



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. DD/12/2019/STGTL/DEOTH/RU-IV

Dated: 22.11.2019

To,

1. **The Principal Secretary,**
Irrigation Department,
Government of Telangana,
J Block, 6Th Floor, Secretariat Road,
Opp BRKR Building, Hyderabad,
Telangana 500022
2. **The District Collector,**
District – Jangaon,
Telangana - 506167

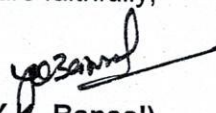
Sub: Representation dated 26.09.2019 received from Shri. Dharavath Devu, S/o Shri Dharavath Mansingh, Jangaon District, Telangana regarding change in the irrigation channel reservoir Plan (Nawabpet) from the pre-planned one of main canal of Revenue Village Peddamadur.

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.R. Bansal)
Research Officer
Ph. No. 24645826

Copy to:

Shri Dharavth Devu,
S/o Shri Dharavath Mansingh,
Dharmagadda Thanda (Gram Panchayat),
Devurupulla (Mandal),
Jangaon (District) – 506302
(Telangana)

Copy to: - SAS, NTC, NCST.

NATIONAL COMMISSION FOR SCHEDULED TRIBES

F. No. DD/12/2019/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 DHARVATH DEVU, S/O SHRI DHARAVATH MANSINGH, JANGAON DISTRICT, (TELANGANA) REGARDING CHANGE IN THE IRRIGATION CHANNEL RESERVOIR (NAWABPET) FROM THE PRE-PLANNED ONE OF MAIN CANAL OF REVENUE VILLAGE PEDDAMADUR.

Date of Sitting : 14-11-2019

List of Participants present in the sitting is annexed.


The petitioner Shri. Dharavath Devu, S/o Shri Dharavath Mansingh, Jangaon District, Telangana vide his representation dated 24.05.2019 has stated that 08 ST families are living in a small house at land Sy No. 332/A/7 for last 20 years. Recently, the State Government has decided to construct a sub canal passing through their houses. Now, the State Govt. authorities have changed irrigation channel reservoir Plan (Nawabpet) from the pre-planned one of main canal of Revenue Village Peddamadur Sy. No. 371, 372 and distributing subcanal bearing Sy. No. 333,316,313,315,317 and the compensation for the land acquisition has already met in this regard. Later on the irrigation planning engineers and Revenue Department officers changed the plan layout to bring 150 meters before traversing the residential area in the village and harassing the household. The pre- planned canal layout plan was going 150 metre away from the present one, but the Sy. No. 333 belonging to upper caste and highly influential people influenced the irrigation authorities and changed the layout plan to 150 metre in front beside the road.

2. As per procedure, the representation was referred to the Principal Secretary, Irrigation Department, Govt. of Telangana and District Collector, District – Jangaon for report and comments.

3. In pursuance of the Commission's notice, the District Collector, Jangaon has submitted a report wherein it was informed that a minor canal with a width of 38 meters was approved by the Irrigation Department on 08.10.2010. Accordingly, a survey was conducted and 19.20 gts land of two villages i.e. Peddamdur and Kadavendi Villages were acquired. Further, canal was planned to provide irrigation to an extent of Ac. 1446 gts mostly belonging to ST farmers and the work is held up due to not giving consent for acquisition of the land by the petitioner.

The District Administration has also called objections on the proposed acquisition from the public and against which no objection was raised by the petitioner. Thereafter, the land acquisition process has been completed and entire land which is falling in the alignment has been acquired except the land to an extent of 0.10 ½ gts belonging to petitioner in Sy. No. 332 of Peddamadur and the proposed canal alignment is passing 3 to 5 meters away from petitioner's house. There is no changes in the alignment.

4. Finding the report unsatisfactory, the Hon'ble Chairperson, NCST fixed a sitting on 14.11.2019 to have a discussion in the case. As per scheduled the sitting was held on 14.11.2019.


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

5. In the sitting, the Joint Collector, Janagaon, Executive Engineer, Irrigation Department along with petitioner were present.

6. During the sitting, the petitioner has raised his grievances regarding change in the Irrigation channel reservoir plan (Nawabpet) due to which, his land and house has now been covered. Thereafter, the Jt. Collector, Jangaon has submitted a written report before the Commission and further informed that a report was called from Executive Engineer (Irrigation) and Revenue Divisional Officer, Jangaon. According to the report of the Executive Engineer (Irrigation), a minor canal was approved by the Irrigation Department on 08.10.2010 and for which an extent of Ac. 19.20 Gunthas land in two villages namely Peddamadur and Kadavendi villages were proposed to be acquired. Thereafter, out of total land to be acquired, Ac. 18.16 ½ Gunthas has been acquired. In addition, no changes in the canal alignment was made. The Revenue Divisional Officer, has also provided compensation to all the land losers.

7. The case was discussed in detail. The Commission observed that the Irrigation plan has been changed after five years of starting construction of the canal and due to which, a large piece of the land belonging to the petitioner Shri Dharavath Devu comes under canal construction. In this regard, the petitioner does not have any piece of land for agriculture and for earning sources. The Commission also observed that the petitioner is physically handicapped and his parents are old age. The Commission also felt that the Irrigation canal pass from Survey No-371 and 372 main canal Nawabpet and cutting across the road to Survey No. 333, 316, 313, 315, 317 as the Irrigation Department has already paid compensation to the land owners. The Commission therefore, recommends that the District Collector, Jangaon and Irrigation authorities should take necessary action to construct/ pass Irrigation canal through Survey No. 371, 372 and cutting road to Survey Nos. 333, 316, 313, 315, 317. If there is an issue in proceeding with the Irrigation canal plan, the Irrigation Department can take some part of land from Survey No. 332 where there is an open/ plain area. Further, under any circumstances the Irrigation canal should not traverse through residential area at Survey No. 332/A/7 to cause distress to the families of the petitioner. An action taken report to be submitted within 30 days from the receipt of the proceedings.

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20.11.19
डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
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NATIONAL COMMISSION FOR SCHEDULED TRIBES

Annexure

(File No. DD/12/2019/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. Bansal, Research Officer

Officers of District Collector, Jangaon, Telangana

1. Shri. O.J. Madhu, Joint Collector, Jangaon District
2. Shri R. Sudhesh, EE/ SRSP-II/ Irrigation Deptt.

Petitioners

1. Shri Dharavath Devu
2. Shri Dharavath Chandrasekhar