



Government of Jammu and Kashmir
General Administration Department
(Administration Section)
Civil Secretariat,
Srinagar/Jammu

Subject: - Reservation for Other Backward Classes --- issue of certificates.

Circular No. 15 -GAD of 2008
Dated: 24 - 04 - 2008

Attention of all the Deputy Commissioners in the State is invited to the circular instructions issued vide General Administration Department No.32-GAD of 1998 dated 02-12-1998 read with Circular No.7-GAD of 2008 dated 19-02-2008 regarding issue of "**Other Backward Classes Certificates**" by the designated Authorities in terms of Government of India Notifications of "**Other Backward Classes**" for the State of Jammu & Kashmir. In the above quoted circulars only 21 categories are eligible to get the certificate of other Backward Classes for applying against the post in Government of India and its subordinate agencies. As per Ministry of Social Justice and Empowerment Resolution No. 12015/9/2000-BCC dated 6th September 2008 (copy enclosed), the Categories of "**Lohar**" and "**Tarkhan**" have also been included in the central list of "**Other Backward Classes**" in respect of the Jammu & Kashmir State.

Accordingly, all the Deputy Commissioners/Authorised Officers are instructed to issue the certificate of "**Other Backward Classes**" in respect of the above mentioned two Categories of "**Lohar**" & "**Tarkhan**" so that the candidate of these two categories can also apply against various posts in Government of India.


(Basharat Ahmad Dhar) IAS

Commissioner/Secretary to Government,
General Administration Department

No.GAD(Adm)260/2006-V

Dated:- 24-04-2008

Copy to the:-

1. All Administrative Secretaries/Principal Secretary to Hon'ble Chief Minister/Principal Secretary to Government, Social Welfare Department.
2. Divisional Commissioner, Jammu/Kashmir.
3. All Deputy Commissioners.

* वर्तनी/मुद्रण संबंधी त्रुटियों की शुद्धि

नई प्रविष्टि

@ हिन्दी अनुवाद में समुदाय को चिप्पा सिंधी खत्री के स्थान पर चिप्पा-सिंधी-खत्री दर्शाया जाए।

@@ हिन्दी अनुवाद में समुदाय का नाम खत्री के स्थान पर खाती दिया जाए।

MINISTRY OF SOCIAL JUSTICE & EMPOWERMENT

RESOLUTION

New Delhi, the 6th September, 2001

No. 12015/9/2000-BCC.— The Government of India, vide the Ministry of Personnel, Public Grievances and Pension (Department of Personnel & Training) OM No.36012/22/93-Estt. (SCT) dated the 8th September, 1993 have reserved 27% of vacancies in Civil Posts and Services under the Central Government, to be filled through direct recruitment in favour of the Other Backward Classes (OBCs).

2. The National Commission for Backward Classes (NCBC) was set up as per the provisions of the NCBC Act, 1993 to entertain, examine and recommend upon the requests for inclusion and complaints of over-inclusion and under-inclusion in the Central Lists of OBCs.

3. The Common Central List of OBCs in respect of 26 States/UTs were notified vide Ministry of Welfare Resolution No.12011/68/93-BCC (c) dated the 10th September, 1993, No.12011/96/94-BCC dated the 19th October 1994, No.12011/7/95-BCC dated the 24th May 1995, No.12011/99/94-BCC dated the 11th December, 1997. The said lists were modified on the basis of the recommendations of the NCBC and notified from time to time vide Resolutions No.12011/96/94-BCC dated the 9th March, 1996, No.12011/44/96-BCC dated the 6th December, 1996, No.12011/13/97-BCC dated the 3rd December, 1997, No.12011/68/98-BCC dated the 27th October, 1999, No.12011/88/99-BCC dated the 6th December, 1999, No.12011/36/99-BCC dated the 4th April, 2000 and No.12011/44/99-BCC dated the 21st September, 2000.

4. The NCBC have subsequently recommended castes/communities (including sub-castes/synonyms) for inclusion/amendment in the Central List of OBCs in respect of Andhra Pradesh, Gujarat, Haryana, Himachal Pradesh, Karnataka, Madhya Pradesh, Maharashtra, Orissa, Pondicherry, Rajasthan, Tamil Nadu, Tripura, Uttar Pradesh and West Bengal.

5. Further, the NCBC Act, 1993 is not applicable to the State of Jammu & Kashmir. The State Government has recommended the inclusion of 'Lohar' and 'Tarkhan' castes/communities in the Central List of OBCs for Jammu & Kashmir.

6. The Government have considered and accepted the recommendations of the Commission and also of the State Government of Jammu & Kashmir. Accordingly, the inclusion/amendments in the Central Lists of OBCs in respect of afore-said States/UTs as given in the Annexure is hereby notified. These inclusions/amendments shall take effect from the date of issue of this Resolution.

SWAPNA RAY, Jt. Secy.

ANNEXURE

Inclusion/Amendment in the Central List of Other Backward Classes (OBCs) in respect of under mentioned States/UTs.

1. Andhra Pradesh
2. Gujarat
3. Haryana
4. Himachal Pradesh
5. Jammu & Kashmir
6. Karnataka
7. Madhya Pradesh
8. Maharashtra
9. Orissa
10. Pondicherry
11. Rajasthan
12. Tamil Nadu
13. Tripura
14. Uttar Pradesh
15. West Bengal

S. N.	Name of the State	Old Entry	New Entry
1.	Andhra Pradesh	102. Vannikula Kshatriya	102. Vannikula-Kshatriya*
2.	Gujarat	77. Wadwa Waghri	77. Wadwa Waghari*
		77A. Vaghari Gamicho	77A. Vaghri-Gamicho*
		93. Rajbhar. Bhar	83. Rajbhar. Bhar*
		93. Kachhia, Kachhi. Kachi-Kushwaha. Maurya-Koria	93. Kachhia. Kachhi.* Kachhi-Kushwaha. Maurya-Koiri
		94. Chhipa	97. Chhipa*
3.	Haryana	73. Soni Dawala Nyaria	73. Soni (Dawala)* Nyaria*
4.	H.P.	49. Julaha. Ansari (other than those included in the list of ST's)	49. Julaha.* Ansari (other than those included in the list of SC's)
5.	J&K	NIL	21. Lohar. Tarkhan#
6.	Karnataka	82. 24 Manai Telugu Chettair	82. 24 Manai Telugu Chettiar*
		87. Harikanthra	87. Hariakanthra*
		106. Kaniyur	106. Kaniyaru*
		112. Kumbra	112. Kimbara*
		113. Kurba (except in Coorg District)	113. Kurba (except in Coorg District)*
		145. Vannikula. Kshatriya	145. Vannikula. Kshatriya*
		146. Uppara. Uppera. Lingayat. Uppara/Sunnagara. Upiliyan. Beldar. Sagara. Chunar. Gavandi. Govandi.	146. Uppara. Uppar.* Uppera. Lingayat Uppara/Sunnagara. Upiliyan. Beldar. Chunar. Gavandi. Govandi.

[Part I—SI]

		Gavadi, Melusakkare	Gavadi, Goundi,* Melusakkare, Kallu Kutiga Uppara, Melusakkreyavaru, Namada Uppara, Sunna Uppara, Sunnagara, Padi/Padti, Uppaliga, Uppaliga Shetty, Sagar, Sagara, Kercbandiyavaru, Lonari,# Yekkali,# Yakalara.#
		149. Yekalar, Yaklar, Yekkali, Egilika.	149. Yekalar.* Yaklar. Egilika.
		156. Sarpa, Vakkaliga, Uppina Kolaga, Vokkaliga.	156. Sarpa Vakkaliga.* Uppina Kolaga Vokkaliga *
		170. Somavamsha Arya Kshatriya, Tambat, Nalabund, Chitragar.	170. Somavamsha Arya Kshatriya.* Tambat, Nalabund, Chitragar, Chitara,# Chittari.#
7.	Madhya Pradsh	8. Badhbhuja, Bhunjwa, Bhurji.	8. Badhbhuja, Bhunjwa, Bhurji, Dhuri or Dhoori.*
		10. Chippa-Sindhi- Khatri	10. Chippa-Sindhi-Khatri@
		12. Dhimar/Dhimer. Bhoi, Kahar, Kahra, Dhiwar, Mallah, Nawda, Navda, Turaha.	11. Dhimar/Dhimer,* Bhoi, Kahar, Kahra, Dhiwar, Mallah, Nawda, Navda, Turaha.

		Kewat (Rackwar Raikwar). Kir (excluding Bhopal, Raisen and Sehore districts) Britiya/Vritiya. Sondhiya	Kewat (Rackwar Raikwar), Kir (excluding Bhopal, Raisen and Sehore districts) Britiya/Vritiya. Sondhiya
8.	Maharashtra	59(15). Julaha-Ansari 72. Kachi/Kachhia, Kachhi 96. Luniya Suniya NIL	59(15). Julaha-Ansari.* 72. Kachi, Kachhi, Kachhia.* 96. Luniya,* Nuniya* 217. Khatik (other than # those who are included in the list of Scheduled Castes for Maharashtra) Kasai, Kasab, Kasai-Qureshi.
9.	Orissa	43. Gola. Golla. Gope. Sadgope. Ahr. Gour. Gouda. Goudo. Mekala Golla. Punnu Golla. Yadav. Laxminarayan Gola and Goudia Gola	43. Golu. Golla. Gope. Sadgope. Ahr. Gour. Gouda. Goudo. Mekala Golla. Punnu Golla. Yadav. Laxminarayan Gola and Goudia Gola. Gopal/Gopala.* Sholakhandia.* Magadha Gouda.*
10.	Pondicherry	95. Por Kollar Karuvan 258. Yorukula	95. Porkollar* Karuvan* 258. Yerukula#
11.	Rajasthan	3. Khali 11. Daroga-Rajot Ravana Rajput 15. Gadaria (Gedri) Ghosi (Guala)	3. Khali 11. Daroga-Rajot* Ravana-Rajput* 15. Gadaria (Gadri)* Ghosi (Guala)*

12	Tamil Nadu	39. Maujagar Nil.	93. Maujagar* 180. Thiyya//
13	Tripura	5. Rajonar	5. Rajbhar*
14	Uttar Pradesh	30. Rankia 54. Hela Lalbegi 67. Pirahi 73. Kalikar	30. Ranki* 54. Hela* Lalbegi* 67. Peerahi* 73. Kalaikar*
15	West Bengal	(i) Malakar (ii) Jolah (Ansari Momin) (iii) Kansari (iv) Tanti. Tantubaya (v) Dhanuk (vi) Shankhakar	22. Malakar* 23. Jolah (Ansari Momin)* 24. Kansari* 25. Tanti, Tantubaya* 26. Dhanuk* 27. Shankhakar*

* Correction of Spellings/typographical errors.

Fresh inclusion.

@@ In Hindi version the community may be shown as Chippa-Sindhi-Khatri in place of Chippa Sindhi Khatri.

@@ In Hindi version the name of the community is to be given as Khatri in place of Khatri.



Government of Jammu and Kashmir
General Administration Department
(Administration Section)
Civil Secretariat,
Srinagar/Jammu

Subject:- Reservation for Other Backward Classes --- issue of certificates.

Circular No. 07 -GAD of 2008
D a t e d:- 19 -02-2008

Attention of all the Deputy Commissioners in the State is invited to circular instructions issued vide General Administration Department No. 32-GAD of 1998 dated 2-12-1998 (copy enclosed) regarding issue of "Other Backward Classes" certificates by the designated authorities in terms of Government of India's notification of other Backward Classes for the State of J&K. These certificates are issued with a view to enable the candidates of 'Other Backward Classes' to apply for posts in Government of India and its subordinate agencies where the Central reservation rules apply for recruitment and promotions.

It has been decided to reiterate the circular instructions as an impression has been given that the people belonging to the notified Other Backward Classes categories are not fully aware of this facility and consequently are not taking benefit of it.

All Deputy Commissioners are therefore enjoined upon to take appropriate follow up action in their respective districts and ensure smooth implementation of the above referred to circular instructions.

Sd/-
(Khurshid A. Ganai) IAS
Principal Secretary to Government
General Administration Department

No:-GAD(Adm)260/2006-V

Dated:- 19 -02-2008

Copy to the:-

1. Secretary to Government, Social Welfare Department.
2. Divisional Commissioner, Jammu/Kashmir.
3. All Deputy Commissioners.


(Asgar Hussain) 12/02

Under Secretary to Government
General Administration Department

No. 36012/22/93- Estt (SCT)
Government of India
Ministry of Personnel, Public Grievances & Pension
(Department of Personnel & Training)
New Delhi, the 8th September, 1993
OFFICE MEMORANDUM

Subject:- Reservation for Other Backward Classes in Civil Posts and Services under the Government of India --- Regarding.

The undersigned is directed to refer to this Department's O.M. No. 36012/31/90-Estt(SCT) dated the 13th August, 1990 and 25th September, 1991 regarding reservation for Socially and Economically Backward Classes in Civil Posts and Services under the Government of India and to say that following the Supreme Court judgement in the Indira Sawhney and others Vs. Union of India and others case (Writ Petition (Civil) No. 930 of 1990) the Government of India appointed an Expert Committee to recommend the criteria for exclusion of the socially advanced persons/sections from the benefits of reservations for Other Backward Classes in civil posts and services under Government of India.

2. Consequent to the consideration of the Expert Committee's recommendation this Department's Office Memorandum No. 36012/31/90-Estt(SCT), dated 13-8-90 referred to in para (1) above is hereby modified to provide as follows:-

- (a) 27% (Twenty seven percent) of the vacancies in civil posts and services under the Government of India, to be filled through direct recruitment, shall be reserved for the Other Backward Classes. Detailed instructions relating to the procedure to be followed for enforcing reservation will be issued separately.
- (b) Candidates belonging to OBCs recruited on the basis of merit in an open competition on the same standards prescribed for the general candidates shall not be adjusted against the reservation quota of 27 %.
- (c) (i) The aforesaid reservation shall not apply to persons/sections mentioned in column 3 of the Schedule to this office Memorandum.
(ii) The rule of exclusion will not apply to persons working as artisans or engaged in hereditary occupations, callings. A list of such occupations, callings will be issued separately by the Ministry of Welfare.
- (d) The OBCs for the purpose of the aforesaid reservation would comprise, in the first phase, the castes and communities which are common to both the lists in the report of the Mandal Commission and the State Government's Lists. A list of such castes and communities is being issued separately by the Ministry of Welfare.
- (e) The aforesaid reservation shall take immediate effect. However, this will not apply in vacancies where the recruitment process has already been initiated prior to the issue of this order.

3. Similar instructions in respect of public sector undertakings and financial institutions including public sector banks will be issued by the Department of Public Enterprises and by the Ministry of Finance respectively from the date of this Office Memorandum.

SMT. SARITA PRASAD,
Joint Secretary to the Govt. of India.

To

All Ministries/Departments of Government of India.

Copy :-

1. Department of Public Enterprises,
New Delhi
2. Ministry of Finance (Banking &
Insurance Division), New Delhi.

It is requested that the said instructions may be issued in respect of PSUs Public Sector Banks and Insurance Corporation

①

SCHEDULE

1	2	3
Description of category	To whom rule of exclusion will apply	
<p>I. CONSTITUTIONAL POSTS</p>	<p>Son (s) and daughter (s) of</p> <p>(a) President of India;</p> <p>(b) Vice President of India ;</p> <p>(c) Judges of the Supreme Court and of the High Court;</p> <p>d) Chairman and Members of UPSC and of the State Public Service Commission ; Chief Election Commissioner, Controller and Auditor General of India;</p> <p>(e) persons holding Constitutional positions of like nature.</p>	
<p>II. SERVICE CATEGORY :</p> <p>A.. Group A/Class I Officers of the All India Central and State Service (Direct Recruits)</p>	<p>Son(s) and daughter (s)</p> <p>(a) parents, both of whom are Class - I officers;</p> <p>(b) parents, either of whom is a Class - I officer;</p> <p>(c) parents, both of whom are Class-I officers, but one of them dies or suffers permanent incapacitation.</p> <p>(d) parents, either of whom is a Class-I Officer and such parent dies or suffers permanent incapacitation and before such death of such incapacitation has had the benefit of employment in any International Organization like UN, IMF, World Bank, etc., for a period of not less than 5 years.</p> <p>(e) parents, both of whom are Class-I officer die or suffer permanent incapacitation and before such death or such incapacitation of the both, either of them has had the benefit of employment in any International Organisation like UN, IMF, World Bank, etc., for a period of not less than 5 years.</p> <p style="text-align: center;">Provided that the rule of exclusion shall not apply in the following cases:</p> <p>(a) Sons and daughters of parents either of whom or both of whom are Class-I officers and such parent(s) dies/die or suffer permanent incapacitation.</p> <p>(b) A lady belonging to OBC category has got married to a Class-I Officer, and may herself like to apply for a job.</p>	

V. PROPERTY OWNERS

A. Agricultural holdings

Son (s) and daughter (s) of persons belonging to a family (father, mother and minor children) which owns.

- (a) only irrigated land which is equal to or more than 85% of the statutory ceiling area, or
- (b) both irrigated land and unirrigated land, as follows:

The rule of exclusion will apply where the pre-condition exist that the irrigated area (having been brought to a single type under a common denominator) 40% or more of the statutory ceiling limit for irrigated land (this being calculated by excluding the unirrigated portion). If this pre-condition of not less than 40% exists, then only the area of unirrigated land will be taken into account. This will be done by converting unirrigated land on the basis of the conversion formula existing, into the irrigated type. The irrigated area so computed from unirrigated land shall be added to the actual area of irrigated land and if after such clubbing together the total area in terms of irrigated land is 80% or more of the statutory ceiling limit for irrigated land, then the rule of exclusion will apply and disentitlement will occur.

The rule of exclusion will not apply if the land holding of a family is exclusively unirrigated

B. Plantations

- (i) Coffee, tea, rubber etc.

Criteria of income/wealth specified in Category VI below will apply.

- (ii) Mango, citrus, apple plantatons etc.

Deemed as agricultural holding and hence criteria at A above under this Category will apply.

Criteria specified in Category VI below will apply.

C. Vacant land and /or buildings in urban areas or urban agglomerations.

Explanation :- Building may be used for residential, industrial of commercial purpose and the like two or more such purposes.

VI. INCOME/WEALTH TEST

Son(s) and daughter(s)

- (a) Persons having gross annual income of Rs. 1 lakh or above or possessing wealth above the exemption limit as prescribed in the Wealth Tax Act for a period of three consecutive years

(b) Persons in Categories I, II, III and VA who are not disentitled to the benefit of reservation but have income from other sources of wealth which will bring them within the income/wealth, criteria mentioned in (a) above.

(i) Income from salaries or agricultural land shall not be clubbed:

Explanation :- Wherever the expression

" permanent incapacitation " occur in this Schedule, it shall mean incapacitation which results in putting an officer out of service.

(ii) The income criteria in terms of rupee will be modified taking into account the change in its value every three years. If the situation, however so demands, the interregnum may be less.

B. Group B/Class II Officers of the Central and State Services (Direct Recruitment).

(a) Son (s) and daughter (s) of.

(a) parents both of whom are Class – II officers.
 (b) parents, of whom only the husband is a Class II officer and he gets into Class I at the age of 40 or earlier.

(c) parents, both of whom are Class II officers and one of them dies or suffers permanent incapacitation and either one of them has had the benefit of employment in any International Organisation like UN, IMF, World Bank, etc. for a period of not less than 5 years before such death or permanent incapacitation ;

(d) parents of whom the husband is a Class I officer (direct recruit or pre-forty promoted) and the wife is a Class II officer and the wife dies; or suffers permanent incapacitation; and

(e) parents, of whom the wife is a Class I officer (Direct Recruit or pre-forty promoted) and the husband is a Class II officer and the husband dies or suffers permanent incapacitation Provided that the rule of exclusion shall not apply in the following cases:
 Sons and daughters of

(a) parents both of whom are Class II officers and one of them dies or suffers permanent incapacitation.

(b) Parents, both of whom are Class II officers and both of them die or suffer permanent incapacitation, even though either of them has had the benefit of employment in any International Organisation like UN, IMF, World Bank, etc., for a period of not less than 5 years before their death or permanent incapacitation.

C. Employees in Public Sector Undertakings etc.

The criteria enumerated in A & B above in this Category will apply mutatis mutandi to officers holding equivalent or comparable posts in PSUs, bank Insurance Organisations, Universities, etc. and also to equivalent or comparable posts and positions under private employment. Pending the evaluation of the posts on equivalent of comparable basis in these institutions, the criteria specified in Category VI below will apply to the officers in these Institutions.

III. ARMED FORCES INCLUDING PARAMILITARY FORCES.

(Persons holding civil posts are not included).

Son (s) and daughter (s) of parents either or both of whom is or are in the rank of Colonel and above in the Army and to equivalent posts in the Navy and the Air Force and the Para Military Forces.

Provided that:

(i) if the wife of an Armed Forces Officer is herself in the Armed Forces, i.e., the category under consideration the rule of exclusion will apply only when she herself has reached the rank of Colonel.

(ii) The service ranks below Colonel of husband and wife shall not be clubbed together ;

(iii) if the wife of the officer in the Armed Forces is in civil employment, this will not be taken into account for applying rule of exclusion unless she falls in the service category under item No. II in which case the criteria and conditions enumerated therein will apply to her independently.

IV. PROFESSIONAL CLASS AND THOSE ENGAGED IN TRADE AND INDUSTRY

(I) Persons engaged in profession as a doctor, lawyer, chartered Accountant, Income Tax Consultant, financial or management consultant, dental surgeon, engineer, architect, computer specialist, film artists and other film professional, author, playwright, sports professional, media professional or any other vocations of like status.

(II) Persons engaged in trade, business and industry

Criteria specified against Category VI will apply:
Explanation :

(i) Where the husband is in some profession and the wife is in a Class -II or lower grade employment, the income/ wealth test will apply only on the basis of the husband's income.

(ii) If the wife is in any profession and the husband is in employment in a Class- II or lower rank post, than the income/wealth criterion will apply only on the basis of the wife's income and the husband's income will not be clubbed with it.

Government of Jammu and Kashmir
General Administration Department

Subject: Reservation for Other Backward Classes-Issuance of Certificates.

Circular No. 32-GAD of 1998

Dated: 02-12-1998

1. All concerned are aware that Government of India, vide Ministry of Social Welfare's resolution No. 1211/68/93-OBC dated 10-09-1993 have notified common list of "Other Backward Classes" for purposes of reservation in Civil posts and services under the Government of India. The common list of Other Backward classes prepared by the Government of India in respect of Jammu and Kashmir was notified by the Ministry of Welfare under Resolution No.12011/7/95-BCC dated 24th May, 1995. As per this resolution, the central list of Other Backward classes. (OBCs) in respect of Jammu and Kashmir is as follows:-

S.No.	Name of Castes/Communities in the common list of 1994.	Entry No. in the J&K Reser- vation Rules (Viz. SRO 126 of 1994	Entry No. in Mandal List.
1	2	3	4
1-	Bahach Hanjie and Shikarawallas (excluding house boat owners).	1	29
2-	Bangi (Sweepers Bhangi) excluding those Khakrob) in Sch. Caste)	7	6
3-	Barbars (Rural Only)	8	28
4-	Bhand	10	3
5-	Dambali Faqir	14	13
6-	Dooms (excluding those in Sch. Caste)	15	16
7-	Fishermen (including Gada Hanz.)	2	20
8-	Grati (Rural only)	20	25
9-	Jheewar	19	31
10-	Kulfaqir	13	37
11-	Kumar, Kumahar (village potters)	4	38
12-	Madari	12	41
13-	Bazigar	12	2
14-	Mirasi	11	45
15-	Sansi	17	54
16-	Shaksaz	5	55
17-	Shoe-repairers (working without the aid of machines).	6	46
18-	Supri Wattal (excluding those in Sch. Castes).	16	57
19-	Sikligar	18	58
20-	Teeli, Teli (Rural only)	21	62

Note:- The word "Rural only" has been deleted from SRO-126 of 1994.

21-	Village Washermen	9	15
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2. The Government of India has prescribed a proforma for obtaining a certificate under the Central Government rules. A copy of the application form is enclosed for ready reference. Similarly, certificate has to be issued under Government of India rules by the authorized officers to the eligible applicants belonging to Other Backward Classes the details of whom have given from Serial No. 1 to 21 in para 1 of

this Circular for purposes of reservation in Civil posts/services under Government of India in the form reproduced hereunder:-

“This is to certify thatSon ofof Village.....District/Division in theState.....belongs to thecommunity which is recognized as a backward class under Government of India, Ministry of Welfare Resolution 12011/7/95-BCC dated 24th May, 1995 published in the Gazette of India Extraordinary Part-1 section dated 25th May, 1995. Shri.....and /or his family ordinarily reside(s) in theDistrict/Division of theState. This is also to certify that he/she does not belong to the person/sections (Creamy Layer) mentioned in column 3 of the Schedule to the Government of India, Department of Personnel and Training O.M. No.36012/22/93-Estt. (SCT) dated 08-09-1993”.

District Magistrate
Deputy Commissioner, etc.

(Seal)

3. A photostat copy of specimen certificate is also enclosed for information.
4. A copy of O.M. No.36012/22/93-Estt(SCT) dated 15th Nov., 1993 issued by the Department of Personnel and Trainings, Govt., of India, which indicated the names of authorized officer for issuance of the certificates is enclosed. These certificates have, however, to be authenticated also by the Deputy Commissioner concerned, necessarily.
5. A copy of resolution No. 12011/7/95-BCC dated 24-05-1995 notified by the Ministry of Welfare Government of India and a copy of O.M. No. 36012(22)93-Estt(SCT) dated 08-09-1993 issued by the Ministry of Personnel, Public Grievances and Pensions, Government of India, which among others indicates the list of persons/sections among “Other Backward Classes” to whom reservation shall not apply, is enclosed. The said O.M. is self explanatory, the contents of which may kindly be kept in view while examining the cases for issuance of certificates to persons belonging to “Other Backward Classes” under the Government of India rules.
6. All authorized officers are, therefore, enjoined upon to issue certificates of belonging to “Other Backward Classes” under the Government of India rules for purposes of reservation in Civil posts and services under the Government of India in the proforma and as per procedure prescribed by the Central Government in this behalf.

By order of the Government of Jammu and Kashmir

Sd/-
Commissioner and Secretary
General Administration Department

No. GAD(MTG)/STS/C/66/94

Dated: 02-12-1998

Copy to the:-

1. Commissioner and Secretary to Government, Social Welfare Department.
2. Divisional Commissioner Jammu/Kashmir.
3. All Deputy Commissioners.

Sd/-
Under Secretary to Government
General Administration Department

8

**APPLICATION FORM FOR A CERTIFICATE FOR ELIGIBILITY FOR
RESERVATION OF JOBS FOR OTHER BACKWARD CLASSES IN CIVIL POSTS AND
SERVICES UNDER GOVERNMENT OF INDIA**

TO

Sir,

I request that a certificate in respect of reservation for other backward classes in civil post and services under Government of India be granted to me.

I) Given below the necessary particulars:

1. Full name of the applicant :
(in block letters)

2. Date of Birth :

3. Complete residential address :
a) Present

b) Permanent

4. Religion :

5. Caste :

6. Sub-caste :

7. Occupational group :

8. Serial Number of the caste in
the Central list of OBCs :

9. Name of Father :

10. Name of Mother :

E. Professional class (other than those covered in item Nos. B&C and those engaged in trade, business and industry.

i) Occupation/Profession :

F. Property Owners:

l) Agricultural land holdings(owned by mother,father and minor children)

i) Location :

ii) Size of holding :

iii) a) Irrigated (type of irrigation land)

i)

ii)

iii)

b) Unirrigated

iv) Percentage of irrigated land holding to statutory ceiling limit under state land ceiling laws

v) If land holding in both irrigated/un-irrigated total irrigated land holding on the basis of conversion formulate in state land ceiling laws.

vi) If land holding to statuory ceiling limit as per (iv)

II) Plantation:

i) Crops/Fruit :

ii) Location :

iii) Area of plantatio/or buildings in urban areas or urban agglomeration:

f.(III) Vacant land and/or buildings in urban areas or urban agglomeration :

i) Location of property :

ii) Details of property :

iii) Use to which it is put :

g) Income/Wealth :

i) Annual family income from all sources
(excluding salaries and income from
agricultural land) :

ii) Whether tax payer (yes/No) (if yes
copy of the last three year return
be furnished)

iii) Whether covered in wealth tax act (yes/no
if so furnish details)

h) Any other remarks :

I certify that the above said particulars are true to the best of my knowledge and belief and that I do not belong to the creamy layer of OBCs and am eligible to be considered for post reserved for OBCs. In the event of any information being found false or incorrect or ineligibility being detected before or after the selection, I understand that my candidature appointment is liable to be cancelled and I shall be liable to such further action as may be provided under the law and/or rules.

Place:

Yours faithfully,

Date:

(Signature of the candidate)

FORM OF CERTIFICATE TO BE PRODUCED BY OTHER BACKWARD CLASSES APPLYING FOR APPOINTMENT TO POSTS UNDER THE GOVERNMENT OF INDIA.

This is to certify that.....son/daughter ofof village.....District/Divisionin theStatebelongs to the Community which is recognized as a backward class under:-

- (i) Resolution No.12011/68/93-BCC(C) dated the 10th September, 1993, published in the Gazette of India Extraordinary Part 1, Section 1, No. 186 dated 13th September, 1993.
- (ii) Resolution No.12011/9/94-BCC dated 19th October, 1994, published in the Gazette of India Extraordinary Part I-Section -I No.163 dated 20th October, 1994.
- (iii) Resolution No.12011/7/95-BCC, dated the 24th May, 1995, published in the Gazette of India Extraordinary Part-I, Section-I No.88, dated 25th May, 1995.
- (iv) Resolution No.12011/44/96-BCC, dated the 6th December, 1996, published in the Gazette of India Extraordinary Part-I Section-I No.210, dated the 11th December, 1996.

Shri.....and/or his family ordinarily reside(s) in theDistrict/Division of theState. This is also to certify that he/she does not belong to the persons/sections (Creamy Layer) mentioned in column 3 of the Schedule to the Government of India, Department of Personnel & Training O.M. No.36012/22/93-Estt.(SCT) dated 08-09-1993.

District Magistrate,
Deputy Commissioner etc.

Dated:

Seal

-
- No: (a) The term 'ordinarily' used here will have the same meaning as in Section 20 of the Representation of the People Act, 1950.
- (b) The authorities competent to issue caste certificates are indicated below:-
- (i) District Magistrate/Additional Magistrate/Collector/Deputy Commissioner/Additional Deputy Commissioner/ Deputy Collector/1st Class Stipendary Magistrate/Sub-divisional Magistrate/ Taluka Magistrate/Executive Magistrate/Extra Assistant Commissioner (not below the rank of 1st Class Stipendary Magistrate).
 - (ii) Chief Presidency Magistrate/Additional Chief Presidency Magistrate/Presidency Magistrate.
 - (iii) Revenue Officer not below the rank of Tehsildars and
 - (iv) Sub-Divisional Officer of the area where the candidate and/or his family resides.

Seal & Signature

IMMEDIATE

No. 36012/22/93-Estt. (SCT)

भारत सरकार

GOVERNMENT OF INDIA

कार्मिक, लोक शिकायत तथा पेंशन मंत्रालय

MINISTRY OF PERSONNEL PUBLIC GRIEVANCES AND PENSIONS

कार्मिक और प्रशिक्षण विभाग

DEPARTMENT OF PERSONNEL & TRAINING

नई दिल्ली

NEW DELHI

Dated the 15th Nov. 1993

To
The Chief Secretaries of
all the State Governments/Union Territories.

Sub: Reservation for Other Backward Classes — exclusion of Creamy Layer for the purpose of appointment in services and posts under the Government of India — Certificate to be produced by the candidates.

Sir,

I am directed to say that the Government of India has issued instructions on 8.9.93 providing for reservation to Other Backward Classes in the services and posts under the Government of India (A copy of this O.M. is enclosed). The Other Backward Classes for the purpose of the above said reservation would comprise, in the first phase, the castes and communities which are common to both the lists in the report of the Mandal Commission and the State Government's list. A list of such castes and communities was notified in Resolution No. 12011/68/93-BCC(C), dated 10th Sept. 1993 published in the Gazette of India, Extraordinary Part I Section I dated 13.9.93. For the purpose of verification of the castes and communities the Government of India has prescribed a certificate from the following authorities as in the case of SC/ST vide this Department's O.M. No. 36012/22/93-Estt. (SCT), dated 22.10.93 (copy enclosed):

- (a) District Magistrate/Additional District Magistrate/Collector/Deputy Commissioner/Additional Deputy Commissioner/Deputy Collector/1st Class Stipendary Magistrate/Sub-Divisional Magistrate/Taluka Magistrate/Executive Magistrate/Extra Assistant Commissioner (not below the rank of 1st Class Stipendary Magistrate).
- (b) Chief Presidency Magistrate/Additional Chief Presidency Magistrate/Presidency Magistrate.
- (c) Revenue Officer not below the rank of Tehsildar; and
- (d) Sub-Divisional Officer of the area where the candidate and/or his family normally resides.

2. In the light of the Supreme Court's judgement in the Indira Sawhney case, this Department has specified the persons/section ("Creamy Layer") to whom the benefit of reservation shall not apply vide column 3 of the Schedule to the Department of Personnel and Training O.M.No. 36012/22/93-Estt. (SCT), dated 8.9.93. It has been considered that the same authorities who are notified as competent to certify OBCs status should also be authorised to certify that a candidate does not belong to the "Creamy Layer". It is, therefore, requested that instructions may be issued to the District Authorities under your control to verify and issue the necessary certificate to the candidates regarding his OBCs status as well as exclusion from the "creamy layer". To enable the District Authorities to

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examine the claims of the candidates a model format has been devised as in Annexure B. This may be suitably revised if considered necessary. The format of the certificate that may be given by the concerned district authorities may be as in Annexure A.

3. It is also requested that wide publicity may be given to the Ministry of Welfare Resolution No. 12011/68/93-BCC(C), dated 10-9-93 published in the Gazette of India/Extraordinary Part I Section 1, dated 13-9-93 containing the list of Backward Castes as well as to DOPT O.M.No. 36012/22/93-Estt. (SCT), dated 8-9-93 which specifies the criteria which will determine the persons who belong to the creamy layer and to whom the reservation shall not apply. This will facilitate the candidates to ascertain their eligibility for reservation. It would also be advisable to appropriately brief the certifying Authorities and to provide them with sufficient number of copies of the above mentioned Gazette Notification and the Deptt. O.M. date 8.9.93 in order to ensure prompt and correct certification.

4. A copy of the orders issued by your Government in this regard may also be endorsed to this Department for information.

Yours faithfully,

sd/

(Smt. Sarita Prasad).

Joint Secretary to the Government of India.

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shall take effect from the date of issue of this Resolution.

MINISTRY OF WELFARE
Resolution
New Delhi, 24th May 1995

Bhagwati Parshad,
Joint Secretary.

ANNEXURE

Central List of other Backward classes (OBC) in respect of the following three states and one Union Territory:-

1. Jammu and Kashmir
2. Manipur
3. Sikkim.
4. The National Capital Territory of Delhi.

STATE: JAMMU AND KASHMIR : COMMON LIST OF OBCS.

No. 12011/7/95-BCC- The Government of India, vide the Ministry of Personnel, Public Grievances & Pension (Department of Personnel and Training) O.M. No. 36012/22 93-Estt (SCT) dated the 8th September, 1993 have reserved 27 percent of vacancies in civil posts and services under the Central Government, to be filled through direct recruitment, in favour of the Other Backward Classes (OBCs). This O.M. also specifies that the OBCs for the purpose of the aforesaid reservation would comprise, in their first phase, the castes/communities which are common to both the lists in the Report of the Mandal Commission and the State Governments, list of OBCs.

2. The common lists of OBCs in respect of 14 States, namely Andhra Pradesh, Assam, Bihar, Goa, Gujarat, Harayana, Himachal Pradesh, Karnataka, Kerla, Madhya Pradesh, Maharashtra, Punjab, Tamil Naidu and Utter Pradesh, in the context of implementation of th aforesaid O.M. dated the 8th September, 1993 were notified as the Central list of OBCs in the Ministry of Welfare's Resolution No. 12011/68/93-BCC (C) dated the 10th September, 1993 and published in the Gazette of India-Extraordinary Part-I Section 1 No. 186, New Delhi, Monday, September 13, 1993/Bhadra 22, 1915.

3. Subsequently, the common lists of OBCs in respect of 4 States and 3 Union Territories, namely, Orissa, Rajasthan, Tripura,, West Bengal, Dadra and Nagar Haveli, Daman and Diu and Pondicherry were also notified in the Ministry of Welfare's Resolution No. 12011/9/94-BCC dated the 19th October, 1994 for inclusion in the Central list of OBCs in the context of implementation of the aforesaid O.M. dated the 8th September, 1993 and published in the Gazette of India Extra-ordinary - Part-I Section 1, No. 163 New Delhi Thursday October 20, 1994/Asyina 28, 1916.

4. The Government of India have now draw up the common lists of OBCs in respect of the State of Jammu and Kashmir, Manipur Sikkim and the National Capital Territory of Delhi and have decided to notify the annexed common lists in respect of these three States and one Union Territory for inclusion in the Central List of OBCs in the context of implementation of the aforesaid O.M dated the 8th September, 1993 of the Department of Personnel and Training. These lists

S. No	Name of Castes/ Communities including sub-castes synonyms) in the common list of OBC	Entry No in State	Entry No in Mandal List
(1)	(2)	(3)	(4)
1.	Bahach Hanjie and Shikara Wallas Excluding house boat owners)	01	29
2.	Bangi. Sweepers (including those Sch. caste Bhangi Khakrob	07	06
3.	Barbar(rural only)	08	28
4.	Bhand	10	03
5.	Dambal Faqir	14	13
6.	Doom, (excluding those in Sch. Caste)	15	16
7.	Fisher man (including Gada Hanz)	02	20
8.	Grati (Rural only)	20	25
9.	Jheewar	19	31
10.	Kulfaqir	13	37
11.	Kumhar, Kumahar (village Potters)	04	38
12.	Madari	12	41
	Bazigar	12	02
13.	Mirasi	11	45
14.	Sansi	17	54
15.	Shaksaz	05	55
16.	Shoe repairers (working without The aid of machines)	06	46
17.	Shupri Wattal (Excluding those in Schedule castes	16	57
18.	Sikligar	18	58
19.	Teeli, Teli(Rural only)	21	62
20.	Village washermen	09	15