

	if it fails to do so, it shall refer the matter to the Sub-Divisional Officer who shall restore the possession of such land within three months from the date of reference. Please give information about the number of cases and extent of land restored since amendment of the Land Revenue Code. What is the position in your state in this regard? Please give a note.
-do-	20. As mentioned in question No. 16 above the PESA Act has directed that the Panchayat at the appropriate level and the, Gram Sabha shall be empowered to prevent alienation of land of tribals. To give effect to this mandate, do you agree that all lands transactions should be brought under the purview of Gram Sabhas notwithstanding anything contained in any other law for the time being in force or any thing contained in any agreement amongst the concerned parties?
-do-	21. In the recent Samata case, the Supreme Court has ruled that the State is also a 'person' and, as such, cannot alienate land in the Scheduled Areas to non-tribals or private industries. The State Government would certainly be aware that the Union Government appealed to the Supreme Court for a review of the Order, but the appeal was dismissed. Are there any cases in the state in which the State Government needs to take action in accordance with the Supreme Court judgment? Or, are there any cases in which the State Government has proceeded in the Scheduled Areas in violation of the Court's ruling? In other words, the Commission would like to know what view the State Government has taken in the matter.
-do-	22. In Orissa under the Orissa Scheduled Areas Transfer of Immovable Property (By STs) Amendment Regulation, 2000 it is laid down that "transfer of immovable property in favour of a female member of an ST, who is married to a person not belonging to an ST, shall be deemed to be a transfer made in favour of a person not belonging to a ST". This amendment protects the alienation of tribal land in case a non-tribal male marries a tribal woman. Does your state law regulation against alienation of tribal land contain such a provision? If not, why not?