



Government of India
National Commission for Scheduled Tribes

6th floor, 'B' Wing, Loknayak Bhawan
Khan Market, New Delhi-110 003

Date: 11/06/2018

Cases No. SBP/1/2018/STGDN/DELAAL/RU-I
MVP/2/2018/STGDN/DELAAL/RU-I
RGP/3/2018/STGDN/DELAAL/RU-I
VLL/1/2018/STGDN/SEOTH/RU-I
SDP/4/2018/STGDN/DELAAL/RU-I
LGL/6/2018/STGDN/DELAAL/RU-I
RRL/5/2018/STGDN/DELAAL/RU-I

To

The Administrator,
U.T. of Dadra & Nagar Haveli,
Secretariat,
Silvasa – 396230.
(Dadra & Nagar Haveli).
Tel: 0260-2642777 (O), 2642702 (F).
Email: administrator-dd-dnh@nic.in

- Sub:** (1) Representation dated nil received from Ms. Shantiben Babubhai Patel, R/o Dokmardi, Khadifaliya, Silvasa, Dadra & Nagar Haveli regarding compensation of land or returned the land.
- (2) Representation dated nil of Shri Maheshbhai Veragbhai, R/o Aamli – Gandhigram, Silvasa, Dadra & Nagar Haveli regarding non measuring the land of scheduled tribes by the survey settlement office by the UT Administration.
- (3) Representation dated nil of Shri Ramanbhai Gandabhai Patel, R/o Aamli – Gandhigram, Silvasa, Dadra & Nagar Haveli regarding grabbing of land.
- (4) Representation dated 16/03/2018 of Shri Vinodbhai Luxibhai Lotda, Primary School, Karchond, Payaripada, Dudhani Centre, Dadra & Nagar Haveli regarding regularisation of Primary in Govt. School in Dadra & Nagar Haveli.
- (5) Representation dated nil of Ms. Sadhna Dilip Patel, Aml, Brahman Falia, Silvasa, UT of Dadra & Nagar Haveli regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Aml, Silvasa.
- (6) Representation dated nil of Shri Luxibhai Govind Lotda, R/o Village – Aml, Dokmardi, Silvasa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes.
- (7) Representation dated nil of Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvasa (Dadra & Nagar Haveli) regarding certification / pucca entry in the land at Village - Aml, Silavassa.

Sir,

I am directed to refer to the subject(s) cited above and to enclose a copy of the minutes of each case discussed in the Sitting held in the National Commission for Scheduled Tribes on 24/05/2018 at 12:00 Noon. under the Chairmanship of Shri H. C. Vasava, Hon'ble Member, National Commission for Scheduled Tribes in the matter.

It is, requested that action taken on the suggestions / recommendations of the Commission may please be sent to the NCST at the earliest.

Yours faithfully,

(Rajeshwar Kumar)
Assistant Director
Tel: 011-24641640

Copy for necessary action to:

1. The Collector,
Dadra & Nagar Haveli,
Silvassa.
(Dadra & Nagar Haveli).

2. The Superintendent of Police,
Dadra & Nagar Haveli,
Silvassa.

(Dadra & Nagar Haveli). [Minutes of the sitting of the each case No. SDP/4/2018/STGDN/DELAAL/RU-I, LGL/6/2018/STGDN/DELAAL/RU-I & RRL/5/2018/STGDN/DELAAL/RU-I are enclosed. It is requested that protection be provided to the petitioner as per Rule.]



(Rajeshwar Kumar)
Assistant Director

Copy to:

1. Ms. Shantiben Babubhai Patel,
R/o Dokmardi,
Khadifaliya, Silvaasa,
(Dadra & Nagar Haveli) [A line of confirmation regarding statement attached with the minutes is correct. If it is false, please send the letter immediately to the NCST]
2. Shri Maheshbhai Veragbhai Patel & Shri Sanjaybhai Radkabhai Halpati,
R/o Amlī - Gandhigram,
Sivassa,
(Dadra & Nagar Haveli).
3. Shri Ramanbhai Gaandabhai Patel,
R/o Gandhigram - Aamali,
Silvaasa,
(Dadra & Nagar Haveli).
4. Shri Vinodbhai Lakshibhai Lotda,
R/o Karchond, Payaripada,
Dudhani Centre,
(Dadra & Nagar Haveli).
5. Ms. Sadhna Dilip Patel,
Amlī, Brahman Falia,
Silvassa,
(Dadra & Nagar Haveli).
6. Shri Rameshbhai Raviya Lotda,
R/o Sayli, Dattupada,
Silvassa,
(Dadra & Nagar Haveli).
7. Shri Vinod Laxibhai Lotda,
Dakmardi Falia, Amlī,
Silvassa,
(Dadra & Nagar Haveli).

Copy for information to:

1. PS to Hon'ble Member (HCV), NCST
2. NIC (for hosting on Commission's website).

Govt. of India
National Commission for Scheduled Tribes

(SBP/1/2018/STGDN/DELAAL/RU-I)

Minutes of sitting held in the Commission on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Ms. Shantiben Babubhai Patel, R/o Dokmardi, Khadifaliya, Silvasa, Dadra & Nagar Haveli regarding compensation of land or returned the land.

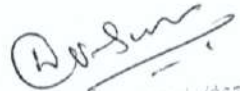
List of participants is annexed.

Representation (duly signed) dated nil received from Ms. Shantiben Babubhai Patel, R/o Dokmardi, Khadifaliya, Silvasa, Dadra & Nagar Haveli regarding compensation of land or returned the land grabbed by the Govt. Department. Representation was referred to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments within 30 days from receipt of the letter dated 11/04/2018. The response was not received.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the matter with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. The Collector, Dadra & Nagar Haveli deputed Shri T. S. Sharma, Mamlatdar (Silvassa) to attend the sitting.

In the sitting, petitioner was absent. Mamlatdar (Silvassa) handed over a copy of the letter No. RD/NCST/Shanti Babu/2018/110 dated 23/05/2018 of Deputy Secretary (Revenue), Dadra & Nagar Haveli alongwith the statement(s) of the petitioner and witnesses. It was informed that the petitioner has neither made any representation to the NCST regarding compensation of land or return of land nor any such representation is made to any of the Govt. Offices. A copy of the representation was provided to Mamlatdar by the NCST.

The Commission observed that the representation was duly signed by the petitioner whereas the statement of the petitioner produced by the Mamlatdar having the thumb impression of the petitioner which is contradictory. The Commission recommended that statement produced by the Mamlatdar should be referred to the petitioner for confirmation. After that, further course of action will be decided.


हर्षदभाई वसावा/Harshad Babu Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जात आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

(Annexure)

Govt. of India
National Commission for Scheduled Tribes

(SBP/1/2018/STGDN/DELAAL/RU-I)

List of participants of the sitting held in the Commission on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Ms. Shantiben Babubhai Patel, R/o Dokmardi, Khadifaliya, Silvassa, Dadra & Nagar Haveli regarding compensation of land or returned the land.

I National Commission for Scheduled Tribes

1. Shri H. C. Vasava, (In chair)
Hon'ble Member
2. Shri P. T. Jameskutty,
Deputy Secretary
3. Shri Rajeshwar Kumar,
Assistant Director
4. Shri R. S. Mishra,
Senior Investigator

II Administrator, U. T. of Dadra & Nagar Haveli

1. Shri T. S. Sharma,
Mamlatdar (Silvassa), D&NH
2. Shri M. K. Rana,
AAO / HO (Primary Edu.), Silvassa, D&NH

III Petitioners

1. Absent (Ms. Shantiben Babubhai Patel)
2. Absent (Shri Maheshbhai Vergabhai Patel)
3. Absent (Shri Ramanbhai Gandabhai Patel)
4. Ms. Sadhna Dilip Patel, Amlı Brahman Falia, Silvassa.
5. Shri Vinodbhai Laxibhai Lotda, Dokmardi Falia, Amlı, Silvassa.
6. Shri Ramesh Raviya Lotda, RO Amlı, Dattupada, Silvassa.

Govt. of India
National Commission for Scheduled Tribes

(MVP/2/2018/STGDN/DELAAL/RU-I)

Minutes of sitting held in the Commission on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Maheshbhai Veragbhai Patel and Shri Sanjaybhai Radkabhahi Halpati, R/o Amla - Gandhigram, Sivassa, Dadra & Nagar Haveli regarding not measuring the land of the Scheduled Tribes by Survey settlement office of Union Territory of Dadra & Nagar Haveli Administration.

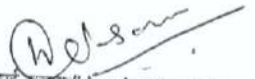
List of participants is annexed.

Representation dated nil received from Shri Maheshbhai Veragbhai Patel and Shri Sanjaybhai Radkabhahi Halpati, R/o Amla - Gandhigram, Sivassa, Dadra & Nagar Haveli regarding not measuring the land of the Scheduled Tribes by Survey settlement office of Union Territory of Dadra & Nagar Haveli Administration. Representation(s) were referred to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments within 30 days from receipt of the letter dated 11/04/2018. Response was not received.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the matter with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. The Collector, Dadra & Nagar Haveli deputed Shri T. S. Sharma, Mamlatdar (Silvassa) to attend the sitting.


In the sitting, petitioners were absent. Mamlatdar (Silvassa) handed over a copy of the letter No. SRV/NC-ST/VVP/2018/180 dated 23/05/2018 of Deputy Secretary (Revenue), Dadra & Nagar Haveli alongwith the related papers in the matter. A copy of the policy adopted by UT Administration in such cases was enclosed with the letter. In this letter, it had been mentioned that the petitioners were unable to locate their land, therefore, surveyor had not measure their land.

The Commission observed that Shri Maheshbhai Veragbhai Patel had stated that land was allotted to his father as a landless by the UT Administration in Village Athola in year 1976. The UT Administration has not intimated the location of the said land and the possession was not given to his father. Shri Sanjaybhai Radkabhahi Halpati had also stated that land was allotted to him as a landless by the UT Administration in Village Athola in year 1976. The UT Administration has not intimated the location of the said land and the possession not given to him. The Commission was not satisfied with the policy adopted by UT Administration and


राष्ट्रीय आयोग
National Commission for Scheduled Tribes
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National Commission for Scheduled Tribes

asked the Mamlatdar to explain the facts on the issues raised in the representations. Mamlatdar (Silvassa) informed that no additional information with him. However, he assured that the matter will be re-examined.

Commission recommended that the District Administration, Dadra & Nagar Haveli should re-examined the issues raised by the petitioner(s) and submit the report to the NCST within a month from the receipt of the proceedings of the sitting.


हर्षदभाई वसवा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
सरकार/Govt. of India
नई दिल्ली/New Delhi

Govt. of India
National Commission for Scheduled Tribes

(MVP/2/2018/STGDN/DELAAL/RU-I)

List of participants in sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Maheshbhai Veragbhai Patel and Shri Sanjaybhai Radkabhahi Halpati, R/o Amla - Gandhigram, Silvassa, Dadra & Nagar Haveli regarding not measuring the land of the Scheduled Tribes by Survey settlement office of Union Territory of Dadra & Nagar Haveli Administration.

I National Commission for Scheduled Tribes

1. Shri H. C. Vasava, (In chair)
Hon'ble Member
2. Shri P. T. Jameskutty,
Deputy Secretary
3. Shri Rajeshwar Kumar,
Assistant Director
4. Shri R. S. Mishra,
Senior Investigator

II Administrator, U. T. of Dadra & Nagar Haveli

1. Shri T. S. Sharma,
Mamlatdar (Silvassa), D&NH
2. Shri M. K. Rana,
AAO / HO (Primary Edu.), Silvassa, D&NH

III Petitioners

1. Absent (Ms. Shantiben Babubhai Patel)
2. Absent (Shri Maheshbhai Vergabhai Patel & Shri Sanjaybhai Radkabhahi Halpati)
3. Absent (Shri Ramanbhai Gandabhai Patel)
4. Ms. Sadhna Dilip Patel, Amla Brahman Falia, Silvassa.
5. Shri Vinodbhai Laxibhai Lotda, Dokmardi Falia, Amla, Silvassa.
6. Shri Ramesh Raviya Lotda, RO Amla, Dattupada, Silvassa.

National Commission for Scheduled Tribes

(RGP/3/2018/STGDN/DELAAL/RU-I)

Minutes of sitting held in the Commission on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Ramanbhai Gadabhai Patel, R/o Gandhigram - Aamali, Silvaasa, Dadra & Nagar Haveli regarding grabbing of land by Ms. Gulbiben Shankerbhai Patel by making the false documents.

List of participants is annexed.


Representation dated nil received from Shri Ramanbhai Gandabhai Patel, R/o Gandhigram - Aamali, Silvaasa, Dadra & Nagar Haveli regarding grabbing of land by Ms. Gulbiben Shankerbhai Patel by making the false documents. Representation was referred to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments within 30 days from receipt of the letter dated 11/04/2018. Response was not received.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the matter with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. The Collector, Dadra & Nagar Haveli deputed Shri T. S. Sharma, Mamlatdar (Silvassa) to attend the sitting.

In the sitting, petitioner was absent. Mamlatdar (Silvassa) handed over a copy of the letter No. RD/NCST/RGP/2018/2027 dated 23/05/2018 of Resident Deputy Collector(s) Dadra & Nagar Haveli wherein it was informed that the said land matter is disposed of vide Revenue appeal No. 5/2017 dated 18/01/2018 in the Court of Administrator, D&NH, Silvassa. A copy of the order attached with the letter. In the order at Para 2, it had been mentioned that Shri Gandabhai Lalkabhai Patel (Father of Shri Ramanbhai Gandabhai Patel) of Amla had requested for permission to gift his agricultural land admeasuring 0-80 hectares out of 2-10 hectares from survey no. 313 of his niece (sister's daughter) Smt. Gulbiben Shankerbhai Patel, Village-Amla.

Commission asked the Mamlatdar Silavassa to provide Gift Deed registered vide No. 133 dated 15/06/1987 in respect of Agricultural land. It was informed by Mamlatdar the said Gift Deed not with him.

After detailed discussion, Commission recommended that a copy of the "Gift Deed" should be sent to the NCST within a month from the receipt of the proceedings of the sitting.


Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/India

Govt. of India
National Commission for Scheduled Tribes

(RGP/3/2018/STGDN/DELAAL/RU-I)

List of participants in the sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Ramanbhai Gaadabhai Patel, R/o Gandhigram - Aamali, Silvaasa, Dadra & Nagar Haveli regarding grabbing of land by Ms. Gulbiben Shankerbhai Patel by making the false documents.

I National Commission for Scheduled Tribes

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Assistant Director
4. Shri R. S. Mishra,
Senior Investigator

II Administrator, U. T. of Dadra & Nagar Haveli

1. Shri T. S. Sharma,
Mamlatdar (Silvassa), D&NH
2. Shri M. K. Rana,
AAO / HO (Primary Edu.), Silvassa, D&NH

III Petitioners

1. Absent (Ms. Shantiben Babubhai Patel)
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6. Shri Ramesh Raviya Lotda, RO Amla, Dattupada, Silvassa.

Govt. of India
National Commission for Scheduled Tribes

(VLL/1/2018/STGDN/SEOTH/RU-I)


Minutes of sitting held in the Commission on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Vinodbhai Luxibhai Lotda, Primary School, Karchond, Payaripada, Dudhani Centre, Dadra & Nagar Haveli regarding regularisation of Primary in Govt. School in Dadra & Nagar Haveli.

List of participants is annexed.

Representation dated 16/03/2018 received from Shri Vinodbhai Luxibhai Lotda, Primary School, Karchond, Payaripada, Dudhani Centre, Dadra & Nagar Haveli regarding regularisation of Primary Teachers in Govt. School in Dadra & Nagar Haveli. Representation was referred to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments within 30 days from receipt of the letter dated 11/04/2018. Response was not received.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the matter with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. In the sitting, AAO / Head of Office, Primary Education, Dadra & Nagar Haveli, Administration and petitioner Shri Vinod Luxibhai Lotda were appeared before the Commission.

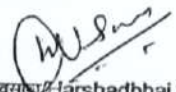
The Hon'ble Member asked the petitioner to explain the problems and grievances. Petitioner informed that the UT Administration has appointed 437 Teachers in the 2006-07 as Primary Teachers. 302 Teachers have not been regularized after expiry of ten years. Further he had stated that the Administration are mentally harassing the teachers belongs to scheduled tribes community by discontinuing the services from time to time. The Hon'ble Member asked the representative of UT Administration to explain the action taken by the Administration in the matter. The representative provided the copy of the letter No. EDN/EST/PST/Regular/2010/2010/315 dated 23/05/2018, wherein it was informed that the petitioner namely Shri Vinod Luxibhai Varli working as a Assistant Teacher on contract basis under Sarva Shiksha Abhiyan in this Department, whose tenure of service has been expired on 30/04/2018. Now, Department initiated the process for inviting fresh application from eligible candidates. It was also informed that a person to be eligible for appointment as a teacher is that he/she should pass the Teacher Eligibility Test (TET) conducted by the appropriate Govt. The petitioner has not acquired the TET qualification till date.


हरशदभाई वसवा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Commission asked the representative of the UT Administration to provide the categorically steps taken by the Administration for regularization of other teachers by the Department, who have been appointed in the year 2006-07. The list of STs candidates appointed in the year 2006-07 and those ST candidates regularized and ST candidates not regularized so far. The representative was unable to provide the information in the sitting and assured that the information in detail will be submitted to the Commission.

After discussion, Commission suggested / recommended that information and action proposed to be taken on the following points may be sent to the NCST within a month from receipt of the minutes.

- (i) Detailed information in respect of candidates appointed of in 2006-07 and process adopted for regularized the Teachers in different years. List of STs candidates appointed in 2006-07 and list of ST candidates regularized and ST candidates not regularized so far.
- (ii) TET condition may be waived for Scheduled Tribes candidates, those were appointed in 2006-07, if at that time TET criteria for appointment of teachers was not in force. The case of ST candidates may be considered on the humanitarian and economic grounds, perhaps they have crossed the age limit.


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सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत/India/Govt. of India
नई दिल्ली/New Delhi

(Annexure)

Govt. of India
National Commission for Scheduled Tribes

(VLL/1/2018/STGDN/SEOTH/RU-I)

List of participants in the sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Vinodbhai Luxibhai Lotda, Primary School, Karchond, Payaripada, Dudhani Centre, Dadra & Nagar Haveli regarding regularisation of Primary in Govt. School in Dadra & Nagar Haveli.

I National Commission for Scheduled Tribes

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Senior Investigator

II Administrator, U. T. of Dadra & Nagar Haveli

1. Shri T. S. Sharma,
Mamlatdar (Silvassa), D&NH
2. Shri M. K. Rana,
AAO / HO (Primary Edu.), Silvassa, D&NH

III Petitioners

1. Absent (Ms. Shantiben Babubhai Patel)
2. Absent (Shri Maheshbhai Vergabhai Patel & Shri Sanjaybhai Radkabhai Halpati)
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Govt. of India
National Commission for Scheduled Tribes

(SDP/4/2018/STGDN/DELAAL/RU-I)

Minutes of sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Ms. Sadhna Dilip Patel, Aml, Brahman Falia, Silvassa, UT of Dadra & Nagar Haveli regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Aml, Silvassa.

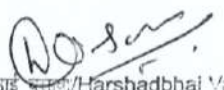
List of participants is annexed.

Ms. Sadhna Dilip Patel, Aml, Brahman Falia, Silvassa, UT of Dadra & Nagar Haveli regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Aml, Silvassa. The NCST vide letter dated 23/05/2018 referred the representation to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments in the sitting scheduled for 24/05/2018 to discuss the various matters of scheduled tribes of Dadra & Nagar Haveli.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the various matters including above representation with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. The Collector, Dadra & Nagar Haveli deputed Shri T. S. Sharma, Mamlatdar (Silvassa) to attend the sitting.

The Hon'ble Member asked the petitioner to explain the problems and grievances. The petitioner stated that the UT Administration has not paid the compensation of land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Aml, Silvassa. This land was purchased by him in the year 2006. The UT Administration denied for payments of the compensation of land.

The Hon'ble Member asked the Mamlatdar (Silvassa) to explain the action taken by the Administration in the matter. Mamlatdar (Silvassa) handed over a copy of the letter No. LAQ/SDP/SN/425/1/3/Aml/Ring-Road/2017/111 dated 23/05/2018 of Resident Deputy Collector(s) Dadra & Nagar Haveli wherein it was informed that there are two claimants for the disputed case of land compensation. Both the parties were heard and the compensation amount is deposited in Hon'ble Presiding Officer of the Land acquisition / Rehabilitation and Resettlement Authority vide receipt No. 9350 dated 27/03/2018. A copy of the receipt of land compensation


हर्यदभाई वासवा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

(an amount of Rs. 41,99,179/-) deposited and affidavit filed by Land Acquisition Collector, Silvassa versus both claimant (including petitioner as a Respondent No. 1) enclosed with the letter.

The Hon'ble Member asked the Mamlatdar, how Shri Yogesh Mohanbhai Patel become co-owner of the said land. Mamlatdar explained the background and informed that "Shri Dinesh Kumar Amarnath Datta (Ex-Malmatdar) stated that he never issued such order to enter the name of tribal as a co-owner vide the said mutation entry. He also stated that records pertaining the case is not available". Currently the subject land is under the name of Smt. Sadhna Dilip Patel as per 7×12 extract. The Hon'ble Member asked the Mamlatdar, why the compensation of the said land not distributed to Smt. Sadhna Dilip Patel. He informed the matter is under consideration with the Land Acquisition, Rehabilitation and Resettlement Authority of Dadra & Nagar Haveli.

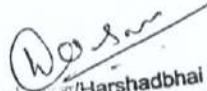
The petitioner informed that she did not know, how Shri Yogesh Patel become Co-owner of the said land. Now, Shri Yogesh threatening him during the hearings before the Mamlatdar and the other authorities in this matter.

After detailed discussion, the Commission suggested / recommended that the District Administration (Revenue Department), Dadra & Nagar Haveli should submit the report on the following points to the Commission within one month from the receipt of the minutes.

(i) Revenue Department (Mamlatdar, Silvassa) submit the facts before the concerned authorities that Smt. Sadhna Dilip Patel is the only owner of the said land.

(ii) Employee(s) of the Revenue Department involved in this case be punished.

(ii) The protection to Smt. Sadhna Dilip Patel and her family be provided by the District Police. If they face any kind of harassment / threaten from Shri Yogesh Patel, the District Administration will be responsible.


हर्षदभाई वसावा/Harshadbhai Vasava
सदस्य/Member
समिति अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
संघ सरकार/Govt. of India
नई दिल्ली/New Delhi

Govt. of India
National Commission for Scheduled Tribes

(SDP/4/2018/STGDN/DELAAL/RU-I)

List of participants in the sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Ms. Sadhna Dilip Patel, Amlı, Brahman Falia, Silvassa, UT of Dadra & Nagar Havelı regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Amlı, Silvassa.

I National Commission for Scheduled Tribes

1. Shri H. C. Vasava, (In chair)
Hon'ble Member
2. Shri P. T. Jameskutty,
Deputy Secretary
3. Shri Rajeshwar Kumar,
Assistant Director
4. Shri R. S. Mishra,
Senior Investigator

II Administrator, U. T. of Dadra & Nagar Havelı

1. Shri T. S. Sharma,
Mamlatdar (Silvassa), D&NH
2. Shri M. K. Rana,
AAO / HO (Primary Edu.), Silvassa, D&NH

III Petitioners

1. Absent (Ms. Shantiben Babubhai Patel)
2. Absent (Shri Maheshbhai Vergabhai Patel & Shri Sanjaybhai Radkabhı Halpati)
3. Absent (Shri Ramanbhai Gandabhai Patel)
4. Ms. Sadhna Dilip Patel, Amlı Brahman Falia, Silvassa.
5. Shri Vinodbhai Laxıbhai Lotda, Dokmardi Falia, Amlı, Silvassa.
6. Shri Ramesh Raviya Lotda, RO Amlı, Dattupada, Silvassa.

Govt. of India
National Commission for Scheduled Tribes

(LGL/6/2018/STGDN/DELAAL/RU-I)

Minutes of sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Luxibhai Govind Lotda, R/o Village – Amli, Dokmardi, Silvassa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes.

List of participants is annexed.

Shri Luxibhai Govind Lotda, R/o Village – Amli, Dokmardi, Silvassa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes. The NCST vide letter dated 23/05/2018 referred the issue to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments in the sitting scheduled for 24/05/2018 to discuss the various matters of Scheduled Tribes of Dadra & Nagar Haveli.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the various matters including above representation with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. The Collector, Dadra & Nagar Haveli deputed Shri T. S. Sharma, Mamlatdar (Silvassa) to attend the sitting.

The Hon'ble Member asked the petitioner to explain the problems and grievances. The petitioner stated that the Revenue Authority is not entering the land on his name. Shri Suman Thakur Patel threatening to kill him. The justice and protection be provided.

The Hon'ble Member asked the Mamlatdar (Silvassa) to explain the action taken by the Administration in the matter. Mamlatdar (Silvassa) stated that he has no comments on the issue since, the representation was not received. A copy of the same may please be provided for examining the case.

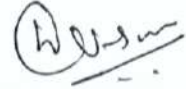


हनुवतई वलत/Hon'ble Member
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

A copy of the representation dated 08/11/2017 provided by Shri Vinod Luxi Lotda in the sitting was handed over to Mamlatdar (Silvassa). After detailed discussion, the Commission suggested / recommended that:

(i) The Revenue Department, (Mamlatdar Silvassa), Dadra & Nagar Haveli should submit the facts and comments on the issues, as raised in the representation dated 08/11/2017 within a month.

(iii) Protection to the petitioner and his family be provided by the District Police. If they face any kind of harassment / threaten from Shri Suman Thakur Patel, the District Administration will be responsible.


G.G.18

हर्षदभाई वसवा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जात आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Govt. of India
National Commission for Scheduled Tribes

(LGL/6/2018/STGDN/DELAAL/RU-I)

List of participants in the sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Luxibhai Govind Lotda, R/o Village – Amlı, Dokmardi, Silvassa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes.

- I** **National Commission for Scheduled Tribes**
1. Shri H. C. Vasava, (In chair)
 Hon'ble Member
 2. Shri P. T. Jameskutty,
 Deputy Secretary
 3. Shri Rajeshwar Kumar,
 Assistant Director
 4. Shri R. S. Mishra,
 Senior Investigator
- II** **Administrator, U. T. of Dadra & Nagar Haveli**
1. Shri T. S. Sharma,
 Mamlatdar (Silvassa), D&NH
 2. Shri M. K. Rana,
 AAO / HO (Primary Edu.), Silvassa, D&NH
- III** **Petitioners**
1. Absent (Ms. Shantiben Babubhai Patel)
 2. Absent (Shri Maheshbhai Vergabhai Patel & Shri Sanjaybhai
 Radkabhai Halpati)
 3. Absent (Shri Ramanbhai Gandabhai Patel)
 4. Ms. Sadhna Dilip Patel, Amlı Brahman Falia, Silvassa.
 5. Shri Vinodbhai Laxibhai Lotda, Dokmardi Falia, Amlı, Silvassa.
 6. Shri Ramesh Raviya Lotda, RO Amlı, Dattupada, Silvassa.

Govt. of India
National Commission for Scheduled Tribes

(RRL/5/2018/STGDN/DELAAL/RU-I)

Minutes of sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvassa (Dadra & Nagar Haveli) regarding certification / pucca entry in the land at Village - Amlı, Silavassa.


List of participants is annexed.

Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvassa (Dadra & Nagar Haveli) visited the NCST on 23/05/2018 and stated that Revenue Authority are not issuing certification / pucca entry in the land at Village - Amlı, Silavassa. The NCST vide letter dated 23/05/2018 take up the issue with Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments in the sitting scheduled for 24/05/2018 to discuss the various matters of Scheduled Tribes of Dadra & Nagar Haveli.

The Hon'ble Member, Shri H. C. Vasava fixed the sitting on 24/05/2018 to discuss the various matters including above representation with the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa. The Collector, Dadra & Nagar Haveli deputed Shri T. S. Sharma, Mamlatdar (Silvassa) to attend the sitting.

The Hon'ble Member asked the petitioner to explain the problems and grievances. The petitioner stated that the Revenue Department, Silvassa is not entering his name in the land at Village - Amlı and Shri Suman Thakur Patel threatening to kill him. Please do the justice and provide the protection.

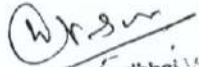
The Hon'ble Member asked the Mamlatdar (Silvassa) to explain the action taken by the Administration in the matter. Mamlatdar (Silvassa) handed over a copy of the letter No. RD/RTS-II/Varsai-Case/05/2015/2028 dated 23/05/2018 of Resident Deputy Collector(s) Dadra & Nagar Haveli, wherein it was informed that the said land matter is disposed of in the Court of Mamlatdar (Silvassa), D&NH vide order No. RD/RTS-II/Varsai-Case/05/2015/803 dated 05/03/2018. A copy of the order enclosed with the letter. In this case, Shri Rameshbhai Raviyabhai Lotda and nine others were the applicants and two were respondents. In the order dated 05/03/2018 of Mamlatdar (Silvassa), it had been mentioned that "Mamlatdar (Silvassa) is not the competent


हर्षदहाई वासावा/Harshadhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

authority to enter the names of applicants in the subject lands in the revenue record. Thus, they are hereby informed to appeal before the competent court till then the status quo has to be maintained”.

After detailed discussion, the Commission suggested / recommended that:

- (i) The petitioner should submit the appeal before the Competent Revenue Authorities, as mentioned in the Order dated 05/03/2018 of Mamlatdar (Silvassa).
- (i) The Revenue Department, Silvassa, Dadra & Nagar Haveli may expedite the case.
- (iii) Protection to the petitioner and his family be provided by the District Police. If they face any kind of harassment / threaten from Shri Suman Thakur Patel, the District Administration will be responsible.


हर्षदभाई मसवा/Harshadhbhai Masava
सदस्य/Member
राष्ट्रीय जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Govt. of India
National Commission for Scheduled Tribes

(RRL/5/2018/STGDN/DELAAL/RU-I)

List of participants in the sitting held on 24/05/2018 at 12:00 Noon under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvassa (Dadra & Nagar Haveli) regarding certification / pucca entry in the land at Village - Amli, Silvassa.

I

National Commission for Scheduled Tribes

1. Shri H. C. Vasava, (In chair)
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Assistant Director
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Senior Investigator

II

Administrator, U. T. of Dadra & Nagar Haveli

1. Shri T. S. Sharma,
Mamlatdar (Silvassa), D&NH
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III

Petitioners

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