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राष्ट्रीय पिछड़ा वर्ग आयोग

भारत सरकार
त्रिकूट-१, भीकाएजी कामा प्लेस, नई दिल्ली - ११००६६

Member - Secretary
National Commission for Backward Classes
Government of India
Trikoot - 1, Bhikaiji Cama Place, New Delhi - 110 066

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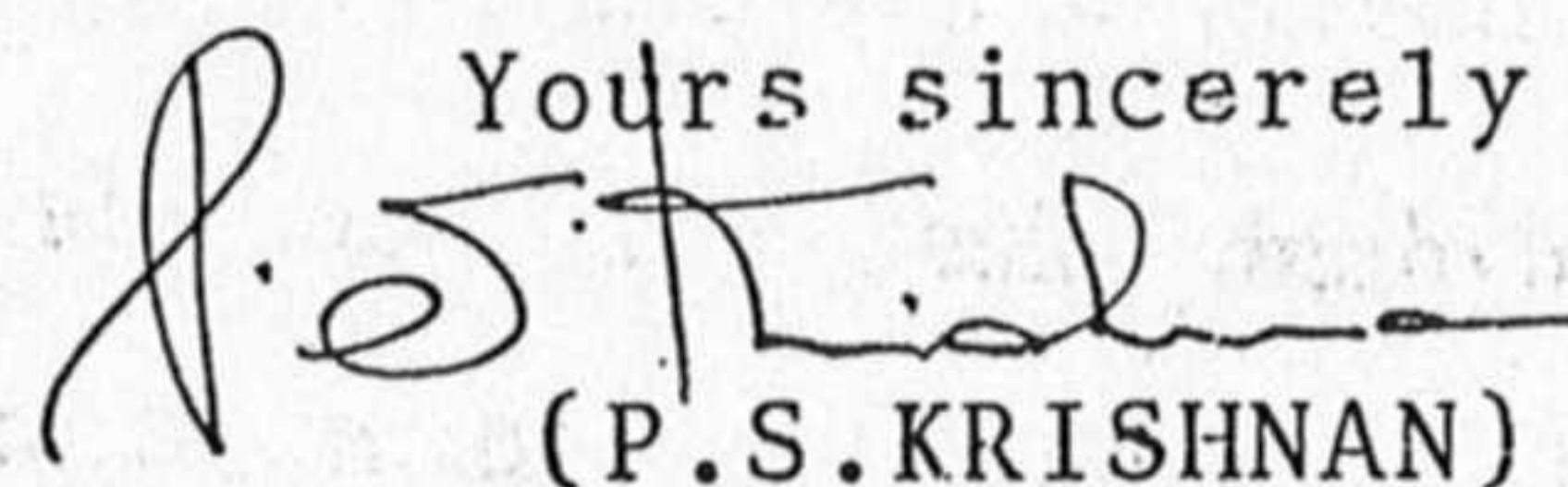
NCBC Advice No. Madhya Pradsesh 47-48/99

02. 07. 1999

Dear Smt. Das,

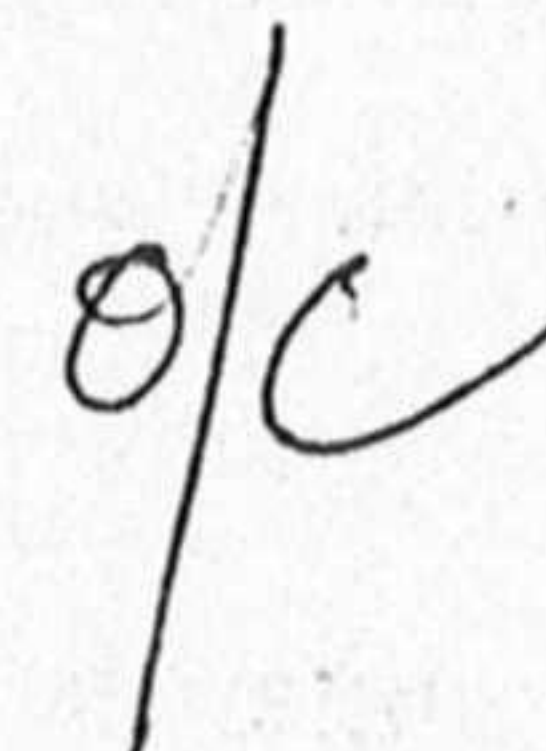
I am sending herewith the Advice of the National Commission for Backward Classes (NCBC) under Section 9(1) of the NCBC Act for the Inclusion of "Qassab-Qureshi" as a synonym of "Kasai, Kasab,..." and for the Rejection of the Request for Inclusion of "Quresh" as a synonym of "Kasai, Kasab,...." in the Central List of Backward Classes for Madhya Pradesh, duly authenticated, for necessary action by the Central Government under Section 9(2) of the Act.

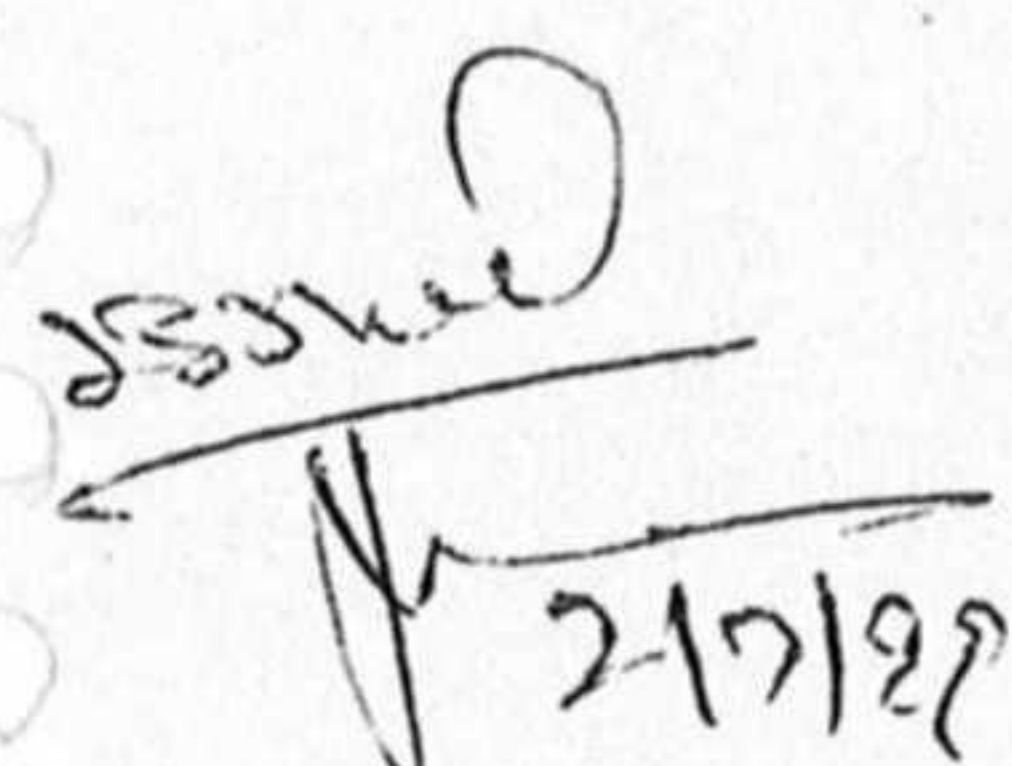
Yours sincerely


(P.S. KRISHNAN)

Encl: As stated.

Smt. Asha Das
Secretary to Govt. of India
Ministry of Social Justice & Empowerment
Shastri Bhavan
NEW DELHI




21/7/99

The Member Secretary, NCBC, New Delhi, has received a request from the Government of Madhya Pradesh for inclusion of "Qassab-Qureshi" as a synonym of "Kasai, Kasab,..." and for rejection of the request for inclusion of "Quresh" as a synonym of "Kasai, Kasab,...." in the Central List of Backward Classes for Madhya Pradesh. The Commission has considered the request and has decided to include "Qassab-Qureshi" as a synonym of "Kasai, Kasab,..." and to reject the request for inclusion of "Quresh" as a synonym of "Kasai, Kasab,...." in the Central List of Backward Classes for Madhya Pradesh. The Commission has also decided to recommend the Government of Madhya Pradesh to take necessary action in this regard.

1

NATIONAL COMMISSION FOR BACKWARD CLASSE
MADHYA PRADESH BENCH

Findings

Case: Request for Inclusion Of "Qureshi, Quresh" along with "Kasai, Kasab, Kassab, Qussab, Qassab" in the Central List of Backward Classes for the State of Madhya Pradesh.

PER **SHRI SAHU AKSHAYA BHAI, MEMBER**

I. Request:

1. This case arises out of the request received from Shri Hafiz Yakub, Coordinator and Hazi Irfan Ahmad Qureshi, Convenor of all India Jamiatul Quresh (Madhya Pradesh State) Bhopal for inclusion of 'Qureshi, Quresh' in the Central List Of Backward Classes for the State of Madhya Pradesh along with "Kasai, Kasab, Kassab, Qussab, Qassab".

II. Public Hearing

2. The three Member Bench of the Commission for Madhya Pradesh consisting of Hon'ble Members S/Shri Sahu Akshaya Bhai and U.P. Singh and Navtej Puadhi held a Public Hearing at Bhopal on 4.6.98 to examine the request in respect of this case. The State Government was represented by Shri A.L. Naharia, Secretary and Shri Neeti Raj Singh, Deputy Director of State Commission for Backward Classes and Shri M.L. Khanna, Asstt. Director and Shri S.P. Tewari, Research Officer of Directorate of Backward Classes Welfare. The Caste/community was represented by Hazi Irfan Ahmed Qureshi, Shri Mohammed Abrar Qureshi and Hazi Aziz Ahmed Qureshi during the Public Hearing.

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Member Secretary
National Commission
for Backward Classes

III. Facts

3. The relevant entries in different lists are as follows :-

1. Mandal List

"157 Kasab, Kassab, Kasai, Quraishi, Qussab, Qassab"

2. State List

Islamic Groups:

"87(11) Kasai, Kassab"

3. Central List

59 Islamic Groups:

"11 Kasai, Kasab, Kassab, Qussab, Qassab"

4. Quraishi is included in the Mandal List but not in the State List and Quresh is not included in Mandal List as well as in State list, therefore, these did not fulfil the criteria of Principle of Commonality (i.e. inclusion in the Central List of castes/communities which were found included in both the Mandal Commission's List as well as the State Government's List that existed at that time) because these were not included in both the lists the Mandal List as well as the State Government's List that existed at that time and therefore did not satisfy the criterion of commonality. Even now the 'Qureshi, Quresh' caste/community is not included in the State Government's List of BCs

5. In the request letter the respondent has stated that Muslim Kasai/Kassab caste is included in the State List at entry no. 87(11) and this caste is also included in the Central List. The caste/community's people are known as Qureshi in the State as well as in most of the states in India. He has clearly mentioned that the request for inclusion is not for separate entry but inclusion along with Kasai, Kassab. The caste/community has not submitted the filled up NCBC's Questionnaire.

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6. During the Public hearing the representatives of the caste/community told the Bench that Qureshi should be added as "Kassab - Qureshi" in the Central list.
7. K.S. Singh in "People of India (Communities, Segments, Synonyms, Surname and Titles" national Series Vol. VIII(PP 412) published by Anthropological Survey of India, 1996 has mentioned that Quereshi is the synonym of Kasai in Madhya Pradesh.
8. Quraishi is already included in the Central List of BCs for the State of Delhi alongwith Kasai, Qassab at entry no.28 .
9. The Commission has already tendered its advice for inclusion of Qureshi in the following states.
- | S.No. | Name of the State | Entry | Advice No. | Date |
|-------|-------------------|--|------------|------------|
| 1. | Uttar Pradesh | "17 Qassab(Qureshi)" | UP/12/97 | 29.12.1997 |
| 2. | Maharashtra | "217 Khatik (other than those who are included in the list of SCs for maharashtra) Kasai, Kasab, Kasai - Qureshi | MH/10/98 | 15.10.98 |
| 3. | West Bengal | "45 Kasai-Quraishi" | WB/47/99 | 10.2.1999 |

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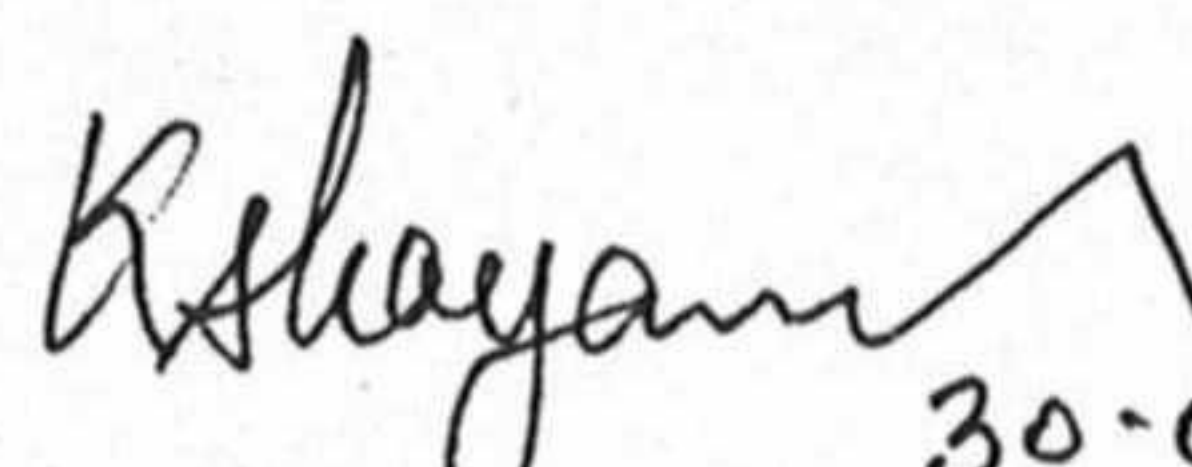
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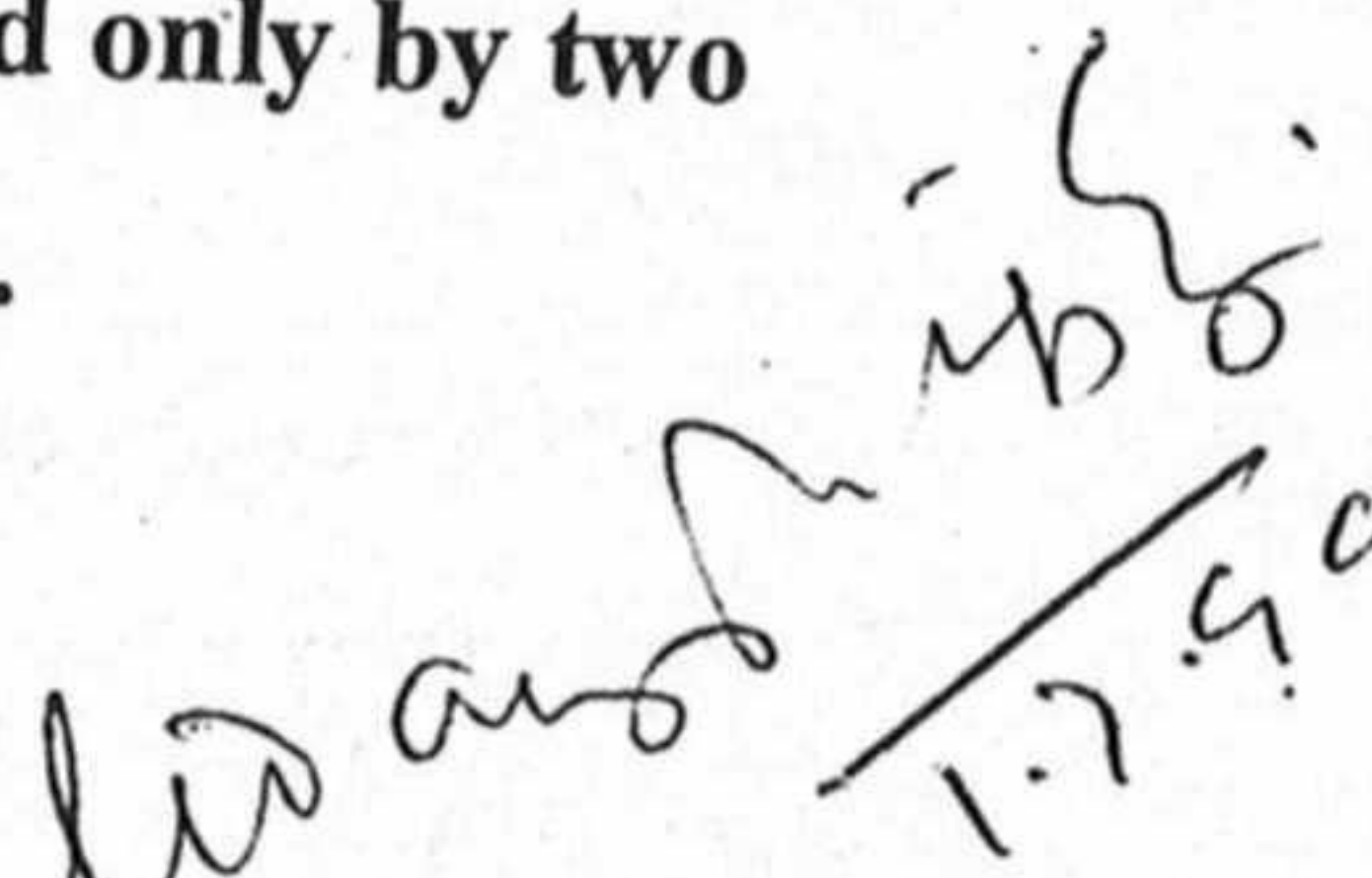
IV. Findings

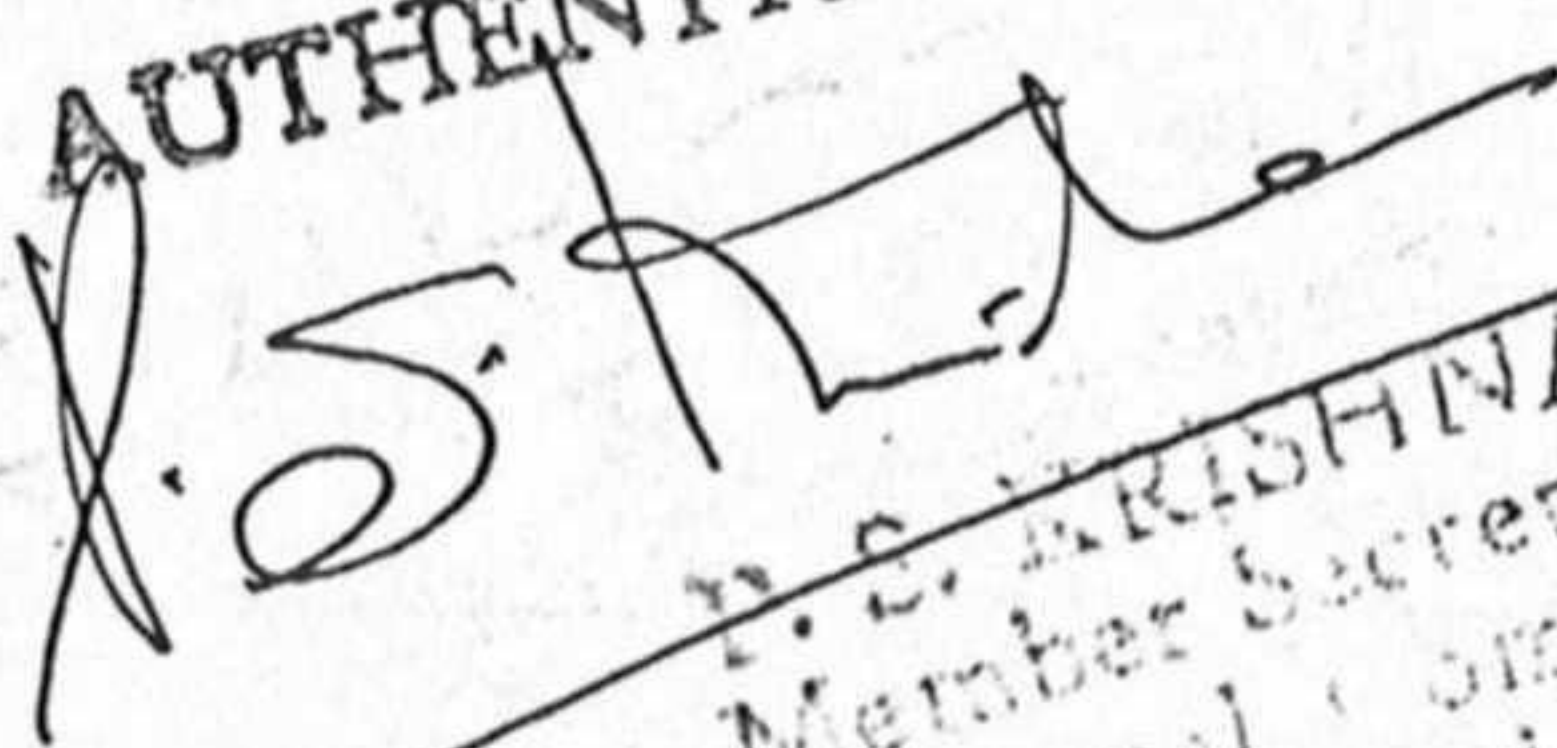
10. From the above evidences and facts the Bench found that only "Qureshi" and not Quresh is a synonym of the "Kasai, Kasab, Kassab, Qussab, Qassab" caste/community which is included in the Central List of Backward Classes for the State of Madhya Pradesh at Entry No.59(11). The caste/community is included in the state list of Delhi and advices for inclusion of Qureshi in the Central List for the states of Uttar Pradesh, Maharashtra and West Bengal have been tendered to Government of India. In the request letter it is mentioned that Qureshi should be included along with "Kasai, Kasab, Kassab, Qussab, Qassab" and during the Public Hearing the representatives told the Bench that Qureshi should be included as Qassab-Qureshi. The request fulfils all the parameters for the inclusion of synonyms/sub-caste of an existing entry in the Central List laid down by para 9 of the Procedural Clarification on the NCBC's "Guidelines for consideration of Requests for inclusion and complaints of under inclusion in the Central List of Backward Classes". Therefore "Qureshi" should be included along with "Kasai, Kasab, Kassab, Qussab, Qassab" at entry no.59(11) under Islamic groups of the Central List of Backward Classes for Madhya Pradesh, and the request for inclusion of Quresh should be rejected as it is not a synonym of Kasai. The amended entry should read as follows :

"59(11) Kasai, Kasab, Kassab, Quissab, Qassab-Qureshi"

As one of the Members of the Bench Shri Navtej Puadhi unfortunately passed away on 16.08.1998, the Findings are formulated and signed only by two Members, including the co-ordinating Member of the Bench.


30-06-99
(SAHU AKSHAYA BHAI)


17.9.99
(U.P. SINGH)

AUTHENTICATED

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

V. Advice Of The Commission

11. The Commission considered and agreed in full with the Findings of the Madhya Pradesh Bench and decided to tender the following Advice to the Government as per Section 9(I) of the NCBC Act 1993 for action by the Central Government under Section 9(2) of the Act.

“Qureshi” be included as a synonym of “Kasai, Kasab, Kassab, Qussab, Qassab” and the request for inclusion of “Quresh” be rejected as it is not a synonym of “Kasai” in the Central List of Backward Classes for Madhya Pradesh at entry No. 59(11) the amended entry will be as follows :

“59(11) “Kasai, Kasab, Kassab, Qussab, Qassab-Qureshi”

Shri Navtej Puadhi on 16.8.98, 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.

Kshayan
30.06.99

led and ribz
1.7.99

P. C. Sengupta
2.7.29

P. S. Krishna

2-7-1999

AUTHENTICATED

10/5/74
F. S. KRISHNAN
Member Secretary
National Commission
for Backward Classes