



भारत सरकार

Government of India

राष्ट्रीय अनुसूचित जन जाति आयोग

National Commission for Scheduled Tribes

(A Constitutional Body set up under Art. 338A of the Constitution of India)

By Speed post

Case File No. KNR/13/2016/STGAP/DEOTH/RU-IV

Dated: 09.08.2018

To,

1. The Principal Secretary,
Revenue Department,
Government of Andhra Pradesh,
Velagapudi,
Amaravati, Guntur (Andhra Pradesh).

2. The Principal Secretary,
Tribal Welfare Department,
Government of Andhra Pradesh,
A.P. Secretariat, Velagapudi,
Amaravathi-522503 (Andhra
Pradesh)

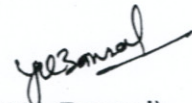
Sub: Proceedings of the Sitting taken by Miss Anusuiya Uikey, Hon'ble Vice-Chairperson, National Commission for Scheduled Tribes (NCST) on 26.07.2018 in the matter of Shri Koduri Narayana Rao, Forum for Social Justice, Guntur (AP) along with the representation of 155 poor ST people of the Velangi Village Gram Panchayat and Ghats, AP requesting for issue of D Pattas to the agricultural lands.

Sir,

I am directed to enclose a copy of the Proceedings of the Sitting held on 26.07.2018 under the Chairmanship of Miss Anusuiya Uikey, Hon'ble Vice-Chairperson, National Commission for Scheduled Tribes on the above mentioned subject.

It is requested that action taken report in the matter may please be intimated to the Commission, at an early date.

Yours faithfully,


(Y.K. Bansal)
Research Officer

Copy to:

Shri K. Narayana Rao,
President,
Forum for Social Justice,
Chamallamudi, Via - Etukur,
District - Guntur, Amravathi - 522017
(Andhra Pradesh).

Copy to: - SAS, NIC, NCST.

NATIONAL COMMISSION FOR SCHEDULED TRIBES

KNR/13/2016/STGAP/DEOTH/RU-IV

PROCEEDINGS OF SITTING HELD ON 26.07.2018 CHAIRED BY MISS ANUSUIYA UIKEY, HON'BLE VICE-CHAIRPERSON, NATIONAL COMMISSION FOR SCHEDULED TRIBES (NCST) IN THE CASE OF SHRI KODURI NARAYANA RAO, FORUM FOR SOCIAL JUSTICE, GUNTUR (AP) ALONGWITH THE REPRESENTATION OF 155 POOR ST PEOPLE OF THE VELANGI VILLAGE GRAM PANCHAYATH AND GHATS, AP REQUESTING FOR ISSUE OF 'D' PATTAS TO THE AGRICULTURAL LANDS.


Date of Sitting: 26.07.2018

List of officers present in sitting is Annexed.

A representation dated 10.11.2016 was received from Shri K. Narayana Rao, Forum for Social Justice, Guntur (AP) regarding issuance of 'D' Pattas to the agriculture lands belonging to 155 poor ST, SC and OBC farmers of the Velangi village of Shankavaram Mandal, East Godavari District. It was alleged that the ST families were cultivating the agriculture land since long back. But the District Administration did not issue regular D-Pattas to the STs and they are forced to part from their lands due to Naxals threat and forced to vacate the land. The land owners have no objection to surrender their rights to the Government, if the adequate compensations are paid. However, the Government has not taken any action. The ST land owners are unable to get loans from financial institutions or take benefits of different Government schemes. The Government has also not issued permanent Patta to them. The Tehsildars and concerned Revenue officers have conducted detailed enquiry in the matter and submitted a report to the Government stating that as most of the encroachers are tribal of that area, it is very complex to vacate land by their adjusting encroachments.

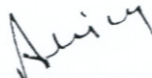
2. As per procedure the NCST vide its letter dated 01.12.2016 has asked a report from the Government of Andhra Pradesh. Thereafter, the Revenue Department, Govt. of Andhra Pradesh informed the Commission that the Revenue Department is concerned with Govt. lands only. In the present matter the request of the applicant is to purchase private agriculture lands and to issue D-Form Pattas to the tribals who have encroached and cultivating on private agricultural lands. Hence, the Tribal Welfare Department, Govt. of Andhra Pradesh has been requested to take further necessary action in the matter. Since the report was found to be unsatisfactory and therefore, a Sitting was fixed on 26.07 2018 in the Commission.

3. During the Sitting, Director, Tribal Welfare, Govt. of Andhra Pradesh appeared before the Commission and submitted a report. He further informed the Commission that the land in question is a private land measuring 95 acres situated at Naxalite areas. The said land was encroached and 69 families including SC, ST and OBC cultivated the land for last several years. The encroachers have requested to grant Patta to their encroached land through purchase of land from the land owners. Accordingly, the Project Officer ITDA, Rampachodavaram has submitted a proposal for issue of D-Form Pattas after purchasing the land through Land Purchasing Scheme. The District Collector, East Godavari then sent proposal for purchase of land to the Secretary, Revenue, AP. However, the Revenue Department has rejected the proposal and sent negative reply. It is pointed out that the District Collector did not make consultation with Tribal Development Department, AP before sending the proposal to the Revenue Department. Hence, to protect the interest of the Scheduled Tribes, now the Tribal Welfare Department has decided that the Tribal Welfare Department


सुश्री अनुसुईया उइके/Miss Anusuiya Uikey
उपाध्यक्ष/Vice Chairperson
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National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

will consult with the Revenue Department and will try to convince to purchase of land under Tribal Sub Plan Funds. No tribal family will be evicted from the agriculture land and the Department will make efforts to grant D-Pattas. This process will take 3-4 months time. Hence, the Commission is requested to grant atleast 3 months time to resolve the issue.

4. The case was discussed in detail. The Commission considered the matter and agreed to the submission made by the Director, Tribal Welfare, AP. The Commission recommends that the Tribal Welfare Department, Govt. of AP will consider the issuance of D-Pattas to the ST families after purchasing the land from the private parties as whose land the said tribal families are now living by resorting to land purchase scheme under TSP funds. The comprehensive proposal in this regard and action taken report will be submitted by the Tribal Welfare Department, Govt. of Andhra Pradesh to the Commission within one month.


सुश्री अनुसुईया उईके/Miss Anusuiya Uikey
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
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(File No. KNR/13/2016/STGAP/DEOTH/RU-IV)

List of participants

NCST

1. Miss. Anusuiya Uikey, Hon'ble Vice-Chairperson (In chair)
2. Shri P.T. Jameskutty, Deputy Secretary
3. Shri Y.K. Bansal, Research Officer
4. Shri H.R. Meena, Sr. Investigator

Officers of Government of Andhra Pradesh

Shri Gandham Chandrudu, Director, Tribal Welfare Department

Petitioner

Dr. K. Narayana Rao