

GOVERNMENT OF KERALA

Abstract

Caste determination - Correction of caste name from Peruvannan to Vannan/Mannan/Perumannan (Scheduled Caste) Communities- Modified orders issued.

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SCHEDULED CASTE/SCHEDULED TRIBE DEV. (G) DEPARTMENT  
GO(MS)37/06/SCSTDD Dated, Thiruvananthapuram, 28.7.2006

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- Read:- 1. G.O(MS)No.63/79/DD dated 16.4.1979  
2. Govt. Circular No.13033/E2/90/SCSTDD dated 27.11.1991  
3. Judgment dated 7.7.2004 of the Hon'ble High Court of Kerala in MFA 636 of 2003(Madhavi Vs. Scrutiny Committee, 2004(3) KLT 967)

ORDER

In the Government Order read as 1<sup>st</sup> paper, Government prescribed the detailed procedures for the issuance of Community Certificates for the purpose of changing the name of Community in which the change involved is from any category to a Scheduled Caste/Scheduled Tribe. On the basis of the findings of the enquiry report from KIRTADS which revealed that there is no separate caste as Perumannan and Peruvannan and that they are only sanskritised version of Vannan and Mannan, and that they have started using Peruvannan as elevation of their caste status, Government issued Circular, read as 2<sup>nd</sup> paper, prescribing the guidelines to be followed for processing the application for correcting caste name Peruvannan to Vannan/Mannan.

2. The Hon'ble High Court in the judgment, read as 3<sup>rd</sup> paper, has examined the validity of the Government Circular, read as 2<sup>nd</sup> paper and held, among other, as follows:-

"Report of KIRTADS states that Mannan, Vannan, Perumannan and Peruvannan are the same and Peruvannan is only a caste status. We are of the view, the Presidential Order takes in only Perumannan and not Peruvannan. Unless the Presidential Order is got amended, only Perumannan could be treated as scheduled caste. There is no ambiguity in the Presidential order. Presidential order has excluded Peruvannan and included only Mannan and Vannan as serial number 37 in Act 61 of 2002. Peruvannan is not included in the 1950 Presidential order or the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1976 or in the

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Constitution (Scheduled Caste) Orders (Second Amendment) Act, 2002. In such circumstances, the reasoning of the Scrutiny Committee that Peruvannan is a synonym of Mannan cannot be sustained. We reject the same and hold that Peruvannan cannot be treated as scheduled caste community unless the Presidential order is amended."

3. In obedience to the observations of the Hon'ble High Court and in modification of the existing orders/guidelines on the subject, Government are pleased to clarify that Peruvannan is not a synonym of Vannan/Mannan/Perumannan communities shown in serial number 37 of the Constitution (Scheduled Castes) Orders (Second Amendment) Act, 2002 (Act 61 of 2002) and that 'Peruvannan' cannot be treated as Scheduled Caste and hence no correction of caste name from Peruvannan (included in the list of OBC and OBC) to Vannan/Mannan/Perumannan (Scheduled Caste) Communities be made on this count.

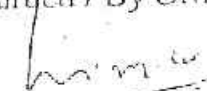
By Order of the Governor,

ROMANUS HORO  
Principal Secretary to Government

To

All Heads of Departments  
All District Collectors  
All Sub. Collectors/Revenue Divisional Officers/Deputy Collectors  
(Through District Collectors)  
All Tahsildars (Through District Collectors)  
All District Scheduled Caste Development Officers  
All Tribal Extension Officers  
The Accountant General (A&E/Audit), Thiruvananthapuram  
The Secretary, Kerala Public Service Commission (With C/L)  
The Registrar, High Court of Kerala, Ernakulam (With C/L)  
The Advocate General, Ernakulam (With C/L)  
The Registrar of all Universities in Kerala (With C/L)  
The Commissioner for Entrance Examinations, Thiruvananthapuram  
All Departments (All Sections) of the Secretariat  
The Finance Department  
Public Relations Department for press release  
Stock file/O/C

Forwarded / By Order

  
Section Officer