

**Status Report on Implementation
of ‘The Scheduled Tribes and
Other Traditional Forest Dwellers
(Recognition of Forest Rights) Act,
2006’**

**For The Period
Ending 30th September, 2008**

**Government of India
Ministry of Tribal Affairs**

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1. Details of Court cases filed against the Act

On 7.9.2008, officers of Ministry of Tribal Affairs had a meeting with Sh. Fali S. Nariman, Senior Advocate at his office to brief him about the pending court cases in Hon'ble Supreme Court and various other High Courts relating to the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. As desired by him, the following papers, as could be collected, were sent to his office on 17.9.2008:-

(a) The origin of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Bill, 2005 tracing why it was felt necessary to enact the legislation.

(b) Copy of the National Forest Policy, 1988.

(c) Population of tribes of India.

(d) Briefs on grant of land rights to the indigenous population of Australia and New Zealand which have been upheld by the Privy Council.

(e) Literature on the eminent British anthropologist, Mr. Verrier Elwin.

The copies of all Supreme Court orders/notices passed in the Writ Petition No.50 of 2008 and Writ Petition No.109 of 2008 are being obtained from the C.Govt. Counsel and will be sent to Sh. Nariman's Office. The Ministry has been informed by the office of Sh. Nariman that he will have the next briefing after he has gone through the papers sent to him. The Ministry is in constant touch with his office.

Action taken in each court case is indicated in [Annexure-I](#).

2. Readiness of the States in the implementation of the Act

An updated status of State-wise implementation of the Act is given in [Annexure-II](#).

3. Legal clarifications sought by the States, if any

Ministry of Environment & Forest have not yet notified the guidelines for diversion of forest land for facilities managed by the Government under section 3(2) of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. After the notification is issued by the Ministry of Environment & Forests, a clarification sought by the Government of Kerala would be replied to.

4. **Matters relating to the Act pending at the level of Government of India**

Some of the states, including Rajasthan and Madhya Pradesh have requested for approval for the pasting of photograph and mentioning of the reference number of the concerned file/case record on the title deed. The matter was referred to Ministry of Law & Justice whose comments have been received and are under examination of this Ministry.

5. **Projected date for distribution of title deeds in each State**

Pending population of the web-site (www.forestrights.gov.in), a statement on claims received and distribution of title deeds in various states, as in **Annexure-III**, is being maintained.

6. **Ministry of Tribal Affairs**

(A) **Web-based Monitoring:**

Director (SG), Ministry of Tribal Affairs held a video conferencing at NIC Headquarters on 26.9.08 with the concerned officers of the States of Andhra Pradesh, Assam, Chattisgarh, Gujarat, Karnataka and Maharashtra. Officers of the states of Rajasthan and Uttarakhand could not attend the video conferencing. Officials of the most of the above mentioned states stated that the web based MIS for on line monitoring of the implementation of the Act would be populated on website <http://forestrights.gov.in> in their States by the end of October' 08

(B) **Monitoring of the implementation of the Act by personal visits to States/UTs by the Ministry**

(i) Secretary (TA) visited the State Government of Gujarat on 9.9.08 and reviewed the progress of the implementation of the Forest Right Act, 2006 in the State. A gist of his observations is as under:-

- a) 74251 individual and 1595 community claims have been filed by 30th August, 2008. No claim pattas are ready for distribution because the FRC verification had not started. It is scheduled between 15th to 25th September, 2008.
- b) After 15th September, 2008, the exercise to finalise critical wildlife habitats will start and problems are expected **nowhere** except around Gir Forest involving the Maldhari Cattle breeders. There is no truth in the report filed by Ms. Tavleen Singh in the Indian Express of 7th September, 2008 that more than 50,000 persons have claimed rights in the Ratan Mahal Sanctuary. This was also confirmed to the Secretary (TA) by the ex-Rani of that area, Mrs. Usha Devi Bharia.
- c) The State has not been updating the website essentially because of data entry problems. They have been advised to follow the Madhya Pradesh pattern/ procedure.

- d) The State expects problems in dealing with "Other Traditional Forest Dwellers" living in the Kutch area; most of which was declared longtime ago as forests. Secretary (TA) accepted the request of the Principal Secretary to visit that area, understand the problems and suggest solutions.
 - e) Awareness among illiterates is being created by Gram Mitras and during his visit to Tejgarh, it was apparent that most people are aware of the provisions of the Act.
 - f) Secretary (TA) gave the example being followed by Madhya Pradesh regarding photograph and area map being attached to title deeds before distribution. The Gujarat Government, following the Madhya Pradesh model has already placed orders for PDAs for demarcating area claims.
 - g) The most innovating action taken by Gujarat is the linking of ACRs to the performance, in quality and quantity, of claims that will be settled by January, 2009.
- (ii) Dr. Bachittar Singh, Joint Secretary, Ministry of Tribal Affairs, visited the Government of Jharkhand on 18.9.2008 and attended a workshop on the implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006. He also gave a presentation of the Forest Rights Act and briefed the officers about the expectations of the Government of India.
- (iii) Director (SG), Ministry of Tribal Affairs reviewed the status of implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 on 24.09.2008 with the officers of Karnataka Government. He emphasized on speeding up the pace of the implementation and to upload the data on the web-based MIS by 15th of October, 2008.
- (C) Senior officers of the Ministry are also in constant touch with the Chief Secretaries/ Principal Secretaries/ Commissioners of SC and ST Welfare Departments of various states regarding the implementation of the Act.

Annexure-I**Status Report on Court Cases in connection with the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006****(As on 30.09.2008)**

1.	Writ Petition (C) No. 50 of 2008 filed by Bombay Natural History Society & Others Vs. Union of India and others in the Supreme Court of India (Civil Original Jurisdiction), New Delhi	30.1.2008	The writ petition was filed.
		28.3.2008	W.P. came up for hearing before the Supreme Court. The Court ordered issue of notice, directed that the petition be posted for hearing in due course, and the respondents might enter appearance within 30 days from the date of the service of the notice.
		5.4.2008	A Transfer Petition (Civil) Nos. 414-417 of 2008, for transfer of writ petitions filed in various High Courts, was filed in the Supreme Court for combined hearing with this writ petition in the Supreme Court.
		9.4.2008	Supreme Court notice received in the Ministry.
		6.5.2008	Ministry requested the Office of the A.S.G., Supreme Court to seek three months' time (by 6.8.2008) from the court for filing the counter affidavit.
		11.7.2008	Para-wise comments have been prepared and sent to Shri P. Parameswaran, Advocate, Supreme Court for preparation of counter affidavit of the Ministry.
		22.8.2008	Counter Affidavit prepared and handed over to Govt. Standing Counsel for filing in the Supreme Court.
		23.8.2008	As informed by Sh. D.S. Mehra ACSGC, the Counter Affidavit has been filed in Supreme Court.
2.	Writ Petition (C) No. 109 of 2008 filed by Wildlife First and others Vs. Union of India through Cabinet Secretary and others in the Supreme Court of India (Civil Original Jurisdiction), New Delhi	26.3.2008	The writ petition was filed.
		28.3.2008	<ul style="list-style-type: none"> ▪ W.P. came up for preliminary hearing. The Court passed order to issue notice. ▪ The Hon'ble Court also directed that the petition be posted for hearing in due course and the respondents might enter appearance within 30 days from the date of the service of the notice.
		9.4.2008	Ministry received the notice of the petition from the Supreme Court of India.
		6.5.2008	Ministry requested the Office of the A.S.G., Supreme Court to file a petition for combined hearing of this petition along with other petitions and also to seek three

		16.7.2008	months' time from the court for filing the counter affidavit. Para-wise comments have been prepared and sent to Shri P. Parameswaran, Advocate, Supreme Court for preparation of counter affidavit of the Ministry.
		22.8.2008	Counter Affidavit prepared and handed over to Govt. Standing Counsel for filing in the Supreme Court.
		23.8.2008	As informed by Sh. D.S. Mehra ACGSC, the Counter Affidavit has been filed in Supreme Court.
3.	W.P. No. 21479 of 2007 filed by Shri J.V. Sharma and two others Vs. GOI and others in the High Court of Andhra Pradesh at Hyderabad	27.2.2008	Counter-affidavit sent to the Assistant Solicitor General, High Court of Andhra Pradesh for filing in the Court.
		5.4.2008	A Transfer Petition (Civil) Nos. 414-417 of 2008 filed in the Supreme Court of India for transferring this Writ Petition, along with other writ petitions in various High Courts, to Supreme Court for combined hearing by the Apex Court.
		15.4.2008	Case came up for hearing. As per ASG, Hyderabad: <ul style="list-style-type: none"> • the court has orally ordered status quo. • the High Court has not passed a formal order. • the process of implementing the Act may be kept on. However, distribution of land in recognition of forest rights cannot take place. • the date 21.4.2008 for hearing of the SLP filed in the Supreme Court for transferring the Writ Petition from High Courts was brought to the notice of High Court.
		19.8.2008	The High Court passed an Interim Order, directing that (i) the process of verification of the claims shall go on, but before the certificate of title is actually issued, orders shall be obtained from the Court; (ii) as regards felling of trees for diversion of forest land under section 3(2) of the Act, the process shall go on till the clearance of such developmental projects and also the Gram Sabha's recommendation is obtained, but before the actual felling of trees, orders shall be obtained from the Court.
4.	MP No. 1/2008 in W.P. No. 4533/2008 – V. Sambasivam Vs. GOI, Ministry of Tribal Affairs and 5 others in the High Court of	21.2.2008	High Court, Chennai, directed not to undertake any felling of trees and not to alienate any land by issuing <i>patta</i> or by any other manner pursuant to the provisions of the Forest Rights Act, 2006 from out of the sanctuaries, national parks and bio-spheres (reserved areas) until further orders.
		5.4.2008	An SLP was filed in the Supreme Court of India against

	Judicature at Chennai	<p>5.4.2008</p> <p>21.4.2008</p> <p>30.4.2008</p>	<p>the interim order passed by the Hon'ble Madras High Court dated 21-2-2008.</p> <p>A Transfer Petition (Civil) Nos. 414-417 of 2008, filed in the Supreme Court of India for transferring this Writ Petition, along with other writ petitions in various High Courts, to Supreme Court for combined hearing by the Apex Court.</p> <p>The SLP came up for hearing in the Supreme Court and the Court directed that a petition may be filed in the Madras High Court for appropriate order (for vacation of the stay order).</p> <p>A counter affidavit filed in the Madras High Court. Learned ASG (Shri Mohan Parasaran) appeared in the Court. The Hon'ble High Court has modified its earlier order and directed that (i) the process of verification of the claims shall go on, but before the certificate of title is actually issued, orders shall be obtained from the Court; (ii) as regards felling of trees for diversion of forest land under section 3(2) of the Act, the process shall go on till the clearance of such developmental projects and also the Gram Sabha's recommendation is obtained, but before the actual felling of trees, orders shall be obtained from the Court.</p>
5.	Writ Petition (MD) No.533 of 2008 filed by Shri T.N.S. Murugadoss Theerthapathi Vs. Government of India, Ministry of Law & Justice and six others in the Madurai Bench of Madras High Court.	<p>14.2.2008</p> <p>5.4.2008</p> <p>6.5.2008</p>	<p>Ministry of Tribal Affairs has not been made a respondent to the above Writ Petition. However, since the petitioner has challenged the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, the Ministry of Law & Justice and the Ministry of Environment & Forests have forwarded a copy of the petition to this Ministry for taking necessary action in the matter.</p> <p>Writ Petition came up for hearing before the Hon'ble Madurai Bench of Madras High Court. The Hon'ble Court has adjourned the hearing by two weeks for filing counter-affidavit of the respondents.</p> <p>A Transfer Petition (Civil) Nos. 414-417 of 2008 filed in the Supreme Court of India for transferring this Writ Petition, along with other writ petitions in various High Courts, to Supreme Court for combined hearing by the Apex Court.</p> <p>Ministry wrote to the Central Government Standing Counsel, Madurai:</p> <ul style="list-style-type: none"> to inform the Court that Act is being administered by

		26.05.2008	<p>the Ministry of Tribal Affairs</p> <ul style="list-style-type: none"> • this Ministry be impleaded as a respondent to the petition, • to seek three months' time from the court for filing the counter affidavit. <p>Para-wise comments, prepared in consultation with the Ministry of Environment & Forests, sent to Central Government Standing Counsel, Madurai for preparing a draft counter affidavit. The draft affidavit is still awaited.</p>
6.	PIL No. 21 of 2008 (PIL Sl. No. 2547 of 2008) filed by Sevanivrutta Van Karmachari Sangh (SEVAK) Vs. Union of India and Others in the High Court of Judicature at Bombay, Civil Appellate Jurisdiction	<p>30.1.2008</p> <p>18.2.2008</p> <p>5.4.2008</p> <p>17.4.2008</p> <p>10.9.2008</p>	<p>The PIL was admitted.</p> <p>The Ministry received only a letter dated 6.2.2008 from the Ministry of Law & Justice, Department of Legal Affairs, Branch Secretariat, Mumbai intimating that Shri R.B. Raghuvanshi, learned ASG has been engaged to appear and conduct the said case. Ministry has not received a copy of the PIL from the High Court.</p> <p>A Transfer Petition (Civil) Nos. 414-417 of 2008 filed in the Supreme Court of India for transferring this Writ Petition, along with other writ petitions in various High Courts, to Supreme Court for combined hearing by the Apex Court.</p> <p>Though listed, yet it did not come up for hearing and the next date is yet to be fixed.</p> <p>Para-wise comments of the Ministry sent to Additional Solicitor General, Mumbai for preparation of draft Counter Affidavit. The draft is awaited.</p>
7.	Writ Petition No.1392/2008 filed by the Karnataka Retired Forest Officers' Association, Bangalore Vs. Union of India, Ministry of Tribal Affairs and 4 others in the Karnataka High Court	<p>23.4.2008</p> <p>6.5.2008</p> <p>27.5.2008</p> <p>4.6.2008</p>	<p>The Ministry has received the notice of the Writ Petition from the High Court of Karnataka intimating that the case is posted for hearing on 27.5.2008 at 10.30 A.M.</p> <p>Ministry has addressed the Office of the A.S.G., Supreme Court of India for filing a petition in the Supreme Court for transfer of this petition also for combined hearing along with other writ petitions.</p> <p>The matter came up before the Hon'ble High Court. After hearing the matter, the Court granted two months' time (till 27.7.2008) to file counter affidavit.</p> <p>Para-wise comments, prepared in consultation with the Ministry of Environment & Forests, sent to Central Government Standing Counsel, Bangalore for preparing a draft counter affidavit. The draft is still awaited.</p>

		6.6.2008	The Central Government Counsel in Karnataka High Court has also been addressed to seek three months' time for filing the counter affidavit.
8.	Writ Petition (C) No. 4933 of 2008 filed by the Society of Retired Forest Officers, Orissa in the High Court of Orissa, Cuttack.	11.7.2008	A copy of the Writ Petition was forwarded to the Ministry of Tribal Affairs by the Government of Orissa.
		14.7.2008	Assistant Solicitor General of India, Orissa was requested to appear before the High Court of Orissa on behalf of Union of India and plead that so long as the Transfer Petition (Civil) Nos. 414-417 of 2008 is sub-judice in the Supreme Court, this particular Writ Petition (C) No. 4933 may be kept pending. He has also been advised that in case the High Court of Orissa does not agree to this prayer, the Hon'ble High Court of Orissa may be requested not to pass any order in this Central Legislation without providing an opportunity to Government of India of being heard and to give this Ministry three months time to enable to file the counter affidavit
		23.7.2008	The Writ Petition was admitted in the High Court of Orissa. Action has been initiated for drafting para-wise comments of the Ministry. Meanwhile, Hon'ble High Court of Orissa has directed not to undertake any felling of trees and not to alienate any land by issuing patta or by any other manner pursuant to the provisions of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 (Act 2 of 2007) particularly from out the Sanctuaries, National Parks and Biospheres (Reserve Areas) until further orders.
		2.9.2008	Another interim order on following lines:-was passed by the High Court:- 'Vide order dated 23.7.2008, the opposite parties were directed not to undertake any felling of trees and not to alienate any land by issuing patta or by any other manner pursuant to the provisions of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006, particularly from out of the sanctuaries, National Parks and Biospheres (Reserve Areas) until further orders. But that does not include the process of identity and recognition of the persons etc. which are not covered in the interim order. Therefore, the process regarding identity and recognition may go on but the final decision not be taken without the leave of this Court.'
		23.9.2008	The draft Counter Affidavit was not received from ASG, Cuttack till 17.9.2008. As the Ministry had

			<p>of M.P. Bench at Indore.</p> <p>d) The ASG may ensure that, in the absence of this Ministry's formal response, the Hon'ble Court does not pass any stay/adverse orders without first hearing the Ministry of Tribal Affairs, if the above case comes up for hearing.</p> <p>e) The Ministry of Tribal Affairs had filed in the Supreme Court a Transfer Petition (Civil) Nos. 414-417 of 2008, for transfer of writ petitions filed in various High Courts and the Supreme Court for combined hearing. The ASG may appear before the Hon'ble High Court of M.P. Bench at Indore on behalf of Union of India and plead that so long as the Transfer Petition (Civil) Nos. 414-417 of 2008 is sub-judice in the Supreme Court, this particular Writ Petition No. 4656/2008 filed by Shri Rajesh Jauhari may be kept pending.</p> <p>The para-wise comments on the Writ Petition are under finalization in the Ministry.</p>
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Annexure-II**Statement showing State-wise status of implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006**

(As on 30.09.2008)

1.	Andhra Pradesh
2.	Arunachal Pradesh
3.	Bihar
4..	Chhattisgarh
5.	Goa
6.	Gujarat
7.	Haryana
8.	Himachal Pradesh
9.	Jharkhand
10.	Karnataka
11..	Kerala
12.	Madhya Pradesh
13.	Maharashtra
14.	Manipur
15.	Meghalaya
16.	Mizoram
17.	Nagaland
18.	Orissa

19.	Rajasthan
20.	Sikkim
21.	Tamil Nadu
22.	Tripura
23.	Uttar Pradesh
24.	Uttaranchal
25.	West Bengal
26.	A & N Islands
27.	Daman & Diu
28.	Dadra & Nagar Haveli
29.	Lakshadweep

Name of the State/UT	Activities	Status
Andhra Pradesh	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	3,12,088
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	5000 (approx.) pattas have been distributed and 5000 (approx.) are ready for distribution
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Arunachal Pradesh		No response

Assam	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Is being done
	4) Creation of Awareness about the provision of the Act and the Rules	
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	
	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Bihar	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	-

	4) Creation of Awareness about the provision of the Act and the Rules	Is being created in a limited way through advertisements in local newspapers
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Out of 390 Gram Sabhas, training has been completed in about 50 Gram Sabhas
	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Chhattisgarh	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Going on in a large scale
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	

	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	3,85,417 (individual) and 4971 (community) claims have been received
	8) No. of claims recommended by Gram Sabha to SDLC	105000 (Approx.)
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	15000 (Approx.)
	11) Number of titles distributed	59548 titles have been distributed and another 75000 are ready
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Goa	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Not yet formed
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	
	4) Creation of Awareness about the provision of the Act and the Rules	Has been started and going on in a large scale
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	
	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	

	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Gujarat	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Yes
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	82397 (individual) and 1595 (community).
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	

	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Haryana	The State Govt. has informed that there are no Scheduled Tribes and other traditional forest dwellers living in the forests of Haryana	
Himachal Pradesh	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	
	4) Creation of Awareness about the provision of the Act and the Rules	
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes, in 121 Gram Sabhas out of 151 Gram Sabha (80%)
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	

Jharkhand	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	No
	4) Creation of Awareness about the provision of the Act and the Rules	Has started
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Has started
	6) Constitution of Forest Rights Committees by the Gram Sabhas	On account of non-holding of Panchayat elections, Gram Sabhas meetings could not be held. Based on the advice giving by this Ministry, instructions have now been issued on 13.8.08 to all Nodal Officers and Deputy Commissioners to convene Gram Sabha Meetings and constitute FRCs and take further necessary action.
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Karnataka	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes

	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Has been started
	6) Constitution of Forest Rights Committees by the Gram Sabhas	345 FRCs have been constituted
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Kerala	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Yes
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes

	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	15.2.2009
Madhya Pradesh	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Yes
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	2,83,000 [2,81,700- individual claims + 1300 community claims]
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	

	11) Number of titles distributed	4186 distributed and 9458 ready for distribution
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Maharashtra	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Yes
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	50,800 individual claims and 317 community claims
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	

Manipur		No response
Meghalaya	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	No No No
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Translation of the Act in local languages is held up on account of non-availability of the Act's legal lexicon in local languages
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	
	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	

Mizoram	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	No
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	No
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Nagaland	Government of Nagaland has informed that the land holding system and the village system of the Naga people is peculiar in that the people are the land owners. There are no tribes or group of people or forest dwellers in the State of Nagaland. Hence, the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 per se may not be applicable to the State of Nagaland.	

Orissa	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Yes
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes, in 42685 villages out of 46515 villages
	7) No. of claims filed at Gram Sabha level	77,894 claims
	8) No. of claims recommended by Gram Sabha to SDLC	30634
	9) No. of claims recommended by SDLC to DLC	636
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Rajasthan	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes

	4) Creation of Awareness about the provision of the Act and the Rules	Yes
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Yes
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	34370
	8) No. of claims recommended by Gram Sabha to SDLC	3634
	9) No. of claims recommended by SDLC to DLC	Only 883 claims have reached the final stage of verification by DLC.
	10) No. of claims approved by DLC for title	136 claims have been approved by DLC
	11) Number of titles distributed	Process of distribution of title is going on
	12) No. of claims rejected	None
	13) Projected date for distribution of title deeds	
Sikkim	The Government of Sikkim has issued a notification dated 28.1.2008 regarding constitution of an Expert Committee for identification of Critical Wildlife habitats in Protected Areas (PAs)	
Tamil Nadu	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Has started in a limited way

	5) Arrangements made for the training of PRI officials, SDLC, DLC members	-
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Work of setting up FRCs has started
	7) No. of claims filed at Gram Sabha level	Claims have not yet started coming.
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Tripura	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Notification has been issued asking the DMs and SDOs to publicise the Act and the Rules amongst the tribals.
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	
	6) Constitution of Forest Rights Committees by the Gram Sabhas	

	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Uttar Pradesh	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Different Committees were scheduled to be framed by 30 th June, 08, however, no confirmation of the same has been received.
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	No need
	4) Creation of Awareness about the provision of the Act and the Rules	15000 copies of the Act and the Rules have been printed and distributed to different departments. For awareness generation, they are distributing these copies at different levels.
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	

	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Uttaranchal		No response
West Bengal	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Yes
	4) Creation of Awareness about the provision of the Act and the Rules	Has been started and going on in a large scale
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Has started
	6) Constitution of Forest Rights Committees by the Gram Sabhas	Yes
	7) No. of claims filed at Gram Sabha level	20 claims have been received and all claims by Oct., 08.

	8) No. of claims recommended by Gram Sabha to SDLC	7 claims verified and sent to SDLC
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	
	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	31.01.09
A & N Islands		No response
Daman & Diu		No response
Dadra & Nagar Haveli	1) Appointment of a Nodal officer	Yes
	2) Status of formation of various Committees (a) SDLC (b) DLC (c)SLMC	Yes Yes Yes
	3) Translation of the Act and the Rules into the regional languages and distribution to Gram Sabha, FRCs etc.	Has been completed
	4) Creation of Awareness about the provision of the Act and the Rules	Has been started and is going on
	5) Arrangements made for the training of PRI officials, SDLC, DLC members	Has started
	6) Constitution of Forest Rights Committees by the Gram Sabhas	
	7) No. of claims filed at Gram Sabha level	
	8) No. of claims recommended by Gram Sabha to SDLC	
	9) No. of claims recommended by SDLC to DLC	
	10) No. of claims approved by DLC for title	

	11) Number of titles distributed	
	12) No. of claims rejected	
	13) Projected date for distribution of title deeds	
Lakshadweep	The UT Administration has intimated, vide letter dated 6.2.2008, that there are no terrestrial forests and no forest tribes or traditional forest dwellers in Lakshadweep.	

Annexure - III**Statement of claims and distribution of title deeds under the Scheduled Tribes and Other Traditional ForestDwellers (Recognition of Forest Rights) Act, 2006****(As on 30.09.2008)**

S. No	State	Claims Received	Title Deeds Distributed
1.	Andhra Pradesh	3,12,088	330 distributed before the receipt of court order and 73,229 ready.
2.	Arunachal Pradesh		
3.	Assam		
4.	Bihar		
5.	Chhattisgarh	3,90,388 (3,85,417 individual claims plus 4971 community claims)	59,548 distributed and 75,000 (approx.) ready.
6.	Goa		
7.	Gujarat	83,989 (82,394 individual claims plus 1595 community claims)	
8.	Himachal Pradesh		
9.	J & K		
10.	Jharkhand		
11.	Karnataka		
12.	Kerala		
13.	Madhya Pradesh	3,83,000 (2,81,700 individual claims plus 1300 community claims)	4186 distributed and 9458 ready.
14.	Maharashtra	51,117 (50,800 individual claims plus 317 community claims)	
15.	Manipur		
16.	Meghalaya		
17.	Mizoram		
18.	Nagaland		

19.	Orissa	77,894	
20.	Rajasthan	34,370	883 ready
21.	Sikkim		
22.	Tamil Nadu		
23.	Tripura		
24.	Uttar Pradesh		
25.	Uttaranchal		
26.	West Bengal	20 only	The state has assured to receive all claims by October'08 and complete the process by 31.01.09 (except Darjeeling)
27.	A & N Islands		
28.	Daman & Diu		
29.	Dadra & Nagar Haveli		
30.	Lakshadweep		

MOST IMMEDIATE

Government of India
Ministry of Tribal Affairs

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

- - -

Reference Prime Minister's Office I.D. No.560/51/C/2/08-ES.2 dated 7th May, 2008 on the above 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 30th September, 2008 as desired, is sent herewith.

[Dr. Bachittar singh]
Joint Secretary

PMO (Shri R. Gopalakrishnan, JS to PM), South Block, New Delhi
M/o Tribal Affairs' I.D. No.23011/17/2008-SG.II dated 3.10.2008

Copy to :

1. Cabinet Secretariat (Shri C.S. Kedar, Joint Secretary)
2. Dir(NIC), Ministry of Tribal Affairs, with the request that this status report 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 MTA
2. PS to MOS (TA)
3. PPS to Secretary (TA)
4. PS to JS(BS)

On the basis of information received from the States our monthly update (MPR) to PMO on the status report on the implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forests Rights) Act, 2006 for the period ending 30.9.2008 has been prepared as in DFA and put up for kind approval of Secretary (TA).

(A.K. Srivastava)
Director (SG)
3.10.2008

JS(BS)