



पी.एस. कृष्णन्
P.S. KRISHNAN
TEL. : 6183190

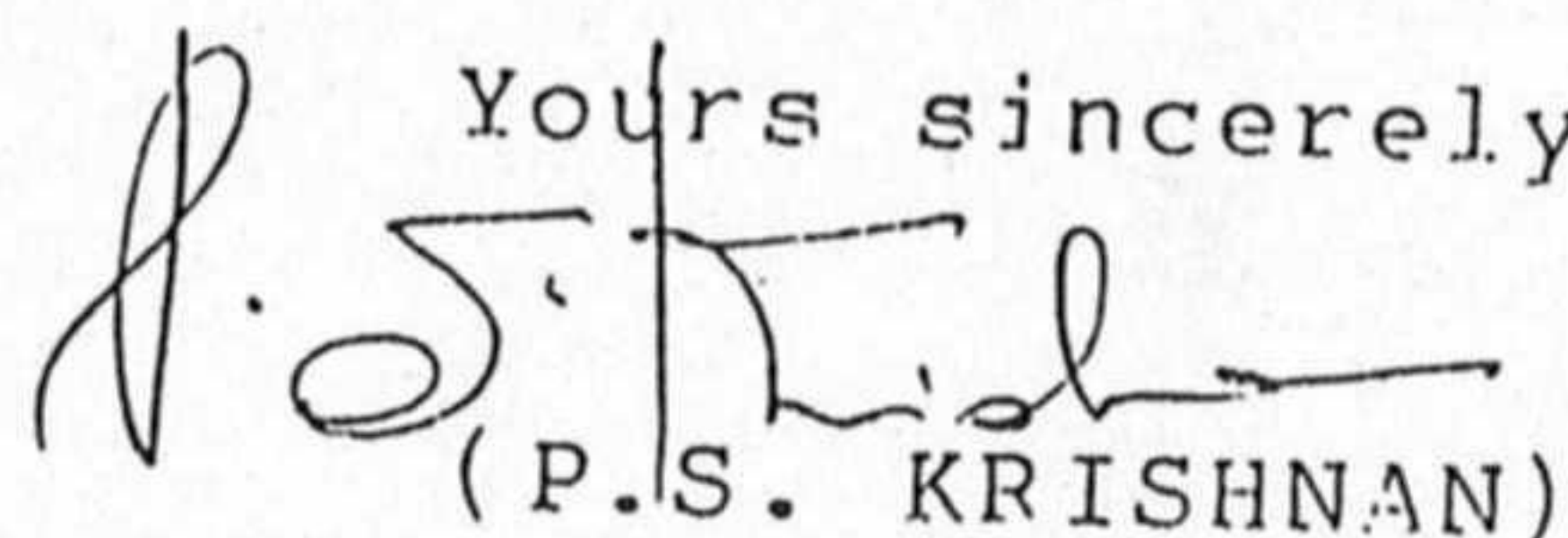
सदस्य-सचिव
राष्ट्रीय पिछड़ा वर्ग आयोग
भारत सरकार
नई दिल्ली - 110 066
MEMBER-SECRETARY
NATIONAL COMMISSION
FOR BACKWARD CLASSES
GOVERNMENT OF INDIA
NEW DELHI - 110 066
02. 09. 1998

DO NCBC Advice No. 26, 27-28 UP/98

Dear Shri Manavalan,

I am sending herewith the Advices of the National Commission for Backward Classes under Section 9(1) of the National Commission for Backward Classes Act, 1993 for rejection of the Request for Inclusion of
(1) Nand/Nandvanshi as a synonym of Nai
(2) Sheik Farooqi as a synonym of Bhatiara, and
(3) Hashmi/Masoodi as synonyms of Dafali
in the Central List of Backward Classes for Uttar Pradesh, duly authenticated, for necessary action by the Central Government under Section 9(2) of the Act.

Yours sincerely


(P.S. KRISHNAN)

Encl: As stated.

Shri D.K. Manavalan
Secretary
Ministry of Social Justice & Empowerment
Shastri Bhavan
NEW DELHI

NATIONAL COMMISSION FOR BACKWARD CLASSES

Uttar Pradesh Bench

Findings

Case: Request for inclusion of Nand/Nandvanshi as a synonym of Nai in the Central List of Backward Classes for Uttar Pradesh.

Per Justice P.K. Shyamsundar, Chairperson.

I. Request

This case arises from the request received in this Commission from Mahapadm Nand Community Employees Association, Uttar Pradesh, Lucknow for inclusion of Nand/Nandvanshi as a sub-caste of Nai in the Central List of Backward Classes for Uttar Pradesh.

II. Public Hearing

2. The two-Member Uttar Pradesh Bench of the Commission consisting of Justice P.K. Shyamsundar, Hon'ble Chairperson and Shri Sahu Akshaya Bhai, Hon'ble Member held a Public Hearing in respect of this caste/community at Nainital on 25.05.98. Hon'ble Members Shri U.P. Singh and Shri Navtej Puadhi also joined the Bench. At the Public Hearing the State Government was represented by Shri Hiramani Singh Yadav, Special Secretary and other officers of the Department of Backward Classes. The caste/community was represented by Shri S.P. Singh Nand, General secretary and Shri S.S. Nandvanshi, Secretary, Mahapadm Nand Community Employees Association, Uttar Pradesh.

AUTHENTICATED

[Signature]
IAN
Secretary

III. Facts

3. The caste Nand/Nandvanshi has not been included either in the Mandal List or in the State List of Backward Classes in Uttar Pradesh.

4. The written representation received from the community states that Mahapadm Nand, the king of Magadh (344 B.C to 323 B.C) belonged to 'Nai' caste. In many districts of Uttar Pradesh, people of the Nai caste use the surname Nand or Nandvanshi. They have requested that the title Nand/nandvanshi should be given to them in the name of the Great King of Magadh, Mahapadm Nand, which is necessary for their common identity.

The applicants have quoted the Greek Writer Curtius (Maicrendil Invasions of Alexander P.222) who writes about the King Mahapadm Nand "His father was in fact a barber scarcely starving off hunger by his daily earnings, but who from his being not uncomely in person, had gained the affections of the Queen and was by her influence, advanced to too near a place in the confidence of the reigning monarch. Afterwards he treacherously..."

They have also enclosed photocopy of page n.56 "History of India", according to which - "The founder of the Nanda Dynasty was Mahapadma Nanda, also known as Ugrasena. According to the Puranas, he was the son of the last Saisunaga King, Mahanandin, by a Sudra Mother. The Jain tradition, on the other hand, represents him as the son of a courtesan by a barber. This account is supported by the testimony of a Greek Writer who says that the first Nanda was a Barber who having become the Queen's favourite, murdered the king and his sons, and usurped the

AUTHENTICATED

L. S. Kishor

20/7
Session
1985

throne. Thus all accounts agree in describing him as of low caste"

5. The NCBC Questionnaire filled in by the Association contains the following information:

(i) The Nai caste/community is also known as Nand/Nandvanshi

(ii) The caste is generally regarded as socially backward. The occupation of the caste is Hair cutting.

(iii) Social and Educational backwardness are the main reasons on account of which the caste/community consider itself to be backward.

(iv) In response to the question -"Has there been any improvement in the condition of the caste during the last twenty years", it has been stated that they have some improvement on the educational aspect but still there has been no improvment in social backwardness.

(v) In response to the question -"Has there been any deterioration in the condition of the caste during the last twenty years", it has been stated that the Nai Samaj is loosing its identity, so the title 'Nand/Nandvanshi' is necessary.

(vi) It has been requested that to maintain the identity of the Nai Samaj, it is necessary to give this community a title 'Nand/Nandvanshi' on the name of the Great King Mahapadma Nand (344 B.C) so that the general people can know and identify the people of this community.

AUTHENTICATED

[Handwritten Signature]

DR. KRISHNAN
Member Secretary
National Commission
for Backward Classes

-4-

6. During the public hearing the representatives stated that the aim of their organisation is to generate self-respect and self-confidence among the community. All over the country so many titles are used by the Nai community. It will be better for them to use only one title. Now in Uttar Pradesh most people of the community are using Nand/Nandvanshi title. When the Bench, asked them, if there is any problem in getting certificate, they said that there is no difficulty in getting Backward Class Certificate.

7. The ethnographic literature does not support the claim of the applicants that Nand/Nandvanshi is a sub-caste/synonym of the Nai caste or the title used by the people belonging to the Nai caste.

According to People of India, National Series Volume VIII, Communities, Segments, Synonyms, Surnames and Titles by K.S. Singh (Anthropological Survey of India, Oxford University Press, Delhi, 1996, pp.1619-20) Nand/Nandvanshi has not been reported as a sub-caste/synonym of Nai in any State. At page no.1058 ibid, Nandvansi has been mentioned as a group/sub-caste of Ahir"

W. Crooke while discussing about Ahir caste mentions "At the last census the Ahirs were recorded in eighteen main sub-castes - Bensbansi, the offspring of Raja Vena, the famous sinner of the mythology; Bhirgudi, Dauwa; Dhindhor; Gaddi; Gamel; Ghorcharha, "riders on horses", Ghosi, or "Shouters"; Gujar; Gulbans, Jadubans, "of the Yadava race"; Kamariha; Khunkhuniya; kur; Nandabans, "of the race of Nanda, "the foster father of Krishna"; Pathak; Rajauriya, and Rawat. The internal classification of the Ahirs was very carefully worked out by Sir H.M. Elliot, who

AUTHENTICATED

[Signature]

AN
Commission
Classes

writes: - "These appears to be three grand divisions among them, - the Nandbans, the Jadubans and the Gualbans, which acknowledge no connection except that of being all Ahirs. Those of the Central Duab usually style themselves Nandhans...." (The Tribes and Caste of North Western India by W. Crooke, B.A. Vol I, Cosmo Publications, Delhi Reprint 1974, originally published under the title "The Tribes & Castes of the North Western Province & Oudh, Calcutta, 1896)

IV Findings

8. From the above facts and evidence it is the finding of the Bench that Nand/Nandvanshi is not a sub-caste/synonym of Nai Caste. However, the contention of the applicants that the King Mahapadma Nand belonged to Nai caste may be true. The ethnographic literature, they have referred to also states only that the King belonged to the caste but there is no ethnographic evidence mentioning that the Nai caste have ever been identified with or used the title of Nand/Nandvanshi. On the contrary, the Nandbans/Nandbansi is a sub-caste/group of Ahir caste. The request that Nand/Nandvansi title should be given to the Nai caste on the name of the King Mahapadma Nand (244 B.C), is not in the purview of the Commission. However, the people of the caste may use any title they like, including Nand/Nandvansi. As the representatives stated that the people who are using Nand/Nandvansi title have no difficulty in getting O.B.C certificate, the Commission does not find any justification for adding Nand/Nandvansi as a synonym of Nai caste. The request for inclusion of Nand/Nandvansi as a synonym of Nai in the Central List of Backward Classes for Uttar Pradesh be rejected as it is not the synonym of Nai.

P. K. Mehta

31. 8. 98

AUTHENTICATED

P. S. Kishore

Kishore
01.09.98

-6-

V. Advice of the Commission

9. The Commission considered and agreed in full with the above Findings of the Uttar Pradesh Bench and decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act, 1993 for action by the Central Government under Section 9(2) of the Act:-

The request for inclusion of Nand/Nandvansi as a synonym of Nai in the Central List of Backward Classes for Uttar Pradesh be rejected as it is not a synonym of Nai caste/community.

P. G. Verma
31.8.98

Kshayam
01.09.98

P. S. Krishna
2.9.98

Madan Mohan
2/9/98

Note: On account of the unfortunate demise of one of the Members Shri Navtej Puadhi on 16.08.98, this unanimous Advice of the Commission does not bear the signature of that Member. The validity of the Advice notwithstanding the vacancy caused by the demise of the aforesaid Member is protected by section 7 of the NCBC Act, 1993.

AUTHENTICATED

P. S. KRISHNAN
Member Secretary
National Commission
for Backward Classes

NATIONAL COMMISSION FOR BACKWARD CLASSES

Uttar Pradesh Bench

Findings

Per Shri Justice P.K. Shyamsundar, Chairperson

Case: Requests for Inclusion of "Sheik Farooqi" as a synonym of *Bhatiara*, and "Hashmi/Masoodi" as synonyms of *Dafali* castes/communities in the Central List of Backward Classes for Uttar Pradesh.

I. Requests

These cases arise from the requests received in this commission from the following Associations/Individuals for inclusion of their respective castes in the Central List of Backward Classes for Uttar Pradesh.

<i>Name & Address of the Individuals/ Associations which made Request</i>	<i>Name of the Caste for which Request made</i>
i) The General Secretary, All India Jamiat-ul Sheik Farooqi, Sarai Hakeem Kooncha Haaji Abdul Kareem, Aligarh (U.P).	Sheik-Farooqi as a synonym of Bhatiara
ii) Mr. Mushtaq Ali Hashmi Patron U.P. Hashmi Conference C/o Mr. Abdul Rauf 477/44 Sitapur Road Lucknow.	Hashmi/Massodi as synonyms of Dafali

AUTHENTICATED

P. S. Krishnan
P. S. KRISHNAN
Member Secretary
National Commission
for Backward Classes

II. Public Hearing

2. The two-Member Bench of the Commission for Uttar Pradesh consisting of Hon'ble Chairperson Justice P.K. Shyamsundar and Hon'ble Member Sahu Akshaya Bhai held a public hearing on 25.05.98 at Nainital to examine Requests of these synonym cases for inclusion in the Central List of Backward Classes for Uttar Pradesh. Hon'ble Members Shri U.P. Singh and Shri Navtej Puadhi also joined the Bench. The State Government was represented by Shri Hiramani Singh Yadav, Special Secretary and other officers of the Department of Backward Classes Welfare.

III. Facts & Findings

(i) Sheikh Farooqi as a synonym of Bhatiara

3. We heard a host of members on behalf of the applicant at the hearing such as Mr. Mohd. Shafi Farooqi, Vice President, Mr. Abdul Gaffar Farooqi, General Secretary of all India Jamiat-ul-Sheikh Farooqi from Dholpur and others. This is a case whether the Bhatiara Muslim community of Uttar Pradesh also to be known as Farooqi. It is not said that even if they are really a synonym of the Bhatiara that they are experiencing any difficulty in obtaining BC certificate in the name of Bhatiara. On the other hand, it is admitted that this community easily obtain BC certificates in Bhatiara name. Why then should another name be added to Bhatiara? The representatives said that the word Bhatiara is now found to be slightly derogatory and hence the need to be known as Farooqi. It is said that Sheikh Farooqi being just a title, it should be considered for inclusion as an endogamous group supplementing an already existing caste. We are not impressed by this argument. The name of a caste in this country is traditionally professional oriented.

4. In that view of the matter, if the profession associated with the caste still continues and the benefit thereof continues to be accrued to the community, we do not think it appropriate to add one more variant to the name of the main caste or community because the latter is phonetically more attractive or otherwise conveys to the people a

AUTHENTICATED

P. S. Krishnan

P. S. KRISHNAN
Member
National Commission
for Backward Classes

3

feeling of pleasure or gratification. It must be noted that the name Sheikh Farooqi is also used by other Muslims who are not Bhatiara. In that situation adding Sheikh Farooqi to Bhatiara is apt to confound people, a danger to be noticed as totally imminent that can well be avoided. The change will not improve matters for the community, on the other hand it might harm them if all Bhatiaras take away the benefits of reservation. Therefore, We reject this claim for inclusion of Sheikh Farooqi as a synonym of Bhatiara in the Central List of Backward Classes for U.P.

(ii) Hasmi/Masoodi as synonyms of Dafali

5. Yet another case in which an attempt is made to add Hashmi/Masoodi as synonyms to the pre-existing caste Dafali mostly for the sake of seeking some kind of respectability. We were of course told by Mr. Abdul Rauf Hashmi, who appeared before the Bench, that Dafali is included in the Central List of Backward Classes for U.P and people belonging to this caste use the titles Hashmi and Masoodi and therefore wanted to call as Dafali Hasmi, Dafali Massodi. Apparently the community has no difficulty in getting BC certificate. We, therefore, find no good reasons to support the endeavour now made for adding two more synonyms Hashmi and Masoodi to Dafali which do not apparently have legal connection with the main caste of Dafali. Even in ethnographic literature there is no mention that Dafalis are also known as Dafali Hashmi or Dafali Masoodi. Therefore, the request for inclusion of Hasmi/Masoodi as synonyms of Dafali in the Central List of Backward Classes be rejected.

Q. 6 *Accepted*
30-8-78

Ashtayn
01-09-98

AUTHENTICATED

P. S. Krishnan
P. S. KRISHNAN
Member Secretary
National Commission
for Backward Classes

IV. Advice of the Commission

6. The Commission considered and agreed in full with the above Findings of the Uttar Pradesh Bench and decided to tender the following Advice to the Central Government under Section 9(1) of the NCBC Act 1993 for action by the Central Government under Section 9(2) of the Act:-

The Requests for Inclusion of "Sheik Farooqi" as a synonym of *Bhatiara*, and "Hashmi/Masoodi" as synonyms of *Dafali* castes/communities in the Central List of Backward Classes for Uttar Pradesh be rejected.

P. S. Krishnan
31.8.98

Shayam
01.09.98

P. S. Krishnan
2.9.98

Shayam
2.9.98

Note: On account of the unfortunate demise of one of the Members Shri Navtej Puadhi on 16.08.98, this unanimous Advice of the Commission does not bear the signature of that Member. The validity of the Advice notwithstanding the vacancy caused by the demise of the aforesaid Member is protected by section 7 of the NCBC Act, 1993

AUTHENTICATED

P. S. Krishnan
P. S. KRISHNAN
Member Secretary
National Commission
for Backward Classes