



भारत सरकार

Government of India

राष्ट्रीय अनुसूचित जनजाति आयोग

National Commission for Scheduled Tribes

(A Constitutional body set up under Article 338A of the Constitution of India)

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

File No. RKM/6/2019/MRLY1/DEOTH/RU-I

Dated: 01/11/2019

To,

1. The Chairman,
Railway Board,
Rail Bhawan,
New Delhi- 110001

2. The General Manager,
North Western Railway,
Near Jawahar Circle, Jaipur
(Rajasthan)- 302017

Sub. Representation dated 01.07.2019 of Shri Rajiv Kumar Meena, Village & Post- Gulaana, Tehsil- Baswa, District- Dausa, Rajasthan regarding encroachment of the fertile land by the North Western Railway authorities.

Sir,

I am directed to refer to the subject cited above and to enclose a copy of minutes of Sitting held in the National Commission for Scheduled Tribes on 24/09/2019 at 11:00 P.M. 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.

Encl: As above.

Yours faithfully,

(S.P. Meena)

Assistant Director
Tel: 011-24641640.

Copy to:

Shri Rajiv Kumar Meena,
S/o Late Shri Bansidhar Meena,
Village & Post- Gulaana,
Tehsil- Baswa, District- Dausa,
(Rajasthan)- 303327

Copy for information to:

1. PS to Hon'ble Member (HCV), NCST
2. NIC (please upload on the Commission's website and also send the e-mail to concerned)

Government of India
National Commission for Scheduled Tribes

(F. No. RKM/6/2019/MRLY1/DEOTH/RU-1)

Minutes of sitting held in the NCST's Headquarters on 24/09/2019 at 11:00 A.M. under the Chairmanship of Shri H. C. Vasava, Hon'ble Member, NCST in the case of Shri Rajiv Kumar Meena, Village & Post- Gullana, Tehsil- Baswa, District- Dausa, Rajasthan regarding encroachment of the fertile land by the North Western Railway authorities.

List of participants is annexed.

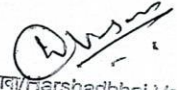
Shri Rajiv Kumar Meena S/o Late Shri Bansidhar Meena, Village & Post- Gullana, Tehsil- Baswa, District- Dausa, (Rajasthan) submitted a representation dated 01.07.2019 to the Commission wherein intimated that his land area 10.30 एयर आराजी खाता संख्या 921 Village- Gullana has been acquired by CAO (Construction) North Western Railway and SDM, Dausa for construction of under pass at gate LC No. 153. He has informed that during the acquisition process various tree on his land has been cutted and destroyed by the Railway authorities without given economic compensation.

The matter was taken up with the Chairman, Railway Board and General Manager, North Western Railway for report vide Commission's letter dated 11.07.2019. In this connection a reply dated 08.08.2019 has received from the CAO (Construction) North Western Railway wherein informed that the construction work of underpass on the acquired land is being done properly.

The Hon'ble Member fixed a sitting with the Chairman, Railway Board and General Manager, North Western Railway on 11.09.2019 in the Commission. No officers were appeared before the Commission on 11.09.2019 in the sitting. Only petitioner was present in the day of sitting. Therefore, the Hon'ble Member again fixed a sitting with the concerned authorities on 24.09.2019 for discussion in the matter. Accordingly, the sitting notice has been issued.

The Executive Director (Railway Board) and the CAO (Construction), NWR has appeared before the Commission on 24.09.2019. Shri Rajiv Kumar Meena (petitioner) was present on the day of sitting. The matter was discussed in detail.

During the discussions, the Hon'ble Member asked the petitioner to explain his grievances. The petitioner submitted to the Commission that his land area 10.30 एयर आराजी खाता संख्या 921 Village- Gullana



हर्षदभाई वसावा/Harshadhbhai Vasava
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
Ministry of Tribal Affairs, Government of India
New Delhi

has been acquired by CAO (Construction) North Western Railway and SDM, Dausa for construction of under pass at gate LC No. 153. He has informed that during the acquisition process various tree on his land has been cutted and destroyed by the Railway authorities without given economic compensation. He has requested for justice to the Commission.

The Hon'ble Member asked the Railway officers to explain the position of case. The CAO (Construction), NWR submitted to the Commission that the petitioner's land was acquired by the SDM, Dausa for construction of work of underpass in the Village as per acquisition procedure. The compensation of acquired land provided to the affected family as per procedure.

After detailed discussion the Commission observed that before land acquisition process petitioner should be informed in proper way about their land through newspaper/ circulars/ public information means. Therefore, the Commission recommends that:

- 1) The compensation should be provided to the petitioner by the concerned SDM/ Railway authority within two month's positively.
- 2) The Railway authority should start the work of underpass after received the amount of compensation by the petitioner.


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

Government of India
National Commission for Scheduled Tribes

List of participants of the sitting held on 24/09/2019 at 11:00 A.M. under the Chairmanship of Shri H.C. Vasava, Hon'ble Member, NCST in the case of Shri Rajiv Kumar Meena, Village & Post- Gullana, Tehsil- Baswa, District- Dausa, Rajasthan regarding encroachment of the fertile land by the North Western Railway authorities.

(File No. RKM/6/2019/MRLY1/DEOTH/RU-I)

I **National Commission for Scheduled Tribes**

1. Shri H.C. Vasava, In Chair
Hon'ble Member
2. Shri Rajeshwar Kumar,
Assistant Director
3. Shri H.R. Meena,
Senior Investigator
4. Shri P.T. Jameskutty,
Consultant

II **Chairman, Railway Board, New Delhi**

Shri Hari Mohan Gupta,
Executive Director

III **General Manager, North Western Railway, Jaipur**

1. Shri C. L. Meena,
CAO (Construction)
2. Shri Kishan Lal Meena,
CE (Construction)

III **Petitioner**

Shri Rajiv Kumar Meena