



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)

File No:- (i) NCST/DEV-5092/OR/120/2025-RO-BHUV-(RU-III)
(ii) NCST/DEV-5083/OR/119/2025-RO-BHUV-(RU-III)

Dated:- 21.1.2026

To,

1. The Principal Secretary,
Works Department, Govt. of Odisha,
Odisha Secretariat, Bhubaneswar,
Odisha-751001

2. The Revenue Divisional Commissioner
Northern Division Odisha,
O/o The RDC Northern Division,
At/Post/District:-Sambalpur, Odisha-768001

3. The District Collector & Magistrate,
District:-Sundargarh, Collectorate Office,
At/Po/District:-Sundargarh, Odisha-770001

Sub:- Representation dated Nil of Shri Daman Mundry, C/o Shri Sainath Mundry and others of Bagbudi Basti, Chhend Colony, Phase-I, Rourkela, District:-Sundargarh, Odisha regarding alleged destruction of agricultural land, standing land, crops, fruit trees and boundary wall, etc.

महोदय/महोदया,

I am directed to enclose herewith a copy of the minutes of the sitting held on 5.1.2026 under the chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes (NCST) at New Delhi on the above mentioned subject.

It is requested that the action taken/ to be taken in the matter may be submitted to NCST within stipulated time from receipt of the letter, for placing it before Hon'ble Commission.

Yours faithfully,


(Dr. P. Kalyan Reddy)
Director
Ph No. 011-20819841

Copy for information:-

1. Shri Bhima Munda and others,
Gram Sabha Baghbudi, Mouza-Chhend,
P.O.-Luakera, PS-Chhend, District:-Sundargarh, Odisha-769015
Mobile No. 8763989433
2. Shri Daman Mundry and others,
Bagbudi Basti, Chhend Colony, Phase-I,
Rourkela-15, District:-Sundargarh, Odisha-769015
Mobile No. 9853128725
3. PS to Hon'ble Member (JH), NCST.
- ✓ 4. NIC- for uploading on the website of the Commission.

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Minutes of the sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes at New Delhi in the case of Shri Daman Munday, C/o Shri Sainath Munday and others of Bagbudi Basti, Chhend Colony, Phase- I, Rourkela, District- Sundargarh, Odisha regarding alleged destruction of agricultural land, standing crops, fruit trees and boundary wall, etc.

File No.: (i) NCST/DEV-5092/OR/120/2025-RO-BHUV/RU-III
(ii) NCST/DEV-5083/OR/119/2025-RO-BHUV/RU-III

Date of the Sitting: 5.1.2026 at 12:45 PM

Participants in the Sitting: As per Annexure

(a) NCST/DEV-5092/OR/120/2025-RO-BHUV/RU-III - Shri Daman Munday, C/o Shri Sainath Munday and others of Bagbudi Basti, Chhend Colony, Phase- I, Rourkela, District- Sundargarh, Odisha, vide their reminder petition dated 27.03.2025 have stated that they are ST persons whose ancestral Rayati agricultural lands comprised in Sabik Khata Nos. 11, 80, 72, 12, 31, 05, 82, 50, 8 of Sabik Mouza Chhend were traditionally cleared, cultivated and recorded in their ancestors' names under the erstwhile Ex-Gangpur State and continued in peaceful possession for livelihood. It has been alleged that though a Gazette Notification No. 863 dated 22.02.1954 under Section 3(1) of the Orissa Act 18 of 1948 was issued for acquisition for Rourkela Steel Plant, no Gazette Notification under Section 4(1) and other statutory provisions was ever published, nor was compensation determined or paid, yet during Settlement the lands were wrongly recorded as Government/Anabadi/SAIL land. The petitioner(s) have further alleged large-scale alienation of ST lands to non-ST persons by the Collector & DM, Sundargarh, ADM, Rourkela, RDC (ND), Sambalpur, Sub-Collector Panposh and Tahasildar, Rourkela, in violation of the Fifth Schedule to the Constitution, customary laws and statutory protections, despite earlier directions of the Commission and State instructions dated 30.01.1989 for correction of RoRs. The petitioner(s) have prayed for issuance of notices to senior State authorities and SAIL to produce all relevant Gazette Notifications, stoppage of ongoing constructions, preparation of separate RoRs in favour of original ST right holders/heirs, and other consequential reliefs for protection of their right, title and livelihood. As a latest development, it has been reported that construction activities such as Deep RCC road and E-Bus Terminal connecting to Rourkela Ring Road have commenced on the disputed land, allegedly resulting in destruction of standing crops and forcible dispossession of the ST landholders.

2. NCST vide notice dated 02.06.2025 sought facts and comments from the Principal Secretary, Works Department, Govt. of Odisha, the Revenue Divisional Commissioner, Northern Division Odisha and District Collector & Magistrate, District- Sundargarh within 30 days. The reply was not received, hence, it was decided to discuss the issue with the authority and the petitioner on 05.01.2026. Accordingly, a Sitting Notice was sent on 26.12.2025

(b) NCST/DEV-5083/OR/119/2025-RO-BHUV/RU-III - Shri Bhima Mundari & others of Gram Sabha Bagbudi, Mouza-Chhend, P.O.-Luakera, PS-Chhend, District-Sundargarh, Odisha-769105, have submitted a representation stating that the local administration, namely the Collector, ADM, Tahsildar, Rourkela Municipality, RDA, and PWD, have started construction of a road and drain by using bulldozers through their cultivable agricultural land without prior information, consent, or approval of the Gram Sabha, thereby adversely affecting their livelihood and standing paddy crops. It has been asserted that Sundargarh District falls under the Fifth Schedule area as per Article 244 of the Constitution, where control over land and natural resources vests with the Gram Sabha, and therefore such construction without Gram Sabha consent is illegal and unconstitutional. The petitioner(s) have requested immediate stoppage of the road and drain construction work on their agricultural land and issuance of necessary directions to the concerned authorities, with a copy of such orders to be provided to the Gram Sabha.

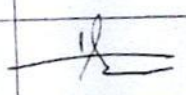

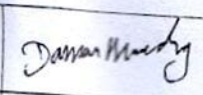
2. NCST vide notice dated 02.06.2025 sought facts and comments from the Revenue Divisional Commissioner, Northern Division Odisha and District Collector & Magistrate, District- Sundargarh within 30 days. The Reply was not received hence the Commission decided to discuss the issue with the authority and the petitioner on 05.01.2026. Accordingly, a Sitting Notice was sent on 26.12.2025.

3. In response to above sitting notice dated 26.12.2025, District Collector & Magistrate, District- Sundargarh vide letter no. 5785/Judl dated 30.12.2025 has sought exemption and deputed Addl. District Magistrate to attend the sitting. The Office of Chief Construction Engineer, Keonjhar vide letter no. 31/WE dated 3.1.2026 has furnished the facts and requested for exemption of Pr. Secretary, Works Department, Govt. of Odisha. There was no response from Revenue Divisional Commissioner, Northern Division, Sambalpur (Odisha).

जाटोतु हुसैन / Jatothu Hussain
सदस्य / Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार / Govt. of India
नई दिल्ली / New Delhi

F. No NCST/DEV-5092/OR/120/2025-RO-BHUV/RU-III

List of participants of the sitting held on 5.01.2026 at 12.10... under the chairmanship of Shri Jatothu Hussain, Hon'ble Member, NCST at New Delhi.

| Sr. No. | Name and Designation | Address & Phone No. | Signature |
|---------|--|---------------------|---|
| I | <u>National Commission for Scheduled Tribes</u> | | |
| 1. | Dr. P.Kalyan Reddy Director | | |
| 2. | NCST Officials | | |
| II | <u>Works Department, Govt. of Odisha</u> | | |
| Sr. No. | Name and Designation | Phone No. | Signature |
| 1. | Santosh Kumar Behara Chief Construction Engineer. | 9665189813 |  |
| 2. | Jasawanti Mishra S.E., R&B Divn, Bhubaneswar | 7504932582 |  |
| III | <u>Northern Division Odisha, Sambalpur</u> | | |
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| | | | |
| | | | |
| IV | <u>District Collector, District - Sundargarh</u> | | |
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| | | | |
| | | | |
| V | <u>Petitioner</u> | | |
| | Daman Mundayy | 9853/28725 |  |
| | | | |