



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-1443/MP/8/2023-ESDW

दिनांक: 08.05.2023

कलेक्टर एवं जिला दंडाधिकारी,
जिला- झाबुआ,
कलेक्टर कार्यालय, झाबुआ,
मध्य प्रदेश।
ई-मेल: dmjha@nic.in


विषय: जमीन पर अवेध कब्जा करने के लिए मार पीट करने व जान से मारने की धमकी देने के संबंध में श्री मोतीलाल, पिता वरदु, ग्राम झकनावद, झाबुआ, मध्य प्रदेश का दिनांक 17.03.2023 का अभ्यावेदन के सन्दर्भ में।

महोदय/महोदया,

कृपया उपरोक्त विषय पर आयोग के माननीय सदस्य श्री अनंत नायक के समक्ष दिनांक 26.04.2023 को 10:30 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 मोतीलाल,
पिता श्री वरदु,
ग्राम- झकनावद,
तहशील- पेटलावाद
जिला- झाबुआ,
मध्य प्रदेश।

National Commission for Scheduled Tribes

No. NCST / NCST / DEV-1443 / MP / 8 / 2023-ESDW

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST on the representation from Shri Motilal Pita Wardu Jila Jhabua, Madhya Pradesh alleging Mr Pradeep Rathore along with his goons are harassing and physically assaulting the petitioner to grab his land.

Date of the Sitting: 26.04.2023

List of Participants: As per Annexure

The Commission received a representation on 17/03/2023, from Shri Motilal Pita Wardu, a resident of Gram Jhaknawada, Post Jhaknawadh, Teh Petlawad, Jila Jhabua, Madhya Pradesh. In the representation, the petitioner stated that they have been cultivating the land for generations, but a person named Mr. Pradeep Rathore, along with his associates, have been harassing and physically assaulting the petitioner to vacate the land. The petitioner has filed complaints in the Jhaknawada Police Station, SP Jhabua, Collector Jhabua, and Tehsildar Petlawada, but no action has been initiated.

The Commission has already held a Sitting on 10.04.2022 and has recommended certain actions to be taken.

In continuation of the earlier Sitting, another Sitting was held on 26.04.2023. Responding to a query of the Commission, Ms. Tanvi Hooda, Collector & District Magistrate, Jhabua, submitted that the disputed land comprises several compartments and that the land claimed by the Petitioner does not belong to them and instead belongs to the Jhaknavadh Gram Panchayat.

The Commission observed that the facts and circumstances of the report of investigation of the Police and submissions of the Petitioner did not corroborate. The Commission further observed that the investigation of the Police seemed to be biased against the Petitioner.

A. Singh

SECRETARY
NATIONAL COMMISSION FOR SCHEDULED TRIBES
JALANDHAR

After hearing both the sides, the Commission recommends the following: -

1. The Superintendent of Police, Jhabua District, Madhya Pradesh will furnish the full details of the FIR, Panchanama and the Investigation Report along with all the relevant documents within 15 days
2. The Superintendent of Police, Jhabua District, Madhya Pradesh will re-investigate the case based on the observations made by the Commission and include all the names in the FIR as submitted by the Petitioner during the Sitting and submit the Action Taken Report with all the relevant documents within 15 days
3. District Collector, Jhabua District, Madhya Pradesh will constitute an investigation team to investigate the land in dispute and submit investigation report along with all the concerned documents to commission for further necessary action.

A → Super

(परिशिष्ट)

फ़ाइल सं. NCST/DEV-1443/MP/8/2023-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
कलेक्टर एवं जिला दंडाधिकारी, जिला झाबुआ, मध्य प्रदेश		
1.	सुश्री तन्वी हुड्डा	कलेक्टर एवं जिला दंडाधिकारी
अभ्यावेदक/अभ्यावेदिका		
1.	अनुपस्थित	