

**GOVERNMENT OF TELANGANA  
BACKWARD CLASSES WELFARE (OP) DEPARTMENT**

**Memo.No.3009/BCW/OP/2011,**

**Dated:18.12.2015**

Sub:- BCWD – Reservation for Socially and Educationally Backward Classes (SEBC) in Civil Posts and Services under State Government - Criteria to determine the Creamy Layer among Backward Classes as fixed by the Government of India – Adaptation of the annual income ceiling and other guidelines from the erstwhile State of Andhra Pradesh by the State of Telangana **“income from the salaries and income from the agricultural land shall not be taken into account” while computing annual income ceiling limit of Rs.6.00 lakh – “Creamy Layer” / “Non-Creamy Layer” - Application Format in Form-VII A and Certificate Format in Form-VII B prescribed and guidelines communicated –Reg**

- Ref:-
1. From the Joint Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training ), New Delhi Office Memorandum No.36012/22/93-Estt.(SCT), Dated.08.09.1993.
  2. From the Joint Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training ), New Delhi Lr.No.36012/22/93-Estt (SCT), Dt.15.11.1993
  3. Govt. of Andhra Pradesh Memo.No.3047/P2/94-4, Dated 28.03.1994
  4. From the Deputy Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training, New Delhi Office Memorandum No.36033/3/2004-Estt.(Res), Dated.09.03.2004.
  5. G.O.Ms.No.3, B.C. Welfare (C) Department, Govt., of A.P., Dated.04.04.2006
  6. From the Director, Government of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training, New Delhi Office Memorandum No.36033/3/2013-Estt.(Res.), Dated.14.10.2004
  7. From the Under Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training, New Delhi Office Memorandum No.36033/1/2013-Estt.(Res), Dated.27.05.2013
  8. G.O.Ms.No.26, BCW(C) Dept., Govt., of A.P., Dated.09.12.2013
  9. The Andhra Pradesh Re-organisation Act, 2014 (Central Act No.6 of 2014)
  10. From the Joint Secretary to the Govt. of India, Ministry of Personnel, Public Grievances & Pensions (Department of Personnel & Training ), New Delhi Lr.No.36036/2/2013-Estt (Res), Dt.30.05.2014
  11. G.O.Ms.No.5, Scheduled Caste Development (POA.A2) Department, Dt.08.08.2014
  12. G.O.Ms.No.3, Backward Classes Welfare (OP) Department, Dt.14.08.2014
  13. G.O.Ms.No.4, Backward Classes Welfare (OP) Department, Dt.30.08.2014
  14. G.O.Ms.No.5, Backward Classes Welfare (OP) Department, Dt.02.09.2014
  15. G.O.Ms.No.11, Scheduled Castes Development (POA.A2) Department, dated 17.09.2014

16. G.O.Ms.No.8, Backward Classes Welfare (OP) Department,  
Date.13.11.2014
17. G.O.Ms.No.2, Scheduled Caste Development (POA.A2)  
Department, Dt.22.01.2015
18. G.O.Ms.No.16, Backward Classes Welfare (OP) Department,  
Dt.11.03.2015
19. G.O.Ms.No.34, Backward Classes Welfare (OP) Department,  
Dt.08.10.2015

\*\*\*

In the reference 1<sup>st</sup> cited orders were issued regarding criteria for exclusion of the Socially advanced persons/sections from the benefit of reservations for Other Backward Classes (OBCs) in civil posts and services under Government of India, following the Supreme Court Judgment in Indira Sawhney and others Vs. Union of India and others case (Writ Petition (Civil) No.930 of 1990) and recommendations of the Expert Committee appointed by the Government of India.

2. Further, it is informed that in the reference 6<sup>th</sup> cited above Government of India, have issued clarifications regarding Creamy Layer among OBCs and have also clarified in Para 10 of the said Letter that **"while applying the Income/Wealth Test to determine creamy layer status of any candidate as given in Category-VI of the Schedule to the OM.No.36012/22/93-Estt.(SCT), Dated.08.09.1993 (i.e., reference 1<sup>st</sup> cited above), income from the salaries and income from the agricultural land shall not be taken into account".**

3. The erstwhile Government of Andhra Pradesh, issued orders in the reference 5<sup>th</sup> cited above, adapting all the criteria to determine the Creamy Layer among the Socially and Educationally Backward Classes, as fixed by the Government of India from time to time etc., which has been adapted by the Government of Telangana vide reference 16<sup>th</sup> cited.

4. Further, it is informed that vide reference 11<sup>th</sup> cited Government of Telangana have adapted the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community, Nativity and Date of Birth Certificate Act, 1993 and Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Issue of Community, Nativity and Date of Birth Certificate Rules, 1997 and amended the same vide references 15<sup>th</sup> and 17<sup>th</sup> cited.

5. Further, in the references 12<sup>th</sup> read with 13<sup>th</sup>, 14<sup>th</sup>, 18<sup>th</sup> cited above, orders were issued adapting the relevant Government Orders issued in the undivided State of Andhra Pradesh, u/s 101 of the Andhra Pradesh Reorganisation Act, 2014 along with the list of (112) castes/communities group wise as Backward Classes with percentage of reservation, as specified therein for the State of Telangana. Further the updated the list of Socially and Educationally Backward Classes for the State of Telangana was notified vide reference 19<sup>th</sup> cited above.

