

Rehabilitation and Resettlement Scheme of Village - Sampur in the District of Khordha in connection with acquisition of land for 'Improvement of road from Nakagate to Kateni'.

Draft Rehabilitation and Resettlement scheme showing particulars of entitlements of the land owner and land loss whose livelihood is primarily dependant on the land being acquired and where resettlement of the affected family is involved.

1. Particulars of Land Acquisition.

Name of Mouza :-Sampur
Name of P.S :-Chandaka, PS No.-49
Name of Tahasil :-Bhubaneswar
Name of District :-Khordha
Land being Acquired :-Ac 2.546 dec.
Name of the Project :-'Improvement of Road from Nakagate to Kateni'.

Preliminary Notification issued U/s-4(1) of the Act No. :-7817, dtd. 28.02.2018.
Date of Publication in the affected area :- Dt. 11.06.2018
Name of the Administrator, R&R in respect of the project :- Sri Suvendu Kumar Sahu, OAS(I),SB,Sub-Collector, Bhubaneswar.

2. Provision of law regarding preparation of Rehabilitation & Resettlement Scheme

Under Sub Section (1) of section 16 of RFCTLAR&R Act, it provides that the Administrator, Rehabilitation & Resettlement, upon publication of such preliminary Notification U/s-11(1) of the Act, shall conduct a survey and undertake a census of the affected families which shall include :-

- a. Particulars of land and immovable properties being acquired of each affected family;
- b. Livelihoods lost in respect of land losers and landless whose livelihoods are primarily dependent on the lands being acquired;
- c. A list of public utilities and Govt. buildings which are affected or likely to be affected where re-settlement of affected families is involved;

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- d. Details of the amenities and infrastructural facilities which are affected or likely to be affected, where re-settlement of affected families is involved; and
- e. Details of any common property resources being acquired.

(2) The administrator shall, based on the survey and census under Sub Section (1), prepare a draft Rehabilitation & Resettlement Scheme, as prescribed which shall include particulars of the Rehabilitation and Resettlement entitlements of each land owner and landless whose livelihoods are primarily dependent on the lands being acquired and where resettlement of affected families is involved-

- i. A list of Govt. buildings to be provided in the resettlement area;
- ii. Details of the public amenities and infrastructural facilities which are to be provided in the resettlement area.

(3) The draft Rehabilitation & Resettlement Scheme shall include time limit for implementation of the scheme.

In the context, Govt. has been pleased to appoint the Sub-Collector & Administrator for Rehabilitation & Resettlement in respect of all projects vide R&D.M. Dept. notification No.34160 dtd.17.11.2014 to exercise the powers conferred under clause(1) of section 43 of the Act.

3. Brief description of the Project

Improvement of road from Nakagate to Kateni under Bhubaneswar, Tahasil of Khordha district is being proposed by Executive Engineer (R&B), Div.-5, Bhubaneswar. As per district office requisition, the Govt. in R & D.M Dept., Odisha, Bhubaneswar has notified the proposal U/s-4(1) of the L.A. Act vide notification No.7817, dtd.28.02.2018 and it has been widely published in the locality on dt. 11.06.2018.

4. Survey and Census of the Affected Families

As required U/s-16(1) of the Act, the survey and census of the affected families has been conducted by the Administrator, Rehabilitation & Resettlement and the detailed information regarding the affected families are mentioned below:

1. Name of the Village :-Sampur
2. Khata No. :-224/425, 56, 78, 79, 224/717, 52, 178, 224/1206, 210, 152.
3. Plot No. :-1110/1915, 1079/1110, 1081, 1087, 1081/1161, 1080, 1030, 1028, 1031/1150, 1031, 894/1173, 995, 1032.

4. Name of affected family/
Land owner as per preliminary
Notification

- :-1.Tarenisen Chhotray,
2.Pratima Mohanty,
W/o-Jugal Kishore Mohanty
3.Narayan Mishra,S/o-Banshidhar Mishra.
4.Kandul Lalita Devi,
W/o-Kandul Rama Rao
5.Jay Jagabandhu Patra
6.Sakuntala Sahoo
7.Manoj Kumar Mishra
8.Udayanath Mallick
9.Jyostna tripathy
10.Krushna Charan Das,
S/o-Bipra Charan Das
11.Debipriya Sahoo
12.Gitanjali Tripathy
13.Sabita Sharma
14.Sulata Nayak
15.Mayadhara Pattnaik
16.Rukmini Rai
17.Janakaprava Tripathy
18.Basanti Rai
19.Dinabandhu Das
20.Janak Kumari Pattnaik
21.Devraj Rath
22.Bhim Das
23.Khetrabasi Behea
✓24.Kumar Behera
25.Shyam Behera
26.Dinabandhu Das
✓27.Bira Behera
28.Bhramar Behera
29.Ghana Behera
30.Nanda Behera
31.Keshaba Senapati
32.Bansi Senapati.

5. No. of affected family

:-16 nos.

6. No. of family under displacement:- 1 no.(One family comprising of Husband, Wife, son and daughter- both are minor)

Name of house owner	Khat a No.	Plot No.	Total Area	Acquired Area	Details of Structure	Cost of loss
1.KanakaPrava Tripathy, W/o-Dambarudhar Tripathy, Vill.-Sampur, Po.-Ghatikia, PS.-Khandagiri.	224/425	1110/1915	Ac0.900	NA	11 nos. of pucca commercial shops.	The details of loss is calculated below:
2.Bibek Narayan Mantri, Briz Narayan Mantri, all are sons of Bichitra Narayan Mantri, (Jyotshnarani Mantri, mother guardian during execution of RSD), At.-Kurutunga, Po.-Angulai, Dist.-Kendrapara.	56	1079/1110	Ac0.054	NA	Single storey residential building and 3 nos. of pucca commercial shops.	The details of loss is calculated below:
3.Khitish ch. Bhuyan Mohapatra, Idrish ch. Bhuyan Mohapatra, S/o-Harish Chandra Bhuyan Mohapatra, At./Po.-Ghatikia, PS.-Khandagiri.	56	1079/1110	Ac0.024	NA	2 nos. of pucca commercial shops.	The details of loss is calculated below:
4. Tarenisen Chhotray, S/o-Nimai Charan Chhotaray, At.-Malipada, PS.-Chandaka. The RT is dead leaving behind the following legal heir: Manas Ranjan Chhotray.	56	1079/1110	Ac0.038	NA	2 nos. of Asbestos rooms.	The details of loss is calculated below:

5. Alok Kumar Sahoo, S/o-Bhikari Charan Sahoo, Surama Sahoo, W/o- Alok Kumar Sahoo Vill.- Sampur, Po.- Ghatikia, PS.- Khandagiri.	56	1079/1110	Ac0.027	NA	Building of pucca commercial complex.	The details of loss is calculated below:
6. Raghunath Chinaray, S/o- Narendra Chinara, Vill.-Sampur, Po.- Ghatikia, PS.- Khandagiri.	56	1079/1110	Ac0.045	NA	1 no. Of Asbestos commercial shop and another 1 no of residential building. Single storey commercial building.	The details of loss is calculated below:
	56	1079/1110	Ac0.067			
7. Sri Bhagabat Dash, S/o-Batakrushna Dash, Vill.-Sampur, Po.-Ghatikia, PS.- Khandagiri.	56	1079/1110	Ac0.018	NA	2 nos. of residential Asbestos rooms and 1 no. of commercial shop.	The details of loss is calculated below:
8. Anasuya Mishara, W/o-Sarat Chandra Mishra, At/Po.-Kajalai Palli, Po.-Sarankul, Dist. Nayagarh.	56	1079/1110	Ac0.211	NA	Under construction apartment (G+3)	The details of loss is calculated below:
9. Padmaja Devi, W/o-Biswamaya Kar, Old Sadar Lane, Dist.- Puri.	56	1079/1110	Ac0.108	NA	2 rooms of pucca commercial complex	The details of loss is calculated below:
10. Kalyaniprava Samantray, W/o- Prafulla Chandra Sahu, Vill.- Sampur, Po.-Ghatikia, PS.- Khandagiri.	78	1081	Ac0.042	NA	Building of 2 nos. of pucca rooms and another one pucca room as sai temple	The details of loss is calculated below:
	79	1087	Ac0.035			
	79	1081/1161	Ac0.023			

11.Rohit Kumar Pattnaik, S/o-Dillip Kumar Pattnaik, C/o-Janaka Kumari Pattnaik, Choudhury Bangala, Kancba Sahi, Old Town, Bhubaneswar.	224/ 717	1080	Ac0.145	NA	2 nos of Asbestos rooms.	The details of loss is calculated below:
12.Bharat Chandra Bhutia, S/o- Chakradhar Bhutia,At.- Baramunda, PS.- Khandagiri.	52	1030	Ac0.120	NA	2 nos. of commercial Asbestos rooms.	The details of loss is calculated below:
13.Sarat Rout, S/o-Purna Chandra rout,A-17/8, Po.- Surya Nagar, PS.- Capital	178	1028	Ac0.855	NA	1 no. of Asbestos room.	The details of loss is calculated below:
14.Kumara Behera, S/o-Shyama Behera, Vill.- Sampur,Po.- Ghatikia,PS.- Khandagiri.The RT is dead leaving behind the following legal heirs: i)Krutibash Behera, ii)Hrushikesh Behera.	224/ 1206	1031/1150	Ac0.055	NA	One Tin sheet used as timber dipot and 2 nos. of asbestos commercial shops.	The details of loss is calculated below:
	52	1030	Ac0.107			
	210	1031	Ac0.030			
	210	894/1173	Ac0.15			
15.Bira Behera, S/o-Siba Behera, Vill.-Sampur, Po.- Ghatikia, PS.- Khandagiri. The RT is dead leaving behind the following legal heirs: Pathani Behera	152	995	Ac0.530	NA	2 nos. of Asbestos rooms.	The details of loss is calculated below:
16.Sanjay Ku. Sahu, S/o-Padma Charan Sahu,At./Po.-	78	1032	Ac0.058	NA	1 no. of Asbestos commercial	The details of loss is

Ambagam, Digapahandi, Patapur, Ganjam.	Via.- PS.- Dist.-					shop.	calculated below:
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NB.: Out of the above, the recorded tenant in respect of Plot No.-1079/1110 mentioned above at **Sl. No.-7** is fully affected as his residential asbestos rooms as well as his asbestos shop room is affected fully leading to loss of livelihood of his family.

7. Quantum of land under Acquisition:-Ac 2.546 dec.

8. Land under occupation of tenant :- NA

9. ST and other forest dwellers who have lost their Forest Rights :-NA

10. Families of agricultural Labour, Tenant, Share-cropper or artisans working in the affected areas for 3 years prior to acquisition. :-NA

11. Families who have been assigned Land by State/Central Govt. Scheme :-NA

12. Indirect impact by the project (Gathers of Forest Produce, Hunters, Fishers Folk, Boatman etc) :-NA

13. Income & poverty level reported by RI. :-Annual Income of Bhagabat Dash is Rs. 50, 000/- per annum which is below average.

14. Land use and livelihood/
Livelihood by affected Family :- Two nos. of Asbestos rooms used for Residential purposes is standing over the suit land. Another 1 no. of Asbestos room used for commercial purposes.

15. Whether cattle shed or Petty shop is displaced :-NA

Remarks: Since, he is losing his only source of livelihood, if at all, exchange of Gochar land is not permissible, he should be suitably compensated as per new Rehabilitation & Resettlement policy.

5. Details of Entitlements for the affected families

a. Provision of housing units in case of displacement:-

- i. House shall be provided to the land loser which will not be less than 50 Sq.mts. in plinth area.
- ii. Or, one time financial assistance for house construction, which shall not be less than Rs.1,50,000/-

Out of the above options, it has been decided to offer one time financial assistance for construction of house. For this purpose, Asst. Engineer, R&B was asked to assess the quantum of assistance to be provided to the land loser for construction of a house which shall not be less than 50 sq. metre in plinth area. He has assessed the valuation to the extent of Rs. 7,80,000.00. Accordingly, one time financial assistance to the tune of Rs. 7,80,000.00 is recommended.

b. Subsistence grant for displaced families for a period of one year:-

The affected family shall be given a monthly subsistence allowance equivalent to Rs.3,000/- per month for a period of one year (Rs.36,000/- p.a.) only from the date of award.

So, the total amount is : (1* Rs.36,000/-)=Rs.36,000/- only.

c. Transportation cost for displaced families :-

The affected family shall be get a onetime financial assistance of Rs.50,000/- as transportation cost for shifting of the family, building materials, belongings and cattle.

So, the total amount is : (1* Rs.50,000/-)= Rs.50,000/- only.

d. Cattle shed/petty shops cost :-

Each affected family having cattle or having petty shop get one time financial assistance of such amount as the appropriate govt. may by notification, specify subject to a minimum of Rs. 25,000/- for construction of cattle shed or petty shop as the case may be.

So, the total amount is : (1* Rs.25,000/-)= Rs.25,000/- only.

e. One time grant to artisan, small traders and certain others:-

The affected family shall get a onetime financial assistance of Rs.25,000/-, if they owned non-agricultural land or commercial, industrial or institution structure in the affected area.

The total amount is: (16* Rs.25,000/-)=Rs.4,00,000/- only.

f. One time resettlement allowance:-

The affected family shall be given a onetime "Resettlement Allowance" of Rs.50,000/-only.

So, the total amount is : (1*Rs.50,000/-)=Rs.50,000/- only.

g. Stamp duty and registration fee:-

1. The stamp duty and other fees payable for registration of the land or house allotted to the affected families shall be borne by the Requiring Body.
2. The land for house allotted to the affected families shall be free from all encumbrances.
3. The land or house allotted may be is the joint names of wife and husband of the effected family.

While the RFCTLAR&R Act, 2013, it is SECOND SCHEDULE provides entitlements for the affected families, Odisha Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation & Resettlement Rules, 2016 (Govt. of Odisha R&DM. Deptt. No.22127 dtd.28.07.2014) of Chapter-IV U/s-30(2), provides the option by the authority to the land losers to choose alternative Rehabilitation & Resettlement, where the affected families shall be obtained during the survey in writing and where the affected families comprised of more than one member, the option shall be obtained from the head of the family.

6. Public Hearing

In connection with preparation of the Draft Rehabilitation & Resettlement Scheme, I authorised Sri Kamalakanta Behera, Addl. Tahasildar, and Bhubaneswar for preparation of Draft R & R scheme with a direction to make a survey as per the land schedule & map submitted by the Land Acquisition Officer, Khordha, since I am hard pressed. Sri Behera had visited the spot along with RI & other staffs of Land Acquisition Section, Khordha; RI, Paikerapur; Amin, Hqr and JE, Div-5, R&B, Bhubaneswar on dtd. 21.08.2018 and made a survey on the proposed acquisition.

Thereafter, a hearing with the affected families was made in the office of the Sub-Collector, Bhubaneswar on dt. 15.01.2019. All the affected families excepting one Anasuya Mishra, w/o-Sarat Chandra Mishra were present and submitted their memorandum mentioning the details of ownership, livelihood and legal heirs.

The details of entitlements for the displaced families provided under RFCTLAR&R Act, 2013 is furnished below for favour of kind perusal.

Sl. No.	Entitlements	Monetary assistance to be paid
1	One time financial assistance for construction of house	Rs. 7,80,000.00
2	Subsistence allowance @ Rs. 3, 000/- per month for one year	Rs. 36, 000/-
3	Transportation cost for displaced families	Rs. 50, 000/-
4	One time grant to artisan, small traders and certain others	Rs. 4,00, 000/-
5	One time resettlement allowance	Rs. 50, 000/-

Total: Rs. 13,16,000.00

(Rupees thirteen lakh sixteen thousand only)

Accordingly the Draft Rehabilitation & Resettlement Scheme is finalised this day of 18th February, 2019 as envisaged in Sub-section 6 of Section 16 of RFTCLAR&R Act, 2013 and recommended to the Collector, Chairman of Rehabilitation & Resettlement Committee U/s-45 of the Act, for favour of kind perusal and onward transmission to the Commissioner Rehabilitation & Resettlement for favour of approval of the scheme.


Sub-Collector-cum-Administrator
R&R, Bhubaneswar

Perused the Draft Rehabilitation and Resettlement Scheme of Village-Sampur where one family is being displaced on acquisition of the land for 'Improvement of road from Nakagate to Kateni'. The R&R Scheme is recommended to the Commissioner, Rehabilitation & Resettlement without any modification for favour of kind approval of the same.


Collector and Chairman of
R&R Committee, Khordha

APPROVED


Revenue Division Commissioner
Central Division, Cuttack