

No. 17014/02/2007-PC&V(Vol. VII)(Pt. I)  
Government of India  
Ministry of Tribal Affairs

Shastri Bhawan, New Delhi

March 4, 2010.

To

The Principal Secretary,  
Adim Jati Tatha Anusoochit Jati Kalyan -----  
Government of Madhya Pradesh

Subject: Review meeting held on 24.8.2009 in respect of the implementation of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 – action regarding.

Sir,

I am directed to refer to your letter No. E-13-10/2009/25/5 dated 01.09.2009 on the above subject and to say that the issue raised in your letter has been examined in the ministry. It may be stated that the Rules notified by this Ministry on 1.1.2008 for implementing the provisions of the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 lay down an elaborate procedure for recognition and vesting of forest rights under the Act. The Gram Sabhas, Sub-Divisional Level Committees and District Level Committees are required to scrutinize the claims filed for recognition of forest rights under the Act. In detail, as per the procedure laid down in the said Rules, before the District Level Committee takes a final decision on the claims.

2. Claims rejected by DLCs cannot be reviewed but if the State feels that the rejections at earlier levels have been unduly large, then it can investigate the reasons and if it is due to an inadequate reading of the provisions of the Act and Rules, it can apply correctives. But to repeat cases finalized by DLCs cannot be re-opened.

Yours faithfully,  
Sd/-  
[A.K. Srivastava]  
Director  
Tel. 23387444