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भारत सरकार
नई दिल्ली-110 066
MEMBER-SECRETARY
NATIONAL COMMISSION
FOR BACKWARD CLASSES
GOVERNMENT OF INDIA
NEW DELHI-110 066

DO Case No. UP 43/96

9 January, 1996

Request

Dear Shri Saxena,

I am sending herewith the Advice of the National Commission for Backward Classes under Section 9(1) of the NCBC Act 1993 regarding inclusion of "Kachhi-Kushwaha, Shakya" as synonyms of "Kachhi" in the Central List of Backward Classes for Uttar Pradesh for necessary action under Section 9(2) of the Act by the Central Government.

With kind regards,

Yours sincerely
P. S. Krishnan
(P.S. KRISHNAN)

Public Hearings

Shri K.B. Saxena
Secretary
Ministry of Welfare
Shastri Bhavan
NEW DELHI

Encl: As stated

Page

NATIONAL COMMISSION FOR BACKWARD CLASSES

Uttar Pradesh Bench

Findings

Case: Request for Inclusion of "Kushwaha, Shakya" in the Central List of Backward Classes for Uttar Pradesh as synonyms of "Kachhi"

I. Request

The Akhil Bharatiya Shakya, Maurya, Kushwaha, Saini Mahasabha, Lucknow has made the Request inter-alia for the inclusion of "Kushwaha, Shakya" as synonyms of "Kachhi" in the Central List of Backward Classes for Uttar Pradesh. There is also a similar Request from the Keviams (केवीयम्न) India Vikas Parishad, Lucknow.

II. Public Hearings

2. The 2-Member Uttar Pradesh Bench of the Commission consisting of Shri P.S.Krishnan and Dr. Dinesh Singh Yadav held Public Hearings in respect of this Request at Lucknow on 6.9.95 and 28.11.95. At the Public Hearing on 6.9.95 the State Government was represented by Shri S.K. Agarwal, Secretary, Deptt. of National Integration, Shri M.P. Mishra, Special Secretary, Deptt. of National Integration, Shri S.K. Srivastava, Statistical Officer, Directorate of Social Welfare and Shri M.A. Siddiqui, Secretary, UP Backward Classes Commission. Shri Chandra Bhawan Maurya represented the Maha Sabha. At the Public Hearing held on 28.11.95 the State Government was represented by Shri Ram Kumar, Secretary, Backward Classes Welfare Deptt. and Shri M.A.Siddiqui, Secretary, UP Backward Classes Commission.

III. Facts

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

(1) State List

"3. काछी"

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

(ii) Mandal List

"59. Kachhi, Kouri, Kushwa, Mauriya, Murar, Naldih, Nardiha"

(iii) Central List

"3. Kachhi"

4. The UP State Backward Classes Commission has enquired into similar Requests in respect of the State List and on its Advice the State Government has issued Notification No. B-456/Ka2-1995(Personnel Section-2) dated 6.9.1995 making certain amendments in some of the entries in Schedule I of the UP Public Services (Reservation for Scheduled Castes, Scheduled Tribes and Other Backward Classes) Act, 1994. The amendment relevant to the present Request is the following:-

Original entry

"3. Kachchi"

Amended entry

"3.Kachchi, Kachchi-Kushwaha, Shakya"

Those present and the State Government representatives, not only did not object to the Request, but also supported it.

IV. Findings

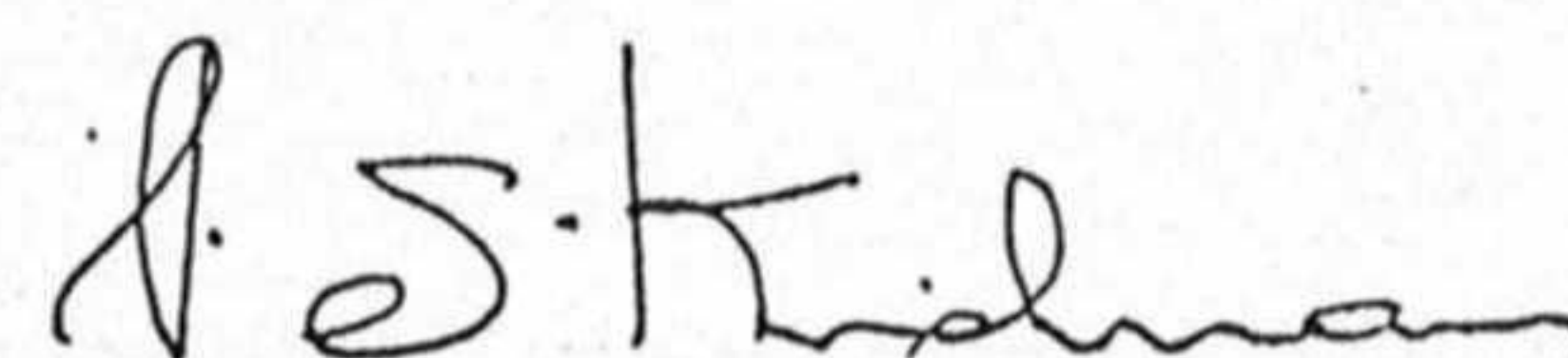
5. From the perusal of the amendments made by the State Government and the evidence tendered before the Bench, it is the Finding of the Bench that the names "Kushwaha" and "Shakya" have been taken by the community popularly known as "Kachhi" as their dignified synonyms and that these synonyms be included in the Central List of Backward Classes for Uttar Pradesh in addition to the existing entry so that the amended entry will read as follows:-

"3. Kachhi, Kachhi-Kushwaha, Shakya"

This is also in line with the entry as amended by the State Government on the advice of the State Commission with the only

ATTESTED
J. S. Krishnan
P. S. KRISHNAN
Member Secretary
National Commission
Backward Classes

ference that Hindi "काशी" has been correctly transcribed as "Kachhi" in the proposed entry as already done in the Common List since the transcription in the English version of the State List as "Kachchi" is not a correct transcription of the Hindi original "काशी"



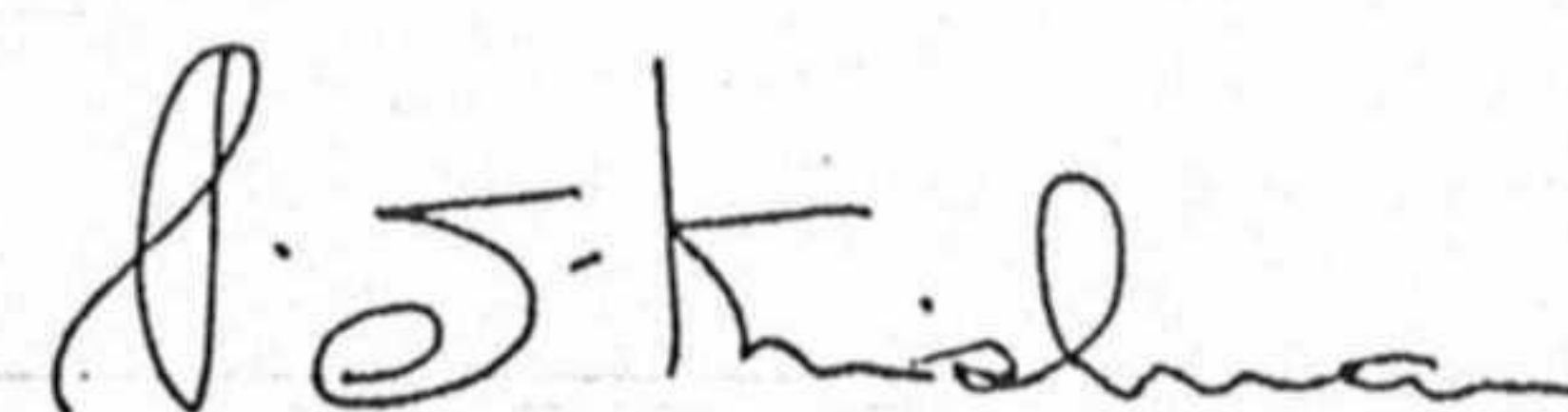
Member, U.P. Bench

V. Advice of the Commission

6. The Commission considered and agreed in full with the Findings of the Uttar Pradesh Bench and decided to tender the following Advice to the Central Government in terms of Section 9(1) of the NCBC Act, 1993:-

The synonyms "Kachhi-Kushwaha and Shakya" be included in the Central List of Backward Classes for Uttar Pradesh along with the existing entry "3. Kachhi" so that the amended entry will read as follows:-

"3. Kachhi, Kachhi-Kushwaha, Shakya"



CD. L. SHETH

Justice R. N. Prasad
Chairman
National Commission for
Backward Classes

9.1.96 (DR R. Prasad)

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