

GOVERNMENT OF KERALA

Abstract

Kerala State Commission for Backward Classes - Inclusion of
'Tamil minority Kshathriya Vaniya Kulamakkal' in State OBC
List - Advice of the Commission - Accepted - Orders issued.

SC/ST DEVELOPMENT (F) DEPARTMENT

G.O.(Ms)No.50/03/SCSTDD. Thiruvananthapuram, Dated, 30.6.2003

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Read:- D.O.Letter No.76/C/2002/KSCBC dated 24.02.2003 from
the Secretary to Govt. SC/ST Development Department
&Member Secretary Ex-Officio Kerala State Commission
for Backward Classes, Thiruvananthapuram.

O R D E R
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The Palakkad District Tamil Latin Catholic Association submitted a petition on 8.9.2001 requesting to include the 'Tamil Minority Kshethriya Vanniyakula Makkal' Community in the list of the OBC in the State. In the representation it was stated that there are more than one Lakh of Kshethriya Vanniyakula Makkal speaking Tamil language residing in the border of Palakkad, Malampuzha and Chittur Constituencies and it is unjust that they are denied the benefits of reservation, while their counterparts in the neighbouring Tamil Nadu State are enjoying all these benefits and coming up in life.

On examination the Commission came to the conclusion that the petitioners are persons belonging to the Tamil speaking Kshethriya Vanniyakula Makkal Community, that the petition was filed by a non-existing community, which according to the petitioners themselves became non-existent as the entire community got converted into Christianity. So, ~~for~~ for this reason alone, the petition is liable to be dismissed because it was filed without any bonafides.

In a preliminary hearing conducted by Kerala State Commission for Backward Classes, the representatives made it clear that their organization is known as 'The Palakkad District Tamil Latin Catholic Association' and the members of this Association are all residents of Kerala State and they are not immigrants from Tamil Nadu. In their evidence, they admitted that their original community ~~was~~ by name 'Kshethriya Vanniyakula Makkal' was a Forward Community among Hindus, far advanced in all matter. They also admitted that they have absolutely no reliable information regarding conversion of their community as Latin Catholic and this is only their guesswork for which there is no support of any records to prove that at any point of time, the members of

their community suffered Social Economical or Educational backwardness. So also there is no prayer in the petition and there is no evidence given by the petitioners before the Commission that the Community ever suffered social or Educational backwardness. Economic criterion cannot be the sole basis for determining the Backwardness of the citizens contemplated in Art.16(4) of the Constitution, under which this petition was filed.

Latin Catholic is a community, which is included in the list of OBC in Kerala also. Actually if all the members of the Kshethriya Vanniyakula Makkal Community became Latin Catholics long before 300 years, there would not have any occasion or opportunity for them to file such a petition for inclusion in the list of OBC because the Community is already there in the list.

They also admitted that originally they were Kshethriya Hindus and Kshethriya Hindus belonged to a forward community among Hindus and do not deserve inclusion in the list of OBCs under Article 16(4). For conversion also they rely on only guesswork, unsupported by any documentary evidence. The Commission therefore, is of the opinion that the petitioners have not in any way proved their identity to enable them to get included in the list of OBC in the State.

The Commission recommended that Kshethriya Vanniyakula Makkal, whether they are converted to Christianity or not, do not deserve inclusion in the list of OBCs in Kerala.

Government have examined the advice tendered by the Kerala State Commission for Backward Classes under section 9(1) of the Kerala State Commission for Backward Classes Act, 1993, and have decided to accept the recommendation of the Commission as there are no convincing evidence to support their request.

(By Order of the Governor)

Dr.C.V.ANANDA BOSE,
PRINCIPAL SECRETARY.
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The Member Secretary,
Kerala State Commission for Backward Classes,
Thiruvananthapuram-4.
The Secretary, KPSC, Pattom, Thiruvananthapuram
The Registrar, Kerala State Commission for Backward
Classes, Thiruvananthapuram
The Director, SC/ST Development Department
All District Collectors
The Director of Public Relations, Thiruvananthapuram
General Administration SC Department (vide item No.2071
dated 25.6.03 of the proceedings of the Council of
Ministers
P&AR Department
The Principal Secretary to Chief Minister Forwarded By Order
Private Secretary to Minister (B&SC)
P.A. to Principal Secretary,
SC/ST Devt. Department
S.E./O.C.

[Signature]
Section Officer.