



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-620/TS/38/2022-ESDW

Dated: 29.03.2023

To,

**The Collector & District Magistrate,**  
District Srikakulam,  
Collectorate Complex,  
Srikakulam-532001,  
Andhra Pradesh,  
E-Mail: collector\_sklm@ap.gov.in

**Sub:** Minutes of the Sitting taken by Shri Ananta Nayak, Hon'ble Member, NCST, New Delhi on 14.03.2023 at 10:30 AM regarding representation dated 22.08.2022 of Shri Vaba Yogeswararao, State Joint Secretary, Adivasi Samkshema Parishath, New Colony Saravakota, Post- Saravakota, District- Srikakulam, Andhra Pradesh - 532426 regarding Request to address a Complaint against the accused who is not ST but with mala fide interest and by misrepresentation has changed to ST to avail the facilities.

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 14.03.2023 at 10:30 AM on the above mentioned subject for information and necessary action.

2. The Action Taken Report (ATR) may be submitted within 15 days from the date of receiving of the Minutes/Proceeding.

Yours faithfully,

o/c  
4323-24  
जारी किया  
ISSUED  
29/3/23

(H.R. Meena)  
Research Officer

Copy for information to: -

**Shri Vaba Yogeswararao,**  
State Joint Secretary,  
Adivasi Samkshema Parishath,  
New Colony Saravakota, Post- Saravakota,  
District- Srikakulam,  
Andhra Pradesh - 532426

# National Commission for Scheduled Tribes

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No. NCST/DEV-620/TS/38/2022-ESDW

**Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST, on representation of Shri Vaba Yogeshwara Rao, State Vice President, Adivasi Samkshema Parishath, New Colony Saravakota, Sarvakota Post/Mandal, Srikakulam District, Andhra Pradesh regarding misrepresentation by accused to avail benefits available to ST people.**

**Date of the Sitting:** 14.03.2023 at 10:30 a.m.

**List of Participants:** As per Annexure

In the present case, the accused Pagoti Venkata Raghuram, by misrepresentation and with mala-fide intent, converted his status to ST category to illegally avail the benefits. The accused was given up in adoption to his father's ST friend after which he took an adoptive name i.e. Singari Venkata Raghu Ram. There after the accused completed his law and got registered as an advocate in the Telangana High Court. After availing all the benefits available to ST category, he changed his name to his original name and original category of BC-D.

Considering the petition, the Commission issued Notice dated 12.09.2022 to the Collector and District Magistrate, Srikakulam, Andhra Pradesh seeking reply from the concerned officials within 15 days.

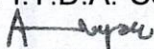
Despite issuance of the Notice dated 12.09.2022, no reply or Action Taken Report (ATR) was received from none of the Authorities.

Taking seriously the non-responsive attitude of the Authorities, the Commission issued Summons to the Collector and District Magistrate, Srikakulam, Andhra Pradesh to appear for a hearing before the Commission on 22<sup>nd</sup> February 2023.

On 22.02.2023, a letter dated 21.02.2023 was received from Collector and District magistrate, Srikakulam wherein it was stated that a District Level Scrutiny Committee (DLSC) headed by P.O., ITDA Seethampeta as its Chairperson is conducting an enquiry. So far it has been found that the accused belongs to BC-D Polinati Velamana caste and has not been issued ST caste certificate from the Office of Tehsildar, Polaki. The accused is a resident of Polibhanda village of Kotabommali Mandal and not Deerghasi Village, Polaki Mandal, Srikakulam. The Collector and District Magistrate, Srikakulam also requested to be exempted from appearing on account of electoral duties.

The Commission took serious note of the non-appearance of the Collector and District Magistrate, Srikakulam, Andhra Pradesh in person on 22.02.2023. The Commission sent a warning letter to Collector and District Magistrate, Srikakulam, Andhra Pradesh and fixed the next date of hearing on 14.03.2023 and required the Collector and District Magistrate, Srikakulam, Andhra Pradesh to appear in person.

On 14.03.2023, the Collector and District Magistrate, Srikakulam Andhra Pradesh remained absent. Ms B. Navya, P.O. I.T.D.A. Seethampeta, who was present from the

  
अनंत नायक/ANANTA NAYAK

सदस्य/Member

राष्ट्रीय अनुसूचित जनजाति आयोग

NATIONAL COMMISSION FOR SCHEDULED TRIBES

भारत सरकार/Govt. of India

side of the authorities, requested the Commission that to allow her to present the matter as she is the chairperson of the DLSC and the Collector and District Magistrate, Srikakulam, Andhra Pradesh is occupied with electoral duties. The Commission took serious note of the non-appearance of the Collector and District Magistrate, Srikakulam, Andhra Pradesh. The conduct of the Collector and District Magistrate, Srikakulam Andhra Pradesh was highly disrespectful of the Constitutional mandate and shows the lackadaisical attitude of the authorities.

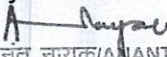
The P.O. I.T.D.A. Seethampeta informed the Commission that an enquiry is underway. She submitted that she had called for documents from Polaki Tehsildar and Kotabommali Tehsildar and they submitted that no ST certificate has been issued to the accused. She submitted that she could not call for records from Chintapalli Tehsildar as it is out of her jurisdiction area. She submitted that the accused was listed as BC-D in the records provided by the law college. She had also called for records from the Principal of A.P.T.W.R. Jr. College (B), Chintapalli but the records are awaited.

The Petitioner submitted that he had called for information through RTI from A.P.T.W.R. Jr. College (B), Chintapalli and he was informed that the accused was registered as an ST student in the school records. He submitted a copy of the same to the Commission.

After hearing the Case, the Commission recommended, the Collector and District Magistrate, Srikakulam Andhra Pradesh :-

1. To submit the school records which have been called from the Principal of A.P.T.W.R. Jr. College (B), Chintapalli, within 3 days
2. To refund the cost of travel of the petitioner for the last two hearings wherein the Collector and District Magistrate, Srikakulam, Andhra Pradesh remained absent without permission from the Commission
3. To conclude the enquiry in a time bound manner within 15 days.

Action Taken Report(ATR) with compliance of the Recommendations must be submitted within a period of 15 days.

  
अनंत नायक/AMANTA 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-620/TS/38/2022-ESDW

**List of Participants:-**

<b>National Commission for Scheduled Tribes</b>		
<b>S. No.</b>	<b>Name</b>	<b>Designation</b>
1.	<b>Shri Ananta Nayak</b>	<b>Hon'ble Member</b>
2.	Dr. Jayant Sarode	Director
3.	Shri H.R. Meena	Research Officer
4.		
5.		
<b>The Collector &amp; District Magistrate, District Srikakulam, Andhra Pradesh</b>		
<b>S. No.</b>	<b>Name</b>	<b>Designation</b>
1.	Shri B. Navya	PO, ITDA
2.		
<b>Petitioners</b>		
<b>S. No.</b>	<b>Name</b>	<b>Designation</b>
1.	Shri Vaba Yogeswararao,	Petitioner
2.		
3.		