



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR SCHEDULED TRIBES

छठी मंजिल, 'बी' विंग, लोकनायक भवन,
खान मार्किट, नई दिल्ली-110003
6th Floor, 'B' Wing, Lok Nayak Bhawan
Khan Market, New Delhi-110003

File No. RK/1/2012/STGUP/SEOTH/RU-II

To

Dated 13-12-2012

The Principal Secretary to the
Govt. of Uttar Pradesh,
Department of Social Welfare,
Lucknow, Uttar Pradesh

Sub: ATR on the points raised in the minutes of the Sitting held on 17/10/2012.

Sir/Madam,

I am directed to refer to this Commission's D.O letter of even no. dated 04/10/2012 on the subject mentioned above and to forward herewith a copy of minutes of the Sitting in the Commission for your information and necessary follow up action.

Yours faithfully,

(M.S.Chopra)
Director

Copy forwarded for information to :-

Shri. Rajesh Kumar, S/o Shri. Hira Lal, R/o of Mohalla Harpur Na Basti, Post Sadar, District Ballia (U.P).

Copy to:-

1. PPS to Hon'ble Chairman
2. PPS to Joint Secretary
3. Dy. Director
4. AD (Coord)
5. SSA NIC

(M.S.Chopra)
Director

National Commission for Scheduled Tribes

File No.RK/1/2012/STGUP/SEOTH/RU-II

Summary record of the proceedings of the Sitting taken by Dr. Rameshwar Oraon, Chairman, NCST on 17/10/2012 at 12:30 hrs in connection with the representation dated 03/11/2011 received from Shri. Rajesh Kumar, S/o Shri. Hira Lal, r/o Mohalla Harpur Nai Basti, Post Sadar, District Ballia (U.P) regarding cancellation of ST certificates issued to Brahmins, Nayaks and Brahmins Ojha community in U.P.

1. Shri. B.M.Meena , Principal Secretary to the, Govt. of U.P., Social Welfare Department, alongwith Shri. Visheshwar Singh, Deputy Director, Social Welfare Department, Govt. of U.P. attended the meeting. The petitioner did not attend the meeting
2. The State Government mentioned that 13 Districts of U.P. had issued ST certificates to the Nayaks, and Ojha communities. The Principal Secretary, Social Welfare Department, Govt. of U.P. informed the Commission that total 2494 ST certificates had been issued to Nayak and Ojha communities since 03/07/2003 to 30/09/2003 in these Districts. Out of these, 1838 ST certificates have been issued to Nayaks and Ojha Brahmins and 205 ST certificates issued to Nayak and Ojha of Gond community. 402 ST certificates have been cancelled by the State Govt. and 416 ST certificates are under the process of verification.
3. The Commission observed that the State Govt. needs to provide a time-frame to the Commission for settlement of the issue. Further action should be taken against the officials who are responsible for issuing forged ST certificates and extending benefits to the persons, within terms of Govt. employment or any other benefit on the basis of forged ST certificates issued by the State Govt. The forged ST certificates should also be withdrawn immediately. The Commission further desired that the State Govt. should convene a meeting of the concerned District Magistrates for ascertaining the position in the matter. The Commission also observed that MTA should also be invited to attend the next meeting to provide the clarification on the basis of which ground the notification had been issued for inclusion of Gond community in the ST list of U.P.
4. The Commission desired that the State Govt. should submit the following documents/information within a month:-

Rameshwar Oraon

Dr. RAMESHWAR ORAON
Chairman
National Commission for Scheduled Tribes
Govt. of India
New Delhi

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- (a) Notification issued by the Govt. of India to include the ST communities in the ST list of Uttar Pradesh;
- (b) Notification issued by the State Govt. of U.P to include communities in the ST list of U.P;
- (c) Notification for amendment/rectification/clarification by the State Govt. of U.P. if any;
- (d) Order passed by the Hon'ble High Court of Allahabad directing State Govt. of U.P. to take action for cancellations of the ST certificates issued to Nayaks and Ojha Brahmins;
- (e) Directions of the State Govt. to 13 District Magistrates of U.P. regarding withdrawal of the benefits to the persons who have got the govt. employment/other benefits;
- (f) Action taken against the officials, responsible for issue of forged ST certificates;
- (g) Position on review of total forged ST certificates issued;
- (h) Time-frame in which action as desired in (e),(f) and (g) would be completed by the State Govt;
- (i) Date/time of the meeting proposed to be held with the District Magistrates to ascertain factual position in the matter.

Rameshwar Oraon

Dr. RAMESHWAR ORAON
Chairman
National Commission for Scheduled Tribes
Govt. of India
New Delhi