



भारत सरकार

Government of India

राष्ट्रीय अनुसूचित जन जाति आयोग

National Commission for Scheduled Tribes

(A Constitutional Body set up under Art. 338A of the Constitution of India)

File No. DCS/72019/STGTL/DEOTH/RU-IV

Dated: 21.11.2019

To,

1. **The Chief Secretary,**
Government of Telangana,
Telangana Secretariat,
Tankbund, Basheer Bagh
Near NTR Gardens,
Opposite Lumbini Park, Hyderabad
Telangana 500022

2. **The District Collector,**
District – Jangaon,
Telangana - 506167

Sub: Representation received from Shri Dharavath Chandra Shekhar, Uppal, Hyderabad regarding land alienation in Peddamadur Village, Devarupula Mandal, Janagon District.

Sir,

I am directed to refer to the subject cited above and to enclose herewith a copy of the Proceedings of the Sitting held on 14.11.2019 before the Dr. Nand Kumar Sai, Hon'ble Chairperson, National Commission for Scheduled Tribes on the aforesaid matter for necessary action.

It is therefore, requested to send an action taken report on the Commission's recommendations to this Commission within 30 days from the receipt of the letter for placing the same before the Hon'ble Chairperson, NCST.

Yours faithfully,

(Y.K. Bansal)

Research Officer
Ph. No. 24645826

8628-29
22/11/19

Copy to:

Shri Dharavath Chndra Shekhar,
H/o Dharavath Shakunthala,
Flat No. 202, Sai Nest Apartment,
Road No. 5, Buddhanagar,
Uppal, Hyderabad – 500096 (Telangana)

Copy for uploading at website of NCST

NIC, NCST

NATIONAL COMMISSION FOR SCHEDULED TRIBES

F. No. DCS/7/2019/STGTL/DEOTH/RU-IV

PROCEEDINGS OF SITTING HELD ON 14.11.2019 CHAIRED BY DR. NAND KUMAR SAI, HON'BLE CHAIRPERSON, NATIONAL COMMISSION FOR SCHEDULED TRIBES IN THE CASE OF REPRESENTATION OF SHRI DHARAVATH CHANDRA SHEKHAR, HYDERABAD, TELANGANA REGARDING LAND ALIENATION AND NON PROVIDING COMPENSATION FOR THE ST LAND SITUATED AT PEDDAMADUR VILLAGE, DEVARUPULA MANDAL, JANGAON DISTRICT, TELANGANA.

Date of Sitting : 14-11-2019


List of Participants present in the sitting is annexed.

The petitioner Shri Dharavath Chandra Shekhar, Telangana vide his representation has submitted the grievances before the Commission regarding land alienation and non-providing of compensation for the ST land situated at Peddamadur Village, Devarupula Mandal, Jangaon district, Telangana.

Shri Dharavath Chandra Shekhar stated that his land of 12 Gunthas at survey No. 371 at Peddamadur Village, Devarupula Mandal, Jangaon district, Telangana was acquired by the Irrigation Department for construction of Nawabpet Irrigation canal. However, no compensation of the said land was provided. On the other hand, the Irrigation Department and District Administration had wrongly provided compensation to the defaulter person. He then approached to the Commission. After intervention of the Hon'ble Commission, the Revenue Department Officer conducted survey of his land at survey No. 371 and submitted its report. The report says that the land belonging to the petitioner at survey No. 371, measuring 12 Gunthas had gone under Nawabpet Irrigation canal and not for R & B. But no compensation has been provided so far. He requested the Commission to direct the concerned authorities to provide the compensation for 12 Gunthas land as per current market value.

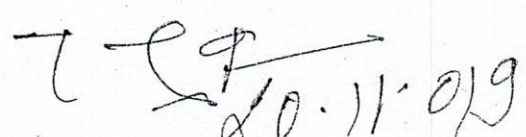
2. The NCST vide its notice dated 09.05.2019 sought a report from the District Collector, Jangaon (Telangana). However, no report was received. Since, no report was received and a sitting was fixed on 08.07.2019 in the Commission.

3. In the sitting, the Joint Collector, Jangaon, Executive Engineer, Irrigation Department and the petitioner were present. During the sitting, the Joint Collector submitted a written report to the Commission. He further reported that as per the Commission's directions, the Revenue Divisional Officer, Jangaon (appellate authority) was asked to examine the case under ROR Act, 1971 and pass appropriate order within four weeks. Accordingly, the Revenue Divisional Officer, submitted its report and informed that the appeal of the petitioner under the Record of Rights Act, 1971 was decided by issuing orders deleting an extent of 2.00 Gunthas land which was unauthorisedly recorded in favour of Mudha Bhukya in revenue records and ordered to record an extent of 0.35 Gunthas in favour of petitioner's wife Smt. Dharavath Shakunthala. The Tehsildar, Devarupula has implemented the orders and land was recorded in favour of the petitioner by issuing Pattedar Pass Book to an extent of Ac. 0.35 Gunthas. Further, an extent of Ac. 0.12 Gunthas was recorded as Canal and after acquisition of the land for Irrigation canal, the compensation was given to the existing occupant Shri Mudha Bhukya.


डॉ. नन्द कुमार साई/DR. Nand Kumar Sai
राष्ट्रीय आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

4. In the sitting, the petitioner informed the Commission that after intervention of the Commission, his land to the extent of Ac. 0.35 Gunthas which was unauthorisedly recorded in favour of Mudha Bhukya in revenue records was restored in favour of him by the revenue authorities of the District. However, no compensation was paid to him for Ac. 0.12 Gunthas land which was acquired for Irrigation canal so far. He requested the Commission to pass order for providing compensation amount for land acquired.

5. The case was discussed in detail. The Commission observed that the petitioner's wife Dharavath Shakunthala is rightful owner of the land of Ac. 0.12 Gunthas, acquired for construction of Nawabpet Irrigation canal and the award of compensation was paid to the defaulter landholder without verifying the revenue records and without issuing notices to the rightful owner of the land. Thus, Shri Dharavath Chandra Shekhar was deprived the land compensation. In this regard, the petitioner has submitted a representation to the Commission which is also enclosed for consideration of the District authorities. The Commission therefore, recommends that the District Collector will take immediate action to provide compensation for the land to the extent of Ac. 0.12 Gunthas as per rules for Survey No. 371 to the petitioner, within 30 days as Smt Dharavath Shakunthala is the rightful owner of the land. The action taken report should be submitted before the Commission within stipulated periods.


डॉ. नन्द कुमार साय/DR. Nand Kumar Sal
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Annexure

(File No. DCS/7/2019/STGTL/DEOTH/RU-IV)

List of participants

NCST

1. Dr. Nand Kumar Sai, Hon'ble Chairperson (In chair)
2. Shri K. Touthang, Joint Secretary
3. Dr. Lalit Latta, Director
4. Shri Y.K. Bānsal, Research Officer

Officers of District Collector, Jangaon, Telangana

Shri. O.J. Madhu, Joint Collector

Petitioner

Shri Dharavath Chandrasekhar

Date: 15-11-2019.

From Shri Dharavath Chandra Shekhar, Devaruppla Mandal, Jangaon Dist. Telangana	To Dr. Nand Kumar Sai, Hon'ble Chairman, National commission for scheduled tribes, Government of India, New Delhi
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Sub: As per the sitting held by the Honorable Chairman Dr. Nand Kumar Sai and Honorable member Smt. Maya Chintamani Ivate on 14th November 2019 at 2:30PM in the case of Shri Dharavath Chandra Shekhar from Hyderabad, Telangana regarding Compensation for 12 Gunthas which has gone under Nawabpet irrigation canalis to be given as per the current market value.

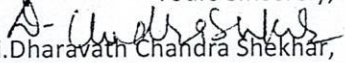
Sir/Madam,

I Shri Dharavath Chandra Shekhar, Hyderabad approached the National commission for Scheduled Tribes with grievances regarding the compensation for my land at Sy No 37~~7~~ Peddamadur Village, Devaruppula Mandal, Jangaon District, Telangana.

In the initial sitting with Honorable member Smt. Maya Chintamani Ivate, Commission had directed Revenue Department officer to survey my land Sy 37~~7~~ and submit the report. The report which was submitted by RDO after surveying Sy 37~~7~~ stated that the 12 Gunthas had gone under Nawabpet irrigation canal and not for R&B.

In the sitting held by the Honorable Chairman Shri Nanda Sai and Honorable member Smt. Maya Chintamani Ivate on 14th November 2019 at 2:30PM, Commission has decided that the owner Shri Dharavath Chandra Shekhar has to get the compensation for the land lost under the canal construction.

I request the NCST commission, to issue orders to the concerned officials to release the compensation for 12 Gunthas as per current market value at the earliest.

Yours Sincerely,

Shri. Dharavath Chandra Shekhar,

Signature