

# Business Standard

**JUST IN**

SC to hear Mallya's plea challenging confiscation of properties on

Search News, Stock Quotes or Company



You are here: [Home](#) » [Current Affairs](#) » [News](#) » National

**SUPER SOLDES** À PARTIR DU 1/7/19 JUSQU'AU 31/7/19  
 CHEZ VOTRE SPÉCIALISTE **NE LES RATEZ PAS >** SELEXION

## Centre seeks temporary stay on eviction of 1.89 mn forest-dwelling families

Asks time for states to file detailed affidavits on implementation of Forest Rights Act; case will be heard on Thursday

Nitin Sethi & Aashish Aryan | New Delhi  
 Last Updated at February 28, 2019 02:51 IST

2.3K 2



### ALSO READ

SC orders forced eviction of

The Union government on Wednesday filed a plea before the [Supreme Court](#) (SC) to modify its February

more than 1 million tribals, forest-dwellers

SC eviction order likely to impact 1.89 mn tribal, forest-dwelling families

Rahul asks Congress CMs to file review petition against tribals' eviction

BJP joins chorus against tribal eviction order, to petition against verdict

SC seeks report on action taken against tribals who lost claim to forests

Ad



ATEX LED Verlichting  
Ex-Industries.eu  
Compacte en krachtige  
explosievrije verlichting voor  
Zone 1/21

13 order and permit states to temporarily withhold forcible eviction of around 1.89 million tribal and other forest-dwelling families. The case will be heard on Thursday.

The Centre pleaded that the three-judge Bench give states a chance to file detailed affidavits on the implementation of the [Forest Rights Act](#) (FRA). The plea comes against a SC order to evict all [tribals](#) and forest-dwellers whose claims to traditional forestlands had been rejected under the FRA.

After the order, Opposition parties, including the Communist Party of India (Marxist), the Indian [National Congress](#), and regional parties such as Jharkhand Mukti Morcha, had blamed the ruling Bharatiya Janata Party (BJP) for being silent on the matter.

The [Congress](#) had asked governments in states it rules to file review petitions against the order. Following this, the BJP also asked its state governments to do so.

In its plea the Union government said: "It is submitted that... a large number of tribal and other forest dwellers would be liable to be evicted... the rejection of a claim does not ipso facto lead to the eviction of a tribal. There is no provision in the Act that provides for eviction after a claim is rejected."

## STATE OF AFFAIRS

The number of tribal and other forestdwelling families that stand to potentially be evicted after the Supreme Court order (Individual claims rejected)

Tamil Nadu	11,634
Jharkhand	27,784
Rajasthan	35,756
Gujarat	62,460
Tripura	68,388
Andhra Pradesh	73,469
Uttar Pradesh	74,945
Telangana	82,075
West Bengal	87,333
Odisha	145,526
Karnataka	176,540
Maharashtra	226,380
Madhya Pradesh	349,958
Chhattisgarh	455,131

It noted the rejection of claims by [tribals](#) across the country had been faulty. It also recalled its earlier submissions that "concerns had come to its knowledge like high rate of rejection of claims; non-communication of rejection order; state-level monitoring committee meetings not taking place regularly who have to ensure that no tribal is removed till the process under the Act is complete."

The Centre added, "The applicant noted that a large number of cases are rejected due to lack of evidence or incomplete evidence. It was directed that the district administration is expected to assist the gram sabhas (village councils) by providing forest and revenue maps. It was stated that the claims rejected for insufficient evidence or which requires additional examination, may be re-examined."

It pleaded that the states had not put the complete picture before the courts as yet and said "Without such information and compliance with the mandate of law in letter and spirit, the eviction of such tribal, would amount to serious miscarriage of justice...The eviction of tribal, without such information would cause serious prejudice to such tribal who have been residing in forests for generations."

The Union government also put on record that it had as far back as 2016 told the states about problems and illegalities in high rate of rejection of claims which included “non-communication of rejection orders; lack of reasons in the order; raising of frivolous objections etc”. The Union government had then warned the states that “forest authorities are immediately attempting to evict tribal where rejection is made even without awaiting the decision of appeal.”

But the government, in its fresh prayers to the SC, stopped short of pleading for a full review of the order, which even the Rashtriya Swayamsevak Sangh-affiliated Vanvasi Kalyan Ashram had asked for besides several opposition parties. Earlier in April 2016 while the matter was being heard by the [Supreme Court](#) the Union government had argued that the court should first focus on the one question raised by the petitioners – the constitutional validity of the FRA — and not its implementation, the questions about it were later raised by the petitioners in oral arguments.

But at this stage, instead of challenging the order in its entirety the Union government has preferred ask that the apex court modify its February 13 order, and “withhold eviction proceedings till such time” as states file detailed affidavits “regarding the procedure followed and details of the rejection of claims” of [tribals](#) and other forest-dwellers under the FRA.

---

*First Published: Wed, February 27 2019. 15:28 IST*

READ MORE ON

FOREST RIGHTS ACT

TRIBALS

SUPREME COURT

TRIBAL RIGHTS

CONGRESS

CURRENT AFFAIRS

NATIONAL



PREVIOUS STORY

NEXT STORY



---

## RECOMMENDED FOR YOU



**Rooms to Rent in Brussels**

Ad Nestpick



**RTI confirms Rajan sent...**

business-standard.com



**Master in User Experience**

Ad Barcelona Tech Sc...



**Jhunjhunwala buys 2.5...**

business-standard.com



**Jhunjhunwala increases...**

business-standard.com

---

## Promoted Stories

Mac User Warning: The Only Antivirus Providers You Should Trust (2019)

Antivirus Best 10 - The Best Antivirus Products Reviewed

This New Air Conditioner With No Installation Necessary Is Selling Out In Belgium

Next Tech

The Only Antivirus Providers Mac Users Should Consider Using (2019)

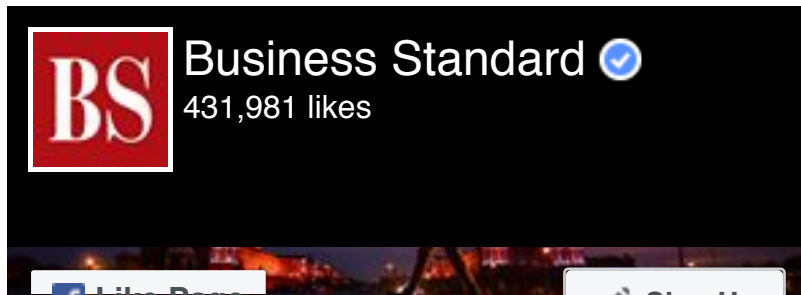
My Antivirus Review

25 Insanely Cool Products From America Finally in Belgium  
Next Tech

Where the World's Billionaires Live  
Mansion Global

No need for Air Conditioning with this innovative cooling device!  
Wise Daily Savings

Recommended by  

## LATEST NEWS

IN THIS SECTION

ALL



PM Modi to discuss wildlife issues in Discovery's 'Man vs Wild' episode



SC to hear Mallya's plea challenging confiscation of properties on Friday



Unnao rape survivor critical as truck rams into car; Oppn demands CBI probe



SC to consider urgent hearing of pleas against Maratha quota law's validity

Advertisement

More >

## MOST POPULAR

READ

SHARE


COMMENTED



Affle (India) IPO opens today: Five things to know before you invest



Reliance Jio GigaFiber: Expected launch date, data plans, services and more

 Amazon in talks to buy Uber Eats India,



plans to add food delivery to Prime



🔑 We expect L&T's Isro business to

grow at least sixfold, J D Patil



Latest Boeing 737 Max fault that alarmed test pilots rooted in software



IBBI sets one-year timeline for liquidation process of insolvent companies



Adityanath moots tie-up with Israel for defence corridor, Jewar airport



Mumbai rains: NDRF rescues 500 stranded passengers from Mahalaxmi Express

Advertisement



Three Japanese directors resign from Maruti after poor Q1 results



ICICI Bank posts standalone net profit of Rs 1,908 crore for June quarter




At least 36 killed and 15 missing after landslide buries Chinese village






Want long and strong hair? Here is how fermented rice water can help you

Advertisement



**BS** Business Standard   
431,981 likes

 Like Page  Sign Up



## LATEST NEWS

**IN THIS SECTION**

**ALL**



PM Modi to discuss wildlife issues in Discovery's 'Man vs Wild' episode



SC to hear Mallya's plea challenging confiscation of properties on Friday



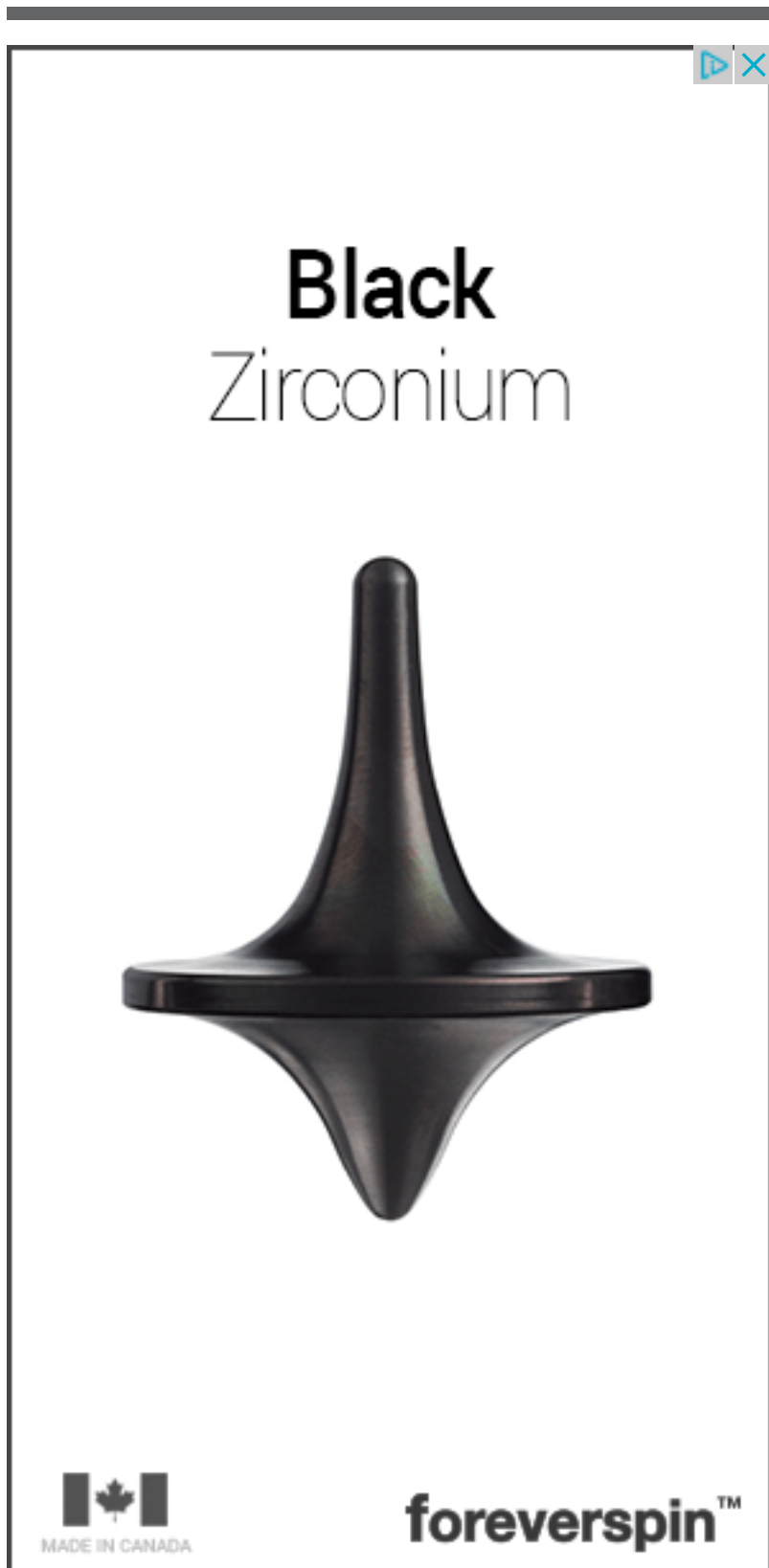
Unnao rape survivor critical as truck rams into car; Oppn demands CBI probe




SC to consider urgent hearing of pleas against Maratha quota law's validity

Advertisement

More >



**Black Zirconium**



**foreverspin™**

MADE IN CANADA

### MOST POPULAR

READ

SHARE

COMMENTED



Affle (India) IPO opens today: Five things to know before you invest



Reliance Jio GigaFiber: Expected launch date, data plans, services and more



Amazon in talks to buy Uber Eats India, plans to add food delivery to Prime



We expect L&T's Isro business to grow at least sixfold: J D Patil

Advertisement



**Business Standard** ✓

431,981 likes

Like Page

Sign Up

Be the first of your friends to like this



**Business Standard** ✓



about a minute ago

Google has a provision that allows you to review your settings for Google products  
Here are the steps to do so:



# MORE ON MARKETS:

## QUICK LINKS

- STOCK MARKET LIVE
- STOCK MARKET NEWS
- PORTFOLIO
- DERIVATIVES
- COMMODITY MARKET
- MUTUAL FUNDS
- UPCOMING IPO
- GOLD PRICE
- PERSONAL FINANCE
- SENSEX

## BROWSE STOCK COMPANIES

A | B | C | D | E | F | G | H | I | J | K | L | M | N | O  
| P | Q | R | S | T | U | V | W | X | Y | Z  
1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9

## BROWSE MUTUAL FUNDS

A | B | C | D | E | F | G | H | I | J | K | L | M | N | O  
| P | Q | R | S | T | U | V | W | X | Y | Z

## INDEX STOCKS

Adani Ports | Asian Paints | Axis Bank | B P C L | Bajaj Auto | Bajaj Finance Ltd | Bajaj Finserv | Bharti Airtel | Bharti Infra.  
| Cipla | Coal India | Dr Reddy's Labs | Eicher Motors | GAIL (India) | Grasim Inds | H D F C | HCL Technologies | HDFC Bank  
| Hero Motocorp | Hind. Unilever | Hindalco Inds. | Hindustan Petroleum Corporation Ltd | ICICI Bank  
| Indiabulls Housing Finance | Indian Oil Corporation Ltd. | IndusInd Bank | Infosys | ITC | JSW Steel | Kotak Mah. Bank  
| Larsen & Toubro | M & M | Maruti Suzuki | NTPC | O N G C | Power Grid Corpn | Reliance Inds. | St Bk of India  
| Sun Pharma. Inds. | Tata Motors | Tata Motors-DVR | Tata Steel | TCS | Tech Mahindra | Titan Company  
| UltraTech Cement Ltd | UPL Ltd | Vedanta | Wipro | Yes Bank | Zee Entertainment

### TRENDING ON BS

#Markets #BSWeekend #BSTech #GST #BSSpecial

### FROM BS WEBSITE

- Home
- Companies
- Markets
- Opinion
- Politics
- Technology
- Specials
- Personal Finance
- Latest News
- Today's Paper
- RBI Policy
- General News
- General Videos
- General Photo Gallery
- Events
- Authors
- Education

### ABOUT US

- About Us
- Code of Conduct
- Terms & Conditions
- Cookie Policy
- Disclaimer
- Investor Communication
- List of our GST registration number

### SUPPORT & CONTACT

- Partner with Us
- Careers
- Advertise with Us
- Contact Us
- Feedback
- Browser Support
- Sitemap

### READER CENTRE

- Assistance
- E-Paper
- Manage My Account
- My Page
- Portfolio
- Register
- Subscribe

### BS PRODUCTS

- Smart Investor
- BS Hindi
- BS Motoring
- BS Books
- B2B Connect
- iPhone
- iPad
- android
- Mobile Browser

### EVENT

- FundCafe 2019
- Insurance Round Table 2019
- BS Awards 2019

### BUDGET 2019

- ELECTIONS 2019**
- Lok Sabha Elections 2019

### SPORTS

#### CRICKET

#### FOOTBALL

- Indian Super League 2018-19

### CONNECT WITH BS

- Facebook
- LinkedIn
- Twitter
- Youtube
- RSS