

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Shri Justice M. N. Rao, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri Deepak Katole, Member

Case: Request for Inclusion of 'BERI VYSYA / BERI CHETTY' caste / community in the Central List of Other Backward Classes for the State of Andhra Pradesh.

I. Request:

1. National Commission for Backward Classes (NCBC) in its VIth/32nd Meeting held on the 23rd & 24th January, 2013 considered the request of the Government of Andhra Pradesh for the inclusion of 'BERI VYSYA / BERI CHETTY' caste / community in the Central List of Other Backward Classes (OBC) for the State of Andhra Pradesh.

II Findings

2. The caste / community 'BERI VYSYA / BERI CHETTY' was already included in the State List of Backward Classes by the Government of Andhra Pradesh on the recommendation of the State Commission for Backward Classes by issuing G.O.Ms.No.21 Backward Classes Welfare (C2) Department dated 4-7-2008 confining the area operation to Chittoor, Nellore and Krishna Districts only.

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3. We have gone through the report of the State Commission for Backward Classes. We regret our inability to agree with the recommendations of the State Commission.
4. The social status of the community as stated by the State Commission discloses that 80.3% of the population consider themselves as "normal". They never had any feeling of inferiority. On the question of social discrimination 75.4% answered "normal".
5. The literacy rate of the community is 76.8% whereas the State average is only 60.47%.
6. In order to include a community in the List of Backward Classes as per the Judgment of the Supreme Court in Indra Sawhney case (1992 (3) Supp SCC 217), it is essential that the community must be socially and educationally backward and its representation in services is inadequate. Despite noting the absence of social and educational backwardness of the community as indicated in the survey report, the State Commission has recommended this community for inclusion in the State List of Backward Classes.
7. People belonging to this community migrated from Tanjavur District of Tamil Nadu to Andhra Pradesh during Chola period. It is a land holding community and their traditional occupation is agriculture and business. This has been noted by the State Commission in its report. We are unable to understand how this community could be included in the List of Backward Classes.
8. For the aforesaid reasons, NCBC is of the view that the caste / community 'BERI VYSYA / BERI CHETTY' does not deserve to be included in the Central List of Backward Classes and therefore the request of the State Government for inclusion of the caste/community 'BERI VYSYA / BERI CHETTY' is rejected.

III. ADVICE OF THE COMMISSION

9. 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:-

“Request for inclusion of the caste / community **“BERI VYSYA / BERI CHETTY”** in the Central List of OBC for the State of Andhra Pradesh be **rejected** as they are not socially and educationally backward communities”.



(Justice M. N. Rao)

Chairperson



(S. K. Kharventhan)

Member



(Deepak Katole)

Member

AUTHENTICATED



Secretary
National Commission for Backward Classes
New Delhi