## GOVERNMENT OF INDIA MINISTRY OF TRIBAL AFFAIRS

Subject: Monthly update on status of implementation of the Scheduled Tribes and Other Traditional Forest Dweller (Recognition of Forest Rights) Act, 2006.

Reference Prime Minister's Office I.D. No.560/51/C/2/08-ES.2 dated  $7^{th}$  May, 2008 on the above-mentioned subject.

2. Status report on the implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 for the period ending **31**<sup>st</sup> **January 2020** as desired, is sent herewith.

(Manoj Bapna) Director Tel. No.011-23070508

# PMO (Ms.Debashree Mukherjee, JS to PM), South Block, New Delhi

M/o Tribal Affairs' I.D. No.23011/3/2016-FRA dated 5th June, 2020

#### Copy to:

- 1. Cabinet Secretariat (Ms. Rachna Shah, Joint Secretary)
- 2. Niti Aayog (Ms. Sanayukta Samaddar, OSD)
- Director (NIC), Ministry of Tribal Affairs, with the request that this status report (Annex-I, Annex-II, Annex-III and Annex-IV) may be put up on the Ministry's website (www.tribal.nic.in) under an appropriate heading.

#### Copy also for information to:-

- 1. PS to Hon'ble MTA
- PS to Hon'ble MOS(TA)
- PPS to Secretary(TA)
- 4. PPS to JS(Admn.)
- 5. PS to EA (JSK)

## GOVERNMENT OF INDIA MINISTRY OF TRIBAL AFFAIRS

Status report on implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 [for the period ending 31.1.2020]

## Readiness of the States in the implementation of the Act:

(i) An updated status of State-wise implementation of the Act is given in Annexure-I. As per the information collected till now, 42,50,602 claims (41,01,689 individual and 1,48,913 community claims) have been filed and 19,82,103 titles (19,05,726 individual and 76,377 community claims) have been distributed. A total of 37,39,286 (87.97%) claims have been disposed of. A statement on claims received and distribution of title deeds in various states, as in Annexure-II, is being maintained.

(ii) State wise details of claims received, titles distributed and the extent of forest land for which titles distributed (individual and community), as on 31.1.2020, in major States, is indicated below:

S. No.	States	No. of C	Claims receive 31.1.2020	d upto	No. of	Titles Distribut 31.1.2020	ed upto	Extent of Forest land for which titles distri (in acres)			
		Individual	Community	Total	Individual	Community	Total	Individual	Community	Total	
		1	2	3	4	5	6	8	9	10	
1	Andhra Pradesh	1,77,446	4,062	1,81,508	96,675	1,374	98,049	2,39,554	4,53,384	6,92,938.00	
2	Assam	1,48,965	6,046	1,55,011	57,325	1,477	58,802	NA/NR	NA/NR	NA/NR	
3	Bihar	8,022	NA/NR	8,022	121	0	121	NA/NR	NA/NR	NA/NR	
4	Chhattisgarh	8,58,682	31,558	8,90,240	4,01,251	21,967	4,23,218	8,43,100.69	20,38,146.15	28,81,246.84	
5	Goa	9,758	378	10,136	17	8	25	76.60	10.25	86.86	
6	Gujarat	1,82,869	7,187	1,90,056	90,188	3,516	93,704	1,47,707.98	11,61,351.00	13,09,058.98	
7	Himachal Pradesh	2,466	234	2,700	129	35	164	5.96	4,741.80	4,747.76	
8	Jharkhand	1,07,032	3,724	1,10,756	59,866	2,104	61,970	1,53,395.86	1,03,758.97	2,57,154.83	
9	Karnataka	2,75,446	5,903	2,81,349	14,667	1,406	16,073	20,813.51	28,155.75	48,969.26	
10	Kerala	43,237	1,012	44,249	26,256	174	26,430	34,696.66	NA	34,696.66	
11	Madhya Pradesh	5,85,239	42,182	6,27,421	2,29,027	27,970	2,56,997	8,14,034.79	14,65,058.49	22,79,093.28	
12	Maharashtra	3,62,679	12,037	3,74,716	1,65,032	7,084	1,72,116	3,92,928.73	27,36,660.68	31,29,589.41	
13	Odisha	6,20,785	14,106	6,34,891	4,37,184	6,577	4,43,761	6,52,443.88	2,35,483.40	8,87,927.29	
14	Rajasthan	74,414	1,441	75,855	38,007	103	38,110	57,730.26	2,993.64	60,723.90	
15	Tamil Nadu	32,983	1,005	33,988	6,111	276	6,387	8,607.26	NA/NR	8,607.26	
16	Telangana	1,83,252	3,427	1,86,679	93,639	721	94,360	3,00,284.00	4,54,055.00	7,54,339.00	
17	Tripura	2,00,358	277	2,00,635	1,27,931	55	1,27,986	4,60,182.41	91.16	4,60,273.57	
18	Uttar Pradesh	92,520	1,124	93,644	17,712	843	18,555	18,854.00	1,20,802.06	1,39,656.06	
19	Uttarakhand	3,574	3,091	6,665	144	1	145	0.00	0.00	0.00	
20	West Bengal	1,31,962	10,119	1,42,081	44,444	686	45,130	21,014.27	572.03	21,586.29	
	TOTAL	41,01,689	1,48,913	42,50,602	19,05,726	76,377	19,82,103	41,65,431	88,05,264	1,29,70,695.24	

## Total of 5 States [Chhattisgarh, Maharashtra, Orissa, Rajasthan and West Bengal]

Individual =	10,85,918	titles =	19,67,217.83	acres
Community =	36,417	titles =	50,13,855.90	acres
Total =	11,22,335	titles =	69,81,073.73	acres

Total of 9 Sates [Andhra Pradesh, Assam, Gujarat, Jharkhand, Karnataka, Kerala, Madhya Pradesh, Tripura and Uttar Pradesh]

Individual =	7,19,821	titles =	18,89,239.20	acres
Community =	38,745	titles =	33,32,601.43	acres
Total =	7,58,566	titles =	52,21,840.64	acres
Grand Total =	18,80,901	titles =	1,22,02,914.36	acres

- (iii) Progress in implementation of the Act relating to the number of claims received and the number of titles distributed in the LWE affected States has separately been shown in Annexure-III.
- 3. <u>Clarifications sought by the States, if any:</u> Nil.
- 4. Matters relating to the Act pending at the level of Government of India: Ni

# Statement showing State-wise status of implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as on 31.12.2019

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\*The States have been reporting data pertaining to titles distributed, while data pertaining to DLC approved claims by many of the State Governemnt have not been furnished for the same period, indicated as NA in MPR. As a result, the total of DLC approved claims has been reflected as lower than total of titles distributed. claims for Ramgarh District of Jharkhand exceeds the received community claims.

SDLC - Sub-Divisional Level Committee

DLC - District Level Committee

GS - Gram Sabha

Y - Yes

Ind - Individual Forest Rights / Claims Comm - Community Forest Rights / Claims

SLMC - State Level Monitoring Committee N-No

FRC - Forest Rights Committee

S.No.	State/UT	Title Deeds Distribu tion date	Problems / Remarks						
1	Andhra Pradesh	-	*						
2	Arunachal Pradesh	-	State Government has informed that Arunachal Pradesh is a 100 % tribal dominated State and almost all lands are wholly possessed by the various ethnic tribal groups. As such there is no instance of eviction of forest dwellers who have been dwelling in the Forest even before implementation of the Act, 2006. Consequently, there are no claims of Forest received under the Act, 2006.						
3	Assam	-	-						
4	Bihar	-							
5	Chhattisgarh	-	-						
6	Goa	-							
7	Gujarat	-	-						
8	Haryana		The State Govt. has informed that there are no Scheduled Tribes and other traditional forest dwellers living in the forests of Haryana						
9	Himachal Pradesh	-	-						
10	Jharkhand	-							
11	Karnataka	-	<u>-</u>						
12	Kerala	-	-						
13	Madhya Pradesh	-	-						
14	Maharashtra	-	·2						
15	Manipur	-	The State Government of Manipur has informed that there has been no substantial progress in the implementation of the Act due to the face that apart from reserved forest/ wild life sanctuaries the tribal communities and Tribal Chiefs are already holding ownership of forest land as they are ancestral land. Therefore, implementation of said Act is likely to be very minimum.						
16	Meghalaya	-	The State Government has submitted that it has 76.44% area under forest cover amongst which only 5.10% area is under direct administrative control of the State Forest Department in the form of Reserved Forest, Protected Forest, protected areas, and rest of the Forest areas are either privately or community owned. The major portion of forest areas are owned and administered by the traditional institutions like Syiem, Dolloi, and Nokma and communities are enjoying surface rights and sub-surface rights since time immoral.  It was further stated that Gram Sabha is absent due to application of 6 <sup>th</sup> Schedule Area. The State Government is in the process of identifying suitable institution or elected village committee to substitute the Gram						

			Sabha to facilitate implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights), Act, 2006.
17	Mizoram	-	State Government informed that being a Sixth Schedule state, nearly 100% of the population of Mizoram are Scheduled Tribe and is sharing common ownership of non- reserved forest land under the jurisdiction of every village. Hence, the issue of deprivation or rejection of rights never arise till date as forest ownership rights was recognized and vested in the hands of the community of every villages since time immemorial.
18	Nagaland	-	Government of Nagaland informed that in the State of Nagaland, the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 is not applicable in view of the provisions of Article 371 A of the Constitution which gives special status to the State of Nagaland with regard to the rights of the people over land and its resources. The inhabitants of the State are predominantly tribal with distinct linguistic, culture, tradition, customs and socio-political characteristics and also the land and Forests belongs to the private individuals, clans or community in the villages and land holding and resources therein are governed by traditional and customary practices of the people. That the said Article also specifically provides that No Act of Parliament in respect of ownership and transfer of land and its resources, shall apply to the State of Nagaland unless the Legislative Assembly of Nagaland by a resolution so decides. That in view of the said provision of the Constitution, there is no resolution passed by the Legislative Assembly to make the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 applicable to the State of Nagaland
19	Odisha	-	-
20	Punjab	-	-
21	Rajasthan	-	-
22	Sikkim	÷	In Sikkim, there are no Forest Dwelling STs and Other Traditional Forest Dwellers in the true sense of the terms. Most of the STs of Sikkim hold revenue land in their own name and they are not solely dependent on the forests for their livelihood.
23	Tamil Nadu	-	-
24	Telangana	-	
25	Tripura	-	
26	Uttar Pradesh	-	

27	Uttarakhand	-	-
28	West Bengal	-	-
29	A&N Islands		The Andaman & Nicobar Administration has informed that the are inhabited by the Scheduled Tribes in the Union Territory Andaman and Nicobar Islands has been declared as Reserved Areas under The Andaman and Nicobar Islands (Protection of Aboriginal Tribes), thei interests are fully protected under the said Regulation by exclusively preserving the area for them in which they enjoy unfettered rights to use forests products for their bonafide use, so no claim as such is therefore settlement under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. And nobody qualifier for being the traditional forest dwellers having resided on the forest land / tribal reserve for the bonafide livelihood needs for three generations (75 years), prior to 13.12.2005 for the purpose of recognition of forest right under the above said Act.
30	Chandigarh	-	-
31	Daman & Diu	-	Administration of Daman & Diu has informed that as per records of Forest Department, no village in the District of Daman and Diu has been declared as forest village so far
32	D&N Haveli	-	-
33	Delhi	-	-
34	Lakshadweep	£	The UT Administration has intimated that there are no terrestrial forests and no forest tribes or traditional forest dwellers in Lakshadweep.
35	Puducherry	o <b>≠</b>	The UT has submitted that there are no recorded forests i.e. Reserved or Protected forest land in Puducherry. The notified Scheduled Tribes in the UT does not reside on Forest Land hence as such the "Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 " is not applicable to the Union Territory of Puducherry

Annexure -II

Statement of Claims and distribution of title deeds under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as on 31.01.2020 (A) S. States No. of Claims received upto Claims No. of Claims received upto 31.1.2020 No. of Titles Distributed Title deeds No. of Titles Distributed upto receive No. 31.12.2019 distributed upto 31.12.2019 31.1.2020 d during / ready Individua Communit Total the Individua Community Total Individu Communit Total during the Individua Communit Total current y al current y month month 1 1,77,446 Andhra 4,062 1.81.508 0 1,77,446 4,062 1,81,508 96,675 1,374 98.049 0 96,675 1.374 98,049 Pradesh 2 Assam 1,48,965 6,046 1,55,011 0 1,48,965 6.046 1,55,011 57,325 1,477 58,802 0 57,325 1,477 58,802 3 Bihar 8,022 NA/NR 8,022 0 8,022 NA/NR 8,022 121 0 121 0 121 0 121 4 8,58,682 31,558 Chhattisg 8,90,240 0 8,58,682 31,558 8,90,240 4,01,251 21,967 4,23,218 0 4,01,251 21,967 4,23,218 arh 5 Goa 9,758 378 10,136 0 9.758 378 10,136 17 8 25 0 17 8 25 6 Gujarat 1,82,869 7,187 1,90,056 0 1,82,869 7,187 1,90,056 88,226 3,516 91,742 1,962 90.188 3,516 93,704 7 Himachal 2,466 234 2,700 0 2,466 234 2,700 129 35 164 0 129 35 164 Pradesh 8 Jharkhand 1,07,032 3,724 1,10,756 1,07,032 3,724 1,10,756 59,866 2,104 61,970 0 59,866 2,104 61,970 9 Karnataka 2,75,446 5,903 2,81,349 2,75,446 5,903 2,81,349 14,667 1,406 16,073 0 14,667 1,406 16,073 10 Kerala 43,237 1,012 44,249 0 43,237 1,012 44,249 26,105 0 26,105 325 26,256 174 26,430 11 Madhya 5,85,239 42,182 6,27,421 0 5,85,239 42,182 6,27,421 2,29,027 27,970 2,56,997 0 2,29,027 27,970 2,56,997 Pradesh 12 Maharash 3,62,679 12,037 3,74,716 0 3,62,679 12,037 3,74,716 1,65,032 7,084 1,72,116 0 1,65,032 7,084 1,72,116 tra 13 Odisha 6,18,771 13,991 6,32,762 2,129 6,20,785 14,106 6,34,891 4,36,421 6,576 4,42,997 764 4,37,184 6,577 4,43,761 14 74,414 Rajasthan 1,441 75,855 0 74,414 1,441 75,855 38,007 103 38,110 0 38,007 103 38,110 15 Tamil 32,983 1,005 33,988 0 32,983 1,005 33,988 6,111 276 6,387 0 6.111 276 6,387 Nadu 16 Telangana 1,83,252 3,427 1,86,679 1,83,252 3,427 1.86,679 93,639 721 94,360 0 93,639 721 94,360 17 Tripura 2,00,358 277 2,00,635 0 2,00,358 277 2,00,635 1,27,931 55 1,27,986 0 1,27,931 55 1,27,986 18 92,520 Uttar 1,124 93,644 0 92,520 1,124 93,644 17,712 843 18,555 0 17,712 843 18,555 Pradesh 19 Uttarakha 3,574 3,091 6,665 0 3,574 3,091 6,665 144 1 145 0 144 1 145 nd 20 West 1.31.962 10,119 1,42,081 1,31,962 10,119 1,42,081 44,444 686 45,130 0 44,444 686 45,130 Bengal TOTAL 40,99,675 1,48,798 42,48,473 2,129 41,01,689 1,48,913 42,50,602 19,02,850 19,79,052 76,202 3,051 19,05,726 76,377 19,82,103

(B) Statement of Claims and Distribution of title deeds under The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as on 31.1.2020.

S. No.	States	No. of Clain	ns received upto	31.1.2020	No. of Title:	s Distributed up	oto 31.1.2020	No. of Claims Rejected	Total No. of Claims	% Claims disposed off with	
		Individual	Community	Total	Individual	Community	Total		Disposed off	respect to claims received	
1	Andhra Pradesh	1,77,446	4,062	1,81,508	96,675	1.274					
2	Assam	1,48,965	6,046	1,55,011		1,374	98,049	75,927	1,73,976	95.85%	
3	Bihar	8,022	NA/NR		57,325	1,477	58,802	NA/NR	58,802	37.93%	
4	Chhattisgarh	8,58,682	The state of the s	8,022	121	0	121	4,215	4,336	54.05%	
5	Goa	9,758	31,558 378	8,90,240	4,01,251	21,967	4,23,218	4,61,590	8,84,808	99.39%	
6	Gujarat	1,82,869		10,136	17	8	25	47	72	0.71%	
7	Himachal Pradesh	2,466	7,187	1,90,056	90,188	3,516	93,704	62,256	1,55,960	82.06%	
8	Jharkhand		234	2,700	129	35	164	NA/NR	211	7.81%	
9	Karnataka	1,07,032	3,724	1,10,756	59,866	2,104	61,970	28,107	90,077	81.33%	
10	Kerala	2,75,446	5,903	2,81,349	14,667	1,406	16,073	1,80,956	1,97,029	70.03%	
11	Madhya Pradesh	43,237	1,012	44,249	26,256	174	26,430	12,073	38,503		
12	Maharashtra	5,85,239	42,182	6,27,421	2,29,027	27,970	2,56,997	3,59,216	6,16,213	87.01%	
13		3,62,679	12,037	3,74,716	1,65,032	7,084	1,72,116	45,525	2,17,641	98.21%	
14	Odisha	6,20,785	14,106	6,34,891	4,37,184	6,577	4,43,761	1,48,762	5,92,523	58.08%	
15	Rajasthan	74,414	1,441	75,855	38,007	103	38,110	36,299	74,409	93.33%	
1000000	Tamil Nadu	32,983	1,005	33,988	6,111	276	6,387	11,742		98.09%	
16	Telangana	1,83,252	3,427	1,86,679	93,639	721	94,360	83,757	18,129	53.34%	
17	Tripura	2,00,358	277	2,00,635	1,27,931	55	1,27,986	68,622	1,78,117	95.41%	
18	Uttar Pradesh	92,520	1,124	93,644	17,712	843	18,555		1,96,608	97.99%	
19	Uttarakhand	3,574	3,091	6,665	144	1		74,945	93,500	99.85%	
20	West Bengal	1,31,962	10,119	1,42,081	44,444	686	145	6,510	6,655	99.85%	
	TOTAL	41,01,689	1,48,913	42,50,602	19,05,726		45,130	96,587	1,41,717	99.74%	
				-,,	20,00,720	76,377	19,82,103	17,57,136	37,39,286	87.97%	

(C) Statement showing ranking in term of percentage of titles distributed over number of claims received in each Statement under The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 as on 31.1.2020

S. No.	States	No. of Clai	ms received upto	31.1.2020	No. of Titles	Distributed upt	o 31.1.2020	No. of Claims Rejected	% of Titles distributed over number of	
		Individual	Community	Total	Individual	Community	Total		claims received	
1	Andhra Pradesh	1,77,446	4,062	1,81,508	96,675	1,374	98,049	75,927	54.02%	
2	Assam	1,48,965	6,046	1,55,011	57,325	1,477	58,802	NA/NR	37.93%	
3	Bihar	8,022	NA/NR	8,022	121	NA/NR	121	4,215	1.51%	
4	Chhattisgarh	8,58,682	31,558	8,90,240	4,01,251	21,967	4,23,218	4,61,590	47.54%	
5	Goa	9,758	378	10,136	17	8	25	47	0.25%	
6	Gujarat	1,82,869	7,187	1,90,056	90,188	3,516	93,704	62,256	49.30%	
7	Himachal Pradesh	2,466	234	2,700	129	35	164	NA/NR	6.07%	
8	Jharkhand	1,07,032	3,724	1,10,756	59,866	2,104	61,970	28,107	55.95%	
9	Karnataka	2,75,446	5,903	2,81,349	14,667	1,406	16,073	1,80,956	5.71%	
10	Kerala	43,237	1,012	44,249	26,256	174	26,430	12,073	59.73%	
11	Madhya Pradesh	5,85,239	42,182	6,27,421	2,29,027	27,970	2,56,997	3,59,216	40.96%	
12	Maharashtra	3,62,679	12,037	3,74,716	1,65,032	7,084	1,72,116	45,525	45.93%	
13	Odisha	6,20,785	14,106	6,34,891	4,37,184	6,577	4,43,761	1,48,762	69.90%	
14	Rajasthan	74,414	1,441	75,855	38,007	103	38,110	36,299	50.24%	
15	Tamil Nadu	32,983	1,005	33,988	6,111	276	6,387	11,742	18.79%	
16	Telangana	1,83,252	3,427	1,86,679	93,639	721	94,360	83,757	50.55%	
17	Tripura	2,00,358	277	2,00,635	1,27,931	55	1,27,986	68,622	63.79%	
18	Uttar Pradesh	92,520	1,124	93,644	17,712	843	18,555	74,945	19.81%	
19	Uttarakhand	3,574	3,091	6,665	144	1	145	6,510	2.18%	
20	West Bengal	1,31,962	10,119	1,42,081	44,444	686	45,130	96,587	31.76%	
	TOTAL	41,01,689	1,48,913	42,50,602	19,05,726	76,377	19,82,103	17,57,136	46.63%	

Status of Implementation of The Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 in the Left Wing

Extremism (LWE) States as on 31.1.2020.

Annexure-III

% Claims disposed of Total No. of No. of Claims received upto 31.1.2020 No. of Titles Distributed upto 31.1.2020 No. of S. with respect to claim: Claims Claims States Community No. Individual Community Individual Total Total Disposed off received Rejected 95.85% 96,675 75,927 1,73,976 1,374 98,049 Andhra Pradesh 1,77,446 4,062 1,81,508 1 4,336 54.05% 8,022 NA/NR 121 NA/NR 121 4,215 2 Bihar 8,022 99.39% 4,23,218 4,61,590 8,84,808 4,01,251 3 Chhattisgarh 8,58,682 31,558 8,90,240 21,967 81.33% 61,970 90,077 3,724 1,10,756 2,104 28,107 1,07,032 59,866 4 Jharkhand 3,59,216 6,16,213 98.21% 6,27,421 27,970 2,56,997 5 Madhya 5,85,239 42,182 2,29,027 Pradesh 2,17,641 58.08% 1,65,032 1,72,116 45,525 3,62,679 12,037 3,74,716 7,084 6 Maharashtra 1,48,762 5,92,523 93.33% 7 Odisha 6,20,785 6,34,891 4,37,184 6,577 4,43,761 14,106 1,78,117 95.41% 94,360 83,757 1,83,252 93,639 721 Telangana 3,427 1,86,679 843 18,555 74,945 93,500 99.85% 93,644 Uttar Pradesh 92,520 1,124 17,712 99.74% 45,130 96,587 1,41,717 West Bengal 1,31,962 10,119 1,42,081 44,444 686 10 92.09% 16,14,277 13,78,631 29,92,908 32,49,958 69,326 TOTAL 31,27,619 1,22,339 15,44,951