

NATIONAL COMMISSION FOR BACKWARD CLASSES

Hon'ble Justice V. Eswaraiah, Chairperson

Hon'ble Shri S. K. Kharventhan, Member

Hon'ble Shri A.K.Saini, Member

Hon'ble Dr. Shakeel uz-Zaman Ansari, Member

Hon'ble Shri A.K.Mangotra, Member-Secretary

Case: Request for Inclusion of 'Dhiman' as synonym of 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia' castes / communities in the Central List of Other Backward Classes for the State of Uttarakhand.

I. Request

1. The NCBC received letters dated 10.01.2012, 31.12.2012 and 03.05.2013 from the Uttarakhand State Backward Classes Commission, requesting the NCBC for inclusion of caste/community 'Dhiman' as synonym of 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia' castes / communities in the Central List of Other Backward Classes for the State of Uttarakhand. NCBC vide letters dated 02.03.2012, 02.08.2012 and 07.02.2013 sought the survey report, advices and other information available from the Uttarakhand Backward Classes Commission to consider the case. In response, Uttarakhand Backward Classes

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Commission informed vide letter dated 02.05.2013 that this caste is adopted from Uttar Pradesh State List of OBC. The matter was placed in the VII Commission's 16th Meeting held on 25.07. 2014 and it was decided to conduct a Public Hearing in the State of Uttarakhand in the month of November, 2014. After consultation with the State Government, the date for the Public Hearing was fixed on 12th November 2014 at 1000 Hours. Accordingly, a Public Notice was published in the local Newspapers on 09.11.2014 in English and Hindi languages to examine the request for inclusion of the caste/ community 'Dhiman' as synonym of 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia' castes / communities in the Central List of Other Backward Classes for the State of Uttarakhand.

II. PUBLIC HEARING

2. The Commission consisting of Justice V. Eswaraiah, Hon'ble Chairperson, Shri S. K. Kharventhan, Hon'ble Member, Shri A.K.Saini, Hon'ble Member, Dr. Shakeel uz-Zaman Ansari, Hon'ble Member and Shri A.K.Mangotra, Hon'ble Member-Secretary held a Public Hearing at Dehradun on 12th November, 2014 for inclusion of caste/ community 'Dhiman' as synonym of 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia' castes / communities in the Central List of Other Backward Classes for the State of Uttarakhand.

3. The State Government requested for inclusion of this caste in the Central List of Other Backward Classes for the State of Uttarakhand as

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the same is already included in the Uttarakhand State Backward Classes List.

III. FACTS

4. 'Dhiman' caste/community was included in the State List of Backward Classes of Uttar Pradesh vide G.O.No.731/64-1-97 dated 6-8-1997 and G.O.No.882/64-1-99-33/97 dated 28-5-1999. After the formation of the State Government of Uttarakhand, it adopted the State List of Backward Classes of Uttar Pradesh vide its Notification No.371/XXX(2)/2010 dated 22-3-2010 and included the caste/community 'Dhiman' in the State List of Backward Classes at Sl.No.32 along with the castes/communities 'Badhai', 'Saifi', 'Vishwakarma' 'Panchal', 'Ramgadhiya', 'Jagir'.

In the Central List of OBCs for the State of Uttarakhand, 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia' castes/communities are included at Entry No. 11.

In the Mandal List of Uttar Pradesh at Entry No. 14 "Barhai, Badhai, Barai, Chauvasai, Jangid-Brahman, Khati, Kolash, Lote, Panchal, Tarkhan, Vishwakarna" castes/communities are included.

5. There is no separate enquiry/survey conducted by the State Commission or the State Government of Uttarakhand with regard to its social and educational status. Based on the State List only a request has been made for inclusion of the caste/community 'Dhiman' in the Central List of OBCs for the State of Uttarakhand.

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6. At the time of Public Hearing, the caste people belonging to 'Dhiman' represented that they are the rural artisans and they are known as 'Dhiman', 'Jagir', 'Panchal', 'Badhai', 'Lohar', 'Viswakarma', Ramgarhia. The caste 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia' is already included in the Central List of Other Backward Classes for the State of Uttarakhand at Entry No.11. It is stated that they are mainly known as 'Dhiman' and since their caste/community is not included in the Central List of OBCs for the State of Uttarakhand, they are facing difficulty in getting the OBC certificate. Accordingly they requested to include 'Dhiman' caste/community in the Central List of OBCs for the State of Uttarakhand alongwith 'Badhai' caste/community.

7. As regards their social and educational backwardness, they being the rural artisans, there cannot be any dispute about their entitlement for inclusion of their caste in the Central List of OBCs for the State of Uttarakhand. As their caste 'Dhiman' is included in the Central List of OBCs for the States of Haryana and Punjab, they requested the Commission to include 'Dhiman' caste/community in the Central List of OBCs for the State of Uttarakhand.

IV. FINDINGS

8. The Commission is of the opinion that in so far as 'Dhiman' caste/community is concerned, their main caste is 'Badhai' and 'Panchal'. The caste people in the State of Uttarakhand are mainly known as 'Dhiman'. The Officers of the State Government and State Commission who were present at the time of Public Hearing also stated

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that 'Dhiman' caste/community is a rural artisan community and the said community has already been included in the Central List of OBCs for the States of Haryana and Punjab. Accordingly, the Commission recommends the inclusion of 'Dhiman' caste/community in the Central List of OBCs for the State of Uttarakhand at Entry No.11 as synonym of 'Barhai', 'Badhai', 'Viswakarma', 'Ramgarhia'.

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V. 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:-

“The caste/community ‘Dhiman’ as synonym of ‘Barhai’, ‘Badhai’, ‘Viswakarma’, ‘Ramgarhia’ castes / communities be included at Entry No. 11 in the Central List of Other Backward Classes for the State of Uttarakhand as follows:

“11. Barhai, Badhai, Viswakarma, Ramgarhia, Dhiman (धीमान)”


(Justice V.Eswaraiah)
Chairperson


(S.K.Kharventhan)
Member


(A.K.Sani)
Member


(Dr.Shakeel-Uz-Zaman Ansari)
Member


(A.K.Mangotra)
Member-Secretary

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