

श्रीमती चित्रा चोपड़ा

सदस्य सचिव

Chitra Chopra

Member - Secretary



राष्ट्रीय पिछड़ा वर्ग आयोग
सामाजिक न्याय एवं अधिकारिता मंत्रालय
भारत सरकार

NATIONAL COMMISSION FOR BACKWARD CLASSES
MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT
GOVERNMENT OF INDIA
TRIKOOT-1, BHIKAJI CAMA PLACE,
NEW DELHI - 110 066
TEL : 26183190 FAX : 26183227
e-mail : chitra05@gmail.com

NCBC Advice No. 3/Jharkhand/2010

10th August, 2010

Dear *Shri Acharya*,

I am sending herewith the advice of the National Commission for Backward Classes under Section 9(1) of the National Commission for Backward Classes Act 1993, for the deletion of following castes/communities :-

- (i) Agariya
- (ii) Kaura
- (iii) Kavar
- (iv) Kumarbhag Pahadia

from the Advice tendered to the Govt. vide letter No. 1/Jharkhand/2007 dated 27-07-2007 regarding Central List of OBCs for the State of Jharkhand, duly authenticated, for necessary action by the Central Government under Section 9(2) of the Act..

Regards,

Yours sincerely,

Chitra Chopra
(Chitra Chopra)

Encls: a/a

Shri K M Acharya
Secretary
Ministry of Social Justice & Empowerment
Shastri Bhavan
New Delhi

Handwritten signature/initials

**National Commission for Backward Classes
Jharkhand Bench**

Justice M. N. Rao, Chairperson
Sri Abdul Ali Azizi, Member
Smt. Chitra Chopra, Member-Secretary

I. Case :

(1) Deletion of castes/communities "Agariya, Kumarbhag Pahadia, Kaura and Kavar" from the Advice tendered to the Govt. vide letter No. 1/Jharkhand/2007 dated 27-07-2007 regarding Central List of OBCs for the State of Jharkhand..

(2) This case arises out of letter of Ministry of Social Justice & Empowerment dated 26th July, 2010 regarding clarification and issue of formal Advice in the matter.

II. Facts :

(1) The castes/communities "Agariya, Kumarbhag Pahadia, Kaura and Kavar" were recommended for inclusion vide Commission's Advice No. 1/Jharkhand/2007 dated 27-07-2007 tendered under Section 9(1) of the NCBC Act, 1993 and for necessary action by the Central Govt. under Section 9(2) of the Act.

In the above Advice the castes/communities appear at Sl. No. as under:-

<u>S. No.</u>	<u>Castes/communities</u>
2.	Agariya
54.	Kaura
55.	Kavar
66.	Kumarbhag Pahadia

AUTHENTICATED

Chitra Chopra

(2) In view of the fact that the Central List of OBCs for Bihar already exists and the newly formed State of Jharkhand has adopted the OBCs List of Bihar, the Commission decided that in the first phase the Central List of OBCs for the State of Jharkhand will consist of the castes/communities which are appearing in both the Lists i.e., the Central List of OBCs for the State of Bihar and the State List of BCs for Jharkhand. As the above castes/communities were common to both the Lists, these communities were considered for inclusion.

(3) It has now been brought to the notice of the Commission that castes/communities "Agariya, Kumarbhag Pahadia and Kavar" have been included in the STs List for Jharkhand vide Government of India Gazette Notification No. 10 of 2003 dated 8th January, 2003. Further, the State Government of Jharkhand have already deleted the castes/communities "Agariya, Kumarbhag Pahadia, Kaura and Kavar" from the State List of Backward Classes vide Govt of Jharkhand letter No. 7/06&fofo/k&18/2001-4177 dated 22 July, 2003.

III. Findings :-

(1) The Commission observed that:-

- (i) Castes/communities "Agariya, Kumarbhag Pahadia and Kavar" have been included in the STs List for Jharkhand vide Government of India Gazette Notification No. 10 of 2003 dated 8th January, 2003.
- (ii) The Government of Jharkhand have already deleted the castes/communities "Agariya, Kumarbhag Pahadia, Kaura and Kavar" from the State List of Backward Classes vide Govt of Jharkhand letter No. 7/06&fofo/k&18/2001-4177 dated 22 July, 2003.

AUTHENTICATED



Member - Secretary
National Commission for Backward Classes
New Delhi

(2) In view of the above, the Commission felt that as and when castes/communities are included in the Scheduled Tribes List or Scheduled Castes List such castes/communities should be deemed to be simultaneously deleted from the Central List of OBCs for that States/UTs.

(3) As the castes/communities are appearing in Central OBCs List as well as in the Scheduled Tribes List, it is necessary to delete the above castes/communities from the Advice tendered to the Govt. vide letter No. 1/Jharkhand/2007 dated 27-07-2007 regarding Central List of OBCs for the State of Jharkhand.

Advice of the Commission:

The Commission considered and examined the case and decided to tender the following Advice to the Central Government in terms of Section 9(1) of the NCBC Act, 1993 for action by the Central Government under Section 9(2) of the Act:-

The castes/communities **"Agariya, Kumarbhag Pahadia, Kaura and Kavar"** should be deleted from the respective Serial Nos. as given below from the Advice tendered to the Govt. vide letter No. 1/Jharkhand/2007 dated 27-07-2007 regarding Central List of OBCs for the State of Jharkhand:-

<u>S. No.</u>	<u>Castes/communities</u>
3.	Agariya
56.	Kaura
57.	Kavar
66.	Kumarbhag Pahadia


(Abdul Ali Azizi)
Member


(M. N. Rao)
Chairman


(Chitra Chopra)
Member-Secretary

AUTHENTICATED