



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)

Case File No. NCST/ATY-1009/MP/5/2023-APCR

Dated: 09.05.2023

To,

- Shri Priyank Mishra**
Collector & District Magistrate
Prakash Nagar
Dhar-454001 (Madhya Pradesh)
E-mail: dmdhar@nic.in
- Shri Manoj Kumar Singh**
Superintendent of Police,
District - Dhar
Prakash Nagar
Dhar-454001 (Madhya Pradesh)
Email: spodha@mp.gov.in


Subject: गैर आदिवासियों द्वारा आदिवासी परिवारों पर हमला करने एवं मकानों, फसलो एवं पशु सम्पदा को नष्ट करने के सम्बन्ध में - श्री सूरज सिंह बघेल एवं अन्य का आवेदन

Sir,

I am directed to enclose herewith a copy of the Minutes of the Sitting held on 10.04.2023 under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes on the above mentioned subject for necessary action. It is requested that compliance report may be submitted to this Commission within 15 days positively for placing the same before the Hon'ble Commission.

Encl: as above

Yours faithfully,


(अंकित कुमार सेन / Ankit Kumar Sen)
अनुसंधान अधिकारी/ Research Officer

Copy to: NCST - NIC

Shri Suraj Singh Baghel and others
Village Bhutiapura Balwarila
Tehsil Gandhwani
District - Dhar - 454446
(Madhya Pradesh)

National Commission for Scheduled Tribes

No. NCST / ATY-1009 / MP / 5 / 2023-APCR

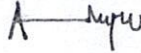
Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST on the representation of Shri Suraj Singh Baghel regarding the attack on tribal families and destruction of houses, crops and livestock by non-Tribals.

Date of the Sitting: 10.04.2023 at 11:00 AM

List of Participants: As per Annexure

The Commission received a representation on 20.03.2023 from Shri. Suraj Singh Baghel stating that on 21.10.2018, hundreds of non-tribal people attacked the tribal families including the Petitioner's family in the village by making false allegations against them, forcing them to leave behind all their movable and immovable properties and flee to other places. All their houses, crops, agricultural resources and animal livestock were destroyed by the non-tribal people. The Petitioner and the other families were sustaining themselves and their families through agriculture, cow rearing, goat rearing and poultry farming before they were forced to flee from their hometown. After they were attacked, the tribal families had to live with their families under the open sky. The social and educational life of children have been completely destroyed. With no proper source of income, the children and families are starving. The Petitioner was seeking support for social assistance in furtherance of their livelihood and for the movable and immovable properties that they were forced to leave behind.

Considering the gravity of the issue the Commission issued Notice to the Superintendent of Police, Dhar District, Madhya Pradesh and the Collector and District Magistrate, Dhar District, Madhya Pradesh to submit the Action Taken Report within 03 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

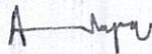
Since none of the authorities submitted the Action Taken Report, Summons was issued to the to the Superintendent of Police, Dhar District, Madhya Pradesh and the Collector and District Magistrate, Dhar District, Madhya Pradesh to appear before the Commission on 10.04.2023 at 11:00 AM.

On 10.04.2023, during the course of hearing the Commission asked about the measures taken to safeguard the security of the tribal families and on the support being extended for their wellbeing by the Superintendent of Police, Dhar District, Madhya Pradesh and the Collector and District Magistrate, Dhar District, Madhya Pradesh.

Shri Suraj Singh Baghel submitted that after the attack most of the families moved out the village in search basic necessities such as food, shelter and livelihood. He further submitted that along with the tribal families, the families of social workers who supported them were also forced to flee the village and their houses were also destroyed during the attack. In addition to this, since the attackers have strong influence over the members of the Gram Panchayat and the Sarpanch. These people are ensuring that the tribal families do not receive any support from the Gram Panchayat. Therefore, despite receiving support from the authorities, they still felt threatened in the village. He further stated that they had been asking for compensation from the authorities, but have not received anything.

Shri Manoj Kumar Singh, Superintendent of Police, Dhar District, Madhya Pradesh submitted that they held a meeting with all the families who were attacked and ensured that they would be given proper security. They have also appointed a guard to ensure the protection of the families and they are able to see the progress. All the families that had migrated out of the village are coming back to their homes. He further submitted that they have the powers to only provide for the protection and security of the families but not to pay compensation. In case a written order or direction was issued to them by the competent authorities, then they could be able to take steps for the same.

Shri Priyank Mishra, the Collector and District Magistrate, Dhar District, Madhya Pradesh submitted that they were taking steps for the payment of compensation to the families belonging to the Scheduled Tribes. However, paying compensation to the social workers was not within their powers under the ST Act.



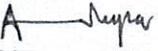
अनंत नायक/ANANTA NAYAK
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नई दिल्ली/New Delhi

They will be able to include all the residents of the village in social welfare schemes and ensure that they receive all the benefits. But there is no provision under law or any scheme that has a funding separately for the affected social workers. He further submitted if they Gram Sabha identified and submitted details of all those to whom compensation is to be disbursed, they will be able to do so.

After the hearing, the Commission recommends: -

1. The District Collector, Dhar District, Madhya Pradesh to ensure that all the families who were affected in the incident shall receive support in the form of compensation and social welfare schemes, whatever is applicable in the present case.
2. The District Collector, Dhar District, Madhya Pradesh to hold a meeting with the affected parties and Gram Sabha and identify all the families that can be benefitted through the social welfare schemes.


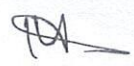
The Action Taken Report (ATR) with compliance of the Recommendations has to be submitted within 15 days.


अनंत नायक/ANANTA NAYAK
सदस्य/Member
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Attendance Sheet
National Commission for Scheduled Tribes

NCST/ATY-1009/MP/5/2023-APCR

Sitting to be held on 10.04.2023 at 11.00 A.M in the case of गैर आदिवासियों द्वारा आदिवासी परिवारों पर हमला करने एवं मकानों, फसलो एवं पशु सम्पदा को नष्ट करने के सम्बन्ध में श्री सूरज सिंह बघेल एवं अन्य का आवेदन -

Sl. No.	Name and Designation	Address & Phone No.	Signature
I	National Commission for Scheduled Tribes		
1.	Shri Ananta Nayak Hon'ble Member	In Chair	
2.			
3.			
4.			
5.			
5.			
6.			
7.			
II	Officers from Distt. Dhar – Madhya Pradesh		
1.	Poojane Mishra.	Collector Dhar	
2.	Manoj Kumar S.N	SP DHAR	
3.			
4.			
5.			
III	Petitioners		
1.			
2.			