

**Rehabilitation and Re-settlement scheme for the displaced families of village-
Laxmiprasad P.S-Nayagarh in the District of Nayagarh in connection with acquisition of
land for construction of Khurda Road-Bolangir New B.G. Rail Link Project.**

Draft Rehabilitation and Re-settlement scheme showing particulars of Rehabilitation and Re-settlement entitlements whose lands are being acquired, where re-settlement of the affected families is involved.

- | | |
|---|--|
| 1. Name of village | - Laxmiprasad |
| 2. Name of G.P. | - Laxmiprasad |
| 3. Name of P.S. | - Nayagarh |
| 4. Name of Tahasil | - Nayagarh |
| 5. Name of District | - Nayagarh |
| 6. Land being acquired | - Ac.1.955 |
| 7. Name of project | - Khurda Road-Bolangir New B.G.
Rail Link Project. |
| 8. Preliminary notification issued u/s-11(1)
of RFCTLAR & R Act 2013 | - No.340 dt.15.03.2018
of Collector, Nayagarh. |
| 9. Date of publication in the affected area | - 23.03.2018 |
| 10. Name of Administrator R & R
in respect of the project. | - Shri Jitendra Ku. Sahoo, O.A.S-A (S.B)
Sub-Collector, Nayagarh. |
| 11. Brief description of the project | - |

Khurda Road-Bolangir New Broad Gauge Rail Link Project was earlier came to picture in the year 1947 by Railway, but due to lack of follow up action the proposal remained silent. Subsequently, the preliminary Engineering-Cum-Traffic survey was sanctioned in 1984-85 and the work was entrusted to M/S RITES, Bhubaneswar. They submitted the report in August 1986. Basing on the preliminary Engineering-cum-Traffic survey, during the year 1994-95 again through M/S RITES, the final location survey was conducted and they completed the work in the year 1999 for expedition of L.A. work. The project was sanctioned through budget proposals in the year 1994-95.

This Railway project is connecting Khurda Road Railway station on Howrah-Chennai main line of Central Odisha with Bolangir Railway station of western Odisha and the line passes through six districts i.e. Puri, Khurda, Nayagarh, Boudh, Sonepur and Bolangir with the length of 289k ms.

The land acquisition work of this linear project commenced from the year 2000 after being notified vide Commerce & Transport (Transport) Department order No.9994 dt 12.09.2000.

In this Rail line, village-Laxmiprasad is situated between 65.639 to 66.731 k.ms.

12. **Village-Laxmiprasad**

Village-Laxmiprasad under Nayagarh Police station of Nayagarh District is situated on both side of M.D.R (Nayagarh to Khandapada main road) at a distance of 3 k.ms from District Headquarters Nayagarh and 93 k.ms from the State capital Bhubaneswar. The nearest urban area Nayagarh N.A.C is situated at a distance of 3 K.ms from the village.

The M.D.R is passing through the village. Most of the villagers are cultivator and earning their lively hood through cultivation of paddy crop. Villagers are living a simple life and they are very much co-operative and peace lovers.

13. **Survey and Census of the affected families**

As required u/s-16 (1) of the Act, door to door survey and census of the affected families has been conducted by our staff and the detailed information has been submitted by them. The abstract of the information is as follow:-

1. No. of affected families	-30
2. No. of family under displacement	- 07
3. Land under occupation of tenants	- -
4. S.T and other Forest dwellers who have lost their forest right.	-Nil
5. Families of Agricultural labourer, tenant, share-cropper or artigent working in the affected area for three years prior to acquisition.	-Nil
6. Families who have been assigned land by state/central Govt. scheme	-Nil
7. Indirect impact by the project (Gathers of Forest produce, hunters Fisher folk boatman etc.)	-Nil
8. Land use and liveli hood	-Cultivation of agricultural land
9. Liveli hood by affected families	-Cultivation
10. Whether cattle shed or petty shop is displaced.	-No

ENTITLEMENT

Entitlement/Provision

Whether provided or not (if provided, Details to be given)

3

4

(1) If a house is lost in rural Areas, a constructed house shall be provided as per the Indira Awas Yojana specific-ations. If a house is lost in urban areas, a house shall be constructed which will be not less than 50sq mts in plinth area.

(2) The benefits listed above shall also be extended to any affected family which is without homestead land and which has been residing in the area continuously for a period of not less than three years preceding the date of notification of the affected area and which has been involuntarily displaced from such area.

Provided that any such family in urban areas which opts not to take the house offered, shall get a one-time financial assistance for house construction, which shall not be less than one lakh fifty thousand rupees.

Provided further that if any affected family in rural areas so prefers, the equivalent cost of the house may be offered in lieu of the constructed house.

Provided also that no family affected by acquisition shall be given more than one house under the provisions of this Act.

Explanation- The houses in urban areas may, if necessary, be provided in multi-storied building complexes

For migration project.

For urbanisation purposes.

The appropriate Government shall ensure that the affected families are provided with the following provisions

and Employment

The detailed particulars of the displaced families are mentioned below.

Sl No	Name of displaced person	Age	Relation	Occupation	Livelihood	Whether cattle shed or petty shop is displaced	Name of R.T	Khata No	Plot No	Kasam	Total area	Acquired area
1	2	3	4	5	6	7	8	9	10	11	12	13
1.	Braja Kishore Mohapatra s/o- Raj Kishore Mohapatra	53	self	Cultivation	-	-	Braja Kishore Mohapatra s/o- Raj Kishore Mohapatra	285/83	141/1202	Gharabari	0.02	0.02
(a)	Manjalata Mohapatra w/o- Braja Kishore Mohapatra	46	wife	-	-	-	-	-	-	-	-	-
2.	Chiranjibi Das s/o- Ghana Das	52	Self	Cultivation	-	-	Chiranjibi Das s/o- Ghana Das	265/851	141/2503	S D F-II	0.015	0.015
(a)	Padma Das w/o- Chiranjibi Das	38	wife	-	-	-	-	-	-	-	-	-
(b)	Kishore Kumar Das	21	Son	Student	-	-	-	-	-	-	-	-
(c)	Sonal Das	19	daughter	Student	-	-	-	-	-	-	-	-
(d)	Lema Dei w/o Ghana Das	78	Mother	-	-	-	-	-	-	-	-	-
3.	Artatrana Pani s/o- Sarangadhar Pani	40	Self	Cultivation	-	-	Artatrana Pani s/o- Sarangadhar Pani	285/280	166/2367	Gharabari	0.03	0.03
(a)	Babyana Pani w/o- Artatrana Pani	34	Wife	-	-	-	-	-	-	-	-	-
(b)	Rajesh Ku Pani s/o- Artatrana Pani	14	Son	Student	-	-	-	-	-	-	-	-
(c)	Radswan Pani s/o- Artatrana Pani	5	Daughter	-	-	-	-	-	-	-	-	-
(d)	Sarangadhar Pani s/o- Makanta Pani	66	Father	-	-	-	-	-	-	-	-	-
(e)	Benda Dei w/o- Sarangadhar Pani	73	Mother	-	-	-	-	-	-	-	-	-

From the above table, it is found that each displaced family comprises 7 families under the definition of family as laid down in clause (m) of section 3 of the Act.

Braja kishore Mohapatra, Chiranjibi Das belongs to OBC & Arta trana Pani belongs to General cast.

As required under sub-section (5) of section 16 of the Act, public hearing in the premises of Laxmiprasad has been conducted on 28.11.2018 at 11 A.M. the date, time and venue for the public hearing at the affected area fixed earlier.

The Administrator has also visited the houses of the families to be displaced.


Except 7 families to be displaced, no other persons are being affected under any category as provided under the Act.

The displaced families are entitled to get Rehabilitation package as mentioned in Second Schedule of the Act in addition to those provided in the First Schedule.

The entitlements are as follows.

Sl No	Elements of Rehabilitation and Resettlement Entitlements	Entitlement/Provision	Whether provided or not (if provided, Details to be given)
1	2	3	4
1	Provision of housing units in case of displacement.	<p><u>(1) If a house is lost in rural Areas, a constructed house shall be provided as per the Indira Awas Yojana specifications</u> If a house is lost in urban areas, a constructed house shall be provided, which will be not less than 50sq mts in plinth area.</p>	
		<p>(2) The benefits listed above shall also be extended to any affected family which is without homestead land and which has been residing in the area continuously for a period of not less than three years preceding the date of notification of the affected area and which has been involuntarily displaced from such area</p>	
		<p>Provided that any such family in urban areas which opts not to take the house offered, shall get a one-time financial assistance for house construction, which shall not be less than one lakh fifty thousand rupees.</p>	
		<p>Provided further that if any affected family in rural areas so prefers, the equivalent cost of the house may be offered in lieu of the constructed house.</p>	
		<p>Provided also that no family affected by acquisition shall be given more than one house under the provisions of this Act.</p>	
		<p>Explanation- The houses in urban areas may, if necessary, be provided in multi-storied building complexes.</p>	
2	Land for Land	For irrigation project	
3	Offer for Developed Land	For urbanisation purposes.	
4	Choice of Annuity or Employment (Industries & Mining)	The appropriate Government shall ensure that the affected families are provided with the following options:	

// 5 //

- (a) Where jobs are created through the project, after providing suitable training and skill development in the required field, make provision for employment at a rate not lower than the minimum wages provided for in any other law for the time being in force to at least one member per affected family in the project or arrange for a job in such other project as may be required; or
- (b) One time payment of **five lakhs rupees** per affected family; or
- (c) Annuity policies that shall pay not less than two thousand rupees per month per family for twenty years. With appropriate indexation to the consumer price index for Agricultural Labourers.
- 5 Subsistence grant for displaced families for a period of one year
- Each affected family which is displaced from the land acquired shall be given a monthly subsistence allowance equivalent to **three thousand rupees per month for a period of one year from the date of award.**
- In addition to this amount, the scheduled Castes and the scheduled Tribes displaced from scheduled Areas shall receive an amount equivalent to **fifty thousand rupees.**
- In cases of displacement from the scheduled Areas, as far as possible the affected families shall be relocated in a similar ecological Zone, so as to preserve the economic opportunities, language, culture and community life of the tribal communities.
- 6 Transportation cost for displaced families.
- Each affected family which is displaced shall get a one-time financial assistance of **fifty thousand rupees** as transportation cost for shifting of the family, building materials, belongings and cattle.
- 7 Cattle shed/petty shops cost
- Rs.25,000/- for cattle shed.
- 8 One-time grant to artisan, small traders and certain others.
- Each affected family of an artisan, small trader or self-employed person or an affected family which owned non-agricultural land or commercial, industrial
- 

or institutional structure in the affected area, and which has been involuntarily displaced from the affected area due to land acquisition, shall get **one-time financial assistance of such amount as** the appropriate Government may, by **notification**, specify subject to a minimum of **twenty-five thousand rupees**.

- | | | |
|-----|---------------------------------|---|
| 9 | Fishing rights | - |
| 10. | One-time Resettlement Allowance | Each affected family shall be given a one-time "Resettlement Allowance" of fifty thousand rupees only. |
| 11. | Stamp duty and registration fee | <p>(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.</p> <p>(2) The land for house allotted to the affected families shall be free from all encumbrances.</p> <p>(3) The land or house allotted may be in the joint names of wife and husband of the affected family.</p> |

The 2nd Schedule of RFCTLAR & R Act 2013, provides entitlements for the affected family, Odisha Rehabilitation and Re-settlement Policy 2006 (with the subsequent 6th biennial revision of rehabilitation grants in monetary terms issued vide Govt. of Odisha Revenue & Disaster Management Department Resolution No.40438 dt.31.10.2018) for Type -D linear projects provides for each displaced family as follows:

- (a) **Homestead Land @ 1/10** of an acre in rural area or cash equivalent of **Rs.85,825/-** preferably near growth centers like land by the side of roads and important junctions, land by the side of railway stations etc, subject to availability. If required, project authority may acquire such suitable land under the relevant Act for the purpose.
 - (b) **House building assistance of Rs.2,57,475/-** to each displaced family will be admissible whether settling in a Resettlement habitat or elsewhere.
 - (c) **If house/homestead land** of any land holder is acquired for linear Project, the Project authority shall provide employment to one of the members of such displaced family in the Project. Wherever RPDAC decides that Provision of such employment is not possible, one-time cash assistance as decided by the Govt. will be paid by the Project authority.
- 11 (a) **Maintenance Allowance** – In order to ensure timely vacation, an allowance of **Rs.3,433/-** per month per displaced family shall be provided on vacation of land/house for a period of one year from the date of vacation as determined by the Collector concerned.
- 11 (b) **Assistance for temporary shed** – An assistance of **Rs.17,165/-** shall be provided to each displaced family.

11 (c) **Transportation Allowance** – Transportation allowance of Rs.3,433/- or free

transportation to the resettled habitat or their new place of inhabitation shall be provided to each displaced family by the Project authority.

A comparison of the entitlements for the displaced families provided under RFCTLAR & R Act 2013 and the State R&R policy 2006 is mentioned below for favour of kind perusal.

Sl. No.	Entitlements	As per central Act	As per State R & R policy 2006
1	Land	-----	1/10 acre of land or Rs.85,825/-
2	House building assistance	A constructed house under IAY specification or equivalent cost	Rs.2,57,475/-
3	Subsistence allowance & Maintenance allowance	Rs 36,000/- @ Rs. 3,000/- per month for one year (Addl. amount to S.C/S.T @ Rs. 50,000/- per family for schedule area).	Rs 41,196/- @ 3,433/- for 12 months
4	Transportation cost of displaced family.	Rs 50,000/-	Rs.3,433/- or free transportation
5	Cattle Shed	Rs 25,000/-	-----
6	One –Time resettlement allowance	Rs 50,000/-	-----
7	Assistance for temporary shed	---	Rs. 17,165/-
8	Choice of annuity or employment Employment for land holder	a. Job for at least one member per affected family or b. Rs.5,00,000/- or c. Rs.2,000/- per family per month for 20 years.	Employment to one of the members or one-time cash assistance as decided by the govt. Not fixed
9	Small artisan/ traders	Rs 25,000/-	-----
Total-		Rs.7,94,530/-	Rs.4,05,094/- or (Rs.3,19,269/- with 10 dec. land)

Clause (k) of Sub Section (2) of Section 31 of RFCTLAR & R Act, provides that appropriate Govt. may by notification increase the rate of rehabilitation and resettlement amount payable to the affected families taking into account the rise in the price index.

House Site

According to policy-2006 and revision of rates there is provision to allot House site of Ac.0.10 decimal or Rs.85,825/- in lieu of land as per option of the House looser. As per their option they are unwilling to be covered under the provision of RFCTLAR & R package.

1. Braja kishore Mohapatra
s/o-Raj kishore Mohapatra
2. Chiranjibi Das
s/o- Late Ghana Das

- 3 Kishore Kumar Das
s/o-Chiranjibi Das
- 4 Sonali Das d/o-
Chiranjibi Das
- 5 Jema Dei w/o-
Late Ghana Das
- 6 Arta trana Pani s/o-
Sarangadhar Pani
- 7 Sarangadhar Pani
s/o-Mahanta Pani

On perusal of the provisions of RFCTLAR & R Act 2013 mentioned in 'Second Schedule' for Rehabilitation and Re-settlement of displaced family and the provisions laid down in Odisha Rehabilitation and Re-settlement policy 2006 with its latest enhancement of monetary entitlements communicated vide Revenue & Disaster Management Department resolution No 40438 dt 31.10.2018, it is revealed that rehabilitation entitlements made in RFCTLAR & R Act is higher and better than the benefits provided in the R & R policy 2006.

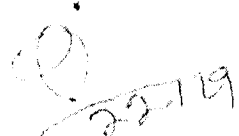
As such, the rehabilitation and Re-settlement package is decided to be given as per RFCTLAR & R Act 2013.

The draft R & R scheme is prepared according to the entitlements provided on the R & R package under RFCTLAR & R Act 2013 and Annexed.

On completion of Draft R & R scheme, a public hearing is made in the village on 25.07.2018 and no objection raised during the public hearing on the Draft R & R scheme.

As such, the draft Rehabilitation and Re-settlement scheme is recommended for kind perusal and review by the Collector under section 17 of the Act for onward transmission of the same to the Commissioner, Rehabilitation and Re-settlement with his suggestions, if any, for approval of the scheme.

The Draft Rehabilitation and Re-settlement scheme is accordingly finalized as envisaged in Sub-section 6 of section 16 of RFCTLAR & R Act 2013.


Administrator, R & R-Cum-
Sub-Collector, Nayagarh.

Perused the Draft Rehabilitation and Re-settlement scheme of village Laxmiprasad where 7 families are to be displaced on acquisition of the land for construction of Khurda Road-Bolangir New B.G. Rail Link Project.

The R & R scheme is recommended to the Commissioner, Rehabilitation and Re-settlement for favour of kind approval.


Collector & District Magistrate,
Nayagarh.

(ANNEXURE)

R & R Entitlements for all displaced family of village-Laxmiprasad G.P-Laxmiprasad Tahasil-Nayagarh Dist-Nayagarh
(Under the project of Khurda Road-Bolangir New B.G. Rail Link Project, under Nayagarh Tahasil)

Sl. No.	Name	Khata No	Plot No.	Provision of Housing unit IAY or equivalent cost SSS (Rs.	Land for land	Choice for Annuity/ Employment (Rs. 5.00 lakh)	Subsistence Grant for one year 0.36 lakh Gen, 0.50 lakh for SC & ST	Transportation cost for displaced families (Rs. 0.50 lakh)	Cattle shed/ Petty shops cost (0.25 lakh)	One time grant to artisans, Small traders (0.25 lakh)	One time resettlement allowance (Rs. 0.50 lakh)	Annexure to be referred	Total amount under R & R in Rs.
1.	Braja Kishore Mohapatra s/o- Raj Kishore Mohapatra caste-Chasa (OBC)	285/83	141/1202	158530/-	-	500000/-	36000/-	50000/-	-	-	50000/-	-	794530/-
2	Chiranjibi Das s/o-Ghana Das caste-Chasa (OBC)	285/851	141/2993	158530/-	-	500000/-	36000/-	50000/-	-	-	50000/-	-	794530/-
3	Kishore Kumar Das s/o- Chiranjibi Das	285/851	141/2993	158530/-	-	500000/-	36000/-	50000/-	-	-	50000/-	-	794530/-
4	Sonali Das d/o- Chiranjibi Das caste-Chasa (OBC)	285/851	141/2993	158530/-	-	500000/-	36000/-	50000/-	-	-	50000/-	-	794530/-
5	Jema Dei w/o- Ghana Das caste-Chasa (OBC)	285/851	141/2993	158530/-	-	500000/-	36000/-	50000/-	-	-	50000/-	-	794530/-
6	Arta trana Pani s/o-Saranga dhar Pani Caste- Chasa (OBC)	285/280	166/2387	158530/-	-	500000/-	36000/-	50000/-	-	-	50000/-	-	794530/-

7.	Saranga dhara Pani s/o- Mahanta Pani Caste- Chasa (OBC)	285/ 280	166/ 2387	158530/-	500000/-	36000/-	50000/-	50000/-	794530/-
----	---	-------------	--------------	----------	----------	---------	---------	---------	----------

22.1.19

Sub-Collector-Cum-Administrator, R & R
Nayagarh.

Recommended

[Signature]
Collector & District Magistrate,
Nayagarh.

Approved

[Signature]
R.D.C (C.D) Cuttack-Cum- Commissioner, R & R.