

ANNEXURE B

Whereas Tehsildar Rangal was asked to report on the facts in view of the complaint, it was also desired to call the complainant for hearing on 13/1/2009 and the complainant did not appear on the said date. Therefore, before taking final view, the Secretary (Tribal Welfare) was requested to send their department's comment on the complaint, which was the most crucial issue from Tribal Welfare angle.

Whereas in response to the request of this office, the Directorate of Tribal Welfare has forwarded a copy of letter no. 13022/1/2000-TDB dated 26th April 2005 from the Joint Section to Govt. of India, Ministry of Tribal Affairs, New Delhi, regarding Ex-Gratia Policy in Tribal areas emphasizing for inclusion of protective measures for the welfare of Scheduled Tribes in the State Ex-Gratia Policy, it is stressed therein that:

- a) Commercial vending of alcoholic beverages should be discontinued in Tribal areas.
- b) Scheduled Tribes may be permitted to brew their traditional beverages for consumption at home and on religious and social occasions.
- c) Attempts may be made to wean the scheduled tribes away from the habit of drinking alcoholic beverages and for this purpose, official and non-official voluntary organizations may be encouraged to take work in the Tribal areas.

Whereas it has also been stressed in the letter from the GOI that places of Tribal areas having tribal handicrafts, the very purpose of saving the Tribal people from the clutches of the vendors of alcoholic beverages ultimately affecting their health and economy very adversely.

Whereas Tehsildar Rangal has reported that the resort is located at a distance of 2 km. from Kadumlatu Jankar Reserved area and there are about 15 families near the Resort.

Whereas the Asst. Commissioner (TW) vide letter no. 1752/2009-TW/220 dated 28th April, 2010 has reported that a Buffer Zone of an area up to 5 km radius around the Jankar area was notified by the A&N Administration vide HO.234/2007 F.No.1752/2007-TW dated 30th October 2007. The A&N Administration has that the SLP in this matter before the Hon'ble Supreme Court of India, The Hon'ble Supreme Court of India has admitted the SLP, based on this (Asst. Commissioner (TW) has requested this office to take necessary action with regard to closure of bars, resorts, hotels & lodges in the Buffer Zone. The necessary measures not the said notification regarding Buffer Zone around Jankar Tribal Reserve Area is operative as on date and the matter is subjudice.

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