

अशोक मॅगोत्रा
सदस्य सचिव

A. K. Mangotra
Member - Secretary



सत्यमेव जयते

राष्ट्रीय पिछड़ा वर्ग आयोग
सामाजिक न्याय एवं अधिकारिता मंत्रालय
भारत सरकार
ट्रिकूट-1, भीकाजी कामा प्लेस, नई दिल्ली-110 066
NATIONAL COMMISSION FOR BACKWARD CLASSES
MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT
GOVERNMENT OF INDIA
TRIKOOT-1, BHIKAJI CAMA PLACE, NEW DELHI-110066
TEL. : 011-26183190 FAX : 011-26183227

NCBC Advice No.11-18/Punjab/2013

Dated: 14.11.2013

Dear *Shri Bhargava*

I am sending herewith Advices of the National Commission for Backward Classes under Section 9 (1) of the National Commission for Backward Classes Act 1993, regarding the following castes/communities for the State of Punjab, duly authenticated, for necessary action by the Central Government under Section 9 (2) of the Act:-

1. Re (inclusion)
2. Kuleen Brahmn (inclusion)
3. Tamboli (inclusion)
4. Buzroos (rejection)
5. Dhiman (inclusion)
6. Chhippi, Chimpa (correction)
7. Kangohra (correction)
8. Thathora, Tampora (correction)

With Regards

Yours sincerely,

(Signature)
(A.K.Mangotra)

Shri Sudhir Bhargava,
Secretary,
Ministry of Social Justice & Empowerment,
Shastri Bhawan,
New Delhi-110001.

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for Inclusion of "Re" as synonym of Rehar, Rahara caste / community in the Central List of Other Backward Classes for the State of Punjab.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter

dated 17-11-2006 stating that they have no objection for inclusion of those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly, a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for inclusion of the caste/ community "Re" as synonym of "Rehar, Rahara" in the Central List of OBCs for the State of Punjab.

AUTHENTICATED



(A.K. Mangotra)
Member Secretary

**National Commission for Backward Classes
New Delhi**

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for inclusion of caste/community "RE" as a synonym of REHAR, RAHARA caste/community in the Central List of Other Backward Classes for the State of Punjab.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

4. The State Government requested for inclusion of this caste in the Central List of Other Backward Classes for the State of Punjab as the same is already included in the Punjab State Backward Classes List.

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Member-Secretary

National Commission for Backward Classes
New Delhi

5. They also contended that the aforesaid caste/community is socially, educationally and economically backward and it deserves special consideration in the educational institutions as well as in public employment.

6. Reservations are intended for socially and educationally backward class people whose representation in the public services under the State is inadequate. Whether it is a reservation in admission into the educational institutions or in public services, only those classes which were found to be socially and educationally backward and whose representation in the services is inadequate as declared by the State Government based upon the advice tendered by the State Commission, a statutory body, are entitled for the benefits. After the judgment of the Supreme Court in Indra Sawhney case ((1992) Supp 3 SCC 217), the statutory Commissions in the States and NCBC at National level were formed for this purpose.

7. NCBC cannot take up individual surveys of the social and educational backwardness of the classes/castes/communities in question for the self evident reason that an enquiry in that regard has already been held by the statutory body and the reasons of which found acceptance by the State Government. As per the judgment of the Apex Court in Indra Sawhney case, backward classes can be identified on the basis of occupation-cum-income without reference to the castes in certain cases. The opinion of the State Government under Article 16(4) of the Constitution regarding the adequacy of the representation in public services is a subjective one. But, however, the State

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New Delhi

Commission's report and the action of the State Government including certain castes/classes/communities is not binding on the NCBC unless the NCBC is satisfied with the report of the State Commission after taking into consideration their representations, objections and their present state of affairs. Based on the judgment of the Indra Sawheny case, the NCBC has prescribed guidelines for determining whether a particular caste/community or class of people deserves to be included in the Central List of Backward Classes. The data/parameters have been fixed to ascertain their social, educational, employment and economic particulars. This Commission heard the arguments and considered the material, record and particulars available.

III. FACTS

8. The caste/community 'Re' is included in the State List of Backward Classes at Sl.No.11 along with the castes 'Rehar', Rehara'. Whereas in the Mandal List at Entry No.74 the castes/communities are described as 'Rihar, Rehar, Rehare'. In the Central List of OBCs for the State of Punjab at Entry No.11, the following castes/communities are included:

"Rehar, Rahara".

9. The State Government has stated that there is no record available in respect of this caste since it was included in the State List of Backward Classes before the partition of Punjab in 1966 vide Declaration No.6961-WG-53/62307 dated 21-08-1953 at Sl.No.11 by the Punjab Government.

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National Commission for Backward Classes
New Delhi

10. At the time of public hearing, inspite of wide publication, no member of the community was present to support the inclusion of 'Re' community in the Central List of OBCs for the State of Punjab. No one also appeared before the Commission to object to the inclusion of this community in the Central List of OBCs for the State of Punjab.

11. In the Ethnographic Account, People of India – All Communities at Pages 3048-3049, in respect of 'Rehar, Rehara/Rihara(SC)', it is described as under:

"Also known as Rehara or Ruhara, they number 2383 (1981 Census) individuals (returned as Rehar, Rehara) and are distributed in the Chamba and Kangra districts of Himachal Pradesh. The Rihara speak Gadiali which belongs to the Pahari group of the Indo-Aryan family of languages but with others they converse in different local dialects of Himachal Pradesh and use the Devanagari script. They are non-vegetarian. Wheat, maize and rice are their staple food.

The Rihara community is segmented into a number of clans (gotra) which denote their ancestry. Their women do all the agricultural work in addition to performing household duties. They also contribute to the family income and control the expenditure. The Rihara continue their traditional calling of making ornaments of the base metals for the Gaddi women. In recent years, they have also taken up agriculture as the primary occupation. Sometimes they do agriculture on share-cropping basis. They are also employed as labourers. A Rihara can traditionally accept food from the Savarna, but the latter can accept only pucca food in the house of a Rihara, provided it is cooked by a person from the Savarna community. Symbiotic and jajmani relationship also exists. Their attitude towards various development programmes is positive and it has made some impact in the field of education and literacy, and modern medicines, but family welfare programme has

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not been taken well. Their literacy rate, according to the census, is 28.33 per cent".

IV. FINDINGS

12. In the Central List of OBCs for the neighbouring States of Haryana and Union Territory of Chandigarh, 'Re' caste is included alongwith the castes 'Rehar, Rahara' at Sl.No.48 and 49 respectively. But in the Central List of OBCs for the State of Punjab, 'Re' caste is not included alongwith the castes 'Rehar, Rahara'. In the Mandal List at Entry No.74, 'Rihar, Rehar, Rehare' are included. The castes 'Rehar, Rehara/Re' were included as long back 1953 itself by the notification of the Government of Punjab declaring them as Backward Classes and included in the State Backward Classes List. Their origin is from Himachal Pradesh and distributed to the neighbouring States of Punjab, Haryana and Union Territory of Chandigarh and all these State Governments have included them in the List of Backward Classes except the State of Himachal Pradesh. No data has been furnished before us about their forwardness either socially or educationally. The caste 'Re' is carrying the same traditional profession of that of 'Rehar, Rahara', which are already included in the Central List of Other Backward Classes for the State of Punjab, hence we recommend the inclusion of 'Re' caste as a synonym of 'Rehar, Rahara' in the Central List of Other Backward Classes for the State of Punjab at Entry No.11.

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Member-Secretary
National Commission for Backward Classes
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V. ADVICE OF THE COMMISSION

13. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

"The caste/community **"RE"** as synonym of **"REHAR, RAHARA** be included at Entry No. 11 in the Central List of Other Backward Classes for the State of Punjab as follows:

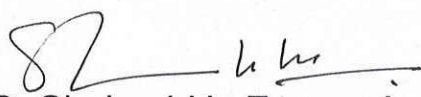
"11.Rehar, Rahara, **Re**"


(Justice V.Eswaraiah)

Chairperson


(S.K.Kharventhan)
Member


(Deepak Katole)
Member


(Dr.Shakeel-Uz-Zaman Ansari)
Member


(A.K.Mangotra)
Member-Secretary

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(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for Inclusion of "Kuleen Brahmn" as a sub caste of Nais caste / community in the Central List of Other Backward Classes for the State of Punjab.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a

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letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter dated 17-11-2006 stating that they have no objection for inclusion of those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for inclusion of the "Kuleen Brahmn" as a sub caste of Nais caste/ community in the Central List of OBCs for the State of Punjab.

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Member-Secretary
National Commission for Backward Classes
New Delhi

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for inclusion of caste/community "Kuleen Brahmn" as a sub caste of Nais caste/community in the Central List of Other Backward Classes for the State of Punjab.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

4. The State Government requested for inclusion of this caste in the Central List of Other Backward Classes for the State of Punjab as the same is already included in the Punjab State Backward Classes List.

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Member-Secretary

National Commission for Backward Classes
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5. They also contended that the aforesaid caste/community is socially, educationally and economically backward and it deserves special consideration in the educational institutions as well as in public employment.

6. Reservations are intended for socially and educationally backward class people whose representation in the public services under the State is inadequate. Whether it is a reservation in admission into the educational institutions or in public services, only those classes which were found to be socially and educationally backward and whose representation in the services is inadequate as declared by the State Government based upon the advice tendered by the State Commission, a statutory body, are entitled for the benefits. After the judgment of the Supreme Court in Indra Sawhney case ((1992) Supp 3 SCC 217), the statutory Commissions in the States and NCBC at National level were formed for this purpose.

7. NCBC cannot take up individual surveys of the social and educational backwardness of the classes/castes/communities in question for the self evident reason that an enquiry in that regard has already been held by the statutory body and the reasons of which found acceptance by the State Government. As per the judgment of the Apex Court in Indra Sawhney case, backward classes can be identified on the basis of occupation-cum-income without reference to the castes in certain cases. The opinion of the State Government under Article 16(4) of the Constitution regarding the adequacy of the representation in

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public services is a subjective one. But, however, the State Commission's report and the action of the State Government including certain castes/classes/communities is not binding on the NCBC unless the NCBC is satisfied with the report of the State Commission after taking into consideration their representations, objections and their present state of affairs. Based on the judgment of the Indra Sawheny case, the NCBC has prescribed guidelines for determining whether a particular caste/community or class of people deserve to be included in the Central List of Backward Classes. The data/parameters have been fixed to ascertain their social, educational, employment and economic particulars. This Commission heard the arguments and considered the material, record and particulars available.

III. FACTS

8. The caste/community 'KULEEN BRAHMN' is included in the State List at Sl. No.22 as a sub caste of NAIS. In the State List at Sl. No.40, 'Hajjam, Nai/Sain' castes are included. In the Central List of OBCs for the State of Punjab the following castes/communities are included:

Entry No.21 'Nai', 'Sain'.

Entry No.41 'Hajjam', 'Nai'

9. The State Government has stated that there is no record available in respect of this caste since it was included in the State List of Backward Classes before the partition of Punjab in 1966, vide Notification No.14352-WG-11-58/19938 dated 24/27-11-1958.

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10. At the time of public hearing, inspite of wide publication, no member of the community was present to support the inclusion of the above community in the Central List of OBCs for the State of Punjab. No one also appeared before the Commission to object to the inclusion of this community in the Central List of OBCs for the State of Punjab.

11. In the Ethnographic Account in respect of 'Nai', People of India – All Communities at Pages 2546-2554, it is described as under:

"The Nai are also known as Nau-Thakur, Naua Khabas, Sen Raja, Lagi, Savita Samaj Nau, Banmeru, Kuleen Brahman, or Hajjam (Muslim). They are also distributed in Delhi, Himachal Pradesh, Uttar Pradesh, Chandigarh, Haryana, Punjab, Rajasthan, Madhya Pradesh, West Bengal, Assam and Tripura.

The traditional occupation of the Nai is cutting hair, beard and nails, cleaning ears, extracting teeth and lancing boils. Besides these, they perform some rituals and other important duties related to marriage and other festive occasions. They act as match-makers and invitation-distributors, and carry presents from one house to another. And in lieu of their services, they are remunerated in kind and cash annually. Presently, a large-scale occupational mobility is reported among them.

In Punjab, the Nais are fondly called Rajaji. They are distributed throughout the state. They speak Punjabi or Hindi, and use the Devanagari and Gurumukhi scripts. They are both vegetarian and non-vegetarian; their women are mostly vegetarian. Wheat, rice and maize constitute their staple diet.

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Social divisions among the Nais of Punjab exist in the form of clans (got). Some of the clans are Phuman, Bhati, Saddar, Bale, Lakhanpal, Katri, and Choli. These are for regulating marriage alliances and indicating descent and ancestry. The Nais of Punjab considers themselves of Kshatriya origin. Adult marriage through negotiation is the practice. Dowry is given in both cash and kind. They follow patrilocal rule of residence after marriage. Divorce and widow remarriage are not allowed. Both nuclear and joint families are found among them. Inheritance is by male equigeniture and succession is by the eldest son. Their women have a lower status and are confined to household chores only.

Hair-cutting is the main and traditional occupation of the Nai of Punjab. A very few educated ones among them work as clerks in banks, etc. Some are petty shopkeepers. They do not have any caste council (jati sabha). Traditionally they do not accept water and food from the Chura, Chamar, Bazigar, Dom, Deha, Mochi, and Muslim. They share the same religious shrines, water sources, and crematoria with other communities. Earlier, they did not do hair-cutting for the scheduled castes, but this rigidity is no more observed. Literacy rate of the community is slowly improving, yet formal education is still, by and large, not favoured for girls. They use both traditional and modern medicare systems, and family welfare scheme is well accepted. They enjoy the facilities of roads, railways and the post office”.

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Member-Secretary

**National Commission for Backward Classes
New Delhi**

IV. FINDINGS

12. The caste/community 'Nai' is available in the Mandal List at Entry No.63 as well as in the Central List of OBCs for the State of Punjab at Entry No.21 and 41. Whereas in the State List of Backward Classes at Sl. No.22 'Nais (sub-caste Kuleen Brahmn)' is included. The caste Kuleen Brahmn independently has not been included in either of the Lists. In so far as Himachal Pradesh is concerned, in the Central List of Other Backward Classes, the caste 'Nai (Kuleen Brahman)' is already included at Entry No.40. Therefore, 'Nais (Kuleen Brahman)' can only be considered as backward class but not the caste 'Kuleen Brahmn' independently. Accordingly, we recommend to include caste/community 'Nai (Kuleen Brahmn)' in the Central List of Other Backward Classes for the State of Punjab at Entry No.21.

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Member-Secretary

National Commission for Backward Classes
New Delhi

V. ADVICE OF THE COMMISSION

13. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

"The caste/community "Kuleen Brahmn" as a sub caste of 'Nai' be included at Entry No. 21 in the Central List of Other Backward Classes for the State of Punjab as follows:

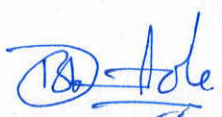
"21. Nai, Sain, **Nai(Kuleen Brahmn)**" (कुलीन ब्राह्मण)


(Justice V.Eswaraiah)

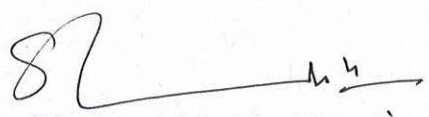
Chairperson


(S.K.Kharventhan)

Member


(Deepak Katole)

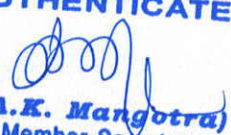
Member


(Dr.Shakeel-Uz-Zaman Ansari)

Member


(A.K.Mangotra)

Member-Secretary

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Member-Secretary
National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for Inclusion of "Tamboli" as synonym of Barai caste / community in the Central List of Other Backward Classes for the State of Punjab.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter

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dated 17-11-2006 stating that they have no objection for inclusion of those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for inclusion of the caste/ community "Tamboli" as synonym of "Barai" in the Central List of OBCs for the State of Punjab.

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New Delhi

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for inclusion of caste/community "Tamboli" as a synonym of Barai caste/community in the Central List of Other Backward Classes for the State of Punjab.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
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4. The State Government requested for inclusion of this caste in the Central List of Other Backward Classes for the State of Punjab as the same is already included in the Punjab State Backward Classes List.

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Member-Secretary
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New Delhi

5. They also contended that the aforesaid caste/community is socially, educationally and economically backward and it deserves special consideration in the educational institutions as well as in public employment.

6. Reservations are intended for socially and educationally backward class people whose representation in the public services under the State is inadequate. Whether it is a reservation in admission into the educational institutions or in public services, only those classes which were found to be socially and educationally backward and whose representation in the services is inadequate as declared by the State Government based upon the advice tendered by the State Commission, a statutory body, are entitled for the benefits. After the judgment of the Supreme Court in Indra Sawhney case ((1992) Supp 3 SCC 217), the statutory Commissions in the States and NCBC at National level were formed for this purpose.

7. NCBC cannot take up individual surveys of the social and educational backwardness of the classes/castes/communities in question for the self evident reason that an enquiry in that regard has already been held by the statutory body and the reasons of which found acceptance by the State Government. As per the judgment of the Apex Court in Indra Sawhney case, backward classes can be identified on the basis of occupation-cum-income without reference to the castes in certain cases. The opinion of the State Government under Article 16(4) of the Constitution regarding the adequacy of the representation in public services is a subjective one. But, however, the State

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(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

Commission's report and the action of the State Government including certain castes/classes/communities is not binding on the NCBC unless the NCBC is satisfied with the report of the State Commission after taking into consideration their representations, objections and their present state of affairs. Based on the judgment of the Indra Sawheny case, the NCBC has prescribed guidelines for determining whether a particular caste/community or class of people deserves to be included in the Central List of Backward Classes. The data/parameters have been fixed to ascertain their social, educational, employment and economic particulars. This Commission heard the arguments and considered the contentions of the caste/community people who presented themselves, keeping in view the material, record and particulars available.

III. FACTS

8. The caste/community 'TAMBOLI' is included in the State List at Sl. No.26 as synonym of 'Barai'. In the Mandal List at Entry No.6, the community is described as under:

'Barai, Tarboli, Tamboli'.

In the Central List of OBCs for the State of Punjab at Entry No.26 the following caste/community is included:

"Barai"

9. The State Government has stated that there is no record available in respect of this caste since it was included in the State List of Backward Classes before the partition of Punjab in 1966 vide Notification No.9139-WG-11-59/38353 dated 9/23-12-1959.

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National Commission for Backward Classes
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10. At the time of public hearing, inspite of wide publication, no member of the community was present to support the inclusion of the above community in the Central List of OBCs for the State of Punjab. No one also appeared to object to the inclusion of this community in the Central List of OBCs for the State of Punjab.

11. In the Ethnographic Account, People of India – All Communities at Pages 291-294 in respect of 'Barai', it is described as under:

"The name Barai is derived from barej, a local word for the shed for growing the betel vine. They are distributed in Madhya Pradesh, Uttar Pradesh and Bihar.

The Barai community has has four groups, namely Chaurasia, Jaswal, Sakhwar and Shimalia, but some have reported that Magahi and Nagbansi as subcastes. They have one gotra, namely Kashyap. The group regulate marriage alliances and indicate social status. Nowadays, they use Chaurasia as a surname. They consider themselves Vaisya in the charur varna order. Endogamy at the community level and exogamy at the village and lineage levels are practiced. Marriages followed by goanna are practiced. Dowry among the Barai is accepted in both cash and kind. Either spouse can seek divorce, and in the event of a divorce the children are the liability of the father. Junior levirate and sororate are permitted in the community. Nuclear, vertical and mixed extended families have been reported among them, however, there has been a rise in the formation of nuclear families. The participation of women in economic pursuits depends on the economic condition of the family.

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The Barai observe a pre-delivery ritual (sadhaur) and pre-and post-delivery restrictions. Post-delivery pollution is observed till the birth ritual chhati is held on the sixth day. Tonsure (mundane) for male and female children is performed at three, five or seven years of age. Marriage rituals, such as the panwari, dwarchar, bhavre and kanyadan are performed at the bride's and the bridegroom's residences. After a death, pollution is observed for thirteen days till the death ritual stradh is performed. Ancestor worship is also observed.

The Barai continue to be involved in their traditional occupation of betel-leaf cultivation, settled cultivation, business and animal husbandry. Their other present day occupations are service in the government and private sectors, self-employment and unskilled labour. The traditional caste council exercises social control by imposing punishments, such as excommunication, cash fine or hosting of a feast for community members by those found guilty. They worship family deities as well as deities of the wider pantheon. Sokha, a regional deity, is worshipped by their community priest, while a few among them have affiliations with pirs and mazaars. Their sacred specialists are from their own as well as from other communities. The Barai have oral traditions in the form of folklore, folk-tales and folk-songs. Folk-songs are sung by men and women separately to the accompaniment of a percussion instrument (dholak). They maintain cordial relationships with the local artisan, service and Muslim communities. Water and kachcha food are accepted from higher castes as well as from communities of equal status, but sidha food is accepted from the lower castes too. They maintain ceremonial forms of friendship with other communities. They participate in traditional festivals such as Holi, Diwali, Durga Puja and Chhath. Formal education is favoured for boys and girls. Boys study up to the college or even upto the postgraduate levels, but sometimes drop out due to poor economic conditions. Girls discontinue studies due to economic and social constraints. The Barai's

attitude towards indigenous as well as modern medicine is positive. Family planning measures are being adopted and they prefer two or three children”.

12. In the Punjab Castes’ by Denzil Ibbetson at page 259, it is described as under:

“A Tamboli is a man who sells pan and betel-nut, but whether the sale of those commodities is confined to a real caste of that name I cannot say. It is probable that the term is only occupational. If Tamboli were a real caste we should have it returned from every district, as the word seems to be in use throughout the Province, Sherring, however, gives it as a separate caste in the neighbourhood of Benares. Tambuli is the Sanskrit name of the betel plant”.

IV. FINDINGS

13. Before this Commission, no one objected for its inclusion in the Central List of Backward Classes. The fact that no one objected for its inclusion in the Central List of Other Backward Classes, it appears that they are socially and educationally backward and their economical status is poor. In the Mandal List, the caste/community ‘Tamboli’ is included alongwith ‘Barai’ caste. In the Central List of OBCs for the States of Bihar at Entry No.52, Chandigarh at Entry No.4, Chattisgarh at Entry No.6, Delhi at Entry No.9, Gujarat at Entry No.104, Haryana at Entry No.6, Jharkhand at Entry No.110, West Bengal at Entry No.48, Rajasthan at Entry No.50, Odisha at Entry No.9, Maharashtra at Entry No.169, and Madhya Pradesh at Entry No.5, ‘Tamboli’ caste is included with difference of spelling such as ‘Tamoli’, Tambuli, Tamali, etc.’.

Therefore this Commission is of the view that the caste/community 'Tamboli' deserves to be included as a synonym of 'Barai' caste/community in the Central List of OBCs for the State of Punjab at Entry No.26 and accordingly recommended for inclusion of caste/community 'Tamboli' as a synonym of 'Barai' caste/community in the Central List of OBCs for the State of Punjab at Entry No.26.

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(A.K. Mangotra)

Member-Secretary

**National Commission for Backward Classes
New Delhi**

V. ADVICE OF THE COMMISSION

14. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

"The caste/community **"TAMBOLI"** as synonym of **"BARAI"** be included at Entry No. 26 in the Central List of Other Backward Classes for the State of Punjab as follows:

"26. Barai, **Tamboli**" (तंबोली)



(Justice V.Eswaraiah)

Chairperson



(S.K.Kharventhan)

Member



(Deepak Katole)

Member



(Dr.Shakeel-Uz-Zaman Ansari)

Member



(A.K.Mangotra)

Member-Secretary

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(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for Inclusion of "Buzroos" caste / community in the Central List of Other Backward Classes for the State of Punjab.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter dated 17-11-2006 stating that they have no objection for inclusion of

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those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for inclusion of the caste/ community "Buzroos" in the Central List of OBCs for the State of Punjab.

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble

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(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for inclusion of caste/community "Buzroos" in the Central List of Other Backward Classes for the State of Punjab.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

4. The State Government requested for inclusion of this caste in the Central List of Other Backward Classes for the State of Punjab as the same is already included in the Punjab State Backward Classes List.

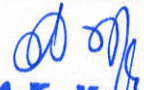
5. They also contended that the aforesaid caste/community is socially, educationally and economically backward and it deserves special consideration in the educational institutions as well as in public employment.

6. Reservations are intended for socially and educationally backward class people whose representation in the public services under the State

is inadequate. Whether it is a reservation in admission into the educational institutions or in public services, only those classes which were found to be socially and educationally backward and whose representation in the services is inadequate as declared by the State Government based upon the advice tendered by the State Commission, a statutory body, are entitled for the benefits. After the judgment of the Supreme Court in Indra Sawhney case ((1992) Supp 3 SCC 217), the statutory Commissions in the States and NCBC at National level were formed for this purpose.

7. NCBC cannot take up individual surveys of the social and educational backwardness of the classes/castes/communities in question for the self evident reason that an enquiry in that regard has already been held by the statutory body and the reasons of which found acceptance by the State Government. As per the judgment of the Apex Court in Indra Sawhney case, backward classes can be identified on the basis of occupation-cum-income without reference to the castes in certain cases. The opinion of the State Government under Article 16(4) of the Constitution regarding the adequacy of the representation in public services is a subjective one. But, however, the State Commission's report and the action of the State Government including certain castes/classes/communities is not binding on the NCBC unless the NCBC is satisfied with the report of the State Commission after taking into consideration their representations, objections and their present state of affairs. Based on the judgment of the Indra Sawhney case, the NCBC has prescribed guidelines for determining whether a particular caste/community or class of people deserves to be included in

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Member-Secretary

National Commission for Backward Classes
New Delhi

the Central List of Backward Classes. The data/parameters have been fixed to ascertain their social, educational, employment and economic particulars. This Commission heard the arguments and considered the contentions of the caste/community people who presented themselves, keeping in view the material, record and particulars available.

III FACTS

8. The caste/community 'BUZROOS' is included in the State List at Sl. No.65. The State Government has included this community in the State List of Backward Classes on the basis of the report/recommendations of the Punjab State Backward Classes Commission vide Notification No.8/76/95/2 SCW-1/7802 dated 19-09-1996.

9. At the time of public hearing, inspite of wide publication, no member of the community was present to support the inclusion of the above community in the Central List of OBCs for the State of Punjab. No one also appeared to object to the inclusion of this community in the Central List of OBCs for the State of Punjab.

10. The State Commission after considering the representations made by the members of the caste/community came to the conclusion that "Buzroos" are originated from Brahman caste and are like other poor Brahman's castes which are enlisted as Backward Class in the list issued by the Punjab Government such as Jhingar, Brahman, Dhiman, Bhat and Kashyap etc., they are also enjoying a low social status and

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Member-Secretary

National Commission for Backward Classes
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are backward educationally and economically. Their population in Punjab is not more than 5000 persons. Therefore the Commission recommended for inclusion of the above-said caste in the State List of Backward Classes without waiting for any survey.

11. In the Ethnographic Account, People of India – All Communities at Pages 538-555, in respect of 'Brahman' it is described as under:

"A Brahman is a learned Priest, identified as Pandit, Purohit, Pujari, Sastri, etc. The Brahman are described as having originated from the face of Prajapati (Viratpurusha).

In Punjab the Brahman community mainly comprises the Sarsut or Saraswat Brahman but there are also the Pushkarana, Muhial, Bhojki and Dakochi Brahman. Their food habits are similar to those of the local Punjabi. Among them the older generation is vegetarian, while the younger generation has started eating non-vegetarian food.

The age at marriage for girls ranges from eighteen to twenty-five years and for boys from twenty-two to thirty years. Dowry is in practise among them.

In Chandigarh, the Brahman speak Punjabi and Hindi and use the Devanagari script. The Brahman are vegetarian and their diet includes bread, masur dal, onion and garlic. They allow remarriage, junior sororate and junior levirate.

Their traditional occupation is performing worship and birth, marriage and death rites. But they are gradually diversifying into other occupations like administration and government service, teaching, business, and the legal profession. They accept water

and kachcha and pucca food from the Kshatriya, Vaisya, Muslim and other communities, both high and low.

In Himachal Pradesh, the Brahman are distributed all over the state except in the Kinnaur and Spiti regions. In Lahaul they are called Swangla. The Bhat are also a subgroup of the Brahman. Dakot, another group among the Brahman, are locally called Bujhroo. In the Kulu region, Shukl and Krishan varna Brahman have also been reported. The Krishan varna Brahman attend to death rites and the Shukl Brahman perform social and religious ceremonies. The Brahman speak various dialects of Pahari and use the Devanagari script. Earlier they used the Takri script.

They are non-vegetarian who show a tendency towards vegetarianism. Their staple cereal diet is rice, wheat and maize. They use Sharma, Pandit, etc. or their clan names as surnames. Marriage through negotiation (dharma-punya) is the common practise, but marriages by exchange (batta satta) have also been reported.

The community has no separate panchayats (biradari).

They accept sidha and kachcha food from other communities in lieu of priestly services”.

IV. FINDINGS

12. We have carefully gone through the report of the State Backward Classes Commission. The State Commission itself states that ‘Buzroos’ are originated from Brahman caste. The State Commission has not adopted any criteria/methodology and relevant indicators to determine whether they are socially and educationally backward. Merely because

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Member-Secretary

National Commission for Backward Classes
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some of the Brahmans are economically poor, the same cannot be considered for their inclusion in the List of Other Backward Classes. Economic poverty cannot be the only ground for inclusion of a caste/community in the list of Backward Classes as held by the Hon'ble Supreme Court in Indra Sawhney case. 'Buzroos' caste is not found in the Mandal List. Except in the State of Punjab, 'Buzroos' caste is not included in the list of backward classes of any other State Lists. In the State of Himachal Pradesh, 'Bujhru' caste has already been rejected by this Commission vide its Advice No.13/Himachal Pradesh/2011. We do not have any other fresh material indicating their social, educational backwardness and poor economic status.

13. Therefore in the absence of any materials/survey report as per the criteria/methodology in determining the social status of this caste/community, the 'Buzroos' caste cannot be included in the Central List of Other Backward Classes for the State of Punjab. Accordingly we reject the request of the State Government for inclusion of 'Buzroos' caste/community in the Central List of Other Backward Classes for the State of Punjab.

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(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

V. ADVICE OF THE COMMISSION

14. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

“Request for inclusion of ‘**Buzroos**’ Caste/ Community be **rejected** as they are not socially and educationally a backward class.”


(Justice V.Eswaraiah)
Chairperson


(S.K.Kharventhan)
Member


(Deepak Katole)
Member


(Dr.Shakeel-Uz-Zaman Ansari)
Member


(A.K.Mangotra)
Member-Secretary

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(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for Inclusion of "Dhiman" as synonym of Jhangra Brahman, Khati, Lohar, Saifi, Ramgarhia, Turkhan castes / communities in the Central List of Other Backward Classes for the State of Punjab.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government.

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Pursuant to the aforesaid letters, the State Government sent a letter dated 17-11-2006 stating that they have no objection for inclusion of those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for inclusion of the caste/ community **"Dhiman" as synonym of "Jhangra Brahman, Khati, Lohar, Saifi, Ramgarhia, Turkhan" castes / communities** in the Central List of OBCs for the State of Punjab.

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National Commission for Backward Classes
New Delhi

II. PUBLIC HEARING

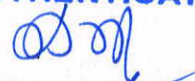
2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for inclusion of caste/community "Dhiman" as synonym of Jhangra Brahman, Khati, Lohar, Saifi, Ramgarhia, Turkhan castes / communities in the Central List of Other Backward Classes for the State of Punjab.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

4. The State Government requested for inclusion of this caste in the Central List of Other Backward Classes for the State of Punjab as the same is already included in the Punjab State Backward Classes List.

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Member-Secretary

National Commission for Backward Classes
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5. They also contended that the aforesaid caste/community is socially, educationally and economically backward and it deserves special consideration in the educational institutions as well as in public employment.
6. Reservations are intended for socially and educationally backward class people whose representation in the public services under the State is inadequate. Whether it is a reservation in admission into the educational institutions or in public services, only those classes which were found to be socially and educationally backward and whose representation in the services is inadequate as declared by the State Government based upon the advice tendered by the State Commission, a statutory body, are entitled for the benefits. After the judgment of the Supreme Court in Indra Sawhney case ((1992) Supp 3 SCC 217), the statutory Commissions in the States and NCBC at National level were formed for this purpose.
7. NCBC cannot take up individual surveys of the social and educational backwardness of the classes/castes/communities in question for the self evident reason that an enquiry in that regard has already been held by the statutory body and the reasons of which found acceptance by the State Government. As per the judgment of the Apex Court in Indra Sawhney case, backward classes can be identified on the basis of occupation-cum-income without reference to the castes in certain cases. The opinion of the State Government under Article 16(4) of the Constitution regarding the adequacy of the representation in public services is a subjective one. But, however, the State

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Member-Secretary

National Commission for Backward Classes
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Commission's report and the action of the State Government including certain castes/classes/communities is not binding on the NCBC unless the NCBC is satisfied with the report of the State Commission after taking into consideration their representations, objections and their present state of affairs. Based on the judgment of the Indra Sawheny case, the NCBC has prescribed guidelines for determining whether a particular caste/community or class of people deserves to be included in the Central List of Backward Classes. The data/parameters have been fixed to ascertain their social, educational, employment and economic particulars. This Commission heard the arguments and considered the material, record and particulars available.

III. FACTS

8. The caste/community 'DHIMAN' is included in the State List at Sl.No.68 along with "Ramgarhia, Tarkhan" castes/communities. In the Central List of OBCs for the State of Punjab at Entry No.40, the following castes/communities are included:-

"Jhangra Brahman, Khati, Lohar, Saifi, Ramgarhia, Turkhan".

In the Mandal List at Entry No.72, the following castes were included:

"Ramgharia, Bimra, Brar, Bamral, Chan, Dhiman, Kalsi, Matharoo, Murway, Ramgarhia, Saggu, Sahota, San, Saran, Tarkhan".

9. At the time of public hearing, four persons were present representing this community to support the inclusion of 'Dhiman' caste/community in the Central List of Other Backward Classes for the State of Punjab. Shri Matharam Dhiman, Secretary, Viswakarma Sabha

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(A.K. Mangotra)

Member-Secretary

**National Commission for Backward Classes
New Delhi**

appeared before the Commission and submitted that in some States the community was treated as Scheduled Castes and in some States they are treated as Backward Classes. He also submitted that the caste/community 'Dhiman' has already been included in the Punjab State Backward Classes List. Therefore, he requested for inclusion of this caste/community in the Central List of Other Backward Classes for the State of Punjab.

10. The State Government has included this community in the State List on the basis of the report/recommendations of the Punjab State Backward Classes Commission vide Notification No.8/21/99-2SCW-1/982 dated 22-08-2001. After receiving the representations from various Associations of these communities, the State Commission has called for survey report from all the Commissioners in order to determine the actual status of the community. The State Commission after the receipt of the survey reports from various Commissioners have concluded that since the reports from the Deputy Commissioners have been received and as 13 out of 16 have recommended for the inclusion of the Ramgarhia community as Backward Classes, there is no need to give hearing to any other Association and recommended to the State Government for inclusion of 'Ramgarhia, Tarkhan and Dhiman' in Backward Classes List for the State of Punjab.

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Member-Secretary

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11. In the Ethnographic Account, People of India – All Communities at Pages 2967-2969, in respect of 'Ramgarhia/Ramgadia Sikh', it is stated as under:

"They were originally known by the name Thaka, meaning carpenter. They have surnames, like Bansal, Kalsi, Ubti, Bharwer, Ghatura, Virti, Birdi, Jagdev, Matharoo, Saggu, Panesar, Lotey, Rait, Hunjan, Mankoo, Deogan, Nanrey, Sembhey, Salh, Channay, Sohal, Gill, Dhilon, Chadha, Chopra, Sharma and Dhiman. Hence, the Sikh of Lahore, specially the Lohar (blacksmith) and Tarkhan (carpenter), increasingly began to affix Ramagarhia to their names. They live in several regions, but here the Ramgarhia distributed in the region from Punjab to Rajasthan have been covered.

In Punjab, the Ramgarhia speak Punjabi and use the Gurumukhi script. They are non-vegetarian. Marriages are arranged through negotiation with the help of a vichola, who may either be a barber, pandit or a close relative. The custom of dowry in cash and kind is an important aspect. There is no provision for divorce. In case of death of the wife, the widower may remarry his wife's younger sister.

The Ramgarhia community in Punjab works on agricultural implements and household furniture. In villages, many of them are masons. Very few work as domestic servants. They are all Sikh but a few Dhimans are Hindu. They do not intermarry. Many have established small or large-scale industries and acquired residential accommodation by taking loans from the banks".

AUTHENTICATED



(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

IV. FINDINGS

12. In view of the fact that 'Dhiman' caste/community has already been included in the Mandal List alongwith "Ramgharia, Bimra, Brar, Bamral, Chan, Kalsi, Matharoo, Murway, Ramgarhia, Saggu, Sahota, San, Saran, Tarkhan" and also in the Central List of OBCs for the States of Delhi at Entry No.5, Haryana at Entry No.30, Himachal Pradesh at Entry No.50 and West Bengal at Entry No.41 with a different spelling as 'Dhimal', we have no hesitation to recommend for inclusion of 'Dhiman' caste/community at Entry No.40 in the Central List of Other Backward Classes for the State of Punjab and accordingly we recommend for inclusion of 'Dhiman' caste/community in the Central List of OBCs for the State of Punjab at Entry No.40.

AUTHENTICATED



(A.K. Mangotra)

Member-Secretary

National Commission for Backward Classes

New Delhi

V. ADVICE OF THE COMMISSION

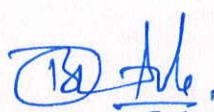
13. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

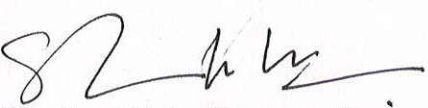
“The caste/community **“Dhiman”** as synonym of **“Jhangra Brahman, Khati, Lohar, Saifi, Ramgarhia, Turkhan”** be included at Entry No. 40 in the Central List of Other Backward Classes for the State of Punjab as follows:

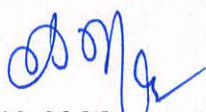
“40. Jhangra Brahman, Khati, Lohar, Saifi, Ramgarhia, Turkhan,
Dhiman” (धीमान)


(Justice V.Eswaraiah)
Chairperson


(S.K.Kharventhan)
Member


(Deepak Katole)
Member


(Dr.Shakeel-Uz-Zaman Ansari)
Member


(A.K.Mangotra)
Member-Secretary

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

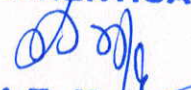
Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for correction in the spelling of Chhipi and Chimba castes / communities in the Central List of Other Backward Classes for the State of Punjab as per State Backward Classes List.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter dated 17-11-2006 stating that they have no objection for inclusion of

AUTHENTICATED


(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for correction in the spelling of Chhipi and Chimba castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for correction in the spelling of Chhipi and Chimba castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

4. The State Government requested for correction in the spelling of Chhipi and Chimba castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

III. FACTS

5. The caste/community 'CHHIPPI, CHIMPA' are included in the State List at Sl. No.33 alongwith 'Chimba, Darzi, Tank. In the Central List of OBCs for the State of Punjab, at Entry No.33, the following castes as included:

'Chimba, or Chimbe, Chippi or Chhipi, Darzi, Tonk'.

In the Mandal List at Entry No.19, the following castes are included:

"Chimbe, Battu, Brah, Chhimbe, Chhipi, Chimba, Chimpa, Darzi, Dhami, Jassal, Kareer, Kainth, Madahar, Purba, Rekhroy, Sappal, Sarao, Sirla, Saro, Tank".

6. At the time of public hearing, three persons representing this community were present to support the correction of the above community in the Central List of OBCs for the State of Punjab. Shri Manmohan Singh appeared before the Commission and submitted that the castes/communities 'CHHIPPI, CHIMPA' be corrected in the Central List of OBCs for the State of Punjab in accordance with the Punjab State List of Backward Classes. He also submitted a representation to this effect. No one appeared before the Commission to object to the correction of this community/caste in the Central List of OBCs for the State of Punjab.

AUTHENTICATED



(A.K. Mangotra)

Member-Secretary

National Commission for Backward Classes
New Delhi

7. In the Ethnographic Account, People of India – All Communities at Pages 680-681, in respect of 'Chhimba/ Chimbe/ Chhimbe', it is stated as under:

"The Chimbe of Punjab, commonly known as Darzi(tailor), are largely localized in all the urban and semi-urban areas. They speak Punjabi and use the Gurmukhi script. They are non-vegetarian, but do not eat pork and beef. Their adherence to different religious faiths has given rise to social divisions among them. Though the majority subscribe to Sikh religion, there are good number of Chimbe who belong to Radha Soami or Namdhari sects.

Earlier, marriage by exchange was practised but it is no longer so. Widow remarriage is permissible. Both nuclear and joint families are reported among them. All the sons are given equal shares in the family property, but the succession right vests with the eldest son. The dead are cremated and death pollution is observed for thirteen days.

Tailoring, dyeing and printing, their traditional occupations, have been retained by them. They accept from and exchange water and food with other communities".

IV. FINDINGS

8. In so far as castes/communities 'CHHIPPI, CHIMPA' are concerned, "Chhipi", 'Chimba' are found in the Mandal List at Entry No.19 alongwith other synonyms. In the State List at Sl. No.33, 'Chimba, Chhippi, Chimpa, Darzi, Tank' are included. In so far as the Central List is concerned at Entry No.33, Chimba or Chimbe, Chippi or

AUTHENTICATED


(A.K. Mangotra)

Member-Secretary

**National Commission for Backward Classes
New Delhi**

Chhipi, Darzi, Tonk are included. The present request relates to correction of the spelling mistakes only. As 'Chhipi' and 'Chimba' are already included in the Central List of Backward Classes for the State of Punjab and it is contended on behalf of the State Government as well as the State Backward Classes Commission and the caste people present here that the caste 'Chhippi', 'Chimpa' are the same caste of 'Chhipi, Chimba'. Though the pronouncement of the caste is the same, spelling is written differently in the Central List as well as the State List. Therefore, this is a case of clerical mistake in not mentioning the variant spelling of the same caste. Therefore, the Commission is of the view that the castes/communities 'CHHIPPI, CHIMPA' deserves to be corrected in the Central List of OBCs for the State of Punjab at Entry No. 33, in accordance with the Castes mentioned in the State Backward Classes List. After correction, the Entry 33 of the Central List reads as under:

"33. Chimba or Chimbe, Chippi or **Chhippi, Chimpa**, Darzi, Tonk".

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

V. ADVICE OF THE COMMISSION

9. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

"The caste/community "Chhipi and Chimba" be corrected as "Chimba or Chimbe, Chippi or **Chhippi, Chimpa**, Darzi, Tonk" at Entry No. 33 in the Central List of Other Backward Classes for the State of Punjab as follows:

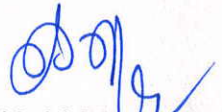
"33. Chimba or Chimbe, Chippi or **Chhippi, Chimpa** (छिप्पी, चिम्पा),
Darzi, Tonk"


(Justice V.Eswaraiah)
Chairperson


(S.K.Kharventhan)
Member


(Deepak Katole)
Member


(Dr.Shakeel-Uz-Zaman Ansari)
Member


(A.K.Mangotra)
Member-Secretary

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for correction in the spelling of "Kanghera" caste / community in the Central List of Other Backward Classes for the State of Punjab as per State Backward Classes List.

I. Request

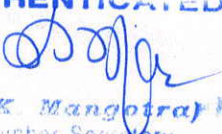
1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter

AUTHENTICATED


(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

dated 17-11-2006 stating that they have no objection for inclusion of those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for correction in the spelling of Kanghera caste / community in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for correction in the spelling of Kanghera caste / community in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

3. The State Government requested for correction in the spelling of Kanghera castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

III. FACTS

4. The caste/community 'KANGOHERA' is included in the State List of Backward Classes at Sl. No.44. In the Central List of OBCs for the State of Punjab at Entry No.45 'Kanghera' caste/community is included. In the Mandal List at Entry No.49, 'Khanghera' caste is included.

5. At the time of public hearing, inspite of wide publication, no member of the community was present to support the inclusion of the above community in the Central List of OBCs for the State of Punjab. No one also appeared before the Commission to object to the correction of this community in the Central List of OBCs for the State of Punjab.

6. In the Ethnographic Account, People of India – All Communities at Page 1532, in respect of 'Kanghera', it is stated as under:

"In Himachal Pradesh, the Kanghera, also known as Kangyariahia and Kangehra, are a small community living in the Kangra and Mandi districts. Their ancestors were the 'menders of the nose and ears and tongues of the culprits' whose limbs were amputated as punishment for their crimes. The Kanghera are said to have migrated from Hoshiarpur during the pauranic period. They are a savarna community with only one clan, Shukla. The surgeons of the community were experts in replanting the amputated nose, ears and limbs on the body of the sufferer. The ancestors of the community used ayurvedic herbs during operations and their descendants have the original manuscripts on ayurvedic medicines.

The community has no landed property at present excepting the land for their houses. Previously their ancestors were given jagirs

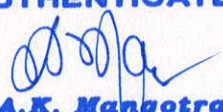
near Kangra town which were later transferred to the cultivators according to the changed property rights. The patta showing the allotment of land still exist with some families residing in Kangra town”.

IV. FINDINGS

7. Though the pronunciation of the caste is the same, difference of spelling is written in the Central List of Other Backward Classes for the State of Punjab. Therefore this is a case of clerical mistake in not mentioning the variant spelling of the same caste.

8. Therefore, the Commission is of the view that the caste/community 'KANGOHRRA' deserves to be corrected in the Central List of OBCs for the State of Punjab at Entry No.45 in accordance with the Castes mentioned in the Punjab State Backward Classes List. Accordingly the Commission recommends correction of the caste/community at Entry No.45 as under:

45. 'Kangohra'.

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

V. ADVICE OF THE COMMISSION

9. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

"The caste/community "Kanghera" be corrected as "Kanghora" at Entry No. 45 in the Central List of Other Backward Classes for the State of Punjab as follows:

"45. Kangohra" (कनगोहरा)


(Justice V.Eswaraiah)

Chairperson



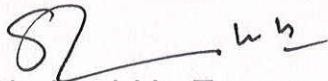
(S.K.Kharventhan)

Member



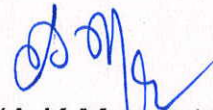
(Deepak Katole)

Member



(Dr.Shakeel-Uz-Zaman Ansari)

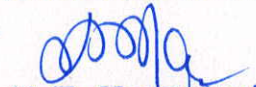
Member



(A.K.Mangotra)

Member-Secretary

AUTHENTICATED


(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member Secretary

Case: Request for correction in the spelling of Thathera, Tamera castes / communities in the Central List of Other Backward Classes for the State of Punjab as per State Backward Classes List.

I. Request

1. The NCBC initiated action to take necessary steps for inclusion of certain castes/communities which were included in the State List but the same were not appearing in the Central List of Other Backward Classes for the State of Punjab by addressing a D.O. letter dated 7-06-2005 to the Secretary (SC & BC Welfare), Government of Punjab. Thereafter the NCBC sent D.O. reminders dated 6-09-2005, 18-11-2005, 5-01-2006 and 15-02-2006 to the Secretary (SC & BC Welfare), Government of Punjab. Since there was no response from the State Government, a letter dated 30-08-2006 was again sent to the State Government. Pursuant to the aforesaid letters, the State Government sent a letter

dated 17-11-2006 stating that they have no objection for inclusion of those castes in the Central List of OBCs. Thereafter the NCBC repeatedly sought the survey report/study report/detailed information on these castes vide its letters dated 26-06-2007, 30-07-2007, 7-09-2010 and 1-12-2011 and registered the cases. The required information was received from the State Government vide its letter dated 22-03-2012. Since some of the reports were in Punjabi language, the NCBC again requested the State Government to send them in English Language. Finally the material was sent by the State Government vide its letter dated 26-11-2012. The same was placed before the Commission in its VI/34th Meeting held on 13-03-2013 and it was decided to hold a Public Hearing for the State of Punjab in the first week of May, 2013. However, in the Commission's VI/35th Meeting held on 30-04-2013, it was unanimously decided to cancel the Public Hearing for the time being. The case was again placed in the Commission's VII/1st Meeting held on 20-09-2013 and it was decided to hold the Public Hearing on 24th or 25th October, 2013. After consultation with the State Government, the date for the Public Hearing was fixed on 25th October, 2013 at 1400 Hours and accordingly a Public Notice was published on 12-10-2013, 22-10-2013 and 23-10-2013 in English, Hindi and Punjabi Newspapers to examine the request for correction in the spelling of Thathera and Tamera castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

AUTHENTICATED


(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri Deepak Katole, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member Secretary held a public hearing at Chandigarh on 25th October, 2013 for correction in the spelling of Thathera and Tamera castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

3. On behalf of the State Government of Punjab and the Punjab State Commission for Backward Classes, the following Officers were present:

- (1) Shri Anurag Agarwal, Secretary, Welfare Department
- (2) Shri Pirthi Chand, Director, Welfare Department
- (3) Shri M.L.Sharma, Executive Director, Backward Classes Financial Corporation
- (4) Shri Gurmeet Singh Jaura, Member, Punjab State Backward Classes Commission
- (5) Shri Naval Kishor Kamboj, Member, Punjab State Backward Classes Commission
- (6) Mrs. Anjana Sandhu, Deputy Director (SC & BC) Welfare

4. The State Government requested for correction in the spelling of Thathera and Tamera castes / communities in the Central List of OBCs for the State of Punjab as per State Backward Classes List.

AUTHENTICATED

(A.K. Mangotra)
Member-Secretary
National Commission for Backward Classes
New Delhi

III. FACTS

5. The caste/community 'THATHORA, TAMPORA' are included in the State List at Sl. No.46. In the Central List of OBCs for the State of Punjab, at Entry No.47, the following castes are included:

'Thathera, Tamera'.

In the Mandal List at Entry No.82, the following castes are included:

"Thathera, Tamera'.

6. At the time of public hearing, inspite of wide publication, no member of the community was present to support the inclusion of the above community in the Central List of OBCs for the State of Punjab. No one also appeared before the Commission to object to the correction of this community in the Central List of OBCs for the State of Punjab.

7. In the Ethnographic Account, People of India – All Communities at Pages 3492-3495, in respect of 'Thathera/Thathiar', it is stated as under:

"They are known by different names like Kasera, Tamera or Tamrakar. The name Tamera is derived from the word tamba meaning copper.

In Uttar Pradesh, the Thathera, also known as Kasera or Tamera, are concentrated in the Lalitpur, Banda, Fatehpur, Jalaun, Kanpur, Lucknow and Mirzapur districts. The primary occupation of the Thathera community is making copper utensils, and a few families still do what community has been doing for generations. Others are engaged in agriculture, business, teaching and service in government and industries. They are Hindu. In Haryana, the Thathera, also known as Kashera, claim to have originated from

AUTHENTICATED



(A.K. Mangotra)
Member-Secretary

National Commission for Backward Classes
New Delhi

the Rajput caste among the Hindus. During the Puranic period, they changed their warrior role to weapon manufacturing. Later on, they also minted coins of silver and gold. They either speak Haryanvi or Rajasthani. The Devnagari script is used. Those involved in the manufacturing of utensils are known as Thathera, whereas those involved in utensil business are called Kashera. The Marriage rituals are performed both at the residence of the bridegroom and bride. Dead are cremated and bones are disposed of in water. Economically, the Thathera are dependent upon the supply of various kinds of metals, particularly copper.

In Rajasthan, the Thathera are concentrated in the districts of Sawaimadhopur, Jaipur and Alwar. The Khariboli variety of Hindi is their mother tongue. Devanagari is the script used. The Thathera are artisans and traders.

In Delhi, the Thathera are also known as Kasera, Tamera or Kansor. They trace their origin to Dharampal, the son of Sahastra Arjun who was killed by Parashuram when he set out to destroy the Khatriya. The Thathera recognize themselves as Haihayavanshi Kshatriya. They migrated from Uttar Pradesh, Punjab, Haryana, Madhya Pradesh and Bihar and use the languages of the respective region as their mother tongue. But all of them are conversant with Hindi. Devanagari is the script used by them. The Thathera are traditionally engaged in making metallic vessels, ornaments and ornamental figures from copper, brass and bell metals with artistic carvings on them. Many of them are in service or business. The copper utensils made by them are extensively used by the Muslims from whom they accept soft drinks.

In Bihar, the Thathera are also referred to as Tamrkar or Thatheri. They are conversant with Hindi also. Devanagari is the script they use. They practise endogamy at the community and gotra levels and exogamy at the parish and village levels. The inheritance of

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property transcends to sons and the eldest son succeeds to the authority. The traditional occupation of the Thathera is sale and repair of utensils”.

IV. FINDINGS

8. Though the pronunciation of the caste is the same, difference of spelling is written in the Central List of Other Backward Classes for the State of Punjab. Therefore this is a case of clerical mistake in not mentioning the variant spelling of the same caste. In the Central List of Other Backward Classes for the States of Bihar at Entry No.83, Chandigarh at Entry No.54, Chattisgarh at Entry No.63, Haryana at Entry No.55, Jharkhand at Entry No.122, Punjab at Entry No.47, Puducherry at Entry No.22, Odisha at Entry No.165, Madhya Pradesh at Entry No.33 with different spellings, the castes are mentioned.

9. Therefore, the Commission is of the view that the caste/community 'THATHORA, TAMPORA' deserves to be corrected in the Central List of OBCs for the State of Punjab at Entry No.47 in accordance with the Castes mentioned in the Punjab State Backward Classes List. Accordingly the Commission recommends correction of the caste/community at Entry No.47 as under:

“47. 'Thathora, Tampora'.

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V. ADVICE OF THE COMMISSION

10. The Commission in view of the above findings has decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act for necessary action under Section 9(2) of the NCBC Act:-

"The caste/community "Thathera, Tamera" be corrected as "Thathora, Tampora" at Entry No. 47 in the Central List of Other Backward Classes for the State of Punjab as follows:

"47. Thathora, Tampora" (थथोरा, टम्पोरा)


(Justice V.Eswaraiah)

Chairperson



(S.K.Kharventhan)

Member



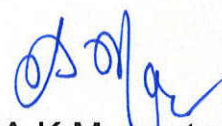
(Deepak Katole)

Member



(Dr.Shakeel-Uz-Zaman Ansari)

Member



(A.K.Mangotra)

Member-Secretary

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