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F.No 1-752/2007-TW/250
ANDAMAN & NICOBAR ADMINISTRATION
Directorate of Tribal Welfare

Port Blair, the 25th April 2008.

To
The Deputy Commissioner,
South Andaman District,
Port Blair

Sir,

Please refer to judgement dated 17th March 2008 passed by the Hon'ble High Court at Calcutta, Circuit Bench at Port Blair in the WP.No.328 of 2007 – M/s Barefoot Inns & Leisure Pvt. Ltd MB-5, Atlanta Point, Port Blair –vs- Lt. Governor, A&N Islands. While disposing of the writ petition quashing the notification dated 30/10/2007 and the subsequent stay order dated 6/11/2007 issued by Tehsildar, Ferargunj, the Hon'ble High Court has given liberty to the Respondents as follows:-

“However, quashing of the aforesaid notification dated 30-10-2007 issued by the Special Secretary (TW) as well as the order dated 6-11-2007 issued by the Tehsildar cannot prevent the respondent authorities from issuing appropriate direction to the petitioner or anyone else to stop any commercial and/or tourism activities in the area in question following the declared policy of the authorities on Jarawa Tribe of Andaman Islands as published by the concerned authority in the A&N Gazettee or on the basis of any subsequent declared policy of the respondents authorities herein.”

Pursuant to the above cited judgment of the Hon'ble High Court read with the Jarawa Policy notified vide A&N extraordinary Gazettee notification No.201 dated 21/12/2004 it is imperative on the part of the A&N Administration to take immediate remedial measures to protect the small primitive tribe Jarawa from exploitation, just on the outskirts of the tribal reserve, from the ill effects of commercial/tourism activities by M/s Barefoot Inns & Leisure Pvt. Ltd.. The objectives of the Jarawa policy are reproduced below for your convenience:-

1. “To protect the Jarawas from harmful effects of exposure and contact with the outside world while they are not physically, socially and culturally prepared for such interface;
2. To preserve the social organization, mode of subsistence and cultural identity of the Jarawa community;
3. To provide medical help to the Jarawas to reduce mortality and morbidity in case of their sudden affliction with diseases which their systems are unaccustomed to;
4. To conserve the ecology and environment of the Jarawa Reserve Territory and strengthen support systems in order to enable the Jarawas pursue their traditional modes of subsistence and way of life; and