



राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)
(A Constitutional body under Article 338A of the Constitution of India)

Dated: 24.03.2023

F. No. NCST/DEV-978/MH/14/2022-ESDW

To,
The Collector and District Magistrate,
District Palghar,
Collectorate Palghar,
Palghar-Boisar Road, Kolgaon,
Palghar-401404, Maharashtra
E-Mail: collector.palghar@maharashtra.gov.in

Sub: Minutes/proceeding of the Sitting/Hearing taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on the 08.02.2023 at 10:30 AM regarding representation dated nil from Shri Harji Vanshya Kothari, Vill-Raytali (Dalvipada), Post-Ganjaad, Tehsil, Dahanu, District Palghar, Maharashtra-401602 regarding the Compensation for the land acquired under Mini Small Dam project.

Sir/Madam,


I am directed to enclose herewith a copy of Minutes/Proceeding of the Sitting/Hearing taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on the 08.02.2023 at 10:30 AM on the above mentioned subject for information and necessary action.

2. You are requested to send the Action Taken Report (ATR) on the recommendations of the Commission within 30 days from the date of receiving of the Minutes/Proceeding.

Encl: as Above.

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जारी किया
ISSUED
30/c

Yours faithfully,


(H.R. Meena)
Research Officer

Copy for information to: -

Shri Hariji Vanshya Kothari,
Vill-Raytali (Dalvipada),
Post-Ganjaad, Tehsil, Dahanu,
District Palghar,
Maharashtra-401602

National Commission for Scheduled Tribes

No. NCST/DEV-978/MH/14/2022-ESDW

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST regarding Non-Payment of adequate Compensation to the Displaced persons in Surya Pani Project in the case of the Petitioner Shri. Harji Vanshya through his representation stated that 45 Gunthas of land has been acquired for Surya Pani Project (Mini Small Dam).

Date of the Sitting:08.02.2023

Participants in the Sitting: As per Annexure

The Petitioner Shri. Harji Vanshya through his representation stated that 45 Gunthas of land has been acquired for Surya Pani Project (Mini Small Dam). The Authorities have compensated very less amount for the acquired Land. The compensation has not been calculated based on the current market value and they have not followed the procedure as mentioned in the Maharashtra Project Affected Persons Rehabilitation Act 1986 (The Maharashtra Project Affected Persons Rehabilitation Act 1986).

The Commission issued Notice On 02/12/2022 to Shri. Govind Maruti Bodke, Collector and District Magistrate, Palghar District to submit an action taken report within 15 days.

Pursuant thereto the District Collector, Palghar has submitted that the Petitioner resides in Raithari Village, Dahnu Teshil, Palghar District, this village is now divided into two villages named as Raithadi and Chandwad Survey No 132/3 belongs to the petitioner, this survey number is outside the project area so this land was not acquired for the project, hence the applicant is not eligible any compensation also the compensation has been paid to all the affected families in this project.

Since the reply is unsatisfactory, the Commission issued Summons to Shri. Govind Maruti Bodke, Collector and District Magistrate, Palghar District to appear for hearing on 08th February 2023

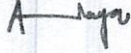
During the hearing it has been stated that the Petitioner resides in Raithari Village, Dahnu Teshil, Palghar District. This village is now divided into two villages namely Raithadi and Chandwad. Survey No 132/3 belongs to the petitioner, this survey number

ide the project area so this land was not acquired for the project. Hence the
nt is not eligible for any compensation. It has been categorically mentioned that
mpensation has been paid to all the affected families in this project.

earing, the Commission recommends the followings: -

That District Collector shall ensure that the joint site inspection shall be conducted
associating the petitioner, local elected representative, official from irrigation
department and the Revenue official from the District Collectorate to investigate
the entire issue. Based on the Investigation report the petitioner shall be
compensated.

The Action Taken Report with Compliance of the Recommendations to be
mitted to the Commission for further perusal within 30 days.



अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
भारत सरकार/Govt of India
नई दिल्ली/New Delhi

(ANNEXURE)

F. No. NCST/DEV-978/MH/14/2022-ESDW

LIST OF PARTICIPANTS: -

National Commission for Scheduled Tribes		
S. No.	Name	Designation
1.	Shri Ananta Nayak	Hon'ble Member
2.	Dr. Jayant Sarode	Director
3.	Shri H.R. Meena	Research Officer
4.	Shri Avinash Mattur	Legal Consultant
District Collector, Palghar, Government of Maharashtra		
S. No.	Name	Designation
1.	Shri Govind Maruti Bodke	Collector
2.	Shri Balasaheb Kolekar	Deputy Collector
Petitioner		
S. No.	Name	Designation
1.	Absent	Petitioner