



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)

Case File No. BN/1/2019/STGTL/DELAAL/RU-IV

Dated: 18.03.2019

To,

1. **The Principal Secretary,**
Revenue Department,
Government of Telangana,
Hyderabad.
2. **The Commissioner,**
Greater Hyderabad Municipal Corporation,
CC Complex Tank Bund Road,
Lower Tank Bund,
Hyderabad – 500 063.
3. **The Commissioner,**
Surevey Settlements & Land Records,
Government of Telanaga,
Hyderabad.
4. **The District Collector,**
Ranga Reddy District,
Lakdi ka Pool, Hyderabad,
Telangana.
5. **The Commissioner of Police,**
Cyberabad, Ranga Reddy District,
Telangana.

Sub: Proceedings of sitting held on 28.02.2019 chaired by Smt. Maya Chintamn Ivnate, Hon'ble Member, National Commission for Scheduled Tribes (NCST) in the case of Bhanoth Narender and others, District Khammam regarding alienation of private land located at Ranga Reddy District, Telangana.

Sir,

I am directed to enclose herewith a copy of the Proceedings of the Sitting held on 28.02.2019 under the Chairmanship of Smt. Maya Chintamn Ivnate, Hon'ble Member, National Commission for Scheduled Tribes on the above mentioned subject for necessary action and submission of compliance report to this Commission for appraisal to the Hon'ble Member, NCST expeditiously.

Yours faithfully

(Y.K. Bansal)
Research Officer

Encl: As above

Copy to:

Shri B. Narender,
R/o H. No. 1-6, Somalathanda Village,
Kusumanchi Mandalam,
Bhagayathveedu,
Khammam – 507 157.

✓ Copy to: - SAS NIC NCST.

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Case File No. BN/1/2019/STGTL/DELAAL/RU-IV

PROCEEDINGS OF SITTING HELD ON 28.02.2019 AT 02.15 P.M. CHAIRED BY SMT. MAYA CHINTAMN IVNATE, HON'BLE MEMBER, NATIONAL COMMISSION FOR SCHEDULED TRIBES (NCST) IN THE CASE OF BHANOTH NARENDER AND OTHERS, DISTRICT KHAMMAM REGARDING ALIENATION OF PRIVATE LAND LOCATED AT RANGA REDDY DISTRICT, TELANGANA.

Date of Sitting: 28.02.2019

List of officers present in sitting is Annexed.

The petitioner Shri B. Narender and others, Village Somalathanda, Mandal Kusumanchi, District Khammam has represented before the Commission that the Managing partner of Azad & Rajiv Spices Exports have entered into MOU for the land to an Ext. Ac. 17.02 Gts. located in Sy. No. 192 Kondapur Village of Serilingampally Mandal, Ranga Reddy District, Telangana with Smt. Kodicherla Shanthamma, Kodicherla Yadagiri, Kodicherla Ganesh, Kodicherla Krishna and Kodicherla Prem Kumar who are the successors of late Kodicherla Mallesh, S/o Balaiah belonging to SC community. Thereafter, the successors and co-shareholders of the land holders late Shri K. Mallesh entered into a general power of attorney agreement with selling right to one Shri Shaikh Samad Patel. Then, Shri Patel sold some part of the land to others without consent of the land holders. However, the said GPA was null and void after demise of late Shri Mallesh. The successors of the late Shri Mallesh approached the revenue authority to declare null and void of the false GPA. But, the said GPA was not cancelled. In the meanwhile, the successor of Shri Mallesh has entered an MoU with the petitioner Shri B. Narender (ST community). The petitioner has also spent huge amount for the cancellation of GPA and clearance of the title of the property. But, the revenue authorities did not take any action in the matter. The petitioner requested the Commission to direct the authorities to survey of entire land and handed over the possession of the land along with mutation in the names of the petitioner in revenue records. Police protection may also be provided.

2. As per procedure, the NCST vide its notice dated 21.02.2019 called for a report from the authorities concerned of Telangana Government. However, no report was received. Therefore, the Hon'ble Member, Smt. Maya Chintamn Ivnate fixed a Sitting on 28.02.2019 to have a discussion in the case.

3. In Sitting, the Deputy Collector & Tehsildar, Serilingampally Mandal, Ranga Reddy District appeared before the Commission with the request of exemption from appearance of the District Collector, Ranga Reddy. Along with, other officers i.e. Director (Planning), Greater Hyderabad Municipal Corporation, Deputy Director (SLR), Department of Survey Settlements and Land Records and SHO, Gachibowli Police Station were present. The petitioner was also present.



श्रीमती माया चिंतामण इवनते
Smt. Maya Chintamn Ivnate

सदस्य

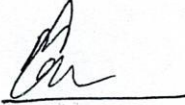
राष्ट्रीय आनुवंशिक
National Commission 1

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4. The petitioner submitted before the Commission that some non Scheduled Tribes persons have grabbed the land with the help of revenue officials. The petitioner had entered an MoU with the original land holders and spent a large amount on clearance of the title of the property. But the revenue authority did not take any action and no police protection was provided to the ST petitioners.

5. The Deputy Collector, Ranga Reddy District submitted a report and informed the Commission that the land claimed by the petitioners is purely patta land for which the petitioners have already executed GPA and there are multiple transactions that took place on the subject land. In addition, the total saleable land is sold out since the dispute between petitioners and third parties like GPA holders. A GPA holders, vendors of the plot regarding the said subject land is purely civil in nature and not in the domain of the District Collector.

6. The case was discussed in detail. The Commission observed that the land measuring 17.02 acre located in survey number 192, Kondapur Village is private land belonging to the Scheduled Caste persons and one GPA was executed in the name of Shri Shaikh Samad Patel by the land holders. The entire land has been sold out. Thereafter, the SC land holders had entered a MoU with ST petitioners and obtained certain amount for the land to clear the title of the land. Since, the land belonged to members of Scheduled Caste community and therefore, the matter does not fall under the jurisdiction of NCST. The Commission however, recommends that the District Collector, Ranga Reddy will examine the matter taking into consideration of petitioner's documents and decide the case accordingly.



श्रीमती माया चिंतामण इवनाते
Smt. Maya Chintamma Ivnate
सदस्य / Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Case File No. BN/1/2019/STGTL/DELAAL/RU-IV

List of participants

NCST

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

Officers of Government of Telangana

1. Shri. M. Vasu Chandra, Deputy Collector
2. Shri K. Srinivasa Rao, Director, Planning GHMC
3. Shri G.V. Maheswara Rao, Deputy Director, Department of Survey Settlements and Land Records
4. Shri R. Srinivas, SHO, Gachibowli Police Station

Petitioner

Shri B. Narender