

GOVERNMENT OF RAJASTHAN  
Revenue Department

No. 3(6) 2111-6/09

Dated: February 11, 2009

To,

All Collectors

All Divisional Commissioners

Registrar, Board of Revenue, Ajmer

Inspector General, Registration & Stamps Department, Ajmer

**SUBJECT:** Clarification as to whether Section 42 (b) debars a person who is not a resident of Rajasthan but is a member of Scheduled Castes /Scheduled Tribes in a State other than Rajasthan from acquiring land belonging to a member of Scheduled Castes / Scheduled Tribes in Rajasthan.

Dear Sir,

Some doubts have been raised regarding operation of Section 42(b) of the Rajasthan tenancy Act, 1955 with respect to persons who are not residents of Rajasthan but are members of Scheduled Castes /Scheduled Tribes in a State other than Rajasthan. The matter has been examined in consultation with Law Department. The position in this regard is clarified as follows:

The terms "scheduled caste" and "scheduled tribe" have been defined in Section 5 of the Rajasthan Tenancy Act as follows :-

(37A) - "scheduled caste" shall mean any of the castes, races or tribes or members of, groups within, the castes or tribes, specified in Part XIV of the Constitution (Scheduled Castes) Order 1950.

(37B) - "scheduled tribe" means any of the tribes, tribal communities or parts of or groups within the tribes or tribal

Clarification regarding Section 42(b) of the Rajasthan  
Tenancy Act, 1955