# **Social Monitoring Report**

Semiannual Report July 2016

IND: Railway Sector Investment Program

Prepared by Rail Vikas Nigam Limited for the Government of India and the Asian Development Bank.

This social monitoring report is a document of the borrower. The views expressed herein do not necessarily represent those of ADB's Board of Directors, Management, or staff, and may be preliminary in nature.

In preparing any country program or strategy, financing any project, or by making any designation of or reference to a particular territory or geographic area in this document, the Asian Development Bank does not intend to make any judgments as to the legal or other status of any territory or area.

# Indian Government Ministry of Railways Asian Development Bank

Multitranche Financing Facility No. 0060-IND Loans No. 2793-IND, 3108-IND Railway Sector Investment Program Track Doubling and Electrification on Critical Routes

Resettlement and Rehabilitation Implementation Status Semi Annual Report October 2015 - March 2016









i

### **Document Identification**

Project Name :	Railway Sector Investment Program	
ADB MFF no. 0060-IND		
	ADB Loans no. 2793-IND, 3108-IND	
	Track Doubling and Electrification on Critical Routes	
Report Name :	General Consultant Half yearly R&R Report No. 6, March 2016	
Reference R&R_March 2016		

## Preparation, Review and Authorisation

Prepared by :	Dr. Sudesh Kaul	Signature:
Organisation:	General Consultant	wel Sheard
Position:	Resettlement Expert	Date: 23/05/2016

Checked by:	Prem Narayan Shukla / Jean-Francois Pinet	Signature: PN Stude
Organisation:	General Consultant	(N) June
Position:	Dy. Team Leader /Team Leader	Date: 23 05 16 83 5/16

Reviewed by:	Ramashray Pandey	Signature :
Organisation:	RVNL	7
Position :	General Manager/Corporate Coordination	Date: 26105116

Approved by:	Vijay Anand	Signature:
Organisation:	RVNL	
Position :	Director Projects	Date: 16/06/1.6

# Revision, Preparation, Review Issue

Revision	Date	Subject	Prepared by	Reviewed by
			The tree of the second	

# Contents

E	kecutiv	e Summary	5
1.	Backg	round	7
2.	Evolu	tion during the relevant period	9
3.	Curre	nt issues	10
4.	Status	5	13
	4.1	Sambalpur–Titlagarh project	13
	4.2	Raipur–Titlagarh project	14
	4.3	Daund-Gulbarga project	15
	4.4	Hospet-Tinaighat project	16
	4.5	Electrification of Pune-Guntakal project	19
	4.6	Summary table	20
	4.7	Details regarding status of R&R implementation as on 31.03.2016	26
Α	nnexur	e I	30
	R&R p	hotographs taken at Raipur during field visits February to March 2016:	30
Α	nnexur	e II	33
	Entitle	ment cum identity cards of Daund-Gulharga project	33

#### **Abbreviation**

ADB Asian Development Bank

BPL Below Poverty Line
CPM Chief Project Manager
DG Daund – Gulbarga

DGPS Differential Global Position System

DM District Magistrate
DPs Displaced Persons
EA Executing Agency

FHH Female Headed Household
GAD General Arrangement Drawing

GC General Consultant

GCC General Conditions of Contract

GRC Grievance Redressal Cell
HT Hospet – Tinaighat

HHs House Holders

IA Implementing AgencyIndia Indian GovernmentINR Indian RupeesIP Indigenous People

IPP Indigenous Peoples Plan

IPPF Indigenous Peoples Planning Framework

IR Inception Report

LAO Land Acquisition Officer
MOR Ministry of Railways

NEFT National Electronic Funds Transfer NGO Non-Governmental Organisation

NTH Non-Title Holder

OSRC Orissa Space Applications Centre

PAP/APs Project Affected Persons

PG Pune – Guntakal

PMC Project Management Consultant

PWD Public Works Department RAP Resettlement Action Plan

RFCTLARR Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation

and Resettlement Act

R&R Resettlement and Rehabilitation

RO Resettlement Officer
RP Resettlement Plan
RT Raipur – Titlagarh

RTGS Real Time Gross Settlement RVNL Rail Vikas Nigam Limited

SC Scheduled Caste

SIA Social Impact Assessment
SLAO Special Land Acquisition Officer

ST Scheduled Tribe

ST Sambalpur – Titlagarh

TH Title Holder

USD United States Dollars

#### **Executive Summary**

This consolidated report on implementation of Resettlement and Rehabilitation (R&R) plan including status of land acquisition undertaken from Resettlement and Rehabilitation Implementation Status from October 2015 – March 2016 has been prepared in compliance with ADB policies.

#### ADB review mission:

An ADB review mission visited packages 2 and 3 of Pune-Guntakal electrification project and all 3 packages of Hospet-Tinaighat doubling project from 16th November to 21st November 2015. This visit was followed by a meeting at RVNL office New Delhi on 23th November.

The mission issued several recommendations. The lack of performance of the NGO was also noted.

#### Non-Government Organization (NGO) Sugam International Sansthan (SIS):

RVNL is the Executing Agency (EA) responsible for overall execution of the projects, supervising the implementation of the Resettlement Plan (RP) through an NGO and ensuring compliance with the loan covenants. The Chief project Manager (CPM) of RVNL is responsible for all project related activities, including proper implementation of the RP. The implementation of RP is the task of the NGO Sugam International Sansthan (SIS) engaged by RVNL in two contracts starting in November 2011 and January 2012 respectively.

Due to poor performance of the NGO, RVNL has decided that one of the contracts (for Daund-Gulbarga and Hospet-Tinaighat projects) will be stopped with no extension from 4th January 2016; only the contract for Raipur-Titlagarh and Sambalpur-Titlagarh projects has been extended for six months (up to 31/05/16) to complete the NTH pending work.

One of the conclusions of the meeting held at RVNL office Delhi with ADB Mission members and RVNL officials on 23/11/15 was that assistance for the future resettlement activities (for Daund-Gulbarga and Hospet-Tinaighat projects) will be provided through the recruitment of individual consultants based in the field. The process will be guided by the General Consultant resettlement expert.

#### **Resettlements:**

Resettlements are taking place in the 4 doubling projects.

During the period, resettlement activities have taken mostly in the Raipur-Titlagarh for NTH of Parwati Nagar where 1<sup>st</sup> installment has been disbursed.

#### **Land Acquisition:**

During the last 6 months, only 4.85 acres of land has been acquired in Hospet-Tinaighat project and compensation of INR 1,550,849 has been paid to the affected title holders.

Digital maps for 14.722 acres of forest land have been prepared for Sambalpur-Titlagarh project under Forest (Conservation) Amendment Rules, 2014 and submitted to Divisional Forest Officer (DFO) for further filing of land acquisition.

#### **Global progress:**

The calculated global progress of implementation of R&R activities across the various projects at the end of March 2016 is as under:

S. No	Name of the Project	Global progress
1.	Doubling of Daund-Gulbarga	60%
2.	Doubling of Hospet-Tinaighat	35%
3.	Doubling of Sambalpur-Titlagarh	25%
4.	Doubling of Raipur-Titlagarh	70%
5.	Electrification of Pune-Guntakal	N/A

# 1. Background

Five projects are financed by the present ADB loans.

S. No	Project Name	Length (in Km.)	Location (State)	Project components
1	Daund-Gulbarga	225	Maharashtra and Karnataka	Doubling
2	Sambalpur-Titlagarh	182	Odisha	Doubling
3	Raipur-Titlagarh	203	Chhattisgarh and Odisha	Doubling
4	Hospet-Tinaighat	245	Karnataka	Doubling
5	Pune-Guntakal	641	Maharashtra, Karnataka, and Andhra Pradesh	Electrification

**Table 1: Detail of Projects** 

The location of the projects is shown as red and blue in the map (Figure 1) here under:

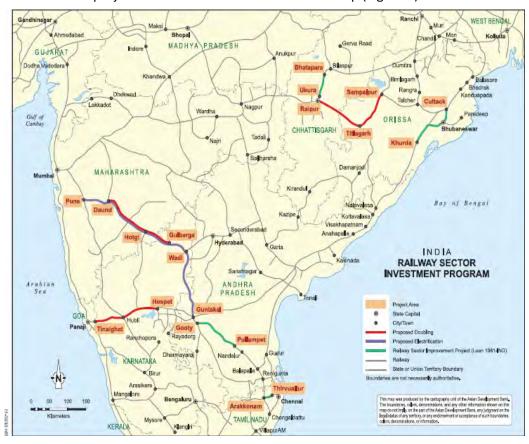


Figure 1: Map of India showing track doubling and electrification projects

In general, the resettlement planning documents related to above projects were disclosed in September 2011. Out of five projects only two, namely Sambalpur-Titlagarh and Hospet-Tinaighat doubling projects require land acquisition. The other two doubling projects (Daund-Gulbarga and Raipur-Titlagarh) involve resettlement of non-titleholders only. In Pune-Guntakal electrification project there is no land acquisition or resettlement of TH & NTH.

The current Semi Annual Report is the Social Safeguard Monitoring Report prepared to comply with the loan covenants covering the period from October 2015 to March 2016. As usual, this report covers resettlement and social safeguard monitoring results to comply with the spirit of ADB policy.

# 2. Evolution during the relevant period

The main activities during this 6 months period up to March 2016 are the continuation of disbursements to Affected Persons (APs), as per the approved micro plans in the Raipur-Titlagarh and Hospet-Tinaighat projects.

During the period, resettlement activities have taken mostly in the Raipur-Titlagarh for NTH of Parwati Nagar where 1<sup>st</sup> installment has been disbursed.

During the last 6 months, only 4.85 acres of land has been acquired in Hospet-Tinaighat project and compensation of INR 1,550,849 has been paid to the affected title holders.

Digital maps of Sambalpur-Titlagarh 14.722 acres have been prepared and submitted to Divisional Forest Officer (DFO) for further actions under Forest (Conservation) Amendment Rules, 2014.

The cumulative global progress at the end March 2016 is as follows:

S. No	Name of Project	Global progress
1.	Doubling of Daund-Gulbarga	60%
2.	Doubling of Hospet-Tinaighat	35%
3.	Doubling of Sambalpur-Titlagarh	25%
4.	Doubling of Raipur-Titlagarh	70%
5.	Electrification of Pune-Guntakal	N/A

#### 3. Current issues

#### Implementation of the new land acquisition act:

The land acquisition is limited to Hospet-Tinaighat and Sambalpur-Titlagarh projects.

There was little progress in the period for land acquisition because changes were expected in the legal framework.

During the last 6 months, only 4.85 acres of land has been acquired in Hospet-Tinaighat and compensation of INR 1,550,849 has been paid to the affected title holders.

On 13 May 2015, the Parliament had referred the land acquisition Bill [Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Second Amendment) Bill, 2015] to a Joint Committee since the Government had not been able to get this Bill cleared from the Parliament. This 30-member Joint Committee of Parliament comprising MPs from both the Houses (Lok Sabha and Rajya Sabha) has been formed in a hope of finding a headway in resolving the dispute between centre and opposition on contentious clauses of new land bill by inviting views and suggestions from various public bodies, organizations, associations, individuals and other stake holders. The Joint Committee was supposed to submit its report in the first week of July 2015. This Committee was granted a sixth extension of its term for over four months on 16 March 2016 as there has been no political consensus over clauses of new land acquisition bill and several states are yet to furnish details on a clause relating to compensation. The Joint Committee has now got extension to submit its report on Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Second Amendment) Bill, 2015 up to July 2016. It is expected that Joint Committee of Parliament may bring back the key provisions of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement act, 2013 including the ones on consent clause and social impact assessment in its report to be submitted to Parliament during July session.

Meanwhile, after lapse of ordinances over land acquisition on 31 August 2015 the Central Government has not re-promulgated the ordinance and instead allowed the state Governments to formulate their own laws or amend central law in this regard to expedite developments. Some States are now taking the lead to seek an exemption from the 2013 Act passed by the previous government to get around provisions such as land owners' consent and social impact assessment. Under the Constitution, land acquisition is mentioned on the Concurrent List (under concurrent list, Central and State Governments are to act together), although Article 254 (2) allows a state to amend a Central government act on the list provided the President approves it.

#### **Direct purchase of land through Revenue Department**:

For Land Acquisition in Hospet-Tinaighat project, South Western Railway has received from respective districts LA offices (Koppal and Gadag) proposals of direct purchase of land through Revenue Department and sought prior opinion from Railways, so that this option can be exercised with prior approval of acquiring authority. As direct purchase of land is not as per Railway board guidelines the proposal has been referred to RVNL corporate office.

It has been informed by District Authorities that as per the new land acquisition Act, the time involved to undergo the process would be around 2 years. Alternatively, if the land is purchased directly from the land owners, to purchase land can be completed within a span of 3 to 4 months.

The proposal for the direct purchase of land was sent to advisor land Ministry of Railway on March 29 2016.

#### ADB review mission:

An ADB review mission visited packages 2 and 3 of Pune-Guntakal electrification project and all 3 packages of Hospet-Tinaighat doubling project from 16<sup>th</sup> November to 21<sup>st</sup> November 2015. This visit was followed by a meeting at RVNL office New Delhi on 23<sup>th</sup> November.

During the field visit, the mission also met District Commissioner Koppal regarding the land acquisition issues. The need of land acquisition in Koppal and Gadag Districts was discussed in length with the District Commissioner. The total land acquisition requirement under captioned doubling project is 35.375 acres in district of Koppal, Gadag and Dharwad. So far 19.00 acres of land is notified under **6(1)** and still 16.375 acres of land is yet to be notified under **4(1)**.

Regarding the implementation of the Resettlement Plan for Hospet-Tinaighat project the mission noted delays due to the New Land Acquisition, Rehabilitation and Resettlement Act 2013 and to the poor performance of the implementing NGO.

Regarding training to be provided, affected households on Hospet-Tinaighat project expressed in writing that they do not wish to participate in the livelihood improvement program because they already have the relevant skills for farming. This was verified during field visits and the Mission thus agrees to drop this requirement for this subproject.

As the performance of the NGO remains unsatisfactory, one of the conclusions of the meeting held at RVNL office Delhi on 23/11/15 was that assistance for the future resettlement activities will be provided through the recruitment of individual consultants based in the field. The process will be guided by the GC resettlement expert.

The Mission also encouraged RVNL to further explore engineering solutions to avoid/minimize land acquisition and requested RVNL to grant on extension of services of the General Consultant to ensure continuous guidance and monitoring.

#### Non-Government Organization (NGO):

The NGO M/s Sugam International Sansthan (SIS), had been engaged by RVNL under 2 contracts: for Raipur-Titlagarh and Sambalpur-Titlagarh projects on 2<sup>nd</sup> November 2011 and for Daund-Gulbarga and Hospet-Tinaighat projects on 5th January 2012 to carry out the implementation of the Resettlement Plans.

In spite of repeated warnings, the performance of the NGO has remained very poor. Generally, the process of Land Acquisition was almost on hold due to the legal uncertainties regarding the Land Acquisition Act

and its possible revisions, but the NGO could have proceeded with the validation of the records in consultation with the affected people and with trainings.

RVNL has decided that one of the contracts (for Daund-Gulbarga and Hospet-Tinaighat projects) will be stopped with no extension from 4th January 2016; only the contract for Raipur-Titlagarh and Sambalpur-Titlagarh projects has been extended for six months (up to 31/05/16) to complete the NTH pending work.

#### 4. Status

The current status of field work of land acquisition and resettlement plan implementation of different projects is provided in table 3.

The status per project is as follows:

#### 4.1 Sambalpur-Titlagarh project

This project passes through four districts namely Sambalpur, Sonepur/Subarnapur, Bargarh and Balangir in state of Odisha. The total area to be acquired is estimated at 138.196 acres.

The total area of forest land to be acquired is 14.722 acres. During last six months digital maps have been prepared and submitted to Divisional Forest Officer (DFO) for further action under Forest (Conservation) Amendment Rules, 2014.

There has been no significant progress on land acquisition process last semiannual report however some administrative follow up action related to preparation of Social Impact Assessment Study, procurement of digital maps and demand of fees for Social Impact Assessment (SIA) study and alienation has been done during this period. (See annexure-II).

The total quantity of land against each category has been identified for entire project and is tabulated below:

Category of land	(in acres)
Private land	76.678
Government land	46.746
Forest land	14.772
Total	138.196

Only 4.45 acres of private land has been acquired so far in Durgapali, Burla town and Katapali of Sambalpur district. The process for acquiring the balance land is in progress. Here are the steps undertaken for each category of land:

#### **Acquisition of forest land:**

The total area of forest land to be acquired is 14.722 acres. Accurate maps of forest land to be acquired are required as per Forest (Conservation) Amendment Rules, 2014. To meet this requirement, Differential Global Position System (DGPS) survey was conducted for digital mappin by M/S CADD consultants Pvt Ltd undersupervision of Odisha Space Applications Centre (OSRC). During the last six month digital maps have been prepared for total forest land in Sambalpur, Bargarh and Bolangir districts and authenticated by OSRC for on line filing of requisition of land.

#### **Acquisition of private land:**

Sambalpur District: Total 4.62 acres is required to be procured out of which 4.45 acres has been procured and possession taken in February 2015. Balance 0.17 acres is in process of acquisition.

Bargarh District: Total 21.425 acres is required to be procured. Acquisition of 3.11 acres is in process under Attabira Tehsil. Another 10.51 acres to be a required in Bargarh Tehsil for which requisition has been submitted. Special Land Acquisition Officer (SLAO) demanded fees for Social Impact Assessment (SIA) study through Collector/Bargarh on 04.03.2016.

Sonepur District: Total 9.185 acres is required to be acquired and valuation of property for plots has been completed. 19(1) declaration to be issued by State Government.

Balangir District: Total 41.448 acres is required to be procured which covers eight Tehsils in the district. Requisition has been submitted in March 2015 and SLAO/Sambalpur sent proposal for SIA study through Collector/Balangir and requisite fees for SIA study deposited on 26.02.2016.

#### <u>Acquisition of Government land:</u>

Sambalpur District: Total 21.513 acres is required to be acquired. Site selection committee meeting has been completed. Requisition is under process by Revenue officer (Tehsildar), Sambalpur.

Bargarh District: Total 3.980 acres is required to be acquired. Full money for alienation has been demanded. Requisition is under process by Revenue officer (Tehsildar).

Sonepur District: Total 1.788 acres of land is to be acquired. Requisition has been submitted to Tehsildar for the process of acquisition of land in eight villages of the district. Requisite payment for acquisition 0.432 acres to government land made on 04.03.2016. Further, demand for acquisition land (1.356 acres) is yet to be raised by Revenue Department of Rampur district.

Bolangir District: Total 19.465 acres of land is to be acquired. Full money demanded for alienation has been deposited.

Acquisition is under process by District Magistrate/Tehsildar office.

#### Non-Title Holder:

The NGO has completed verification of NTHs. The NGO has submitted revised documents and the micro plans have been approved. NGO has identified 14 NTHs for disbursements and has forwarded all the relevant documents to PIU Sambalpur for disbursement.

## 4.2 Raipur-Titlagarh project

The alignment of Raipur-Titlagarh project passes through two states: Chhattisgarh and Odisha. In Chhattisgarh section the alignment passes through two districts namely Raipur and Mahasamund. There is no land acquisition in this project.

RVNL Raipur has revised total compensation to Rs. 18,318,478 to rehabilitate now 261 PAPS to facilitate the construction of Raipur-Titlagarh project.

RVNL Raipur has taken the initiative to shift the families amicably after speaking to the settlers. Earlier, the State Government had requested RVNL to take the initiative to remove the settlers who are blocking the construction as per the Resettlement Plan prepared for ADB project. After series of meetings and correspondence between the State Government and RVNL officials over the months for paying compensation to the settlers, it was decided to pay compensation to settlers through RVNL under ADB project.

For Kantabaji (KBJ) area of Odisha state, the total no of PAPs is 23, disbursement for the 23 PAPs is completed and the land is totally free from encumbrances.

For Mahasamund (MSMD) area of Chhattisgarh state, the total no. of PAPs is 45. Disbursement for 45 PAPs is completed and land is totally free from encumbrances.

For Parvati Nagar at Raipur of Chhattisgarh state, the total no. of PAPs is 143. First installment for these PAPS has been completed in the month of February 2016. The second installment is to be made after getting full clearance report of occupied land area.

For Ekta Nagar at Raipur of Chhattisgarh state, all the affected PAPs have vacated their structures as they have been provided shelter in the nearby area by the District Administration. Now there is no need of compensation to be paid to the affected PAPs. The land is totally free from in encumbrances. RVNL has been advised by GC social expert to take necessary action to level the ground for the doubling project so that there are no further encroachment to this area.

For Chandinagar at Raipur of Chhattisgarh state, the total no. of PAPS is 50. Identity cards have been distributed for 49 PAPs. First installment payment for these PAPs is under process.

# 4.3 Daund-Gulbarga project

Consequently to the decision to terminate the contract of the NGO, Social Expert of the GC, Dr. Sudesh Kaul, visited the project offices and met with the affected persons. The NGO had completed the R&R as per the approved Micro plan for NTH except for training.

No Grievances have been reported by any PAP.

5 PAPs who had been identified as Squatters have been compensated in two installment of Rs. 858,037. The Social Expert of the GC has met those PAPs. Now they are working in a nearby cement factory and are getting Rs. 10,000 to 15,000 per month. Hence, they provided in writing that they had no need of training. The GC social expert has collected all the relevant papers for final completion of this section. The GC social expert recommends closing this project. (See annexure-II). The matter is being forwarded to ADB HQ for final approval as all R&R work are completed.

There was no land acquisition in Daund–Gulbarga project.

#### 4.4 Hospet-Tinaighat project

The total scope of land acquisition is 32.425 acres in this project.

The project comprises major land acquisition in Koppal district for four Railway Stations. Seeing the lengthy process of land acquisition, the scope of yard construction in Munirabad has been restricted to Railway land only.

Similarly, in Munirabad-Bhanpur section construction of extension of minor bridges has been restricted to Railway land by constructing retaining walls.

No NTH were found in this project. The Micro plan for resettlement allowance has been approved for 25 out of total 43 PAPs. An amount of 432,000 INR of entitlements has been disbursed in three stages to 25 PAPs/House Holders (HHs).

Grievance Redressal Committee (GRC) letters have been issued by DM concerned.

The total land acquisition requirement under captioned doubling project is 35.375 acres in districts of Koppal, Gadag and Dharwad. So far 19.00 acres of land is notified under **6(1)** and still 16.375 acres of land is yet to be notified under **4(1)**.

District-wise status of land to be taken is as tabulated under:

SI. No	Land acquisition for	Total land acquisition scope	6(1) Notification issued	Notification under process
1.	Dharwad district (LA for Annigeri station yard)	2.275 acres	2.575 acres	NIL
2.	Koppal district (LA for Bhanapur, Sompur, Koppal and Munirabad Station Yard	32.425 acres	16.425 acres	16.000 acres
3.	Gadag District (Newly applied for LA)	0.375 acres	NIL	0.375 acres
	Total	35.375 acres	19.000 acres	16.375 acres
		(53.71% of total scope)	(46.29% of total scope)	(46.29% of total)

The balance land (16.375 acres) to be acquired falls in Koppal (16.000 acres) and Gadag District (0.375 acres) needs to be dealt under New Land Acquisition Act, since no notification has been issued so far.

RVNL/PIU/Hubli is constantly chasing respective district administration / SLAO officers through Railways with personal interaction to respective authorities of each district for processing of balance land acquisition.

It is brought out that since inception of new land acquisition act, vide latest Gazette notification Act, initially State Government offices took long time to respond since no specific frames/rules were

established for land Acquisition Act. Vide latest Gazette notification issued by Government of Karnataka (No. RD152 AQB 2013, Bangalore dated 17.10.2015) the rules under new Land Acquisition Act have been notified and published.

After issuance of notification for New Land Acquisition Act, while pursuing the issues with respective district offices, district authorities could not agree on a specific timeline to conclude the Land Acquisition procedures. Even it was told that some guidelines still need to be issued to respective District offices. The new land Acquisition Act also includes Social Impact Assessment study which may take a long time by establishing SIA unit/committee and then after confirming project specific terms of references and selection of SIA agency by SIA unit, submitting recommendations of SIA study report, Appraisal of Report by Expert group thereon, final acceptance and then further procedures of preliminary notifications and Final notification etc. However state authorities are conveying that this entire procedure of land acquisition under new land acquisition act may take about two years.

Time to time RVNL officers used to meet district authorities with request letters from Dy. CE/CN/PP/Hubli, being nominated officer for dealing LA issues related with RVNL's doubling work. It was brought to their attention that progress of this project is being specifically monitored by Prime Minister Office (PMO). Also SIA made by project through RVNL's NGO executing Resettlement Plan (RP) was appraised and represented to their officers duly requesting to waive of SIA by State Government personnel.

#### **Replacement of NGO:**

Consequently to the decision to terminate the contract of the NGO, social expert of GC, Dr. Sudesh Kaul visited PIU Hubli office on 22.02.2016 to confirm the actual balance work in R&R activities in the project and to consult with the project unit regarding the strategy to carry out these balance R&R activity. It is confirmed that out of 35.375 acres 19 acres is notified and handover of this land to Railway has taken place. Balance 16.375 acres of land needs to be acquired after inception of New Land Act.

An office note dated 18th March 2016 was sent to CPM Bangalore for approval of the appointment of personnels for implementation of balance Resettlement Plan (RP) on termination of contract with NGO Sugam. On termination of the contract approximate left over financial liability against contract of NGO is approx. 30% of overall contract value, which works out to the tune of 5.70 lakhs INR. On termination of this contract, RVNL corporate office advised project unit to appoint an agency in consultation with General Consultant (GC) to carry out balance R&R activities of the project.

#### **Direct purchase of land through Revenue Department:**

In the previous months, South Western Railway had received from districts LA offices covering Hospet-Tinaighat project proposals of direct purchase of land through Revenue Department. They sought opinion from Railways, so that this option can be exercised with prior approval of acquiring authority.

The District authorities of Koppal and Gadag vide letters dated 17.02.2016 and 20.01.2016 respectively had suggested direct purchase of land through Revenue Department to avoid further delay in land acquisition. It has been informed by District Authorities that as per the new land acquisition Act, the time

involved to undergo the process would be around 2 years. Alternatively, if the land is purchased directly from the land owners, to purchase land can be completed within a span of 3 to 4 months.

The proposal for the direct purchase of land was sent to advisor land Ministry of Railway on March 29 2016.

The financial implications in case of adopting the option of Direct Purchase of Land through Revenue Department, as communicated by both district offices are tabulated here under:

Under district	Area proposed	Cost if under direct purchase of land through Revenue Department (in INR)	Cost if it is to be dealt under New Land Act (Regular procedure) (in INR)
Koppal district	16.00 acres	10 crore	8.27 crore
Gadag district	0.375 acres	4 crore	2.70 crore
Total	16.375 acres	14 crore	10.97 crore

The extra cost is thus estimated at 3 crore INR, an approximately 0.5 million USD.

The risks of proceeding under the new land Acquisition Act are that the acquisition of land may take two years (or more than two years) and consequently the execution of parts of the project may delayed in case of Koppal station yard, Bhanapur yard respectively.

Merits for opting Direct Purchase through Revenue Department are envisaged as under:

- 1. The land can be immediately handed over by acquiring authorities to Railways as compared to delayed period and new land acquisition act.
- 2. There will be no late litigation by land owner since land will be taken over by District Administration with their direct negotiation with land owners under administrative limits of rates by District offices for direct purchase.
- 3. Though cost under Direct Purchase through Revenue Department is about 30% higher, if this option is exercised, the possibilities/liabilities towards cost overrun charges for RVNL and time related claims by execution Agency will be sealed permanently.

#### Land acquisition

				Fig in Acres		
Station	District	Village	Total LA	LA under 6(1)	Balance LA4(1)	Status
Annigeri	Dharwad	Annigeri	2.575	2.575	0	Completed
Sompur	Koppal	Sompur	8.15	4.4	3.75	

Bhanapur	Koppal	Bhanapur	3.8	1.775	2.025	
Bhanapur	Koppal	Talabala	2.275	2.275	0	Completed
Koppal	Koppal	Koppal	13.075	6.35	6.725	
Munirabad	Koppal	Hossalli	2.65	1.625	1.025	
Munirabad Koppal Kampasagar		2.47	0	2.47		
TOTAL			35.37	19.00	16.37	

#### Compensation for land acquisition

Station	District	Village	Total LA (acres)	Total No of PAPs(TH)	Amount	Percentage
Annigeri	Dharwad	Annigeri	2.575	3	368,750	
Bhanapur	Koppal Talabala		2.275	3	1,182,099	
	TOTAL		4.85	6	1,550,849	13.95

Note: Percentage obtained from 6 out of 43 PAPs (13.95%).

## 4.5 Electrification of Pune-Guntakal project

No land acquisition and no TH& NTH in this project.

# 4.6 Summary table

Status of Land Acquisition with resettlement plan implementation of different projects is as follows

					Section		
Item No	Indicators	Raipur- Titlagarh project (Odisha Section)	Raipur- Titlagarh project (Chhattisgarh Section)	n Titlagarh project (Karnataka project Section) arh		Daund- Gulbarga project (Karnataka Section)	Daund-Gulbarga project (Maharashtra Section)
1	Appointment of the RP implementation NGO	Sugam International Sansthan	Sugam International Sansthan	Sugam International Sansthan	Sugam International Sansthan end of contract on 04/01/2016	Sugam International Sansthan end of contract on 04/01/2016	Sugam International Sansthan end of contract on 04/01/2016
2	No. of displaced households	23	238	666 (14 NTH)	43	NIL	5
3	No. of displaced persons	76	621	2343 (92 NTH)	173	NIL	20
4	No. of physically displaced households	23	238	22 NTH	NA	NIL	NIL
5	No. of physically displaced persons	73	238	92 NTH	NA	NIL	NIL
6	No. of economically displaced households	NIL	136	644 TH	43	NIL	NIL
7	No. of economically displaced persons	NIL	238	2251 TH	173	NIL	NIL
8	Total number of titleholders being displaced	NIL	NIL	644	43	NIL	NIL

					Section		
Item No	Indicators	Raipur- Titlagarh project (Odisha Section)	Raipur- Titlagarh project (Chhattisgarh Section)	Sambalpur– Titlagarh project	Hospet-Tinaighat project (Karnataka Section)	Daund– Gulbarga project (Karnataka Section)	Daund-Gulbarga project (Maharashtra Section)
9	Total number of non titleholders being displaced	23	238	22 NIL		NIL	5
10	Entitlement matrix disclosed	Yes	Yes	Yes	Yes Yes		Yes
11	Number of identity cards issued to the displaced persons	Identity cards released to 23 PAPs in Kantabanji area	Identity cards distributed to all PAPs.	Not yet	Identity cards distributed to PAPs of 5 villages (25 PAPs).	NA	5
12	Micro plans prepared for titleholders	Not required	Not required	After award by Deputy Land Acquisition Officer (DLAO).	Revised corrected micro plan has been approved in May 2015.	Not required	Not required
13	Micro plans prepared for non- title holders	Completed and submitted (23 NTH)	Completed and submitted (238 NTH)	Completed and submitted (14 NTH)	NA NA		Yes
14	Micro plans prepared for CPRs	NA	NA	NA NA		NA	NA
15	Micro plans approved for TH	NA	NA	Not yet	Approved	NA	NA
16	Micro plans approved for NTH	Approved	Approved	Approved	NA	Approved	Approved

					Section		
Item No	Indicators	Raipur- Titlagarh project (Odisha Section)	Raipur- Titlagarh project (Chhattisgarh Section)	Sambalpur– Titlagarh project	Hospet-Tinaighat project (Karnataka Section)	Daund– Gulbarga project (Karnataka Section)	Daund-Gulbarga project (Maharashtra Section)
17	Micro plans approved for CPRs	NA	NA	NA	NA NA		NA
18	Quantum of private land to be acquired	NIL	NIL	76.678 acres	27.175 acres. NIL		NIL
19	Progress on LA	NA	NA	Requisition for LA submitted & completed for government & private land for SBP, Sonepur, Baragarh and Balangir district.	Out of 32.425 acres, 53.7% is already notified 6(1). Balance 46.3% is notified for 4(1).	NIL	NIL
20	Whether compensation distributed to DPs	1st installment of compensatio n has been distributed 23 nos DPs.	Compensation has been distributed to all DPs whereas 2 <sup>nd</sup> installment of compensation is under process for 143 DPs of Parwati Nagar.	No compensation paid.	Possible after land acquisition award.	NA	Yes
21	Whether assistance distributed to DPs	Yes	Yes	Not yet	Assistance distributed to 12 PAPs under Phase-I	NA	Yes 1st installment of assistance has

					Section		
Item No	Indicators	Raipur- Titlagarh project (Odisha Section)	Raipur- Titlagarh project (Chhattisgarh Section)	Sambalpur– Titlagarh project	Hospet-Tinaighat project (Karnataka Section)	Daund– Gulbarga project (Karnataka Section)	Daund-Gulbarga project (Maharashtra Section)
					in 3rd week of December 2013.  Assistance distributed to 8 PAPs in 1st week of April 2014.  Assistance distributed to 5 PAPs in 1st week of Sep 2015 (Rs. 70,000)		been distributed on 24.12.12.  2nd / final installment of assistance has also been distributed on 24.08.13. Total 5 PAPs identified as Squatters has been compensated in two installment of Rs 858,037, all the PAPs are working in nearby Cement factory-Hotagi and are getting Rs.10,000 to 15,000 per month, and they have given in writing that they don't need any training as they are already employed. The GC social expert has

					Section		
Item No	Indicators	Raipur- Titlagarh project (Odisha Section)	Raipur- Titlagarh project (Chhattisgarh Section)	Sambalpur– Titlagarh project	Hospet-Tinaighat project (Karnataka Section)	Daund– Gulbarga project (Karnataka Section)	Daund-Gulbarga project (Maharashtra Section)
							collected all the relevant papers for final completion of this section. GC Social expert recommends to close this project for further monitoring. The matter has been forwarded to ADB HQ for final approval and suggestions as all R&R work completed.
22	Whether GRC formed	GRC formed at 1 district (Balangir).	GRC formed at 2 district (Mahasumund and Raipur)	GRC formed in all 4 districts.	Letter issued to District Administration for nomination of member of GRC. Spl. Land acquisition Officer cum Asstt. Commissioner has been nominated as a Chairman of GRC	NA	Yes

					Section		
Item No	Indicators	Raipur- Titlagarh project (Odisha Section)	project project (Chhattisgarh Section)		Hospet-Tinaighat project (Karnataka Section)	Daund- Gulbarga project (Karnataka Section)	Daund–Gulbarga project (Maharashtra Section)
				& DGM/RVNL as another member of GRC from PIU.			
23	Complaints to GRC received/ resolved	NIL	NIL	NIL	NIL	NIL	NIL
24	Consultations held with DPs	3 places	4 places	5 places	13 places	NA	Yes
25	Relocation	Completed	Completed at Kantabaji, Mahasamund and Ekta Nagar	Yet to start	NA	NA	Completed
26	Inventory of losses of Displaced Persons (DPs)	Completed	Completed	Completed	Completed	Completed	Completed
27	Impact on Indigenous People/STs with kind of impact	Completed (STs not found)	Completed (STs not found)	Completed (STs not found)	Completed (STs not found)	Completed (STs not found)	Completed (STs not found)

**Table 2: Land Acquisition and Resettlement** 

# 4.7 Details regarding status of R&R implementation as on 31.03.2016.

S No	Name of Project	Length of line (in kms)	Length of section free from R&R	Area of land to be acquired	No. of HHs/PAPs	Status of R&R implementation
1.	Raipur- Titlagarh doubling project (Odisha section)	99.94	98.85 kms	Nil	23/76	Identification & verification of PAPs has been revised & completed and submitted. Joint Measure Survey (JMS) has also been completed. GRC formed. Valuation of structures have also been completed & micro plan has been prepared and has been submitted on 09.09.2013 by NGO at total rehabilitation cost of 87,386,088 INR for 681 HHs. However, R&R expert of GC advised to minimize the Right of Way (ROW) and was agreed by PMC and RVNL. Actual COI (Corridor of Impact) was work out by NGO, RVNL and Revenue Officer. Micro plan has been revised & completed on 12.11.2013 at total R&R cost of 19,714,627 INR for 265 HHs based on actual COI.

S No	Name of Project	Length of line (in kms)	Length of section free from R&R	Area of land to be acquired	No. of HHs/PAPs	Status of R&R implementation
2.	Raipur- Titlagarh doubling project (Chhattisgarh section)	98.01	96.60 kms	Nil	238/621	Micro plan approved and Identity cards distribution was started in Odisha section. Revised micro plans was approved in August 2015 for Mahasamund and Kantabanji areas bringing the new total to 235 HHs. Identity card distributed to 42 PAPs in Mahasamund District in Chhattisgarh section. Bond paper of PAPs completed. Assistance distributed through RTGS. Paid in September 2015. For Parwati Nagar of Raipur area, revised (Micro Plan) was submitted by NGO in September and in December 2015 short listing 143 PAPs for amount of 9,844,847 was finilazied for disbursement. Micro plan for Chandi Nagar for 50 PAPs has been approved in February 2016 for disbursement.
3.	Sambalpur– Titlagarh doubling project	182.00	125.00 kms	76.678 acres	TH 644/2251 NTH 14/92	TH: Requisition for LA submitted for government and private land for Sambaplur, Sonepur Bargargh and Balangir Districts.  NTH: Identification and verification and Joint measurement report completed on 02.07.13. Micro Plan prepared on 27.09.13 at total rehabilitation cost of 6,657,962 INR for 65 HHs. However, Revenue officer (RO) provided actual corridor of Impact (COI) and track plan which was reviewed by RVNL representative & NGO with GC. Micro plan was revised accordingly and completed and submitted on 28.10.13 for a total R&R cost of 4,419,511 INR for 38 NTHs. Micro

S No	Name of Project	Length of line (in kms)	Length of section free from R&R	Area of land to be acquired	No. of HHs/PAPs	Status of R&R implementation
						plan was reviewed on behalf of PIU Sambalpur through letter No. Sr. Manager/S&T/SBP/R&R/F7/696, Rehabilitation cost of 4,419,511 INR for 38 NTHs reduced to Rs. 33,40,643 for 14 NTHs. Tentative date May 2016 (1st installment) proposed for disbursement.
						Identification & verification of PAPs has been completed and data updation work has also been completed and submitted.
						Micro plan is finalized and Identity cards have been issued to PAPs of Koppal, Hosalli, Sompur and Annigeri villages.
4.	Hospet– Tinaighat doubling project	201.31	195.31 kms	32.425 acres	43/173	Disbursement of allowances to PAPs (12 Nos.) under phase - I was conducted during 3rd week of December 2013 and (08 Nos) under Phase – II during the first week of April 2014.
						Out of 32.425 acres, 53.7% is already notified under 6(1) notification. Balance 46.3% is notified for 4(1) notification. GRCs for both district jurisdictions i.e. Koppal and Dharwad are formed.
5.	Daund– Gulbarga doubling project (Karnataka section)	46	46 kms	0	0	R&R work completed.
6.	Daund– Gulbarga doubling project (Maharashtr a section)	179	176 kms	0	5/20	Total 5 PAPs identified as Squatters has been compensated in two installment of 858,037 INR. All the PAPs are found working in a nearby Cement factory-Hotagi and are getting Rs. 10,000 to 15,000 per month and they have given in

ADB Loans No. 0060-IND / 2793-IND, 3108-IND

S No	Name of Project	Length of line (in kms)	Length of section free from R&R	Area of land to be acquired	No. of HHs/PAPs	Status of R&R implementation
						writing that they don't need any training. The GC social has collected all the relevant papers for final completion of this section. GC Social recommends to close this project for further monitoring. The matter is being forwarded to ADB HQ for final approval and suggestions as all R&R work completed.

Table 3: Land Acquisition and Resettlement - Details

# Annexure I

## R&R photographs taken at Raipur during field visits February to March 2016:

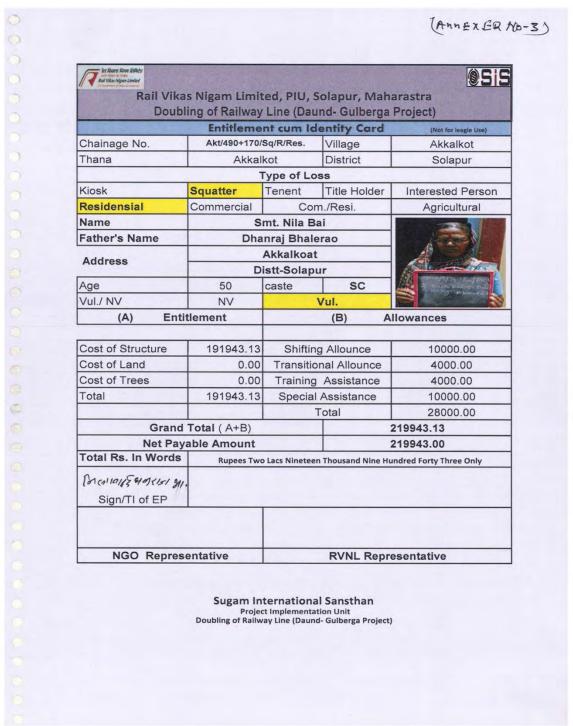


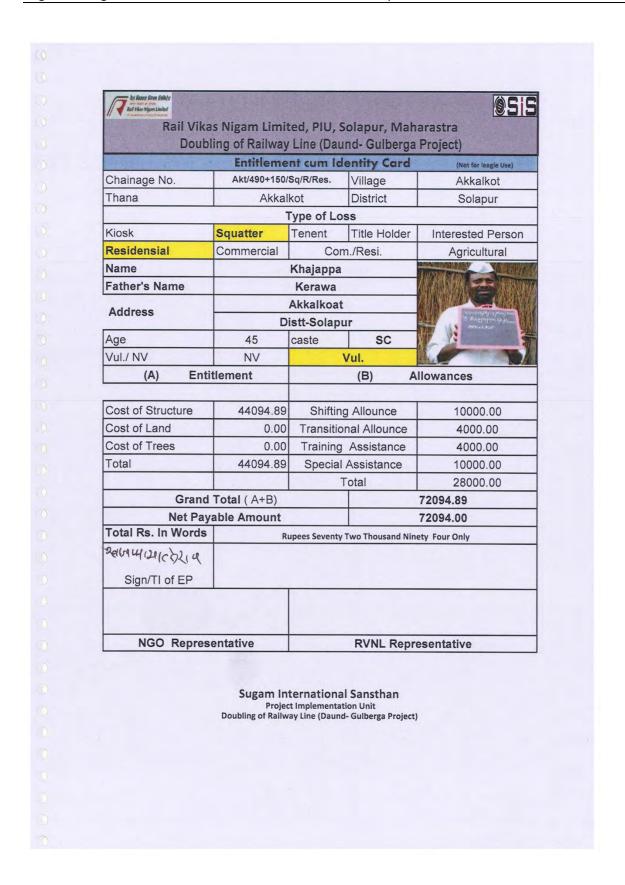


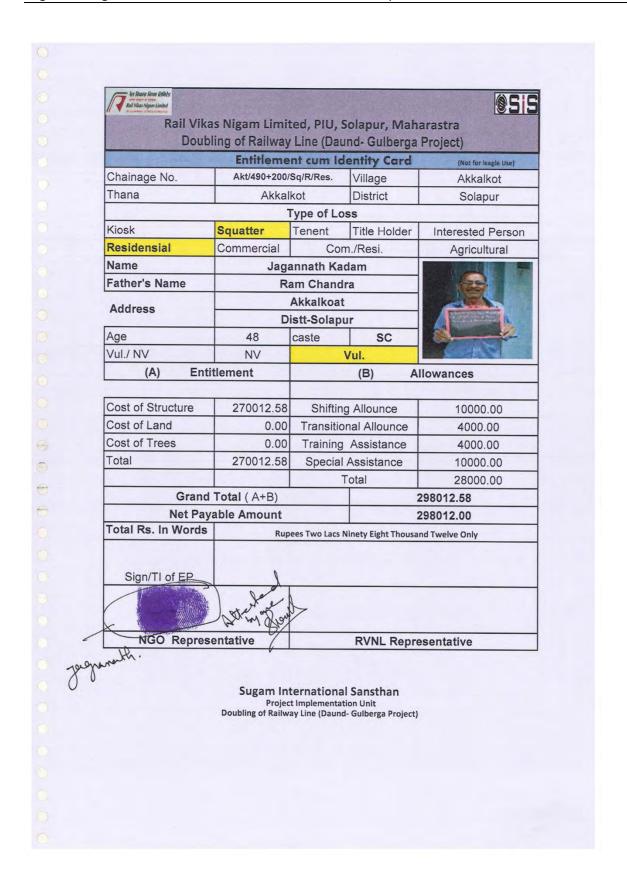


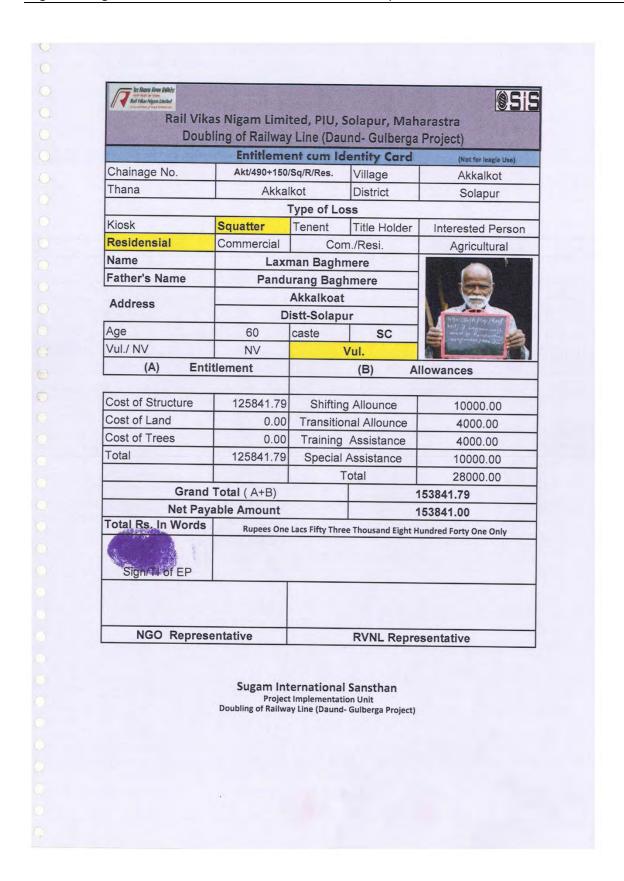
## Annexure II

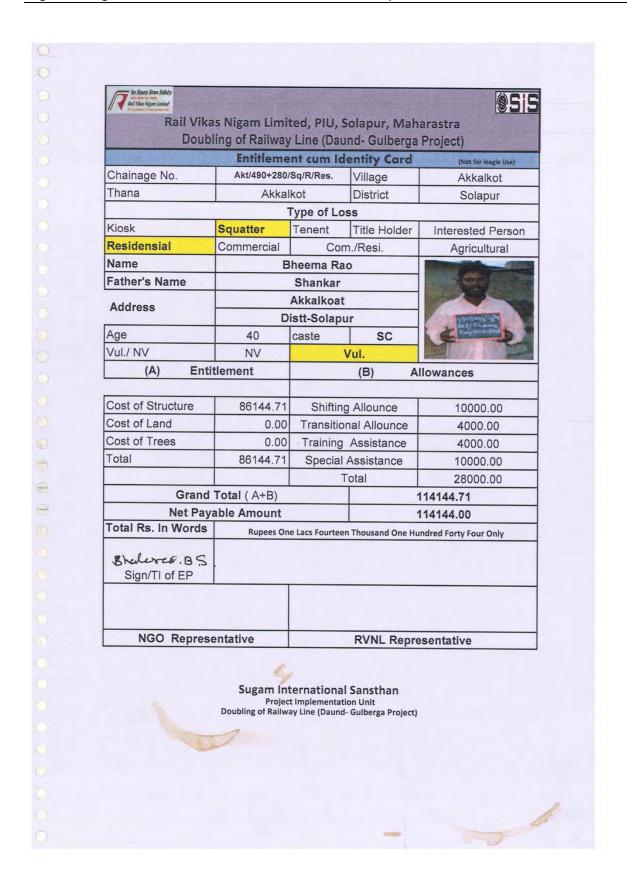
# **Entitlement cum identity cards of Daund-Gulbarga project**



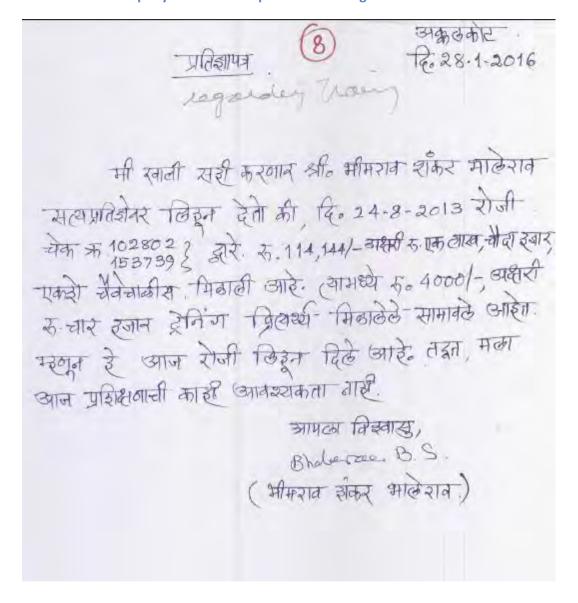


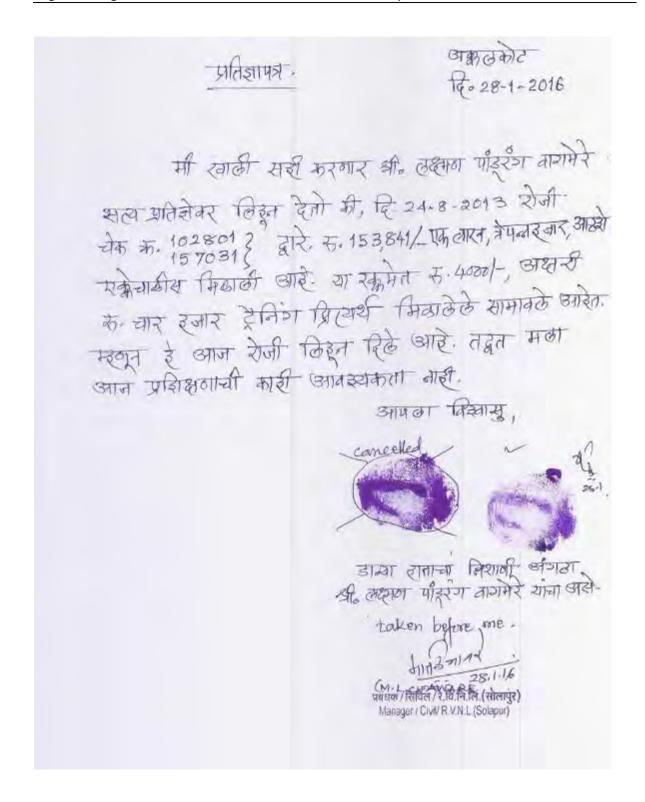


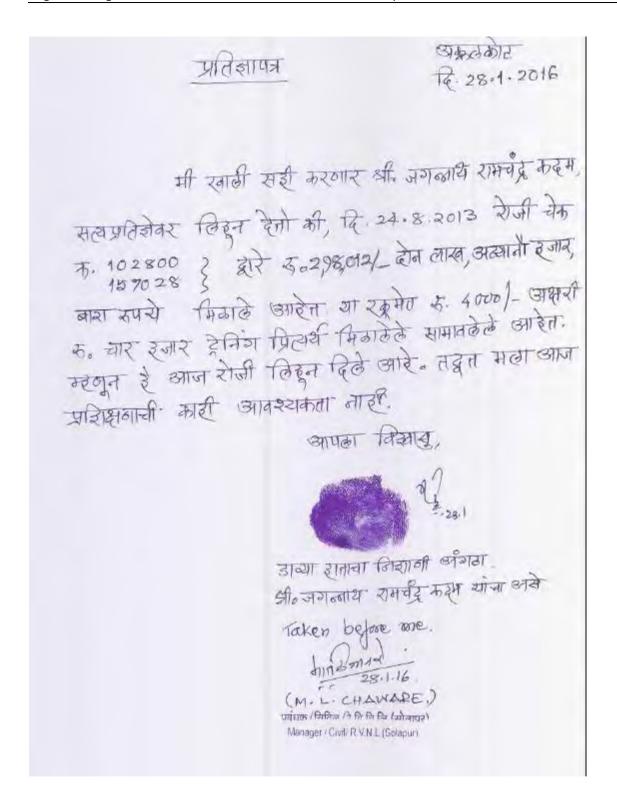




#### Total amount receipt by PAPs and acceptance of training assistance:







प्रातिज्ञापत्र R. 28.1.2016 मी, खाली सरी करनाय श्री व खाजपा केरना मालेशन. सत्य प्रतिक्षेवर लिवून देतो की, दि. 24-1, 2013 रोजी चेक क. 1027997 क. 72,094/ अध्वती क. बरात्तर हजार, मेर्यावी 1570303 मात्र — मिवाहे आहेत. या रकमेत र 4000/- अश्चरी क चार हजार ट्रेमिंग प्रिहार्य मिवाहेले सामावहेले आहेत. महमून हे आज रोजी विद्न दिवे आहे. तद्वत मवा आज प्राविक्षणाची काही आवश्यकता वाही. आपठा विखास, रवाजणा केरवा मांग्रेशन)

प्रतिज्ञापत्र fe. 28.1.2016 भी खाली सरी कर्गर थे। तीलाबाई धनराज भालेगन साय प्रतिहोतर विद्न हेते भी, दि. 24-1. 2013 राजी चेकने क. 102798 है क. 2,19,943/ अक्षरी क. दोन त्याब, एको गिष्ठ 152729 है रजर नजशे नेवाकी स्वाबे आहेत. या रक्कमेत रु. 4000/- अक्षरी रु चार हजार द्रेनिंग प्रिटार्थ मिंबावे के सामावके आहेत. म्राज हो जाज रोजी विद्दन दिने आहे. तद्भत मना आज प्रशिक्षवाची काही आवश्यकता नाही. आपनी विस्थास, PAGNONE ELANS MICOZIOT (सी. तीलाबई अनराज भावेशन)