

GOVERNMENT OF KERALA
Abstract

Caste/Sch.Tribe Development Department - The Scheduled Tribe claim of certain communities in Devicolam Taluk in Idukki District - rejected - Orders issued.

SC/ST DEVELOPMENT (G) DEPARTMENT

G.O.(MS)No.67/02/SCSTDD. Dated, Thiruvananthapuram, 13.11.2002.

Read : (1) Govt. letter No.12521/E2/86/SCSTDD dated 1.4.1987.
(2) Judgment dated 13.10.1992 in OP No.8776/87.
(3) G.O.(Rt)No.231/94/SCSTDD dated 18.6.1994.
(4) Judgment dtated 29.1.1999 in OP No.2345/99.

ORDER

In 1984 the Kerala Institute for Research, Training and Development Studies of Scheduled Castes and Scheduled Tribes conducted a field enquiry on obtaining complaints that there are certain communities and individuals in Devicolam Taluk in Idukki District claiming Scheduled Tribe status viz. Malayan, Malai Pandaram, Malai Vedan and Adiyar. The field enquiry was to verify whether their Scheduled Tribe claim was genuine and whether they were eligible for concession meant for Scheduled Tribes. The KIRTADS prepared a report in 1986 and on the basis of the enquiry report Government ordered to stop the Scheduled Tribe benefits to the claimants.

2. The above Government order was challenged by Shri.K.K. Madhavan, Ex-MLA together with the Federation of Central Government Scheduled Caste and Scheduled Tribe Employees (Kerala) in OP No.8776/87 filed before the High Court.

3. The Court in its judgment read as 2nd paper above directed Government to constitute an Expert Committee to find out whether members of Scheduled Tribes communities known as Malai Vedan, Malayan and Malai Pandaram are still alive and whether the claimants really do belong to these communities.

4. In compliance with the judgment, Government constituted an Expert Committee with the District Collector, Idukki or his nominee not below the rank of Revenue Divisional Officer, the Director, Scheduled Tribe Development Department, the Director, KIRTADS, Kozhikode and the Deputy Director (Anthropology) KIRTADS, Kozhikode as members. It was also ordered therein that the Director, KIRTADS shall also be the convenor of the Committee.

5. The Expert Committee, which submitted its report to Government on 9.8.1999 has the following observation on the terms of reference contained in the Hon'ble Court's direction in OP No.8776/86.

(1) The members belonging to Scheduled Tribe Malai-vedan, Malayan, Malapandaram are still alive.

(2) The Scheduled Tribe claimants as Malayan, Malai-vedan and Malapandarams in Marayoor, Kanthaloor, Keezhanthur, Kottakombur and Vattavada villages of Devicoolam Taluk, Idukki District do not belong to Tribal communities, but non-tribals making false claims as Malayan, Malai Pandarams and Malaivedan to corner the benefits and usurp the rights of the Scheduled Tribes.

6. After obtaining the report of the Expert Committee the Secretary, Scheduled Caste/Scheduled Tribe Development Department who is also the Chairman of the Scrutiny Committee offered personal hearing to all concerned. The Government examined the report in detail. The report after conducting a detailed investigation and gathering evidences from all sources is sound and appreciable.

7. Government, therefore, accept the report of the Expert Committee and reject the Scheduled Tribe claim of certain communities as Malayan, Malaivedan and Malaipandaram in Marayoor, Kanthaloor, Keezhanthar, Kottakombur and Vattavada Villages of Devicoolam Taluk, Idukki District as they do not belong to Tribal Communities, but

non tribals making false claim as Malayan, Malaipandaram and Malaivedan to corner the benefits and usurp the rights of Scheduled Tribes.

By Order of the Governor,

JAMES VARGHESE
Secretary to Government

To

- The Secretary, Malayan Seva Sanghom, (Reg.No.1/89/817,
Koviloor P.O, Yellapetty, (Via) Devicolam, Idukki.
Sri.K.S.Govindaraj, Kudumbi Veedu, Vattavada, Koviloor P.O,
Yellapetty, Devicolam, Idukki.
Sri.S.R.Reghupathy, Suppa Veedu, Kottakombor, Koviloor P.O,
Yellapetty, Devicolam, Idukki.
Sri.Lakshmanan, Adimandiram, Koviloor P.O, Yellapetty,
Devicolam, Idukki.
The Advocate General, Ernakulam (with C/L).
The Director, Sch. Tribe Development Department, Thiruvanantha-
puram.
The Director, KIRTADS, Kozhikode-17.
The District Collector, Idukki.
The Tahsildar, Devicolam, Idukki
The General Admn. (SC) Department (Vide item No.1444 dated
30.10.2002).
The Stock file/O/C.

Forwarded/By Order



Section Officer.