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MEMBER SECRETARY
NATIONAL COMMISSION
FOR BACKWARD CLASSES
NEW DELHI-110 066

D.O. Case No. UP 4/94

09. 01. 1995

Dear Shri Mata Prasad,

I am sending herewith the unanimous advice of the National Commission for Backward Classes under section 9(1) of the NCBC Act 1993 regarding proper exhibition of "Nai" in entry no. 53 of the Central List of OBC for Uttar Pradesh for necessary action under section 9(2) of the Act by the Central Government. The entry as it should be after this modification is "53. Hajjam (Nai), Nai".

Happy New Year

Yours sincerely

P.S. Krishnan
(P.S. KRISHNAN)

Shri Mata Prasad
Secretary
Ministry of Welfare
Shastri Bhavan
NEW DELHI

Enclosure: NCBC Advice No. UP 4/94

NATIONAL COMMISSION FOR BACKWARD CLASSES
UTTAR PRADESH BENCH

FINDINGS

Case: Proper exhibition of "Nai" in entry No.53 of the Central List of OBC for Uttar Pradesh.

At the Public Hearing held by the 2-Member Bench, consisting of Shri P.S. Krishnan and Dr. Dinesh Singh Yadav, at Lucknow on 21.11.1994, the Nayi(Nai) Kalyan Parishad, Uttar Pradesh presented a Request on behalf of the Hinđu Nai caste that

- (a) the spelling mistakes in respect of 2 of the synonyms in the Mandal List be corrected, namely, "Jakur" to be corrected as "Thakur" and "Sarivas" to be corrected as "Shrivās", and
- (b) certain synonyms, viz., Nai, Thakur, Khawa, Napit, Aure (अर), Shrivās, Savita, Nayi, Sain, may be added to the existing entry "Hajjam (Nai)" at entry No. 53 of the Central List of OBCs for Uttar Pradesh.

2. This Request was examined by the Bench. In the State Government's list of OBCs prior to 1989, Other Backward Classes were shown separately under the headings "Hindu" and "Muslim". Item No. 31 under "Hindu" was "Nai" and item No.8 under "Muslim" was "Hajjam (Nai)" vide list issued with No.1432/26-3-86-II (V.S)-86 dated 10.7.1986 of Uttar Pradesh Government. In 1989, the State Government issued a fresh list vide 22/53/1982-Karmik dated 4.8.89 in which the two separate headings "Hindu" and "Muslim" were removed and the two parts were integrated. In this integrated list, entry No.55 was "Hajjam (Nai)". The Request explained that Hindu members of "Nai" caste do not describe themselves as "Hajjam (Nai)" but as "Nai" and showing "(Nai)" after "Hajjam" is

causing them difficulties in getting caste certificates and other consequential benefits.

3. The new synonyms proposed by the Parishad are mostly in the Mandal List but the Parishad has suggested a few more synonyms and has not referred to one of the synonyms in the Mandal List. Which of these synonyms are to be added based on local practices and other relevant factors is a matter that had best be examined after the State Commission completes its work in this regard. The request of this community in respect of additional synonyms was one of the 23 items considered by the State Commission at its Hearing from 7.11.1994 to 21.11.1994. But in the meanwhile, the representationists have a strong case that not showing "Nai" as a substantive item at entry No.55 of the 1989 list of the State while integrating the two parts of the pre-1989 list is causing difficulties for the members of the caste who follow the Hindu religion and who refer to themselves as "Nai". The solution for this does not involve any fresh addition but a proper exhibition of the existing entry. This corrective action need not wait until after the examination of the new synonyms to be added. The simple corrective action required in order to remove the real current difficulty of the members of this caste who follow Hindu religion is to slightly modify the entry No. 53 of the Central List as follows:-

"53. Hajjam (Nai), Nai"

4 Accordingly, it is the view of the Bench that entry No. 53 of the Central List of OBCs for Uttar Pradesh be notified as "53. Hajjam (Nai), Nai".

Authenticated

P. S. Mishra