

HARYANA GOVERNMENT
SOCIAL JUSTICE AND EMPOWERMENT DEPARTMENT

Notification

The 19th October, 2007

No. 1479-SW(4)2007.—These rules shall be called "Haryana Allowance to Eunuches Scheme Rules, 2007" and shall be applicable throughout the State of Haryana. These rules shall come into operation from 1st June, 2006.

1. Aim

Keeping in view the predicament of Eunuches in Haryana, it is proposed to give financial help to the Eunuches in the State.

2. Eligibility

- (i) The applicant should be Permanent resident/domicile of Haryana State and has been residing in Haryana State for the last 5 years at the time of submission of application.
- (ii) The age of the applicant should not be less than 18 years.
- (iii) The applicant must give a certificate from the Civil Surgeon in support of being an Eunuch.
- (iv) The applicant should not be involved in any unlawful activity.

3. Definition

The definition of eunuches shall be as under :—

"A class of male prostitute commonly called eunuches whose main means of living is by passive pederasty. They dress like woman, part and dress their hair in woman fashion, wear ornaments and adopt most tastes and habits of female. They are of two types :—

1. Hijrahs (Kinner)—They are deprived of their genitalia mostly before puberty.
2. Zenana—They have their genitalia intact.

4. Application Form

The applicant will apply in the prescribed application form which will be available from District Social Welfare Officer-free of cost. The applicant shall also affix his passport size photographs also on the application.

5. Mode of Application

Each applicant will submit an application along with medical certificate to the District Social Welfare Officer. It will be verified by the official of the O/o District Social Welfare Officer and he will recommend the case for the grant of allowance to the District Social Welfare Officer through Section Officer. Every year in the month of April, DSWO or his official will conduct survey to ascertain whether the applicant still need allowance. He will give recommendation in each case.

6. Sanction of New Cases

All fresh applications for claim of allowance received, would be examined and those found eligible during the month will be sanctioned and brought on rolls on the first of the next month.

7. Rate of Allowance

The rate of allowance shall be as decided by the Government from time to time.

8. Mode of payment

- (a) Allowance shall be disbursed through the Panchayati Raj Institution or by any other means as decided by the Government from time to time.
- (b) The periodicity of payment of allowance shall be decided by Director, Social Justice and Empowerment Department from time to time.

9. Change of Address

- (a) It shall be obligatory for a beneficiary to intimate any change of address to the District Social Welfare Officer. A beneficiary shifting to a place outside Haryana State for a period exceeding three months shall not be ordinarily eligible for payment of allowance during the period of his stay outside Haryana State. However, in case involving real hardships, the District Social Welfare Officer may permit payment of allowance to such a

person for a period of absence upto one year if he is satisfied that the shifting of residence was absolutely essential for the beneficiary.

- (b) In case the beneficiary shifts his residence from one district to another his allowance will be transferred to the new place of residence. He will give application to this effect to District Social Welfare Officer.

10. Accounts

- (i) No further payment shall be made if the acknowledgement of disbursement/payment has not been received for two consecutive installments.
- (ii) The allowances which have remained unpaid for two consecutive installments or more shall be enquired into by the concerned District Social Welfare Officer who will take necessary action in this regard.
- (iii) Payees acknowledgement shall be recorded and kept under lock and key by the District Social Welfare Officer till the accounts have been audited by Accountant General, Haryana.
- (iv) Handling cash Payment to the disbursing officials shall be made, as far as possible, through bank draft issued in favour of them.
- (v) All the undisbursed amount shall be received by the District Social Welfare Officer concerned. A proper record of such amounts shall be kept in a separate register. The undisbursed amount received back shall be taken in the cash book and entire amount thus received shall be refundable by short drawl from subsequent allowance bill.

11. Transfer of Allowance to Old Age Allowance Scheme

If a Eunuch attains the age of 60 years his case will be transferred to Old Age Allowance Scheme being implemented by the department and separate record will be maintained.

12. Stoppage of Allowance

- (i) Allowance shall be sanctioned for the entire life of the applicant. However, the District Social Welfare Officer shall have the right to stop payment of allowance, if at any stage, it is found that it was sanctioned on a mistaken ground or false information or the condition for which the allowance was granted no longer exists.
- (ii) Allowance shall cease to be payable on the death of a beneficiary and if the beneficiary dies before receiving allowance for a particular period, the same shall lapse.
- (iii) In case allowance is sanctioned on the basis of wrong information given by the applicant in his application form, the amount given would be recovered as arrears of land revenue. In case of deliberate wrong information, the beneficiary shall be liable for prosecution.
- (iv) Allowance under this scheme shall not be liable to attachment under any court of law.

13. Budget Head

The expenditure on this scheme will be met out of the following budget head.

"2235—Social Security and Welfare—60—Other Social Security and Welfare Programme-Part-I—State Plan Schemes—102—Allowance under Social Security Schemes (92) Allowance to Eunuches (27) Allowance for the year—2007-08 (Plan)".

SHAKUNTLA JAKHU,

Financial Commissioner and Principal Secretary to
Government Haryana.

Social Justice and Empowerment Department.