



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)

फा. सं.: NCST/DEV-98/JH/4/2021-ESDW

दिनांक: 10.04.2023

उपायुक्त,
जिला लातेहार,
उपायुक्त का कार्यालय,
लातेहार-829206,
झारखंड
ई मेल: dc-lat@nic.in

अध्यक्ष-सह-प्रबंध निदेशक,
सेंट्रल कोलफील्ड लिमिटेड,
दरभंगा हाउस, सेंट्रल कोलफील्ड लिमिटेड मुख्यालय,
कचहरी रोड, मोराबाड़ी,
रांची-834029
झारखंड
ई-मेल: cmd.ccl.cil@coalindia.in

विषय: जातिगत भावना से प्रेरित होकर सी.सी.एल.द्वारा आवेदक का नाम कथित रूप से झूठे मनी सूट केस में डालने के सम्बन्ध में श्री सुरेश कुमार उराँव, ग्राम-बसिया, पोस्ट-थाना बालूमाथ, जिला लातेहार-829202, झारखण्ड का अभ्यावेदन।

महोदय/महोदया,

कृपया उपरोक्त विषय पर दिनांक 13.03.2023 को अपराह्न 12:30 बजे आयोग में हुई सिटिंग का सन्दर्भ ग्रहण करें। उक्त सिटिंग का कार्यवृत्त इस पत्र के साथ संलग्न कर प्रेषित किया जा रहा है। आपसे अनुरोध है की सिटिंग में लिए गए निर्णयों एवं आयोग द्वारा दिए गए सुझावों पर कार्रवाई करते हुए कार्रवाई रिपोर्ट इस आयोग को 15 दिन के भीतर भेजना सुनिश्चित करें।

संलग्न यथोपरि।

भवदीय,


(एच. आर. मीना)
अनुसंधान अधिकारी

प्रतिलिपि प्रेषित:

श्री सुरेश कुमार उराँव,
ग्राम-बसिया,
पोस्ट-थाना बालूमाथ,
जिला लातेहार-829202,
झारखण्ड

National Commission for Scheduled Tribes

No. NCST/DEV-98/JH/4/2021-ESDW

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST, on the representation of Shri Suresh Oraon S/o Birsu Oraon, Village-Basiya, Police Station- Balumath, District- Latehar, Jharkhand dated 28.10.2021, in the matter of displacement of tribal people due to mining activities of CCL.

Date of the sitting: 13.03.2023; 12.30 AM

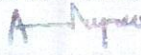
List of Participants: As per Annexure

The Commission received a representation dated 28.10.2021 from one Shri Suresh Oraon S/o Birsu Oraon, Village-Basiya, Police Station- Balumath, District- Latehar, Jharkhand, regarding displacement of tribal people due to mining activities of Central Coalfields Limited. The petitioner submitted that Central Coalfields Limited was forcing the petitioner and other tribal people in the area to leave the land to allow expansion of mining activities of CCL. When he refused to shift, he was falsely named by Shri Kapildev Prasad, Project Officer, CCL Tetariyakhar, in the Money Suit No. 2/2020 wherein he has been asked to pay 1400 to 1500 crores approximately.

Considering the gravity of the issue raised in the petition, the Commission issued Notice dated 15.11.2022 to the Deputy Commissioner, Latehar, Jharkhand seeking reply from the concerned officials within 15 days.

Despite issuance of the Notice dated 15.11.2022, no reply or Action Taken Report (ATR) was received from the Authorities.

An additional representation was sent by the petitioner wherein he submitted that CCL had issued a threatening/warning letter dated 12.11.2022 to the ST people. The CCL is also issuing letters to the ST people warning them not to obstruct infrastructure and mining activities on the land.


Ananta Nayak
Member
National Commission for Scheduled Tribes
New Delhi


Another additional representation was made by the petitioner on 23.12.2023 wherein he submitted that petitioner and others are displaced ryots who have been displaced and forced to live somehow on land allotted to them by the government for their basic survival.

At the time of displacement, the CCL Authorities had assured that the unemployed will get employment and basic amenities such as electricity, water, education, medicine and roads. However, CCL never provided these facilities or even compensation to the petitioner and other similarly situated STs. They were not even provided with a passage from their houses to the village Panchayat office. Now, the petitioner is being forcibly evicted by CCL from the land allotted to him by the government.

Taking seriously the non-responsive attitude of the Authorities, the Commission issued Summons to the Deputy Commissioner, Latehar, Jharkhand to appear for a hearing before the Commission on 09th January 2023. On the date of hearing, the authorities remained absent.

Subsequently, the Commission issued summons to Deputy Commissioner, Latehar, Jharkhand and Chairman-cum-Managing Director, Central Coalfields Limited, Ranchi to appear for a hearing before the Commission on 21.02.2023. On 21.02.2023, a letter dated 20.02.2023 was received from General Manager (P&IR), Central Coalfields Limited, Ranchi wherein he requested the Commission that he be exempted from appearing in-person for the sitting.

The commission took a serious note of the lackadaisical attitude of the GM, CCL and issued a warning letter cautioning him that a coercive action will be taken against him unless he remains present on 13.03.2023 with relevant documents for the Sitting.


राष्ट्रीय आयोग
विशेष जातों के
आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
भारत सरकार

On 13.03.2023, a letter dated 10.03.2023 was received from the Deputy Commissioner, Latehar, Jharkhand requesting the Commission that he be exempted from appearing as he has to be present in the Secretariat for a meeting regarding closing of financial year 2022-2023. He also requested that the Assistant Commissioner, Latehar be permitted to attend the sitting on his behalf with all the relevant documents.


The Commission took a serious note of the non-appearance of Deputy Commissioner, Latehar, Jharkhand without permission of the Commission. The Commission asked the Petitioner who appeared in person about the facts of the case and present situation. He repeated and re-iterated his earlier submissions.

The Chairman-cum-Managing Director, Central Coalfields Limited, Ranchi submitted that CCL was ready to withdraw the money suit no. 2/2020 pending before the court of Senior Civil Judge-I, Latehar, Jharkhand. He submitted that CCL is ready to provide compensation and benefits to the petitioner but they require the Collector to provide certificates and give Pattas to the petitioner. Once their claim has been certified by the Collector office, CCL will release the amount compensation and allied benefits.

During the hearing, the petitioner raised another point wherein he informed the Commission and authorities that he and his family members are subjected to police harassment with the help of CCL employees. The authorities present on behalf of CCL pleaded ignorance of the fact and ensured the Commission that they will investigate into the matter and stern action will be taken against the officials responsible.

After hearing both the parties, the Commission made the following recommendations:

- i. District administration to give reports to CCL regarding certification of the land of the petitioners to enable CCL to take further steps
- ii. To withdraw the Money Suit No. 2 of 2020 pending before the Court of Senior Civil Judge No. 1, Latehar.


NATIONAL COMMISSION FOR SCHEDULED CASTES
AND SCHEDULED TRIBES
New Delhi

(परिशिष्ट)

फ़ाइल सं. NCST/DEV-98/JH/4/2021-ESDW

प्रतिभागियों की सूची: -

राष्ट्रीय अनुसूचित जनजाति आयोग		
क्र. सं.	नाम	पदनाम
1.	श्री अनंत नायक	माननीय सदस्य
2.	डॉ. जयंत सरोदे	निदेशक
3.	श्री एच. आर. मीना	अनुसंधान अधिकारी
4.	सुश्री आयुषी जैन	यंग प्रोफेसनल (विधिक)
उपायुक्त, जिला लातेहार, झारखंड		
क्र. सं.	नाम	पदनाम
1.	श्री आलोक एस. कच्छप	अतिरिक्त उपायुक्त लातेहार
अध्यक्ष-सह-प्रबंध निदेशक, सेंट्रल कोलफील्ड लिमिटेड, झारखंड		
1.	श्री पी. एम. प्रसाद,	अध्यक्ष-सह-प्रबंध-निदेशक, सेंट्रल कोलफील्ड लिमिटेड,
अभ्यावेदक/अभ्यावेदिका		
क्र. सं.	नाम	पदनाम
1.	श्री सुरेश कुमार उराँव,	अभ्यावेदक
2.	श्री अनिल उराँव	अभ्यावेदक