



भारत सरकार

Government of India

राष्ट्रीय अनुसूचित जनजाति आयोग

National Commission for Scheduled Tribes

6th floor, 'B' Wing, Loknayak Bhawan
Khan Market, New Delhi-110 003.

File No. SDP/4/2018/STGDN/DELAAL/RU-I
File No. MDP/9/2018/STGDN/DELAAL/RU-I
File No. RRL/5/2018/STGDN/DELAAL/RU-I
File No. LGL/6/2018/STGDN/DELAAL/RU-I
File No. MVP/2/2018/STGDN/DELAAL/RU-I

Dated: 01/05/2019

To,

1. The Administrator,
U.T. of Dadra & Nagar Haveli,
Secretariat,
Silvasa – 396230.
(Dadra & Nagar Haveli)
2. The District Collector,
Dadra & Nagar Haveli,
Silvassa,
(Dadra & Nagar Haveli).

Sub: Meeting dated 06.03.2019 held at Silvassa to discuss the following cases:

- (i) Representation dated nil of Ms. Sadhna Dilip Patel, Amla, Brahman Falia, Silvassa, UT of Dadra & Nagar Haveli regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Amla, Silvassa.
- (ii) Representation(s) of August, 2018 and dated 23.10.2018 of Shri Maganbhai Dahyabhai Patel, R/o Ultan Faliya Muktanand Marg, Silvassa regarding restoration of land of Scheduled Tribes.
- (iii) Representation dated nil of Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvassa (Dadra & Nagar Haveli) regarding certification / pucca entry in the land at Village - Amla, Silvassa.
- (iv) Representation dated nil of Shri Luxibhai Govind Lotda, R/o Village -- Amla, Dokmardi, Silvassa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes.
- (v) Representation dated nil of Shri Maheshbhai Veragbhai Patel, R/o Aamli – Gandhigram, Silvasa, Dadra & Nagar Haveli regarding non measuring the land of scheduled tribes by the survey settlement office by the UT Administration.

Sir,

I am directed to refer to the subject cited above and to enclose a copy of the minutes of Meeting held in the Daman Ganga Guest House, Silvassa on 06/03/2019 at 01:00 P.M. onwards under the Chairmanship of Shri H. C. Vasava, Hon'ble Member, National Commission for Scheduled Tribes in the matter.

It is, requested that action taken on the suggestions / recommendations of the Commission may please be sent to the NCST at the earliest.

Yours faithfully,

(Rajeshwar Kumar/ राजेश्वर कुमार)
Assistant Director
Ph: 24641640

Copy to:

- (1) Ms. Sadhna Dilip Patel,
Amla, Brahman Falia,
Silvassa,
(Dadra & Nagar Haveli).
(Mob: 8140408044).
- (2) Shri Rameshbhai Raviya Lotda,
R/o Sayli, Dattupada,
Silvassa,
(Dadra & Nagar Haveli).
(Mob: 7069621500).
- (3) Shri Maganbhai Dahyabhai Patel,
R/o Ultan Faliya Muktanand Marg,
Silvassa,
(Dadra & Nagar Haveli)
- (4) Shri Vinod Laxibhai Lotda,
Dakmardi Falia, Amla,
Silvassa,
(Dadra & Nagar Haveli).
(Mob: 9904556510).
- (5) Shri Maheshbhai Veragbhai Patel & Shri Sanjaybhai Radkabhai Halpati,
R/o Amla - Gandhigram,
Sivassa,
(Dadra & Nagar Haveli).
(Mob: 9913159481).

Copy for information to:

- 1/ PS to Hon'ble Member (HCV), NCST
2. NIC (for: hosting on Commission's website).

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02/05/2019

Government of India
National Commission for Scheduled Tribes

Minutes of meeting held in Daman Ganga Guest House, Silvassa on 06/03/2019 at 01:00 P.M. onwards under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the cases related to Scheduled Tribes of UT of Dadra & Nagar Haveli.

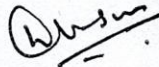
List of participants is annexed.

2. The following cases were discussed in the meeting. The file No. and subject is given below:

S. No.	File No.	Subject
1	SDP/4/2018/STGDN/DELAAL/RU-I	Representation dated nil of Ms. Sadhna Dilip Patel, Amlia, Brahman Falia, Silvassa, UT of Dadra & Nagar Haveli regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Amlia, Silvassa.
2	MDP/9/2018/STGDN/DELAAL/RU-I	Representation(s) of August, 2018 and dated 23.10.2018 of Shri Maganbhai Dahyabhai Patel, R/o Ultan Faliya Muktanand Marg, Silvassa regarding restoration of land of Scheduled Tribes.
3	RRL/5/2018/STGDN/DELAAL/RU-I	Representation dated nil of Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvassa (Dadra & Nagar Haveli) regarding certification / pucca entry in the land at Village - Amlia, Silvassa.
4	LGL/6/2018/STGDN/DELAAL/RU-I	Representation dated nil of Shri Luxibhai Govind Lotda, R/o Village - Amlia, Dokmardi, Silvassa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes.
5	MVP/2/2018/STGDN/DELAAL/RU-I	Representation dated nil of Shri Maheshbhai Veragbhai Patel, R/o Aamlia - Gandhigram, Silvassa, Dadra & Nagar Haveli regarding non measuring the land of scheduled tribes by the survey settlement office by the UT Administration.

(1) **Case No. SDP/4/2018/STGDN/DELAAL/RU-I**

Background of the case: Mrs. Sadhna Dilip Patel, Amlia, Brahman Falia, Silvassa, UT of Dadra & Nagar Haveli had represented to the NCST regarding payment of Compensation in the matter of Land bearing survey No. 425/1/3/1 admeasuring Hect. 0.36 situated near Ring Road at Village Amlia, Silvassa. The NCST vide letter dated 23/05/2018 referred the representation to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments in the sitting scheduled for 24/05/2018 to discuss the various matters of Scheduled Tribes of Dadra & Nagar Haveli.


हरषदभाई वसावा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

NCST convened the sitting (s) in the matter on 24.05.2018, 28.08.2018, 26.10.2018 and 22.01.2019. In the sitting held on 22.01.2019, the petitioner was present and no one was appeared from the Administration of Dadra & Nagar Haveli. The petitioner informed that the opposite party (Shri Yogeshbhai Mohanbhai Patel) has filed an Appeal before the Administrator, Dadra & Nagar Haveli against the order dated 23.11.2018 passed by RDC. In addition to this, a case has also been filled before the Hon'ble Court of the Civil Judge, Dadra & Nagar Haveli, Silvassa by Shri Yogeshbhai Mohanbhai Patel. It was also informed that no relief has been given by the District Administration/ Municipal Corporation in respect of removal of gutter line in the land of the petitioner. The petitioner requested for justice.

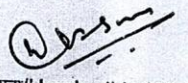
After discussions in the sitting held on 22.01.2019, the Hon'ble Member suggested/ recommended that the UT Administration of D & NH should submit the action taken/ to be taken report for handing over the amount of the land to the petitioner and for removal of gutter line laid by the Municipal Corporation in the land of the petitioner to the NCST, within a month from receipt of the proceedings of the sitting.

The minutes of sitting was sent on 20.02.2019 to the concerned agencies for sending the action taken report on the suggestions/ recommendations of the Commission.

In the meeting dated 06.03.2019 at Silvassa, the Collector, Silvassa informed that the matter is pending before the Administrator, UT of Dadra & Nagar Haveli (D & NH) and also in the Court of Civil Judge, D & NH at Silvassa. The District Administration is not in position to intervene in the matter. In regard to removal of gutter line, the Administration will initiate necessary action for resolving the issue. The District Collector, also assured that action will be initiated against the Mamlatdar who entered the name of Shri Yogeshbhai Mohanbhai Patel in the Revenue record in respect of land pertaining to the petitioner.

(2) **Case No. MDP/9/2018/STGDN/DELAAL/RU-I**

Background of the case: Shri Maganbhai Dahyabhai Patel vide representation (s) August 2018 and 23.10.2018 had requested for justice on. (i) action against the opponent who has put the duplicate signature in sale deed and (ii) Inquiry against Ex- Mamlatdar, D & NH Silvassa for misusing his power in regard to land matter, respectively. The representation (s) were referred to Administrator, UT of D & NH and District Collector, D & NH for facts and comments on 31.10.2018. The facts and comments from the authorities concerned was not received. Hence, Hon'ble Member had convened the sitting on 28.11.2018 to discuss the


हर्षदभाई वसावा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

matter with the Administrator, UT of D & NH and District Collector, D & NH and petitioner. In the sitting, except petitioner no one appeared from the Administration from Dadra & Nagar Haveli. Further, Hon'ble Member decided to discuss the matter with the concerned authorities and the petitioner in a sitting scheduled for 14.12.2018, which was later scheduled for 17.01.2019, but the sitting dated 17.01.2019 was postponed. The date of sitting was fixed for 23.01.2019 which was also preponed for 22.01.2019.

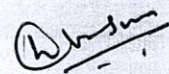
In the sitting held on 22.01.2019, the petitioner was present and no one appeared from the Administration of Dadra & Nagar Haveli and District Collector, D& NH. The petitioner informed that being a poor man unable to bear the expenses of the Advocate to defend the matter and requested to suggest/ direct District Revenue Authorities for resolving the issue at the earliest. Since no officials attended the sitting, the Commission took a serious view for non-appearance of the official. After discussions, the Hon'ble Member suggested/ recommended that District Collector, Dadra & Nagar Haveli should submit the action taken/ to be taken report in the matter on the representation dated August 2018 of the petitioner. The chronological events of incident should also be made available to the Commission within a month from receipt of the proceedings of the sitting.

The minutes of sitting was sent on 20.02.2019 to all concerned for submitting action taken report on the recommendations of the NCST.

In the meeting held on 06.03.2019 at Silvassa, the District Collector informed that the District Administration is incompetent to take any action against the opponent, who put the duplicate signature in Sale Deed of land bearing No. 207 of Village- Silvassa. It would be better to approach the competent appellate Court to challenge the Sale Deed. The Collector, Silvassa also informed that District Administration will take action against the encroacher on land bearing survey No. 100 Village Sayli. The Administration will take action for regularising the land in name of the petitioner, which is in possession with the petitioner.

(3) **Case No. RRL/5/2018/STGDN/DELAAL/RU-I**

Background of the case: Shri Rameshbhai Raviya Lotda, R/o Sayli, Dattupada, Silvassa (Dadra & Nagar Haveli) visited the NCST on 23/05/2018 and stated that Revenue Authority are not issuing certification / pucca entry in the land at Village - Amla, Silvassa. The NCST vide letter dated 23/05/2018 take up the issue with Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments in the sitting scheduled for 24/05/2018 to discuss the various matters of Scheduled Tribes of Dadra & Nagar Haveli.



NCST convened the sitting (s) on 24.05.2018, 28.08.2018, 26.10.2018 and 28.11.2018. Further, Hon'ble Member decided to discuss the matter with the concerned authorities and the petitioner in a sitting scheduled for 14.12.2018, which was later scheduled for 17.01.2019, but the sitting dated 17.01.2019 was postponed. The date of sitting was fixed for 23.01.2019 which was also preponed for 22.01.2019.

In the sitting held on 22.01.2019, the petitioner was present and no one was appeared from the Administration of Dadra & Nagar Haveli. The petitioner informed that being a poor man unable to bear the expenses of the Advocate to defend the matter and requested to suggest/ direct District Revenue Authorities for resolving the issue at the earliest. After discussions, the Hon'ble Member suggested/ recommended that Resident Deputy Collector (S) Dadra & Nagar Haveli should submit the action taken/ to be taken report in the matter within a month from receipt of the proceedings of the sitting.

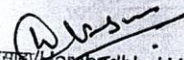
The proceedings of sitting were sent to all concerned on 20.02.2019 for submitting the action taken report on the recommendations of the Commission.

In the meeting held on 06.03.2019 at Silvassa, the District Collector Silvassa informed that hearings are necessary for enquiring in the said matter, as, it is a Revenue case, challenging the mutation entries/ orders of the year 1976 and it time consuming. However, the Administration will convene the hearings at the earliest, to resolve the issue.

(4) **Case No. LGL/6/2018/STGDN/DELAAL/RU-I**

Background of the case: Shri Luxibhai Govind Lotda, R/o Village – Amlı, Dokmardi, Silvassa (Dadra & Nagar Haveli) regarding grabbing of land of Scheduled Tribes. The NCST vide letter dated 23/05/2018 referred the issue to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments in the sitting scheduled for 24/05/2018 to discuss the various matters of Scheduled Tribes of Dadra & Nagar Haveli.

The NCST convened the sitting on 24.05.2018, 28.08.2018 and 26.10.2018. The sitting was convened on 28.11.2018, in the sitting the petitioner was present and no one was appeared from the Administration of Dadra & Nagar Haveli. Further, Hon'ble Member decided to discuss the matter with the concerned authorities and the petitioner in a sitting scheduled for 14.12.2018, which was later scheduled for 17.01.2019, but the sitting dated 17.01.2019 was


हर्षदभाई वसावा/Harshadhbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
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नई दिल्ली/New Delhi

postponed. The date of sitting was fixed for 23.01.2019 which was also preponed for 22.01.2019.

In the sitting held on 22.01.2019, the petitioner was present and no one was appeared from the Administration of Dadra & Nagar Haveli. The petitioner informed that being a poor man unable to bear the expenses of the Advocate to defend the matter and requested to suggest/ direct District Revenue Authorities for resolving the issue at the earliest. After discussions, the Hon'ble Member suggested/ recommended that District Collector, Dadra & Nagar Haveli should submit the action taken/ to be taken report in the matter within a month from receipt of the proceedings of the sitting.

The proceedings of sitting were sent on 20.02.2019 to all concerned for submitting action taken report on the recommendations to the Commission.

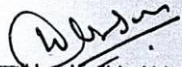
In the meeting held on 06.03.2019 at Silvassa, the District Collector, Silvassa informed that the case will be examined by his office. The new date for hearing of the case will be fixed to resolve the issue.

(5) **Case No. MVP/2/2018/STGDN/DELAAL/RU-I**

Background of the case: Representation dated nil received from Shri Maheshbhai Veragbhai Patel and Shri Sanjaybhai Radkabhai Halpati, R/o Amla - Gandhigram, Silvassa, Dadra & Nagar Haveli regarding not measuring the land of the Scheduled Tribes by Survey settlement office of Union Territory of Dadra & Nagar Haveli Administration. Representation(s) were referred to the Administrator, U.T. of Dadra & Nagar Haveli, Silvassa for furnishing facts and comments within 30 days from receipt of the letter dated 11/04/2018.

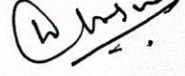
The NCST convened the sitting on 24.05.2018 and 28.08.2018 with the officers of District Administration, Silvassa and the petitioner. After discussion in the sitting held on 28.08.2018 at NCST, Lok Nayak Bhawan, Hon'ble Member agreed with the suggestions of Mamlatdar, Silvassa and granted three months' time to the District Administration of Dadra & Nagar Haveli, Silvassa for re-examination of the case.

The minutes of sitting was sent to all concerned agencies on 18.09.2018 for furnishing the action taken report on the recommendations/ suggestions to the NCST.


हरशदभाई वसावा/Harshadbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
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नई दिल्ली/New Delhi

This case was not listed in the cases for discussion in the meeting dated 06.03.2019 at Silvassa. The petitioner met the Hon'ble Member Shri H.C. Vasava and requested to discuss the issue with the Collector in the meeting. In the meeting, the District Collector, Silvassa informed that he well aware of the case and assured that the matter will be re-examined by the District Administration.

3. The meeting ended with vote of thanks to the chair.



हर्यदभाई वसवा/Harshadbhai Vasava.
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
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भारत सरकार
राष्ट्रीय अनुसूचित जनजाति आयोग

List of participants in the meeting held in Daman Ganga Guest House, Silvassa on 06/03/2019 at 01:00 P.M. onwards under the chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the cases related to Scheduled Tribes of UT of Dadra & Nagar Haveli.

I National Commission for Scheduled Tribes, New Delhi

1. Shri H.C. Vasava, In Chair
Hon'ble Member
2. Shri P.T. Jameskutty,
Deputy Secretary
3. Shri Rajeshwar Kumar,
Assistant Director
4. Shri R. S. Misra,
Senior Investigator
5. Shri Manoj Mishra,
PS to Hon'ble Member (HCV)

II District Administration, Silvassa

1. Shri K. Gopinathan,
District Collector, Silvassa
2. Shri Mitesh B. Pathak,
Circle Officer, Silvassa
3. Shri T.S. Sharma,
Mamlatdar

III Petitioners

1. Mrs. Sadhna Dilip Patel
2. Shri Maganbhai Dahyabhai Patel
3. Shri Rameshbhai Raviya Lotda
4. Shri Luxibhai Govind Lotda
5. Shri Maheshbhai Veragbhai Patel
6. Shri Sanjaybhai Radkabhai Halpati