

Social Monitoring Report

Semiannual Report
August 2015

IND: Railway Sector Investment Program

Prepared by Ministry of Railways 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 2014 - March 2015**

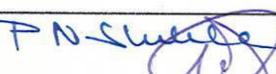


Document Identification

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.5, March 2015
Reference	R&R_March 2015

Preparation, Review and Authorisation

Prepared by :	Dr. Sudesh Kaul	Signature :	
Organisation :	General Consultant	Date :	14/07/2015
Position :	Resettlement Expert		

Checked by :	Prem Narayan Shukla / Jean-Francois Pinet	Signature :	
Organisation :	General Consultant	Date :	14/07/15
Position :	Dy. Team Leader / Team Leader		14/7/15

Reviewed by :	Ramashray Pandey	Signature :	
Organisation :	RVNL	Date :	17/07/15
Position :	General Manager/Corporate Coordination		

Approved by :	Vijay Anand	Signature :	
Organisation :	RVNL	Date :	24-07-2015
Position :	Director Projects		

Revision, Preparation, Review Issue

Revision	Date	Subject	Prepared by	Reviewed by

Contents

Executive Summary	1
1. Background	2
2. Evolution during the relevant period	3
3. Status and Current Issues	5
3.1. Implementation of the new land acquisition act – New developments	5
3.2. NGO	6
3.3. Current Status	7
3.3.1. Sambalpur–Titlagarh project	7
3.3.2. Raipur – Titlagarh project	7
3.3.3. Daund-Gulbarga project	7
3.3.4. Hospet – Tinaighat project.....	8
3.3.5. Electrification of Pune-Guntakal project.....	8
3.4. Summary table	9
Annexure I: Preparation of Timeline - Raipur	17
Annexure II: Minutes of meeting dated 26.12.2014.....	20
Annexure III: Minutes of meeting dated 09.01.2015.....	21
Annexure IV: Minutes of Meeting dated 22.01.2015	22
Annexure V: Photographs taken at Mahasumand during field visits from January to March 2015	27

Abbreviation

ADB	Asian Development Bank
BPL	Below Poverty Line
CPM	Chief Project Manager
DG	Daund – Gulbarga
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 Agency
India	Indian Government
INR	Indian Rupees
IP	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
PAP/APs	Project Affected Persons
PG	Pune – Guntakal
PMC	Project Management Consultant
PWD	Public Works Department
RAP	Resettlement Action Plan
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
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 October 2014 to March 2015 has been prepared in compliance with ADB policies.

Land Acquisition:

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

Field work for land acquisition is still going on at slow pace, mostly because of lack of clarity in the procedures following the changes in legal framework.

The new Central Government has decided to amend the Land Acquisition Act of 2014. These new changes made by the Central Government in the Land Acquisition Ordinance are still to be passed by the Parliament.

Resettlements:

Resettlements are taking place in the 4 doubling projects.

During the period, the following Resettlement activities have taken place mostly in the Raipur-Titlagarh project: detailed assessment and verification of the micro plans, preparation of the Identity cards, disbursements to affected householders.

In November 2014, an ADB delegation has visited that project and an action plan has been prepared to complete those activities.

The R&R Expert of the General Consultant has made frequent visits to Raipur to monitor progress of the NGO on the project. During one of those visits, this expert and RVNL were surprised to find out an article in a local newspaper about corrupt practices adopted for the disbursement. After field verification it was agreed that the NGO should terminate the services of two persons of doubtful integrity. It was also agreed that RVNL will make an enquiry and may take necessary action against the NGO if found guilty.

The global progress of R&R activities at end of March 2015 of the projects is estimated as under:

S. No	Name of Project	% rated progress for R&R
1.	Doubling of Daund-Gulbarga	90%
2.	Doubling of Hospet-Tinaighat	75%
3.	Doubling of Sambalpur-Titlagarh	75%
4.	Doubling of Raipur-Titlagarh	75%
5.	Electrification of Pune-Wadi-Guntakal	N/A

Progress has been marginal since last report. NGO has yet to start skill development/income generation trainings and HIV/AIDS awareness actions.

1. Background

In general, the resettlement planning documents were disclosed in September 2011. Besides two projects requiring land acquisition, four projects will affect non-titleholders only.

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, green and blue in the map (Figure 1) here under:

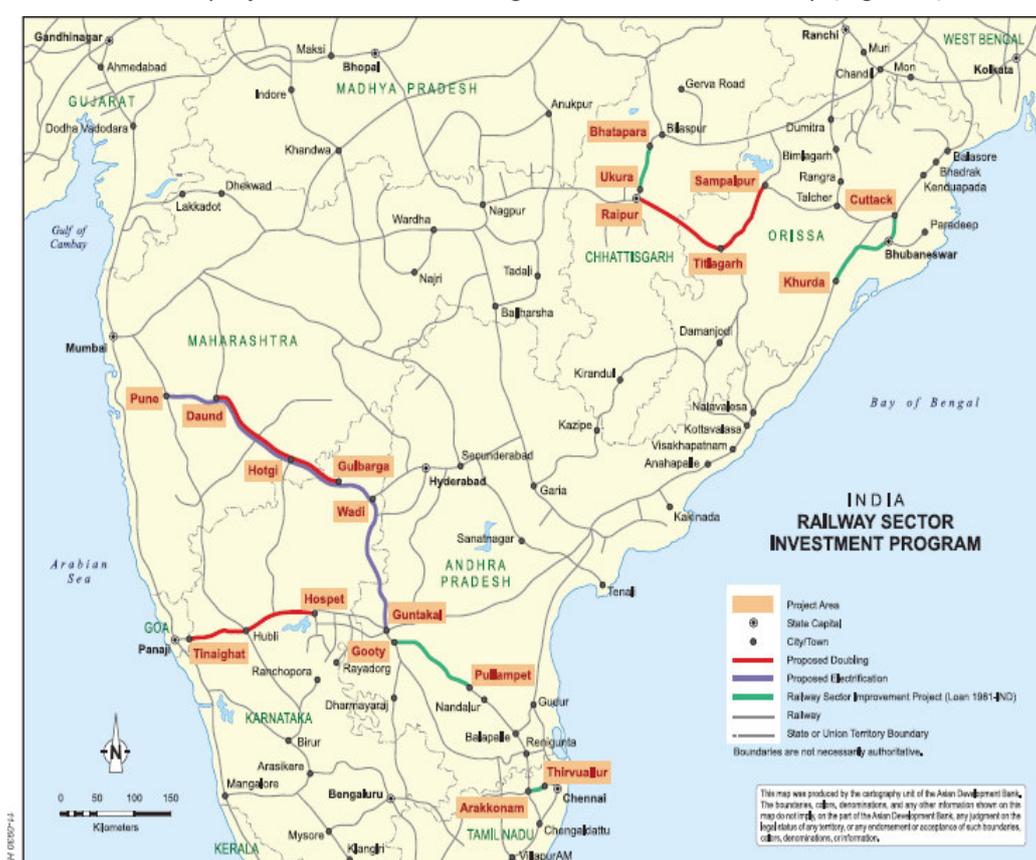


Figure 1: Map of India showing Track Doubling and Electrification Projects

2. Evolution during the relevant period

The main activities during this half yearly report up to March 2015 are the continuation of verification of micro plans, preparation of the Identity cards and disbursement to Affected Persons (APs), as per the approved micro plan, mostly in the Raipur-Titlagarh project.

The land acquisition is limited to two projects: Hospet-Tinaighat (HT) and Sambalpur-Titlagarh (ST) projects. Field work for land acquisition is going on at slow pace. The first reason is because of ambiguity and complicated procedures following the publication of the new Land Acquisition Act. Then the new Central Government decided to amend this new Act. The changes made by Central Government in the Land Acquisition Ordinance are still to be approved by the Parliament.

Three new construction packages have started in the Sambalpur-Titlagarh project at patches where land acquisition are not involved. The Special Land Acquisition office established by State Government is functional at Sambalpur and dedicated to acquisition of land for construction of Sambalpur-Titlagarh doubling project.

An ADB delegation visited PIU Raipur on 24th and 25th November 2014 and suggested that GC R&R Expert should visit regularly Raipur to support RVNL in pushing the NGO M/s Sugam Santhan to complete the pending tasks and the revision of NTH Micro plans. A timeline has been prepared to carry out the remaining activities of NGO (details in Annexure I). During visits made by the GC R&R Expert, the NGO officers were found absent. Again a meeting was called on 26th December 2014, again the NGO was found absent. (Attached minutes of the meeting held on 26.12.14 are in Annexure II).

The Social Expert of the General Consultant (GC) has made several field visits to Raipur-Titlagarh project for collecting information and assessing the progress carried out by the NGO during the period after several reminders to start disbursement at Mahasamund and Kantabanji under Raipur-Titlagarh section (photographs in Annexure V). During the first week of January verification of Project Affected Persons (PAPs) for the Mahasamund and Kantabanji areas were completed and duly checked by PMC and GC. The accounts of the PAPs with different banks have also been verified by respective banks for transfer of compensation amount through Real Time Gross Settlement (RTGS). Indemnity bonds have also been collected by NGO. It was decided that 50% of the first instalment will be deposited in the Project Affected Persons (PAPs) bank account.

In Mahasamund area 44 PAPs have been paid 1st installment followed by Kantabanji where 16 have been paid. Some queries were made by the RVNL official for clarification of rate analysis duly attested by the approved valuar.

Indemnity bonds have also been collected by NGO, the details are attached to minutes of the meeting held on 09.01.15 which is in Annexure III.

On 22nd January 2015 the GC Expert arrived at Raipur to monitor the regular disbursement of Mahasamund area. He along with DGM RVNL were surprised to find out an article in a local newspaper about corrupt practices adopted for the disbursement the details of which are attached to the minutes of the meeting held on 22.01.15, which can be founded in Annexure IV. After field verification it was agreed that the NGO should terminate the services of two persons of doubtful integrity. It was also agreed that RVNL will make an enquiry and may take necessary action against the NGO if found guilty.

Two new persons have taken charge and replaced the suspect two NGOs persons. They are taking implementation of Resettlement Plan (RP) seriously, resulting in devoting more time in Raipur section.

As per the agreement the NGO in charge of implementing R&R policies was supposed to start skill development /income generation training to the Project Affected Persons (PAPs). So far no training has been facilitated in spite of number of reminders by the concerned RVNL officials.

The NGO was also supposed to start the HIV/AIDS awareness actions in the projects area, so far nothing has been done in spite of number of reminders.

3. Status and Current Issues

3.1. Implementation of the new land acquisition act – New developments

During our last half annually report, the problem faced by all the states due to lack of proper guidance from the Central Government has been presented.

In the meantime, new changes have been proposed by Central Government by way of a Land Acquisition ordinance.

The Central Government has decided to introduce an ordinance to make major changes except compensation part in the existing Land Acquisition, Rehabilitation and Resettlement Act 2013 . It is in many ways aimed to be a course correction after the Act was deemed as restrictive by industry bodies. But it has also increased apprehension that the poorest of the poor, who often cultivate lands but are not the owner, may be left high and dry with no compensation. Government's ordinance has attracted major criticism from the opposition.

Removal of consent clause and Social Impact Assessment

The government has amended Section 10(A) of the Act to expand sectors where assessment and consent will not be required. For five sectors, the consent clause has been removed. So the government or private individuals/companies will no longer need mandatory 80% consent for land acquisition in those five sectors. The mandatory "consent" clause and Social Impact Assessment (SIA) will not be applicable if the land is acquired for national security, defence, rural infrastructure including electrification, industrial corridors and housing for the poor including PPPs where ownership of land continues to be vested with the government.

Rehabilitation and resettlement packages will be available as per the new Land Acquisition act. What the Government didn't mention was that by omitting the social assessment part, the government in essence has got away with a very important hurdle. In the earlier law, the assessment was meant to find out how many people will be impacted. So apart from the land owner, all those who are dependent on the land also needed to be compensated. But the new ordinance ensures that only land owners will be compensated.

Also whether the land is fertile or not will also not be taken into consideration while acquiring it for these five specific sectors.

'Pro-farmer step'

The government has balanced out the ordinance by including 13 so far excluded Acts under the Land Acquisition Act. It is hailed as a pro-farmer move as with this decision, rehabilitation, resettlement and compensation provisions will be applicable for the 13 existing central pieces of legislation. Till now land could be acquired under these Acts and there was no uniform central policy of rehabilitation and resettlement.

These Acts include the Coal Bearing Areas Acquisition and Development Act 1957, the National Highways Act 1956, Land Acquisition (Mines) Act 1885, Atomic Energy Act 1962, the Indian Tramways Act 1886, the Railways Act 1989, the Ancient Monuments and Archaeological Sites and Remains Act 1958, the Petroleum and Minerals Pipelines (Acquisition of Right of User in Land) Act 1962 and the Damodar Valley Corporation Act 1948. The Electricity Act 2003, Requisitioning and

Acquisition of Immovable Property Act 1952, the Resettlement of Displaced Persons (Land Acquisition) Act 1948 and the Metro Railways (Construction of Works) Act 1978 are also brought under its purview to provide higher compensation, rehabilitation and resettlement benefits to farmers whose land is being acquired.

Compensation remains the same

The compensation package remains the same. It is four times the market price for rural and two times for urban land. The government despite pressure from various groups has decided to keep the package intact.

Why the government did passed the ordinance now?

The reason given by the Central Government is that under Section 105 of the Land Acquisition Act, a clarity was needed on what provisions apply to the aforesaid 13 legislations which have their own provisions, related to land acquisition, for instance ,the Railways act ,1989 and it had to be done before January 1, 2015.

The government went through a broad consensus by making the changes. Importantly, all linear projects may be exempted from the ambit of the land law, however, retain the provision no land can be put to use until R&R has been settled. It is to be seen if they can get it passed in the parliament eventually and if the revised ordinance will indeed serve the purpose of bringing fresh investment and boost the manufacturing sector without trampling on the rights of the poor.

3.2.NGO

Overall progress of the NGO in dealing with Resettlements has been critically slow. The new targets given have not been met.

As per the agreement the NGO in charge of implementing R&R policies was also supposed assist DPs in income restoration/improvement by providing training and guiding access to various current Government development schemes and agencies that provide financial assistance and loans to the poor.

So far no training has been organized in spite of number of reminders by the concerned RVNL officials. NGO should carry out skill development training designed to address needs of PAPS/DPs as early as possible.

The NGO was also supposed to start the HIV/AIDS awareness actions in the projects area, so far nothing has been done in spite of number of reminders.

Regarding land acquisition, the NGO has attempted to achieve the targets given, but due to delay in process of land acquisition a huge part of R&R works is still pending.

The NGO has requested RVNL for extension of their contracts with price escalation. This request has been returned with the requirement to first complete the balance work as per the agreement, as the NGO is showing little progress in the field.

3.3.Current Status

3.3.1. Sambalpur–Titlagarh project

This project passes through four districts namely Sambalpur, Sonepur/Subarnapur, Bargarh & Balangir in the state of Odisha.

Land acquisition

Sambalpur district: 4(1) notification of private land has been issued. Site selection meeting of Government plots has been completed.

Baragarh district: Requisition of private and government lands has been deposited to Special Land Acquisition Officer (LAO) and Tahasildars respectively.

Sonepur district: Private land requisition pending with special Land Acquisition Officer and government lands pending with Sub Collector office for site selection meeting.

Balangir district: Government and private lands documents yet to be submitted.

Non-Title Holder:

The NGO has completed the verification of NTHs in this stretch. Micro plan for NTH approved.

Only 38 Non-Title Holders were identified for final approval, further it was observed that 18 PAPs out of 38 are not coming under Corridor of Impact (COI). The NGO has submitted the revised documents.

3.3.2. Raipur – Titlagarh project

The proposed 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. Further, alignment passes through only one district ie Naupada in Odisha state.

There is no land acquisition in this project.

Regarding Resettlement, the disbursement of first installment has been completed in Mahasamund & Kantabanji by end of March 2015. As decided in the joint meeting in presence of GC, transfer of funds are to be made by RVNL to the bank accounts of the affected persons in two installments. It is also proposed to transfer the fund through electronic transfers (NEFT/RTGS). The Banks have verified the accounts information and forwarded the final verified list to RVNL for transfer of compensation. The first installment has been transferred to the accounts of the PAPs.

3.3.3. Daund-Gulbarga project

This project passes through two states: Karnataka and Maharashtra.

There is no Land Acquisition in this project.

In Karnataka section there is no presence of TH & NTH.

NGO has completed the verification of NTHs in Maharashtra section. Micro plan has been approved for NTH and requisite amount has been deposited by RVNL for disbursement.

No Grievances have been received till date.

3.3.4. Hospet – Tinaighat project

This project is situated in the state of Karnataka. Land acquisition is necessary in 3 districts: Dharwar, Koppal and Gadag.

The total land acquisition is about 32.53 acre in this project. No NTH were found in this section. The Micro plan has been approved for 50% of the TH for INR. 4,32,000 for 28 House Holders (HHs). Grievance Redressal Cell (GRC) letters have been issued by DM concerned. No Grievances received till date.

Private land to be acquired is 27.20 acres, government land is 5.33 acres. TOTAL 32.53 acres. 51% of the land is already acquired after 6(1) notification, for 7% 4(1) notification has been issued. Balance 42 % is under process for 4(1) notification.

The project comprises major Land Acquisition in Koppal District for four Railway stations under phase 1 of the project. Still land of 13 acres and 21 guntas are to be acquired in Koppal district under emergency clause. 16 acres and 17 guntas have been handed over on issue of 6(1) notification.

3.3.5. Electrification of Pune-Guntakal project

There is no land acquisition, no displaced Title Holders (TH) and no displaced Non-Title Holders (NTH) in this project.

3.4. Summary table

Item No	Indicators	Section					
		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)
1	Appointment of the RP implementation NGO	Sugam International Sansthan	Sugam International Sansthan	Sugam International Sansthan	Sugam International Sansthan	Sugam International Sansthan	Sugam International Sansthan
2	No. of displaced households	16	249	666(22NTH)	43	NIL	5
3	No. of displaced persons	65	1004	2343(92 NTH)	173	NIL	20
4	No. of physically displaced households	16	113	22 NTH	NIL	NIL	NIL
5	No. of physically displaced persons	65	476	92 NTH	NIL	NIL	NIL
6	No. of economically displaced households	NA	136	644 TH	43	NIL	NIL
7	No. of economically displaced persons	NA	528	2251 TH	173	NIL	NIL
8	Total number of Titleholders being displaced	NIL	NIL	644 TH	43	NIL	NIL
9	Total number of Titleholders being displaced	NIL	NIL	644	43	NIL	NIL
10	Total number of non titleholders being displaced	16	249	22	NIL	NIL	05

Item No	Indicators	Section					
		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)
11	Entitlement matrix disclosed	Yes	Yes	Yes	Yes	Yes	Yes
12	Number of identity cards issued to the displaced persons	Not yet	Identity Card distributed to 42 PAPs in MahasamundDistt.	Not yet	Identity Card distributed to PAPs of 5 villages.	NA	05
13	Micro plans prepared for non Titleholders	Completed and submitted (16 NTH)	Completed and submitted (249 NTH)	Under examination before approval.	NIL	NA	Yes
14	Micro plans prepared for CPRs	NIL	NIL	NIL	NIL	NA	NA
15	Micro plans approved for TH	NIL	NIL	Not yet	Approved	NA	NA
16	Micro plans approved for NTH	Approved	Approved	Not yet	NIL	NA	Yes
17	Micro plans approved for CPRs	Not yet	Not yet	NIL	NIL	NA	NA
18	Quantum of private land to be acquired	NIL	NIL	76.678 acres	Private land to be acquired: 27.200 acres.	NIL	NIL
19	Progress on LA	NA	NA	Requisition for LA submitted & completed for Govt. & Pvt. land for SBP, Sonapur Distt., Baragarh Distt. and Balangir Distt.	Out of 32.53 acres, 58.41% land is already acquired after 6(1) notification. Balance 41.61% land is pending under 4(1) notification of LA	NIL	NIL

Item No	Indicators	Section					
		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)
					Act in DLA Office.		
20	Compensation distributed to DPs	Yes 1st installment of assistance has been distributed	Yes 1st installment of assistance has been distributed	No compensation paid in this quarter	Possible after land acquisition award.	NA	Yes
21	Assistance distributed to DPs	Not yet	Not yet	Not yet	Assistance distributed to 12 PAPs under Phase-I in 3rd week of Dec. 2013. Assistance distributed to 8 PAPs in 1st week of April 2014.	NA	No
22	GRC formed	GRC formed (1)	GRC formed (3)	GRC formed in all 4 District.	Letter issue to District Administration for nomination of member of GRC. Spl. Land acquisition Officer cum Asstt. Commissioner has been nominated as Chairman of GRC & DGM/RVNL as Member of GRC from PIU. SLAO Dharwad	NA	Yes 1st installment of assistance has been distributed on 24.12.12. 2nd / final installment of assistance has also been distributed on 24.08.13.

Item No	Indicators	Section					
		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)
					decided to go for general award.		
23	Complaints to GRC received/ resolved	Not yet	Not yet	Not yet	Not yet	NA	No
24	Consultations held with DPs	3 places	4 places	5 places	13 places	NA	Yes
25	Relocation	In process	Yet to start	Yet to start	-	NA	No
26	Inventory of Losses of Displaced Persons (DPs)	Completed	Completed	Completed	-	-	Completed
27	Impact on Indigenous People/STs with kind of impact	Completed	Completed	Completed (STs not found)	NA	NA	Completed (STs not found)

Table 2: Land Acquisition and Resettlement

Note:**(I) Raipur-Titlagarh:-**

Identity card distribution has been started in Odisha section in the period of January to March 2015.

Identity card distributed to 44 PAPs in Mahasamund District in Chhattisgarh section.

Bond paper completed.

Details of Bank A/Cs of 44 PAPs of Chhattisgarh section and 16 PAPs of Odisha section completed. Assistance has been distributed through RTGS to 60 PAPs.

Individual files of all 265 HHs are completed.

(II) Sambalpur-Titlagarh:-

Microplan submitted for 65 NTH in Sambalpur PIU Rs.66,57,962/- on 27.09.2013 and after review it has been reduced to total R&R cost of Rs.44,29,511/- for 38 NTH. Microplan reviewed on the basis of PIU SBP let. No.Sr manager/S&T/SBP/R&R/F7/696 and it is reduce to total R&R cost Rs.3340643 for 22 NTHs.

Names of TH as certified by Tahsildars of Sambalpur and Sonepur District are 18 and 118 respectively are being intimated to NGO for preparation of Microplan of TH.

Maximum No. of DPs reduced due to actual track plan.

No. of TH may be changed during verification process.

(III) Daund-Gulbarga:-

R&R work has been completed in August, 2013, expert training still pending.

Details regarding Status of R&R Implementation of ADB Projects as on 31.03.2015.

SN	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	16/65	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 & Microplan has been prepared and has been submitted on 09.09.2013 by NGO at total rehabilitation cost of Rs.8,73,86,088/- for 681 PAPs. However GC Dr. Sudesh Kaul advised to minimize the Right of Way (ROW), Revenue Officer had considered his suggestion and provided actual COI (Corridor of Impact) which has been reviewed by representative of PMC, RVNL & NGO with GC. Microplan has been revised & completed on 12.11.2013 at total R&R cost of Rs.1,97,14,627/- for 265 PAPs. It has been approved also Identity card distribution has been started in Odisha section. Identity card distributed to 44 PAPs in Mahasamund District in Chhattisgarh section. Bond paper of PAPs completed. Assistance distributed through RTGS.
2.	Raipur-Titlagarh doubling project (Chhattisgarh section)	98.01	96.60 kms	Nil	249/1004	TH: Requisition for LA submitted & completed for government & private land for Sambapalur, Sonapur District Bargarh District and Balangir District. NTH: Identification & verification and Joint measurement report completed on 02.07.13. Micro Plan also prepared on 27.09.13 at total rehabilitation cost of Rs.66,57,962 for 65 HHs. However, Revenue officer (RO) has provided actual corridor of Impact (COI) and track plan which has been reviewed by RVNL representative & NGO
3.	Sambalpur-Titlagarh doubling project	182.00	125.00 kms	76.678 acres	TH 644/2251 NTH 22/92	

SN	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
						with GC. Micro plan has been revised and completed and submitted on 28.10.13 at a total R&R cost of Rs.44,19,511 for 38 NTHs. Microplan review on behalf of PIU Sambalpur through letter No. Sr. Manager/S&T/SBP/R&R/F7/696, Rehabilitation cost of Rs.44,19,511 for 38 NTHs reduced to Rs.3340643 for 22 NTHs. After approval of Microplan, Identity card distribution and assistance disbursement for NTH will be done.
4.	Hospet–Tinaighat doubling project (Karnataka section)	201.31	195.31 kms	32.525 acres	43 / 173	Identification & verification of PAPs has been completed and data updation work has also been completed and submitted. Micro plan is now finalized and Identity cards have been issued to PAPs of Koppal, Hosalli, Sompur and Annigeri villages. 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 32.525 acres, 58.40% is already acquired after 6(1) notification. Balance 41.60% is under process of 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 (Maharashtra section)	179	176 kms	0	5/20	R&R work completed, except training.

Table 3: Land Acquisition and Resettlement

Note for Raipur-Titlagarh and Sambalpur-Titlagarh

1. Microplan submitted for 681 NTH in Raipur PIU Rs.8,73,86,008/- on 09.09.2013 and after review, it has been reduced total R&R cost of Rs.1,97,14,627/- for 265 NTH.
2. Microplan submitted for 65 NTH in Sambalpur PIU Rs.66,57,962/- on 27.09.2013 and after review, it has been reduced to total R&R cost of Rs.44,29,511/- for 38 NTH. Microplan review has been done on the basis of PIU SBP letter No. Sr. manager/S&T/SBP/R&R/F7/696 and it has been reduced to total R&R cost of Rs.3340643 for 22 NTHs.
3. Verification of NTH in process on the basis of approved plan and longitudinal section.

Annexure I: Preparation of Timeline - Raipur

In November 2014, the ADB mission discussed with the officials of RVNL, NGO Sugam & with experts of General Consultants the following timetable.

Milestone	Deadlines	Responsibility	Remarks
Pkg I: a. Kantabanji NTH 16 HH, Amount: 14 lacs, displaced/training (16 HH, Amount: 64,000)			
Rate analysis, final verification	05/12/2014	RVNL	
Final Document with revision to be submitted by NGO	08/12/2014	Sugam NGO	Revised microplan in case of any change.
I.Card Distribution	10/12/2014	Sugam NGO	
Assessment of Training	12/12/2014	Sugam NGO	
Preparation of training Modules	15/12/2014	Sugam NGO	
Training to affected PAPs	20/12/2014	Sugam NGO	
Verification of Account nos of PAPs	25/12/2014	RVNL	RVNL has to verify the accounts details through bank.
I st disbursement installment (50%)	26/12/2014	Sugam NGO & RVNL	
Notice to the affected PAPs after disbursement of I st installment	27/12/2014	Sugam NGO	
II nd disbursement installment (full & final)	12/02/2015	Sugam NGO & RVNL	
Pkg II: Nil			
Pkg III: a. Ektanagar NTH 8 HH, Amount: 3.56 lacs, displaced/training (1 HH, Amount: 4,000)			
Rate analysis, final verification	01/12/2014	RVNL	
Final Document with revision to be submitted by NGO	03/12/2014	Sugam NGO	
I.Card Distribution	07/12/2014	Sugam NGO	
Assessment of Training	15/12/2014	Sugam NGO	
Preparation of training Modules	20/12/2014	Sugam NGO	
Training to affected PAPs	25/12/2014	Sugam NGO	
Verification of Account nos of PAPs	30/12/2014	Sugam NGO	
I st disbursement installment (50%)	05/01/2015	Sugam NGO & RVNL	
Notice to the affected PAPs after disbursement of I st installment	07/01/2015	Sugam NGO	
II nd disbursement installment (full & final)	20/02/2015	Sugam NGO & RVNL	
b. Parwatinagar NTH 175 HH, Amount: 1.23 cr, displaced/training (67 HH, Amount: 268,000)			
Rate analysis, final verification	01/12/2014	RVNL	
Final Document with revision to be submitted by NGO	03/12/2014	Sugam NGO	
I.Card Distribution	07/12/2014	Sugam NGO	
Assessment of Training	15/12/2014	Sugam NGO	
Preparation of training Modules	20/12/2014	Sugam NGO	
Training to affected PAPs	25/12/2014	Sugam NGO	
Verification of Account nos of PAPs	30/12/2014	Sugam NGO	

I st disbursement installment (50%)	05/01/2015	Sugam NGO & RVNL	
Notice to the affected PAPs after disbursement of I st installment	07/01/2015	Sugam NGO	
II nd disbursement installment (full & final)	23/02/2015	Sugam NGO & RVNL	
c. Chandi Nagar NTH 24 HH, Amount: 14.99 lacs, displaced/training (11 HH, Amount: 44,000)			
Rate analysis, final verification	01/01/2015	RVNL	
Final Document with revision to be submitted by NGO	05/01/2015	Sugam NGO	
I.Card Distribution	10/01/2015	Sugam NGO	
Assessment of Training	15/01/2015	Sugam NGO	
Preparation of training Modules	20/01/2015	Sugam NGO	
Training to affected PAPs	25/01/2015	Sugam NGO	
Verification of Account nos of PAPs	31/01/2015	Sugam NGO	
I st disbursement installment (50%)	02/02/2015	Sugam NGO & RVNL	
Notice to the affected PAPs after disbursement of I st installment	05/05/2015	Sugam NGO	
II nd disbursement installment (full & final)	26/03/2015	Sugam NGO & RVNL	
d. Mahasamund NTH 42 HH, Amount: 37.96 lacs, displaced/training (33 HH, Amount: 132,000)			
Rate analysis, final verification	30/11/2014	RVNL	
Final Document with revision to be submitted by NGO	05/12/2014	Sugam NGO	The identified no of HH may increase/decrease
I.Card Distribution (for remaining)	05/12/2014	Sugam NGO	
Assessment of Training	08/12/2014	Sugam NGO	
Preparation of training Modules	10/12/2014	Sugam NGO	
Training to affected PAPs	15/12/2014	Sugam NGO	
Verification of Account nos of PAPs	20/12/2014	RVNL	
I st disbursement installment (50%)	22/12/2014	Sugam NGO & RVNL	
Notice to the affected PAPs after disbursement of I st installment	22/12/2014	Sugam NGO	
II nd disbursement installment (full & final)	15/02/2015	Sugam NGO & RVNL	

Rail Vikas Nigam Limited														
Doubling of Railway Line Project (Raipur to Titilagarh - Chhattisgarh & Orissa Section)														
Summary of MICROPLAN FOR NON TITLE HOLDERS (Squatters)														
Sl.No.	Name Of Places	Transitional Allowance @ 4000		Shifting Allowance Rs.10000 For structures.		Training Allowance @ Rs 4000.00		Special Assistance @ Rs 10000.00		Ex Gratia if total Assistance is less than 20000/-		Replacement cost of structure as per SOR CG		Total Amount for Approval
		No.	Total Amount Rs.	No.	Total Amount Rs.	No.	Total Amount Rs.	No.	Total Amount Rs.	No.	Total Amount Rs.	No.	Total Amount Rs.	
Chhattisgarh Section														
1	Ektanagar	8	32000	1	10000	1	4000	7	70000	0	0	8	240943	356943
2	Parwatinagar	175	700000	67	670000	67	268000	125	1250000	22	44000	175	9452291	12384291
3	Chandinagar	24	96000	11	110000	11	44000	11	110000	9	18000	24	1121756	1499756
4	Mahasamund	42	168000	33	330000	33	132000	38	380000	3	6000	42	2780873	3796873
5	Bagbahara	0	0	0	0	0	0	0	0	0	0	0	0	0
Orissa Section														
6	Kantabaji	16	64000	16	160000	16	64000	14	140000	2	4000	16	972763	1404763
TOTAL		265	1060000	128	1280000	128	512000	195	1950000	36	72000	265	14568626	19442627
TOTAL		Rs. One Crore Ninety Four Lacs Forty Two Thousands Six Hundred Twenty Seven Only.												19442627

Annexure II: Minutes of meeting dated 26.12.2014

Minutes of the meeting held on 26.12.2014

Following officials were present:-

Shri J.C Sahu	-	DGM/P-III/R
Shri S. Das	-	DGM/P-II/R
Shri S. Maharathi	-	SE/RVNL
Dr. Sudesh Kaul	-	General Consultant
Shri Rajesh Thakur	-	General Consultant
Absent	-	M/s Sugam International Sansthan

Sub: Reg. Disbursement of compensation for Mahasamund & Kantabanji.

As programme finalized with M/s Sugam International Sansthan & General Consultant for finalizing the assessment amount (R&R of Mahasamund & Kantabanji), the above mentioned officials, attended/met at PIU/RVNL/Raipur on 26.12.14 at 10:30 hrs, but no representative from M/s Sugam International Sansthan was available even after repeated chasing from every possible end.

1) Reg. Final verification of micro plan :-

During ADB Visit at PIU/Raipur on 24.11.2014 & 25.11.2014, it was agreed by M/s Sugam International Sansthan that they will complete the pending tasks and the revised micro plan of Mahasamund & Kantabanji will be submitted in 1st week of December'2014. After this ADB visit to this office they have not submitted the revised micro plan duly sign by valuer and authorized representative (except one e-mail send by M/s Sugam International Sansthan regarding the above subject on 16.12.2014).

On 26.12.2014, on the basis of the micro plan submitted for Mahasamund by NGO M/s Sugam International Sansthan was verified for final disbursement by RVNL in presence of General Consultant. Out of 37 verified list for Mahasamund (verified from Banks), only 24 has been found correct with name and amount with all papers, when compared the details of micro plan submitted on 26.02.2014 with 16.12.2014 and verified bank details received from respective Banks. Further M/s Sugam International Sansthan is advised that for remaining 13 individual PAPs files of Mahasamund to be rechecked again and correct them, accordingly. The 13 nos. as submitted in the micro plan, i.e., S.No. 42, 27, 23, 24, 01, 19, 28, 35, 40, 37, 04, 16, 25 - are not found correct in all respect. They are advised to review the estimate and correct the bond papers, Identity cards accordingly.

2) Authorization :-

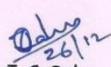
Only the micro plan signed by authorized representative of M/s Sugam International Sansthan will be acceptable by RVNL. In this regard M/s Sugam International Sansthan is advised to send the authorization letter to RVNL as soon as possible.

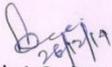
3) Reg. Micro plan of Kantabanji :-

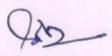
The revised & signed micro plan copy of Kantabanji from M/s Sugam International Sansthan is still awaited. M/s Sugam is informed to get the counter signed by valuer for final submission to this office within 7 days.

4) Reg. Need assessment income generation activities:-

M/s Sugam is advised to send the final list of PAPs on the basis of need assessment, group wise programme to RVNL office within 7 days.


26/12
Shri J.C Sahu
DGM/P-III/R

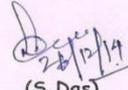

26/12/14
Shri S. Das
DGM/P-II/R


Shri S. Maharathi
SE/RVNL


26/12/14
Dr. Sudesh Kaul
(R&R Expert)
General Consultant


Shri Rajesh Thakur
General Consultant

No. CPM/RVNL/R/R-TIG/Resettlement/85/Pt-2/3227


26/12/14
(S. Das)
DGM/P-II/R

Annexure III: Minutes of meeting dated 09.01.2015

Minutes of the meeting held on 09.01.2015 at Kantabanji

Following officials were present: -

Shri J.C. Sahu	-	DGM/P-III/R
Shri U.C. Batham	-	Sr.Manager/RVNL/KBJ
Shri Rajesh Thakur	-	General consultant
Shri L.N. Jha	-	RE (Civil)/PMC/KBJ

Sub : Reg. Disbursement of compensation for 16 PAPs Kantabanji.

As programme finalized with M/s Sugam International Sansthan & General Consultant above mentioned officials are available at Kantabanji except representative from M/s Sugam International Sansthan.

M/s Sugam International Sansthan has submitted list of account numbers with bank name for 15 PAP's out of total 16 at Kantabanji. Account number of Mr Jabaharlal Pande has not been submitted by M/s Sugam International Sansthan.

Letter from RVNL was sent to respective banks for verification of account particulars. Two concerned banks S.B.I./KBJ (for 13 persons) and C.B.I./KBJ (for 2 persons) have verified their account particulars. Indemnity bonds for PAPs have to be submitted by M/s Sugam International Sansthan. On receipt of Indemnity bonds disbursement will be done directly through RTGS to respective accounts of 15 PAPs as per bank particulars submitted by M/s Sugam International Sansthan and verified by Banks. M/s Sugam International Sansthan is advised to submit bank particulars of remaining 01 PAP immediately.


09/01/15

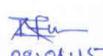
Shri J.C. Sahu
DGM/P-III/R


09/01/15

Shri U.C. Batham
Sr.Manager/RVNL/KBJ


09/01/15

Shri Rajesh Thakur
Gen. Consultant Representative


09.01.15

Shri L.N Jha
RE (Civil)/PMC/KBJ

No. CPM/RVNL/R/R-TIG/Resettlement/85/Pt-2/KBJ


09/01/15

(U.C. Batham)
Sr.Manager/RVNL/KBJ

Annexure IV: Minutes of Meeting dated 22.01.2015

FIELD VERIFICATION REPORT ON THE BASIS OF NEWS PUBLISHED IN LOCAL DAILY NEWS PAPER NAIDUNIYA (MAHASAMUND EDITION) DT.22-01-2015

Following Officials were present:

Shri Surajit Das	-	DGM/P-II/R
Shri Sibashish Maharathi	-	SE/Civil/RVNL/R
Shri Rajesh Thakur	-	General Consultant
Dr. Sudesh Kaul	-	Social General Consultant

Subject: Regarding corrupt practices adopted for disbursement for resettlement of affected PAP's at Mahasamund, under RVNL-Raipur project.

Background OF THE PROJECT

The total 20 PAPs out of 44 PAPs (NTH) of Chhattisgarh section has been verified and the amount finalized for transfer through RTGS in their respective accounts, Total Rs. 9,16,297/- has been deposited in the respective Beneficiaries' bank account directly on 19th Jan-2015 through RTGS. As first instalment (50% of the total compensation amount).

On 21st January about 8:30 PM, DGM has received a call from a press reporter of LOCAL DAILY NEWS PAPER NAIDUNIYA of Mahasamund, regarding procedures for disbursement of compensation of R&R assistance. And they were also asking the involvement of some authorized persons posing as RVNL Officials in the field.

Consultant arrived on 22nd Jan-2015 to monitor the regular disbursement of Mahasamund Area as regular internal monitoring as per the Contract Agreement.

As per the News item appeared in the local NAIDUNIYA NEWS Paper "मुआवज़ा दिलाने के नाम पे उगाही" (copy enclosed dt.22-01-2015) titled corrupt practices adopted for disbursement and demand of Rs. 5000/- to 10000/- per project affected person by one local person and two associated person of RVNL.

On arrival of GC Social Consultant, the matter was discussed with press reporter and it was immediately decided to be at the site with the press reporter to find out the truth from the effected PAPs and responsible person associated with corrupt practices.

The following points have been verified during the visit with correspondence of the same News Paper:

- 1) After initial hesitation, some of the PAPs informed in front of media that two persons of NGO and One local person Mr. Hafiz is visiting all the residents of all the PAPs and are demanding money by threatening to pay some Savidha Sulk otherwise second instalment will not be disbursed to you.

Mr. Shakil Khan – Member of Ward No. 2 of Municipal Corporation Mahasamund was also present in the meeting.

Surajit Das
22/01/15
DGM/P-II/R

Sibashish Maharathi
22/01/15

Rajesh Thakur
22/01/15

Sudesh Kaul
22/01/15

- 2) The following PAPs (Dulari Bai Sahu, Sarla Verma & Shashi Soni) present in the meeting have accepted that they have paid Rs. 10000/-, Rs. 8000/- & Rs. 5000/- to the NGO's persons (Mr. Pandey & Mr. Mishra) along with local person Mr. Hafiz. They have given a written statement in this regard (Copy enclosed).
- 3) During the meeting with affected PAPs it was directed to all the affected PAP's that they need not pay any amount to anyone. The second instalment will also be deposited in their bank account through RTGS. For second instalment the same procedure will be followed as adopted for first instalment as per stipulations of the notice served. Dr. Kaul (GC) and Mr. Surajit Das (DGM/P-II, RVNL/Raipur) informed that anybody asking for benefit or money on account of R & R assistance may be handed over to Police & PAP's may lodge FIR against any such person found in such illegal practices.

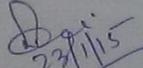
Conclusion:

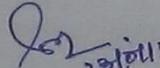
- 1) The NGO may be directed to terminate the services of two persons with immediate effect, who have been found engaged in corrupt practices.
- 2) Recommended to issue notice to terminate the agreement with immediate effect.
- 3) Action may be taken by RVNL for black listing the NGO, as they have found indulging in corrupt practices.

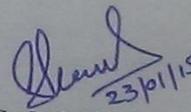
List of attachment: i) News paper cutting dt. 22.01.15

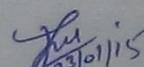
ii) Statement of PAPs.

iii) Video Recording of PAPs.


23/01/15
Shri S. Das
DGM/P-II/R


23/01/15
Shri S. Maharathi
SE/RVNL


23/01/15
Dr. Sudesh Kaul
(R&R Expert)
General Consultant


23/01/15
Shri Rajesh Thakur
General Consultant

1.12 Modifications

1.12.1 The Contract can be modified with mutual consent.

1.13 It shall be the bounden duty of the NGO/Agency to strictly adhere to the time for performance of various services indicated in the Contract.

1.14 Extension of Time for Completion

1.14.1 If circumstances arise for which the NGO/Agency is not responsible and which make it impossible for him to perform in whole or in part the Services in accordance with the Contract he shall promptly dispatch a notice to Client for extension of time, giving specific reasons.

The client on his satisfaction regarding genuineness and adequacy of the circumstances will grant such extension. However, no additional cost will be paid for the extended period.

1.15 Abandonment, Suspension or Termination

1.15.1 By Notice of Client

1.15.1.1 Client may suspend all or part of the Services or terminate the Agreement by notice of at least 14 days to the NGO/Agency who shall immediately make arrangements to stop the Services and minimize expenditure.

1.15.1.2 If Client considers that NGO/Agency is not discharging his obligations or has engaged in corrupt or fraudulent practices or has defaulted in any terms of the Agreement or has failed to provide correct information in relation to the Assignment; Client can inform the NGO/Agency by notice stating grounds for the notice. If a satisfactory reply is not received within 7 days of receipt of the notice by NGO/Agency, Client can with a further notice terminate the Agreement.

1.15.1.3 If NGO/Agency is adjudged bankrupt, or if he makes a general assignment for the benefits of his creditors, or if a receiver is appointed on account of his insolvency, or persistently disregards laws, ordinances, rules, regulations or orders of any public authority having jurisdiction, or otherwise is guilty of a breach of the Agreement, then Client may terminate the services of the NGO/Agency as per the procedure given in the previous clause.

1.15.1.4 Client may complete the project by whatever method may be deemed expedient and the NGO/Agency shall not be entitled to receive any further payment.

1.15.2 By Notice of the NGO/Agency

1.15.2.1 The NGO may, by notice to the Client, terminate this contract if payments pursuant to Clause 1.17 and 1.18 of this Agreement are not received within 30 days after the due dates, and such default has not been remedied within 45 days after notice has been given by the NGO/Agency to the Client.

1.16 Rights and Liabilities of the Parties

Termination of the Agreement shall not prejudice or affect the accrued rights or claims and liabilities of either party.

1.17 Payment to NGO/Agency

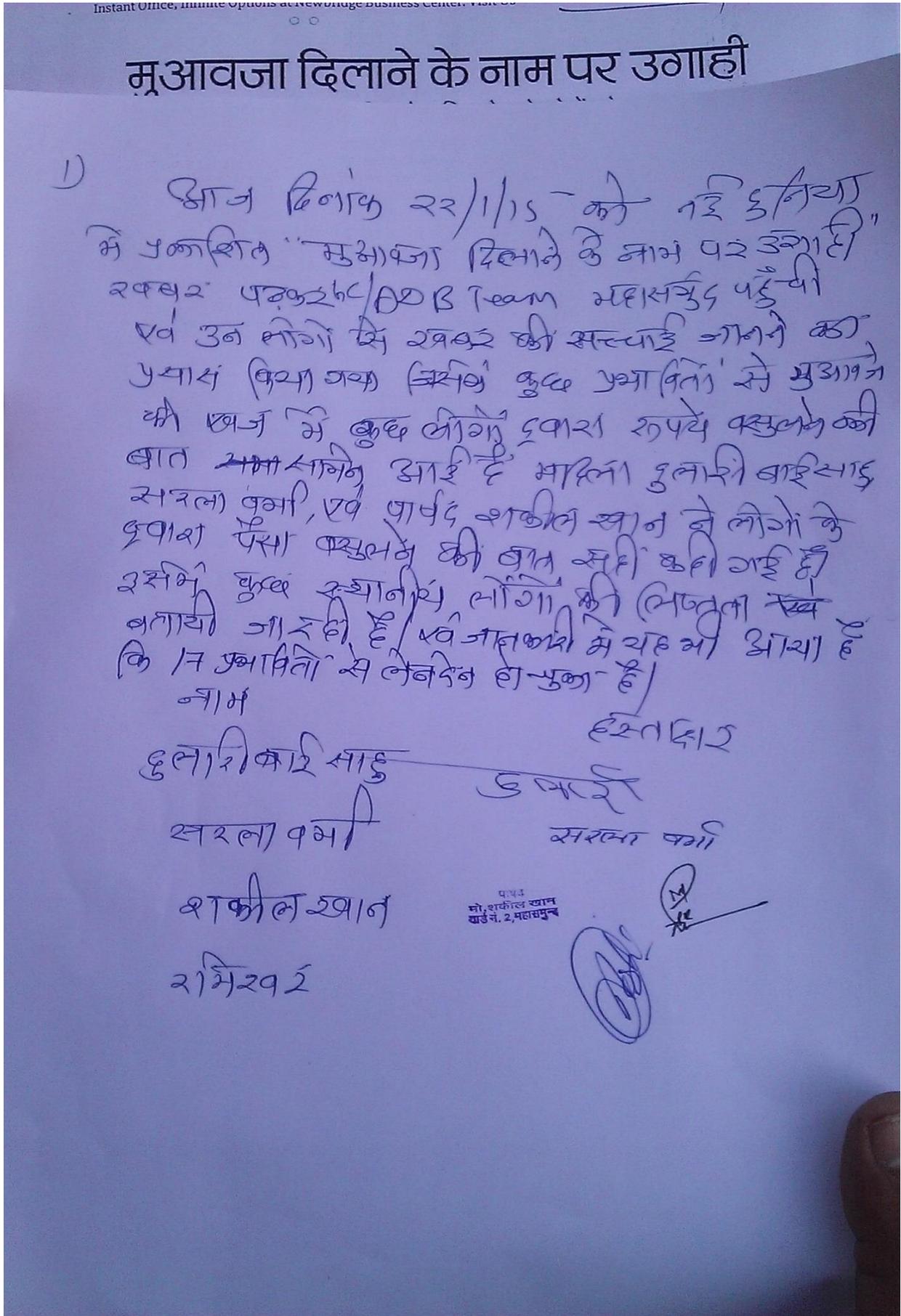
Client shall pay the Lump sum Price to the NGO/Agency in partial payments for the performance of services as described in accepted schedule of payment. A penalty of 1.5% of contract value will be deducted for every



[Handwritten signature]

सत्यापित / VERIFIED
 सहायक प्रबन्धक (वित्त एवं लेखा) कृष्ण
 Asst. Manager (F&A) K.K

6



Annexure V: Photographs taken at Mahasumand during field visits from January to March 2015





