



सत्यमेव जयते

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)

F. No. NCST/DEV-1339/OR/36/2023-RO-BHUV

Dated: 12.07.2023

To,

The Additional Chief Secretary,
Department of Revenue & Disaster Management,
Government of Odisha,
Odisha Secretariat, Bhubaneswar,
Odisha-751001
E-Mail: revsec.od@nic.in

The Principal Secretary,
Housing and Urban Development Department,
Government of Odisha,
3rd Floor, Kharvel Bhawan, West Wing,
Room No. 302, Bhubaneswar-751001, Odisha
E-Mail: hudsec.or@nic.in

The Collector & District Magistrate,
District Sundargarh,
Collectorate Sundargarh,
At/Po-Sundargarh,
District-Sundargarh-770001, Odisha,
E-Mail: dm-sundargarh@nic.in

Sub: Minutes of the Sitting taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on 30.05.2023 at 12:00 Noon regarding representation dated 20.01.2023 of Shri Deepak Toppo and others, At- Pradhan Palli, PO & PS- Chhend, Rourkela – 769015, District- Sundargarh, Odisha regarding land dispute relating allotment of land for establishment of Krishi Vighyan Kendra by the OUAT, Bhubaneswar, Odisha.

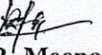
Sir/Madam,

I am directed to enclose herewith a copy of Minutes of the Sitting taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on 30.05.2023 at 12:00 Noon on the above mentioned subject for information and necessary action.

2. You are requested to send the Action Taken Report (ATR) on the recommendations of the Commission **within 30 days** from the date of receiving of the Minutes.

Encl: as Above.

Yours faithfully,


(H.R. Meena)
Research Officer

Copy for information to: -

Shri Deepak Toppo,
At- Pradhan Palli,
PO & PS- Chhend,
Rourkela –769015,
District- Sundargarh,
Odisha

✓ 1. NIC Cell for upload in NCST
Website.

National Commission for Scheduled Tribes

No. NCST/DEV-1339/OR/36/2023-RO-BHUV

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST, in the case of Shri Deepak Toppo and others, Rourkela, Sundargarh District, Odisha regarding the illegal transfer of tribal land to establish Krishi Vigyan Kendra, without following due process by the district administration.

Date of the Sitting: 30.05.2023

Participants in the sitting: As per Annexure

Shri Deepak Toppo and others of Pradhan Palli, PO & PS- Chhend, Rourkela, District- Sundargarh, vide their representation dated 01.01.2023, have alleged that certain ancestral properties in Mouza Bankia were not affected by the land acquisition process for the establishment of Rourkela Steel Plant in 1954. Land mentioned in the Gazette Notification No. 363-DEV-22/02/1954 was contravened under the provisions of Odisha Act 18 of 1948, without a Gazette Notification published under Section 4(1) of the Act. The settlement authority wrongly recorded the properties, and the lands were handed over for the establishment of Krishi Vigyan Kendra without due process. The petition requested for an investigation, adequate compensation, and declaring the land transfer null and void.

The Commission issued notice dated 23.03.2023 to the Additional Chief Secretary, Revenue and Disaster Management Department, Government of Odisha, Principal Secretary, Housing and Urban Development Department, Government of Odisha and Collector and District Magistrate, Sundargarh, Odisha to submit Action Taken Report ("ATR") within 03 days. However, no action taken report (ATR) was received from the authorities. Therefore the Commission issued Summons dated 02.01.2023 to the Additional Chief Secretary, Revenue and Disaster Management Department, Govt of Odisha, Principal Secretary, Housing and Urban Development Department, Govt of Odisha and Collector and District Magistrate, Sundargarh, Odisha for Sitting of the Commission at the State Guest House, Bhubaneshwar on 30.05.2023 at 12 PM.



अनंत नायक/ANANTA NAYAK

सदस्य/Member

राष्ट्रीय अनुसूचित जनजाति आयोग

NATIONAL COMMISSION FOR SCHEDULED TRIBES

भारत सरकार/Govt. of India


बि. वि. - Cuttack/Delhi

In the hearing the petitioner submitted that ancestral properties in Mouza Bankia, unaffected by the 1954 land acquisition for Rourkela Steel Plant, were improperly seized, without required Gazette Notification. The petitioner claims the properties were inaccurately recorded and unjustly handed over for establishing Krishi Vigyan Kendra, adversely affecting their livelihood.

Additional District Magistrate, Sundargarh submitted that the land was acquired in 1954 for establishing Hindustan Steel Limited, with compensation paid to all the affected families for houses, land, and trees. A writ petition was later brought to the Hon'ble High Court of Orissa by a petitioner. However, the court dismissed the said Writ Petition, noting there was no factual basis for the petitioner's claim about the land being taken over for KVK. Since the writ petition was dismissed on the said issue. The commission may not entertain such illegitimate matters.

The Commission noted that the petitioner's case had previously been dismissed by Hon'ble High Court of Orissa. Additionally, the petitioner failed to provide any evidence supporting the allegations.

Therefore, the Commission finds the case devoid of merits. Hence the case may be closed.


अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

(ANNEXURE)

F. No. NCST/DEV-1339/OR/36/2023-RO-BHUV

LIST OF PARTICIPANTS:-

National Commission for Scheduled Tribes		
S. No.	Name	Designation
1.	Shri Ananta Nayak	Hon'ble Member
2.	Dr. Jayant Sarode	Director
3.	Shri H.R. Meena	Research Officer
4.	Shri D.K. Palai	RO, BBSR
The Collector & District Magistrate, District Sundargarh Government of Odisha		
S. No.	Name	Designation
1.	Dr. Subhankar Mohapatra	Additional District Magistrate, Rourkela
The Principal Secretary, Housing and Urban Development Department, Government of Odisha,		
S. No.	Name	Designation
1.	Shri G Mathivathanan	Principal Secretary
The Additional Chief Secretary, Department of Revenue & Disaster Management, Government of Odisha,		
1.	Smt. Madhusmita Sahoo	Additional Secretary
Petitioner		
S. No.	Name	Designation
1.	Shri Deepal Toppo	Petitioner
2.	Shri Manoj Kumar	Petitioner