



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)

File No. NCST/SER-532/AP/20/2022-SSW

Dated: 13.06.2023

To,

Shri Kantilal Dande
Secretary, Tribal Welfare Department
Government of Andhra Pradesh
Block-III, 1st Floor, A.P. Secretariat, Velagapudi, Amaravathi-522503
Email:- prlsecy_tw@ap.gov.in
Phone:- 08632443146

Sub:- Non payment of salary to ST employees by Tribal Welfare Department since last two years - a representation dated 12.08.2022 of Shri Savara Dandasi, S/o Raghu, Kamati GTWAH boys school, MG Puram, Sompeta Mandal, District-Sirkakulam (AP).

Sir,

I am directed to enclose herewith a copy of the minutes of sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes (NCST) on 02.06.2023 at 3:00 PM in NCST, New Delhi on the above mentioned subject.

2. It is requested that the action taken/ to be taken in the matter may be submitted to NCST within stipulated time for placing it before the Hon'ble Member, NCST.

Yours faithfully,

(आर.एस.मिश्र / R.S. Misra)

अनुसंधान अधिकारी / Research Officer

Tel:- 011-24641640

Copy to:-

1. The Collector & District Magistrate
District-Srikakulam – 532001 (Andhra Pradesh)
2. The Project Officer,
ITDA, Seethampeta
District - Srikakulam

Copy for information

1. Shri Savara Dandasi S/o Raghu
Kamati, GTWAH Boys School
MG Puram, Sompeta Mandal,
District- Srikakulam (Andhra Pradesh)
Mob No- 7680884606
2. Shri Bijayakumar Savara S/o Lingaraju Savara
Kamati, GTWAH Boys School,
MG Puram, Sompeta Mandal
District-Srikakulam (Andhra Pradesh)
3. PS to Hon'ble Member, NCST.
4. NIC, NCST for uploading on the website of the Commission

National Commission for Scheduled Tribes

No. NCST/SER-532/AP/20/2022-SSW

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes at Lok Nayak Bhawan, New Delhi, in the case of Shri Savara Dandasi, S/o Raghu, Shri Bijayakumar Savara, Kamati and others of GTWAH Boys School, MG Puram, Sompeta Mandal, District-Srikakulam, regarding non-payment of salary to ST employees by Tribal Welfare Department since last two years who worked in the GTWAH boys school.

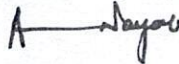
Date of the Sitting: 02/06/2023, 03:00 Noon

Participants in the Sitting - As per Annexure

Shri Savara Dandasi, S/o Raghu, Shri Bijayakumar Savara, Kamati and others of GTWAH Boys School, MG Puram, Sompeta Mandal, District- Srikakulam vide their representation dated 12.08.2022 have stated that for more than two years, they have been neglected by the department and have not been paid for the work done by them. The State has brazenly flouted the norms and parameters of minimum wages and harassed, discriminated illegally. Due to the act of the Government, the families of the petitioners are struggling a lot. It is very difficult to maintain families without salary.

The NCST vide Notice dated 24.08.2022 had referred the matter to Shri Kantilal Dande, Secretary, Tribal Welfare Department, Government of Andhra Pradesh and Shri Shrikesh B Lathkar, Collector & District Magistrate, District- Srikakulam for facts and comments and ATR within 15 days.

Pursuant thereto, the Collector and DM Srikakulam vide reply dated 26.09.2022 had stated that the said petitioners are neither recruited nor appointed by the Department. Therefore, the question of termination or discontinuing services does not arise as they were not at all related to Tribal Welfare, Department employees officially as claimed by them. The petitioner had worked voluntarily and knew beforehand that they would only be provided food without any monetary compensation.



अनंत नायक/ANANTA NAYAK

सदस्य/Member

राष्ट्रीय अनुसूचित जनजाति आयोग

NATIONAL COMMISSION FOR SCHEDULED TRIBES

भारत सरकार/Govt. of India

नई दिल्ली/New Delhi

The Tribal Welfare Department, Govt. of Andhra Pradesh vide letter dated 14.12.2022 has furnished the facts and comments and stated that the said petitioners are neither recruited no appointed by the department, hence the question of termination or discontinuing services does not arise as they were not at all related to Tribal Welfare Department employees officially as claimed by them and the allegation itself is baseless.

On the sitting held on 14/03/2023, the Commission recommended the following:—

- The concerned authority to pay minimum wages as per Government of Andhra Pradesh rules to all persons who had worked as Kamati/Cook in the said schools till 2019
- The detail of sanctioned posts of kamati/cooks in the schools and the existing shortage/vacancy to be submitted
- The date on which the said employees were asked not to attend the work and how many still continued working

There was no reply on the recommendations of NCST. Hence, the Commission, decided to discuss the issue with the authority and petitioner on 02.06.2023 at 03:00 PM.

Therefore, the Commission issued Summons to Shri Kantilal Dande, Secretary Tribal Welfare Department, Government of Andhra Pradesh. The petitioner was also informed to attend the sitting.

There was no communication from the State Government of Andhra Pradesh regarding appearance of the officer in the sitting. The Project Officer, ITDA Seethampeta on 02.06.2023 appeared before the Commission and submitted the letter dated 29.05.2023 of the Secretary, TWD addressed to Court Officer seeking exemption from personal appearance and deputed Project Officer to appear on his behalf.

The Commission took a serious view of the fact that the Secretary Tribal Welfare Department, Government of Andhra Pradesh had not appeared personally as NCST summoned to him for the third time. However, the Commission allowed the Project officer, ITDA to explain the action taken by the Government. She informed that the department will not pay the previous salary of kamati/cooks. She also assured the Commission that 67 persons would be absorbed and employed through APCOS. The travelling allowance of the petitioner shall also be reimbursed by the Government of

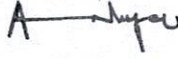

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सदस्य/Member
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Andhra Pradesh. An Affidavit has also been submitted by the Project officer, ITDA in this regard.

After hearing both the sides, the Commission recommends the following –

- Provide the List of 67 employees (who have worked as kamati/cooks) to be absorbed through APCOS and steps to be taken for their appointment as expeditiously as possible
- The reason for not paying equal salary/wages to the kamatis of Seethampeta ITDA and employees of other ITDAs of the state to be submitted before the Commission with explanation.
- The reason for withholding salary/wages to the kamatis of the petitioners for the period of work in Seethampeta ITDA.
- The Travelling Allowance of the petitioner for the last 3 sittings to be reimbursed to him.
- The petitioner (Savara Dandasi) is advised to do the needful in this regard before the P.O., ITDA, Seethampeta.

In the next date of Sitting the Secretary Tribal Welfare Department, Government of Andhra Pradesh has to remain present.



अनंत नायक/ANANTA NAYAK
सदस्य/Member
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Annexure

List of participants of the sitting held on 02.06.2023 at 3:00 PM under the Chairmanship of Shri Ananta Nayank, Hon'ble Member, NCST, New Delhi in the case of Shri Savara Dandasi, S/o Raghu, Kamati GTWAH boys school, MG Puram, Sompeta Mandal, District-Sirkakulam (AP) regarding non payment of salary to ST employees by Tribal Welfare Department since last two years.

I	<u>Tribal Welfare Department, Govt. of Andhra Pradesh</u>
	Ms. Kalpana Kumari, Project Officer, ITDA, Seethampeta
II	<u>Petitioner</u>
	Shri Savara Dandasi