



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION

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SHRC/VGM/ 11 //2010/ 2812

Date: 30/11/2010

Case No. – 8/11/2005

Name of the complainant : Diwakar Pedam
President – Adivasi Swayatta Parishad Gadchiroli
Ghutkala Ward, Near Nehru School
Tal Dist Chandrapur

Vs.

The Collector
Gadchiroli

The Chief Executive Officer
Zilla Parishad
Gadchiroli

Date : 22 November 2010

Coram : Justice V G Munshi, Member

ORDER

Read the averments made in the complaint and the Reports received from Respondents. Read the case papers. Heard the parties.

2. Present complaint is made by the President, Adivasi Swayatta Parishad, Chandrapur, Gadchiroli. The complainant did file present complaint in respect of, about

70 villages situated in Mulchera, Ahari and Eatapalli, Tahsil Dist Gadchiroli. According to him these areas comprise of people belonging to "Adivasi Community." It was the grievance made by the complainant though number of years have been passed, the condition of these people in all respect did not improve and they are still leading miserable life. These villages are not provided with even basic amenities facilities and infrastructure. It was alleged that basic health facilities, transport etc are not available to these persons. There is always inadequate water and electric supply to this area. In short according to the complainant basic amenities and facilities are not provided to these people and thus, there was violation of human right. The complainant says that he made complaints / representation to number of Authorities. However, the people of this area could not get relief. Therefore, present complaint was made to the Commission for necessary action.

3. The notices were issued to Respondents Collector, Gadchiroli, Chief Executive Officer, Zilla Parishad, Gadchiroli, the Secretary, Tribal Development Department Mantralaya, Mumbai, Divisional Commissioner, Nagpur. In response to these notices they appeared before Commission and made statements about the work done by them or work in progress in this area. According to them they have made sincere efforts for the development of this area in all respect. It was submitted that the District Administration is committed to provide basic amenities to the Villages. Most of the listed villages are situated in remote and thick forest and in hilly areas. It was added that keeping in view the increased naxal activities in the District and their attacks on innocent persons, officials, and burning the contractors, equipments etc, has slowed down the speed of providing the basic amenities. In the last it was submitted that the District Administration has determined to provide all the basic amenities to these villages.

4. The record shows that the Respondents have made all the sincere efforts to provide basic amenities to these villages. The Government has sanctioned and spent huge amount on the development of this area. It is necessary to mention that the Government has from time to time sanctioned special schemes and packages for this area. It cannot be denied that, the District Administration has provided basic civic amenities, such as drinking water, health, balwadis, anganwadis etc to number of villages. Transport, education, roads, electric supply and other facilities are provided to

many other villages. There cannot be any dispute on the point that, number of villages are devoid of these facilities. It is incumbent upon District Administration to provide all these facilities and amenities to all the listed villages as early as possible. The District Administration should gear up the process of providing facilities and amenities to all these village and to see that these people do not suffer miserable life.

5. It was alleged by the complainant that, though the Government, every time sanctioned huge amount for the welfare and benefit of these people, the schemes are not at all properly implemented or executed. Though huge amount is every time spent, these people are deprived of all these benefits, amenities etc. There is force in the submissions made by the complainant. It is incumbent upon the District Administration to see that all the schemes are properly implemented, executed for the welfare and benefit of these persons. In order to monitor all these things it is necessary to appoint one Committee. It will be incumbent upon the Committee to see that all the Government schemes are properly implemented and executed and every pie is properly spent and welfare of these persons is achieved. It will be further incumbent upon Committee to see that all the basic amenities and facilities are provided to all these villages as early as possible I make following recommendations.

- (A) **The Committee under the Chairmanship of Divisional Commissioner, Nagpur be constituted.**
- (B) **The District Collector, Gadchiroli, C.E.O Zilla Parishad Gadchiroli, Executive Engineer (PWD) Gadchiroli, Gadchiroli District Education Officer, other Officers nominated by Divisional Commissioner, if any, shall be the members of the said Committee.**
- (C) **This Committee shall supervise the works of development taken place in this area and shall act for the welfare and for the benefit of these people, in view of observations made above.**
- (D) **The Committee shall hold a meeting at least once in a month. The Committee shall take survey of the work ~~done~~, amount spent etc and to**

submit quarterly report to the Secretary, Tribal Development Department, Mantralaya, Mumbai for their information and necessary action.

- (E) Copy of this order be sent to Divisional Commissioner, Nagpur through Secretary State Human Rights Commission, Mumbai for information and necessary action. Compliance may be reported.

The Case No. 8/11/2005 is disposed of with these observations and recommendations.

The Secretary to communicate this order to the parties concerned.



sd/-
(Justice V G Munshi)
Member, SHRC