GOVERNMENT OF INDIA
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
(DEPARTMENT OF PERSONNEL & TRAINING)

LOK SABHA
UNSTARRED QUESTION NO. 1786
(TO BE ANSWERED ON 27.07.2022)

CREAMY LAYER

1786. SHRI G.M. SIDDESHWAR:

Will the **PRIME MINISTER** be pleased to state:

(a)   whether the Government is considering to make provision of creamy layer in the general category for Government services on the lines of provision of creamy layer for the candidates in Other Backward Classes (OBCs) so that only weaker sections get benefits in Government services and if so, the details thereof?
(b)   whether a dual policy is being implemented on the candidates belonging to OBCs by implementing the provision of a creamy layer only on Other Backward Classes;
(c)   the details of income criteria set for creamy layer at present including the time of its increase; and
(d)   whether it is being increased from time to time and if so, the details thereof?

ANSWER

MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE PRIME MINISTER'S OFFICE (DR. JITENDRA SINGH)

(a) & (b): The concept of exclusion of creamy layer from amongst Other Backward Classes (OBCs) has been introduced based on the directions of the Hon'ble Supreme Court in *Indra Sawhnay Vs. UOI & Ors* delivered in 1992.

(c) & (d):   The Income criteria to exclude creamy layer has been revised from time to time as follows:

(i)   Vide O.M. No. 36033/3/2004-Estt.(Res), dated 9th March, 2004, the income limit was revised from 1 lakh to Rs. 2.5 lakh per annum.
(ii)   Vide O.M. No. 36033/3/2004-Estt.(Res), dated 14th October, 2008, the income limit was revised from 2.5 lakh to Rs. 4.5 lakh per annum.
(iii) Vide O.M. No. 36033/1/2013-Estt.(Res), dated 27th May, 2013, the income limit was revised from 4.5 lakh to Rs. 6 lakh per annum.
(iv)   Vide O.M. No. 36033/1/1/2013-Estt.(Res), dated 13th September, 2017, the income limit was revised from 6 lakh to Rs. 8 lakh per annum.

The present income limit is Rs. 8 lakh per annum.

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