



सत्यमेव जयते

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)

F. No. F. No. NCST/DEV-96/OR/9/2021-ESDW
F. No. NCST/DEV-72/OR/5/2021-ESDW
F. No. Odisha/1/Rourkela Steel Plant/2016/RU-III (ESDW)
F. No. BO/1/2018/STGOR/DELAAL/RU-III (ESDW)

Dated: 28.06.2023

To,

The Additional Chief Secretary,
Department of Revenue & Disaster Management,
Government of Odisha,
Odisha Secretariat, Bhubaneswar,
Odisha-751001
E-Mail: revsec.od@nic.in

The Collector & District Magistrate,
District Sundargarh,
Collectorate Sundargarh,
At/Po-Sundargarh,
District-Sundargarh-770001,
Odisha,
E-Mail: dm-sundargarh@nic.in

The Director In-charge,
Rourkela Steel Plant,
Rourkela-769011,
Odisha
E-Mail: rsp.director@sail.in

Sub: Minutes of the Sitting taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on 30.05.2023 at 10:00 AM in the State Guest House, Bhubaneswar, Odisha.


Sir/Madam,

I am directed to enclose herewith a copy of Minutes of the Sitting taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on 30.05.2023 at 10:00 AM in the State Guest House, Bhubaneswar, Odisha on the above mentioned subject for information and necessary action.

2. You are directed to send the Action Taken Report (ATR) on the recommendations of the Commission **within 15 days** from the date of receiving of the Minutes.

Encl: as Above.

Yours faithfully,


(H.R. Meena)
Research Officer

Copy for information to: -

Shri Soma Oram,
S/o Maghi Oram,
At-Po- Jalda, PS-Raghunathpalli,
District-Sundargarh,
Odisha-769004

Shri Mangra Oram,
S/o Lakho Oram,
At-Durgapur, Orampara,
Rourkela, PS-Uditnagar,
District-Sundargarh, Odisha-769012

Shri Lachhu Oram,
Village-Tangarpali (Somra Basti),
Post-Tangarpali, Rourkela,
District Sundargarh, Odisha

Shri Biswanath Oram,
B-Block, At-Po-Jalda,
PS-Raghunathpalli,
District Sundargarh, Odisha

✓ NIC CELL, NCST.

National Commission for Scheduled Tribes

No.- Odisha/1/Rourkela Steel Plant/ 2016/(RU-I)

DEV-96/OR/9/2021-ESDW

BO/1/2018/STGOR/DEKAAL/RU-III

NCST/DEV-72/OR/5/2021-ESDW

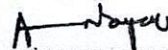
Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST on representation of Shri Lachhu Oram & Ors., Rourkela Steel Plant & Marshalling Yard Displaced Committee, Sundargarh regarding the displacement, Rehabilitation and Resettlement and Employment of displaced ST people.

Date of Sitting- 30.05.2023

List of Participants - As per Annexure.

This is in continuation of the earlier proceedings. Since the Authorities failed to act upon the issue, the Commission held Sittings on 19.10.2022 wherein the Petitioners and the Authorities, Additional Chief Secretary, Department of Revenue & Disaster Management, Govt. of Odisha, Director (In-Charge), Rorkela Steel Plant and Additional District Magistrate, Sundargarh, Odisha were present before the Commission. In the hearing on 19.10.2022, the Commission had recommended the followings for compliance: -

- The State must constitute a High-Power committee with members from all the stake holders and make the list of probable beneficiaries and find out solution with best possible efforts within 3 months.
- The RSP must provide jobs/employment as per the list of 163 displaced people sent by Govt. of Odisha besides the earlier list of 1098 persons was not complete/fixed and their names were left out despite being bona-fide Project Affected Families (PAF).
- The earlier recommendation of NCST for creation of new GPs/adding the settlement in existing GPS should be geared up by the Revenue Dept. of Govt. of Odisha. All facilities of RD departments should be invariably extended to such settlements at the earliest.
- The existing inhabitants in the Hamlets, Revenue Villages should not be disturbed by any means. Sincere steps must be taken by the State Authorities to regularize the land possessed by them.



अनंत नायक/ANANTA NAYAK

सदस्य/Member

राष्ट्रीय अनुसूचित जनजाति समिति

NATIONAL COMMISSION FOR SCHEDULED TRIBES

भारत सरकार/Govt. of India

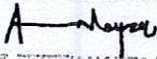
3rd Floor, New Delhi

- The DC assured the commission that they will make a Public Advertisement in the Newspaper and ask for the details of the land losers for providing employment.
- The Commission recommended that the Steel authority along with the District Administration complete the list of beneficiaries within 3 months and submit a detailed report to the commission.
- The District Administration has not yet started negotiation with the petitioner as agreed before the Commission during the previous hearing. Therefore, it is recommended that fresh negotiation be initiated within 15 days and logical conclusion be informed to the Commission within 30 days.

An action taken reply on the above recommendation had to be sent to the Commission within a period of 30 (thirty) days.

Keeping in view of the seriousness of the issue and the lackadaisical attitude of the Authorities on taking action on the recommendation of the Commission in the given period, the Commission issued Summons dated 18.05.2023 to Shri Satyabrata Sahu, the Additional Chief Secretary, Department of Revenue & Disaster Management, Govt. of Odisha, Shri Atanu Bhowmick, Director(In-Charge),Rourkela Steel Plant and Dr. Gavali Parag Harshad, District Collector, Sundargarh, Odisha to appear for Sitting on 30.05.2023 at State Guest House, Bhubaneswar.

In the beginning, the Commission expressed satisfaction over the steps taken by the State in ensuring Sarna Sthal, (Place of Worship) as demanded by the petitioners. During the course of hearing, the petitioner submitted that RSP has failed to provide employment to all eligible displaced persons, as stated in the list of 163 individuals and also failed to comply the Supreme Court's judgment with regard to the employment of 1098 persons. The former ADM compiled a separate list of 163 displaced families excluded from the previous list. Shockingly, RSP has granted jobs to 405 outsiders instead of genuine displaced individuals. Moreover, the Odisha government acquired a significant portion of unused land intended for the displaced, but RSP has not fully utilized it. The petitioner demands that the State Government return this land for livelihood and residential purposes. The petitioner also highlights the need for RSP to allocate at least 50% of shops in the new shopping complex to the displaced people. The Executive Director of RSP reported that 884 displaced individuals from the agreed list of 1098 have been employed, with 89 undergoing


 ANANTA NAYAK
 Member
 NATIONAL COMMISSION FOR REGULATED TRIPS

training. However, 25 cases are still pending, including 9 identified candidates, 3 verified, and 6 undergoing verifications. The petitioner stresses the non-compliance with previous recommendations of the Commission.

The Additional District Magistrate submitted that a High-Power Committee has been constituted based on the commission's recommendation to assess the overall grievances. Action on the remaining 92 candidates from the agreed list of 1,098 has been going on. The proposal to include villages in the Gram Panchayat area has already been sent to the Odisha government for appropriate decision as to whether all the villages are to be included in the Gram Panchayat or some are required to be included in the Municipality.

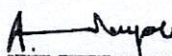
The ADM further stated that in the case of Soma Oram and Mangra Oram, a meeting was convened to initiate negotiations with the complainant to address their claim. However, since the petitioner's claim lacks sustainability, the committee decided to give the complainant another chance to provide any additional documents that can substantiate the claim. Regarding the return of surrendered or unused land, it lacks merit considering the judgments of the Honorable Supreme Court of India and the Honorable High Court of Orissa.

The RSP Authorities clearly expressed their inability to provide employment to the 163 persons as the High-Power Committee found it impossible in terms of the ASG opinion and other referred judgement etc. The RSP made it amply clear that it will only confine to employment to 1098 persons only.

The Additional Chief Secretary of the Department of Revenue & Disaster Management, Government of Odisha, has stated that they will address the issue promptly, considering all the concerns raised by the petitioners. Furthermore, they have requested that the Ministry of Steel, Government of India, be made a party in the matter, as final decision regarding employment can be taken by the ministry of Steel.


The Commission enquired as to why the rehabilitation process is not complete yet and how long shall it be dragged on ? Why is the employment delayed on the part of the RSP ? The Commission expressed serious concern over the inordinate delay in addressing the issues. Besides the petitioners before the Commission, there are others awaiting justice till date on the issues discussed.

After hearing all the parties, the Commission recommends the followings :


अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
2013, Plot No. 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

- The Additional Chief Secretary of the Department of Revenue & Disaster Management, Government of Odisha, will ensure that a comprehensive survey will be conducted by the High-Power committee. This survey will cover all the aspects related to the matter and will be completed within a period of six months.
- The Additional Chief Secretary of the Department of Revenue and Disaster Management, Government of Odisha, Director (In-Charge), Rourkela Steel Plant and District Collector, Sundargarh, Odisha shall comply with all the previous recommendation of the commission and send compliance action report within six months.
- The District Collector, Sundargarh shall dispose off all the pending cases and grievance petitions within 6 months
- The existing inhabitants in the Hamlets, Revenue Villages should not be disturbed by any means. Sincere steps must be taken by the State Authorities to regularize the land possessed by them.

Notice to the Secretary, Ministry of Steel, Govt of India and Chairman Steel Authority of India Limited shall be issued seeking ATR within 15 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-96/OR/9/2021-ESDW
F. No. NCST/DEV-72/OR/5/2021-ESDW
F. No. Odisha/1/Rourkela Steel Plant/2016/RU-III (ESDW)
F. No. BO/1/2018/STGOR/DELAAL/RU-III (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 Radhakanta Tripathy	Special Rapporteur
4.	Shri D.K. Palai	UDC
5.	Shri Avinash Mattur	Legal Consultant
The Additional Chief Secretary, Department of Revenue & Disaster Management, Government of Odisha,		
S. No.	Name	Designation
1.	Shri Satyabrata Sahu	Additional Chief Secretary
2.	Shri Sashadhar Nayak	Additional Secretary
3.	Shri Amiya Kumar Sahoo	Additional Secretary
The Collector & District Magistrate, District Sundargarh, Odisha,		
S. No.	Name	Designation
1.	Dr. Subhankar Mohapatra	Additional District Magistrate, Rourkela
The Director In-charge, Rourkela Steel Plant, Odisha		
S. No.	Name	Designation
1.	Shri Atanu Bhowmick	Direction-In-Charge
2.	Shri Pradipta Kumar Sahu	General Manager RSP
3.	Shri Bivabasu Malik	General Manager RSP
Petitioners		
S. No.	Name	Designation
1.	Dr. Mangra Oram	Petitioner
2.	Shri Soma Oram	Petitioner
3.	Shri Biswanath Oram	Petitioner
4.	Lachhu Oram	Petitioner