.P. has struck down the orders issued in G.O.Ms.No.23, Backward Classes Welfare (C2) Department, dated 7.7.2007 as well as Act.26/2007, dated 13.8.2007. Government have filed SLP before the Supreme Court of India, New Delhi challenging the above judgment of High Court of Andhra Pradesh.

3. In the references 4<sup>th</sup> to 10<sup>th</sup> read above, Government have engaged the services of certain Senior Counsels to defend the Government of A.P. before the Supreme Court of India, New Delhi in the SLPs filed against the judgment of Hon'ble High Court of A.P. dated 8.2.2010, duly accepting the terms and conditions offered by them.

4. In the current financial year ie.,2010-2011, there is no budget provision available in Backward Classes Welfare Department towards payment of fee and other incidental expenses to the Senior Counsels, who have been engaged in the Supreme Court of India, New Delhi.

5. In the reference 7<sup>th</sup> read above, the Finance (Exp.SW) Department has issued Budget Release order to the Backward Classes Welfare Department for an amount of Rs.3,00,00,000/- (Rupees Three crores only) towards payment of fee and other incidental expenses to the Senior Counsels in relaxation of Treasury control orders pending provision of funds by obtaining supplementary grant during the current financial year 2010-2011, under the following Head of Account:

“2251-Secretariat Social Services  
M.H.090 - Secretariat  
SH(17) Backward Classes Welfare Department  
280- Professional Services  
281-Pleaders Fee”.

(P.T.O)

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6. In pursuance of the orders issued in the reference 7<sup>th</sup> read above, Government hereby accord Administrative Sanction for an amount of Rs.3,00,00,000/- (Rupees Three crores only) towards payment of fee and other incidental expenses to the Senior Counsels in relaxation of Treasury control orders pending provision of funds by obtaining supplementary grant during the current financial year 2010-2011, under the following Head of Account:

(Non-Plan)

(Rupees in thousands)

Name of the Scheme	Head of Account	Provision in B.E. 2010-2011	Already amount Authorized	Amount authorized now	Procedure of drawal of funds	Drawing and Disbursing Officer	Remarks
Payment of Advocate Fees in W.P.No. 15267/2007 in Supreme Court of India by BCW Dept.,	"2251- Secretariat Social Services, M.H.090- Secretariat S.H.(17) Backward Classes Welfare Department 280/281- Pleaders Fee.	Nil	75,12	3,00,00	D.V.Bill	Concerned Drawing Officer	In relaxation Quarterly Regulation orders.

7. The Backward Classes (C2) Department, Hyderabad is instructed to send necessary supplementary grant proposals to the extent of actual expenditure incurred at appropriate time during the current financial year 2010-2011.

8. This order issues with the concurrence of Finance (Exp.SW) Department, vide their U.O.No.10800/240/A2/Exp.SW/2010, dated 8-9-2010.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**HIRALAL SAMARIYA,  
PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Backward Classes (C2) Department, Hyderabad.

**Copy to:**

The Pay and Accounts Officer, Hyderabad.  
The Accountant General, A.P. Hyderabad.  
The Director of Treasuries and Accounts, Hyderabad.  
Finance (EXP.SW) Department.  
Finance (Budget) Department  
Prl. Secretary to Chief Minister.  
P.S. to Hon'ble Minister (BCW), Hyderabad.  
PS to Prl. Secretary to Government, B.C.Welfare Department.  
SF/SC.

**// FORWARDED :: BY ORDER//**

**SECTION OFFICER.**

