



## Reservation for Economically Weaker Section

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#### Economically Weaker Section (EWS):

- People in the **Unreserved** category having **annual income < 8 LPA**
- **Owning property:** <5 acres (agricultural land); <200 m<sup>2</sup> (residential land)

#### EWS Quota:

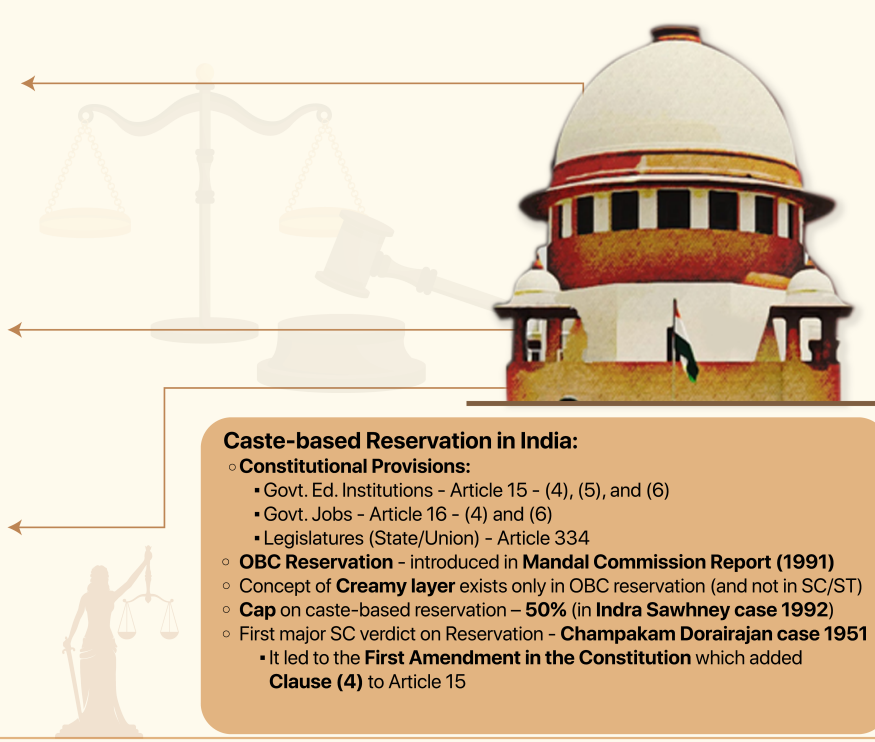
- Based on the recommendations of **S.R. Sinho Commission (2010)**
- Introduced under the **103<sup>rd</sup> Constitutional Amendment (2019)** inserting **Articles 15 (6) and 16 (6)**
- Provides **reservation of 10% to EWS** in jobs and admissions in educational institutions
- Both **Centre and States** can provide reservation to the EWS

#### Supreme Court's Stand on EWS:

- **SC upheld the validity of 103<sup>rd</sup> Amendment**
- Majority view - EWS quota **doesn't violate Basic Structure** of the Constitution
- Minority view - **Excludes poorest of the poor** among SCs, STs and OBCs

#### Caste-based Reservation in India:

- **Constitutional Provisions:**
  - Govt. Ed. Institutions - Article 15 - (4), (5), and (6)
  - Govt. Jobs - Article 16 - (4) and (6)
  - Legislatures (State/Union) - Article 334
- **OBC Reservation** - introduced in **Mandal Commission Report (1991)**
- Concept of **Creamy layer** exists only in OBC reservation (and not in SC/ST)
- **Cap** on caste-based reservation - **50%** (in **Indra Sawhney case 1992**)
- First major SC verdict on Reservation - **Champakam Dorairajan case 1951**
  - It led to the **First Amendment in the Constitution** which added **Clause (4)** to Article 15



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