



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग
GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR SCHEDULED TRIBES

File No. JO/1/2012/STGOR/SEFCC/RU-III

छठी मंजिल, 'बी' विंग, लोक नायक भवन
खान मार्केट, नई दिल्ली -110003
6th floor, 'B' Wing Loknayak Bhawan,
Khan Market, New Delhi-110003
दिनांक /Dated: 26.09.2016

To,

1. The Chief Secretary,
Govt. of Odisha,
Bhubaneswar, District Khorda
Odisha -751008
2. The Secretary,
Revenue & Disaster Management Department,
Government of Odisha,
Bhubaneswar, Odisha, 751001
3. The Collector,
District Sundargarh,
Odisha

Sub: Representation dated 21.03.2012 received from Shri Jual Oram, Former Minister Tribal Affairs, State President, BJP, Odisha regarding false caste certificate holders.

Sir,

I am directed to enclose a copy of Proceedings of the Sitting taken by Hon'ble Vice-Chairperson, NCST, on 26.07.2016 for necessary action and to send the action taken report to the Commission urgently.

Yours faithfully,


(V.P. Shahi)
Assistant Director

Proceeding of the Sitting taken by Hon'ble Vice- Chairperson, NCST on 26/07/2016 in the matter of false caste certificates obtained by non-ST persons and contested elections of MP/ MLA from Sundargarh District, State of Odisha.

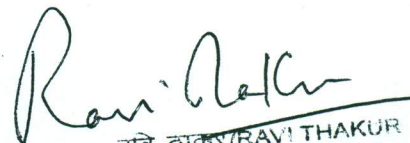
Date of Sitting: 26/07/2016

List of the officers present: Annexure-I

On complaint from Shri Jual Oram, Former Minister of Tribal Affairs and State President, BJP, Odisha dated 21.02.2012 regarding fake ST certificate obtained by non-ST persons and contested elections of MP/ MLA in District Sundargarh in the State of Odisha, namely: -

1. Shri Hemanand Biswal, MP, Lok Sabha, Sundargarh
2. Shri Jogesh Ku Singh, MLA Sundargarh
3. Shri Prafulla Majhi, MLA Talsara,
4. Shri Sunil Kumar Singhdeo, contested candidate from Sundargarh Assembly,
5. Shri Sanjib Pratab Singhdeo, contested from Sundargarh Assembly constituency,

NCST vide letter dated 30.04.2012 took up the matter with Chief Secretary, Govt. of Odisha seeking comments/report in the matter sought report followed by subsequent reminders dated 13.08.2012, 26.11.2012 and 08.12.2015. A response dated 21/12/2015 was received from Revenue Division Commissioner Northern Division, Odisha Sambalpur informing that "The enquiry report furnished by the Superintendent of Police vide their L. No-48/HRPC dated 21.01.2013 did not comply with certain important documents with the enquiry report. Hence, the SP, Sundargarh was again asked to furnish all such documents to this office for disposal of the cases. The matter was



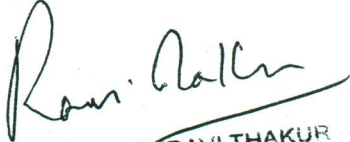
रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत, सरकार/Govt. of India
New Delhi

intimated to the Govt. in ST & SC Development Department Odisha, Bhubaneswar. In its response the Govt. in its memo No-16405/SSD, dated 13.06.2014 requested the Dy- Superintendent of Police to be vigilant over the matter and arrange to submit the enquiry report. This office also had correspondence with SP, Sundargarh vide letter No-349/SSD dated 24.07.2012 and subsequently reminded then on letters ending with 157/SSD dated 09.06.2015 and 159/SSD dated 09.06.2015 to SP, Jharsuguda. The report is yet to be received except in the case of Jogesh Kumar Singh”.

The enquiry in the case of Jogesh Kumar Singh MLA, Sundargarh has been completed as per the direction of the Hon’ble High Court of Odisha in its order CRLMP No-1369 of 2014 CRLMP No-424 of 2015 filed by one Smt. Kusum Tete of Sundargarh. On receipt of a copy from the DSP, Sundargarh a notice has been issued to Sri Jogesh Kumar Singh to file his Show Cause reply to the SLSC for further action”.

On examination Commission noted abnormal delay in handling the case and verifying facts and action to be taken against the fraudulent claimants/ cancellation of false ST certificate obtained by the concerned authorities of State of Govt. of Odisha. Hon’ble Vice-Chairperson NCST fixed a Sitting on 26/07/2016 and asked the Chief Secretary, Govt. of Odisha, Secretary, Revenue & Disaster Management Department, and Collector, District Sundargarh, Govt. of Odisha to appear before the Commission with all relevant records for examination.

On 26.07.2016 Collector, Sundargarh, Secretary to RDC Sambalpur and OWS DWO, Sundargarh appeared before the Commission. Collector, Sundargarh submitted a status report.


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The Superintendent of Police, Sundargarh has intimated that out of the above five cases,


1. The cases of Sri Hemananda Biswal, Ex- M.P, Lok Sabha has been referred to District Vigilance Cell, Jharsuguda, to conduct an enquiry into the caste certificate of Sri Biswal, Ex- M.P. Lok Sabha.
2. In the case of Sri Jogesh Kumar Singh, MLA, Sundargarh, the enquiry report has already been sent to the Chairman, SLSC-cum –RDC (ND) Sambalpur vide his letter No. 28/ Vig. Dt.03.09.2016,
3. The balance three cases i.e case of Sri Prafulla Majhi, MLA, Talsara A/C, Sri Sunil Kumar Singhdeo & Shri Pratap Singhdeo, contested candidate for Biramitrapur A/C, are now under enquiry stage.

It was further informed that verification of the nomination papers filed at the time of nomination during the General Election-2009, the Caste Certificate submitted by Sri Prafulla Majhi, MLA, Talsara A/C has been issued by the Sub-Collector, Sadar, Sundargarh on 25.03.2009 vide Misc- Case No. 2/2009.

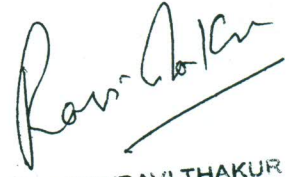
The Caste Certificate of Sri Hemananda Biswal, Ex- M.P., Lok Sabha, Sri Biswal originally belongs to Jharsuguda District and Caste Certificate was issued by Addl. Tahasildar Jharsuguda vide case no 250 dated 26.03.2009.

Sri Sanjeep Pratap Singhdeo, Contested Candidate for Biramitrapur A/C was issued by the Tahasildar, Panposh, At-Kuarmunda on 28.03.2009 vide Caste Certificate No. 1094 Dt 28.03.2009.

The Caste Certificate of Sri Sunil Kumar Singhdeo, Contested Candidate for Sundargarh A/C is presently not traceable.


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The Commission noted serious lapse on the part of the State Govt. of Odisha in verification and action taken in the light of DoPT instructions on verifying of claim of candidate belonging to SC's/ST's issued from time to time. The officers of the State Govt. sought three months' time in the matter. Hon'ble Vice Chairperson stated that the matter has been in ordinally delayed and advised that State Govt. may set up SIT for investigating into these case of fraudulent claimant. The Collector was advised to send the progress and action taken report in each case to the Commission without any delay.



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