

S. R. Rao

Government of India
National Commission for Scheduled Tribes
(A Constitutional Commission set up under Art. 338A of the Constitution of India)

6th floor, 'B' Wing,
Loknaya Bhawan
Khan market,
New Delhi-110 003
Date: 28/04/2016

No: TNR/1/2016/STGAP/DEOTH/RU-IV

To

The District Collector,
Vijayawada,
Andhra Pradesh.

Sub: Representation dated 08.02.2016 received from Shri Tammasarthi Nageswara Rao, Hyderabad regarding allotment of Pushkar toilets, Vijayawada, AP to ST community.

Sir,

I am directed to refer to this Commission letter of even number dated 08.04.2016 on the above subject and to enclose herewith a copy of the proceedings of the Sitting held in this Commission on 19.04.2016 for necessary action and to send the action taken report to the Commission at an early date.

Yours faithfully,

N. G.
(N. Balasubramanian)
Research Officer

2650-SV
02/5/16
ISSUED

Copy for information and necessary action to:-

The Commissioner,
Municipal Corporation,
Vijayawada,
Andhra Pradesh.

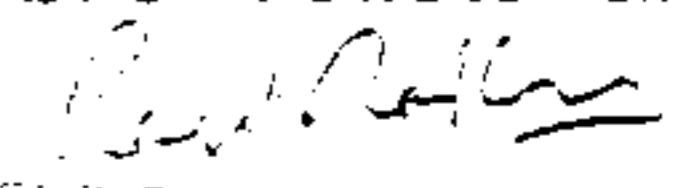
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PROCEEDINGS OF THE HEARING HELD
UNDER THE CHAIRMANSHIP OF
SHRI RAVI THAKUR, HON'BLE VICE CHAIRPERSON,
NATIONAL COMMISSION FOR SCHEDULED TRIBES,
GOVERNMENT OF INDIA ON 19-04-2016
ON THE PETITION FILED BY SHRI T. NAGESWARA RAO

Shri T. Nageswara Rao, General Secretary, The Tribal Development Association, House No. 8-2-293/82/L/116A, MLA Colony, Road No. 12, Banjara Hills, Hyderabad vide his letter dated 15-1-2016 has submitted that under the jurisdiction of Municipal Corporation of Vijayawada, there are 17 Pushkar toilets maintained by non-governmental staff of VMC i.e. by offering on contract system. It is undisputed fact that the persons actually and presently pressed into service of maintenance physically and practically are poor and hard working STs who as such has the managerial ability to take the contracts pertain to Pushkar Toilets maintenance. But due to social discrimination and caste prejudice unjustified by such contracts obtainment by the STs are denied.

2. The matter was taken up with the District Collector, Vijayawada, and the Commissioner, Municipal Corporation, Vijayawada vide this Commission's letter dated 25-2-2016 to apprise the Commission of the action taken in this regard. Since no reply was received in this regard, it was decided to have a hearing in this case and accordingly District Collector, Vijayawada (Krishna) District and the Municipal Commissioner, Vijayawada were directed to be present in the meeting to be held on 19-4-2016 to discuss the issue. The petitioner Shri T. Nageswara Rao was also requested to attend the meeting vide notice dated 8-4-2016.

3. District Collector, Krishna, Vijayawada vide his letter dated 17-4-2016 has intimated that the notice dated 25-2-2016 has not been received by him. However the District Collector has stated that the allotment of Pushkar toilet maintenance was done by calling tenders and has been accepted for a period of 5 years. He has further stated that as per the Government instructions in force in Andhra Pradesh, 6% of the shops and stalls constructed by the Municipality to be leased out to the members of STs on payment of Rs. 2.50 per square feet or 50% of the rent paid by neighbouring shop rooms whichever is less without the normal channel of public auction. In this case the Government order dated 2-4-1993 is meant for shops and stalls where as the case represented by Shri T. Nageswar Rao related to Public Toilets and


SHRI RAVI THAKUR
उप-प्रधान (Vice Chairperson)
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत, दिल्ली (Govt. of India)

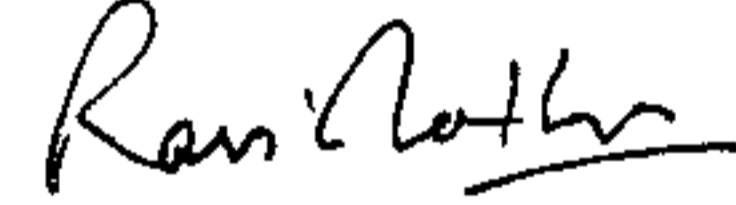
maintenance. Collector has further stated that in 5 places BOT Toilets are allotted to STs in open tender process. Collector has also requested for exemption from personal hearing as he is organising National meeting of Tribal Women Gram Panchayat Presidents from 5th Schedule areas in Vijayawada in Krishna District of Andhra Pradesh on 19-4-2016 being attended by Hon'ble Chief Minister and Union Rural Development Minister. The request has been agreed to.

4. Shri Ch. Rangaiah, DRD, Addl. District Magistrate, Krishna and Dr. Ch. Babusrinivasan, AMOH of Vijayawada district attended the hearing.

5. Additional District Magistrate has submitted that the matter pertains to old toilets which were constructed in 2004 by the Municipal Corporation and 6% of quota were given to Scheduled Tribes for repairs. The organisation which now represented the Commission has not applied for the allotment before the closing date and accordingly in the tendering process the allotment was given to the highest bidder and the work has also been started. Since the petitioner has not attended the hearing there is no version of the applicants could be recorded.

6. The Commission therefore advises that in future when tendering process adequate reservation be given to the Scheduled Tribes.

The hearing ended with a vote of thanks to the Chair.



रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
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