

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice M. N. Rao, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

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

Case: Request for Inclusion of "NAIS" caste / community in the Central List of Other Backward Classes for the Union Territory of Chandigarh.

I. Request:

1. The Social Welfare Department of the Union Territory of Chandigarh has requested the NCBC to include the caste/community "NAIS" in the Central List of Other Backward Classes for the Union Territory of Chandigarh.

II. PUBLIC HEARING

2. The Commission consisting of Justice M. N. Rao, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member and Dr. Shakeel-uz-Zaman Ansari, Hon'ble Member, held a Public Hearing at Chandigarh to consider the request of the State Government for inclusion of "NAIS" caste / community in the Central List of Other Backward Classes for the Union Territory of Chandigarh on 12th March, 2013. The State Government was represented by Ms. Purna Puri, Additional Secretary, Personnel Department, Shri Vinod P. Kark, A.D.C. Chandigarh, Ms. Tanvi Garg,

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Secretary
National Commission for Backward Classes
New Delhi

I.A.S., SDM (East), Chandigarh, Ms. Amandeep Kaur, SDM (S), Chandigarh, Shri Rajesh Jogpal, Director, Social Welfare Department, Shri Upkar Singh DPI (S), Chandigarh, Ms. Suman Khanna, Sr. Asst. O/O SDM (East); and Shri Bikram Singh Rana, SLO UT of Chandigarh.

III Findings

3. At the time of public hearing held at Chandigarh on 12th March, 2013, one Shri Yoginder Singh S/o. Karan Singh belonging to the above community appeared before us and pleaded for its inclusion in the Central List of OBCs for the UT of Chandigarh.

4. In the Notification dated 6th October, 1979 issued by the Social Welfare Department of the UT of Chandigarh long before the Mandal Commission recommendation, NAIS community figure at Sl.No.21 and at Sl.No.42, the community HAZAM NAI is mentioned. In the Notification dated 27th June, 1995 issued by the Union Territory of Chandigarh at Sl.No.19 the community NAIS is mentioned. At Sl.No.39, the communities mentioned are HAZAM NAI/HAJJAM NAI. In the Central List of OBCs for the UT of Chandigarh, the following communities are mentioned at Sl.No.28:

HAJJAM/HAZAM, NAI

Evidently thinking that the three communities mentioned above imply only persons belonging to Islam religion, the State Government now has requested the NCBC to recommend for inclusion of the community NAIS in the Central List of OBCs for the UT of Chandigarh. In our opinion, the correct way of describing the community is NAIS as it was described at Sl.No.21 in the Notification of the UT of Chandigarh dated 6th October, 1979. The same expression NAIS figures in the Notification dated 27th June, 1995 at Sl.No.19. Although NAI appears to be singular of the plural

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NAIS, in order to avoid any confusion in this regard, we are of the view that the community NAIS should be included in the Central List of OBCs for the UT of Chandigarh at SI.No.28 along with HAJJAM/HAZAM, NAI.

IV. ADVICE OF THE COMMISSION

5. 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 **"NAIS"** be included at Entry No. 28 in the Central List of Other Backward Classes for the Union Territory of Chandigarh as follows:

"28. Hajjam/Hazam, Nai, **Nais**"

(Justice M. N. Rao)

Chairperson

(S. K. Kharventhan)

Member

(Dr. Shakeel uz-Zaman Ansari)

Member

AUTHENTICATED

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