



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)

File No. KNR/8/2016/STGAP/DEOTH/RU-IV
2018

Dated: 13.12.2018

To,

1. The Chief Secretary,
Government of Andhra Pradesh,
New Secretariat,
Velgapudi, Amaravati,
District –Guntur (Andhra Pradesh).
2. The Commissioner,
Capital Region Development Authority
(CRDA),
Government of Andhra Pradesh,
Lenin Center, Governorpet,
Karl Marx Road, Arundalpet,
Governorpet, Vijayawada
Andhra Pradesh – 520 002.

Sub: Proceedings of the sitting taken by Hon'ble Member, National Commission for Scheduled Tribes (NCST) on 09.10.2018 in the matter of Shri K. Narayana Rao, President, Forum for Social Justice, Guntur regarding ST farmers who are discriminated by AP Govt. in paying the compensation who lost their lands to New Capital Amaravati, as the Government is paying very less size of land to ST farmers comparatively to Upper caste farmers.

Sir,

I am directed to enclose herewith a copy of the Proceedings of the Sitting held on 09.10.2018 under the Chairmanship of Smt. Maya Chintamn Ivate, Hon'ble Member, National Commission for Scheduled Tribes on the above mentioned subject for necessary action and submission of compliance report to this Commission within 30 days from the receipt of the letter for placing the same before the Hon'ble Member, NCST

Yours faithfully,

(Y.K. Bansal)
Research Officer

(Encl: As above)

Copy to:-

Shri K. N. Rao,
National President,
Forum for Social Justice,
Chamallamudi, Via – Etukur,
District – Guntur, Amaravati – 522 017
(Andhra Pradesh).

Copy to: - SAS, NIC NCST.

10.173-175
17/12/18
ISSUED

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Case File No. KNR/8/2018/STGAP/DEOTH/RU-IV

PROCEEDINGS OF SITTING HELD ON 09.10.2018 CHAIRED BY SMT. MAYA CHINTAMN IVNATE, HON'BLE MEMBER, NATIONAL COMMISSION FOR SCHEDULED TRIBES (NCST) IN THE CASE OF SHRI K. NARAYANA RAO, PRESIDENT, FORUM FOR SOCIAL JUSTICE, GUNTUR REGARDING ST FARMERS WHO ARE DISCRIMINATED BY AP GOVT. IN PAYING THE COMPENSATION WHO LOST THEIR LANDS TO NEW CAPITAL AMARAVATI, AS THE GOVERNMENT IS PAYING VERY LESS SIZE OF LAND TO ST FARMERS COMPARATIVELY TO UPPER CASTE FARMERS.

Date of Sitting: 09.10.2018


List of officers present in sitting is Annexed.

The petitioner Shri K. Narayana Rao, President, Forum for Social Justice, Guntur vide his representation dated 22.06.2018 has submitted grievances regarding ST farmers who are discriminated by AP Govt. in paying the compensation who lost their lands to New Capital Amaravati, as the government is paying very less size of land to ST farmers comparatively to upper caste farmers.

2. The NCST has sent a notice dated 31.07.2018 to the Chief Secretary, Govt. of Andhra Pradesh for seeking report. No reply has been received. Therefore, Smt. Maya Chintamn Ivnate, Hon'ble Member, NCST has fixed a Sitting on 09.10.2018 for discussion in the matter with the Chief Secretary, Government of Andhra Pradesh and the Commissioner, Capital Regional Development Authority (CRDA), Government of Andhra Pradesh.

3. Concerned authority appeared before the Commission on 09.10.2018. The petitioner was also present in the day of Sitting. Matter discussed in detail. During the discussion, Hon'ble Member asked the petitioner about his grievances.

4. The petitioner submitted to the Commission that after state bifurcation, the newly formed Andhra Pradesh has decided to build new capital city i.e. Amaravati, for this purpose government of Andhra Pradesh has acquired nearly 32,000 acres land from farmers including ST farmers. For this purpose state government formed an Institution called Capital Region Development of Authority (CRDA) and vested all powers to it. While acquiring the land from farmers the government has promised to some development land to farmers along monitory compensation. Now government is giving land to farmers, but the government is showing discrimination in allotting the land. Government is giving 1,450 square yards per acre of land to upper caste farmers, 650 square yards per acre to SC&ST farmers. The ST&SC farmers are cultivating the acquired land since 1944 and paying the tax from same period, but the Revenue


Smt. Maya Chintamn Ivnate
Member
National Commission for Scheduled Tribes
Govt. of India
New Delhi

Officers are threatening saying that ST&SC are paying from 2003-04 so SC&ST farmers won't get any compensation. The CRDA officers also destroyed near about 500 houses construction by ST & SC farmers in their lands.

5. The Hon'ble Member asked the concerned authority to explain the position of case. The R.D.O. submitted to the Commission that in pursuance of the resolution passed by the AP State Assembly on 03.09.2014, the State Govt. has notified the Capital City area comprising 24 Revenue Villages and part of Tadepalli Municipality vide G.O.Ms. No. 254, MA & UD (M2) Department, dated 30.12.2014. The Government directed the AP CRDA to undertake Development Scheme through voluntary Lan Pooling Scheme in the Capital City are vide G.O.Ms. No. 257, MA & UD (M2), Department, dated 30.12.2014. Accordingly, the Competent Authorities issued LPS Notifications under Rules 6(2) of AP Capital City LPS (F&I) Rules, 2015 in Form 9.1 duly inviting participation of landowners in the proposed land pooling scheme by filing consent applications in Form 9.3. Accordingly, an extent of Ac. 33861.02 cents has been procured from 33651 landowners/assignees so far under Land Pooling Scheme extending the LPS package.

6. No specific incident or case has been mentioned in the petition. The Admn. has offered different packages for Patta lands/assigned lands/encroachment land without any caste discrimination.

7. After heard both side, the Commission observed that the Scheduled Tribes people of said village are eligible for equal compensation under land and rehabilitation at 2013 for their acquired land. The concerned department has ignored their rights. Therefore, the Commission recommends that:

- List of affected Scheduled Tribes may be provided with complete address.
- List of landless Scheduled Tribe may be provided with complete address.
- Compensation should be provided to the affected Scheduled Tribes of said village.

8. An action taken report in the matter should be submitted before the Commission within 30 days from the receipt of the proceedings of the Sitting.



Smt. Maya Chintamn Ivrate
Member
National Commission for Scheduled Tribes
Govt. of India
New Delhi

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Annexure

(File No. KNR/8/2018/STGAP/DEOTH/RU-IV)

List of participants

NCST

1. Shri Maya Chintamn Inate, Hon'ble Member (In chair)
2. Shri P.T. Jameskutty, Hon'ble Member
3. Shri Y.K. Bansal, Research Officer
4. Shri S.K. Atram, PS to Hon'ble Member
5. Shri H.R. Meena, Sr. Investigator

Officers of Government of Andhra Pradesh

1. Shri. K. Srinivasa Rao, R.D.O.,
2. Shri Krishna Rao, ASP, Thullur.

Petitioner

Shri K. Narayana Rao.