

FORM 8

[Regulation No. 17 (A)]

By speed post

ODISHA HUMAN RIGHTS COMMISSION

2nd Floor, Toshali Bhawan, Satya Nagar, Bhubaneswar-751 007

CASE No. 621 OF 2024 | *hr no 13357/04hr*

BHUBANESWAR, DATE: 12-7-2024

Advocate T.K. Dabedi & Others.

To

A - Sector-7, Manohar Nagar, Cuttack

Ref. : Your complaint, dated _____ regarding _____

Dist. Cuttack, Pin-753014, mobile no-9237510885.



Your complaint referred to above has been registered as Case No. 621 of 2024 and Commission upon consideration of your complaint has passed the following :

ORDER

*The Commissioner
Bhubaneswar
Municipal Corporation*

Copy of Order dated 28/06/24 and copy of report of dated 06/05/24 are sent herewith for your response, if any, within 30/08/2024 weeks. If no response is received within the stipulated time, it shall be presumed that you have nothing more to say in the matter.

Copy of Order dated 28/06/24 enclosed

Copy of report dated 06/05/24 of *The Commissioner Bhubaneswar Municipal Corporation, Bhubaneswar* enclosed.

REGISTRAR

ODISHA HUMAN RIGHTS COMMISSION
ORDER SHEET

Case No. 621 Of 20 2024

Name of the Complainant T.K. Dwibedi & Others

Sl. No.	Date	Order passed by the Commission	Office action taken with date
02	28.06.2024	<p>Report received from the Commissioner, Bhubaneswar Municipal Corporation, Bhubaneswar along with the enclosures be sent to the petitioners to submit their response by the next date.</p> <p>Place the matter on 30.08.2024.</p>	



← Sel -
Charity person

BEFORE THE HON'BLE NATIONAL HUMAN RIGHTS
COMMISSION, NEW DELHI

OHRC CASE NO.-621 OF 2024

T.K Dwibedi

.....Complainant

Vrs

Commissioner,
Bhubaneswar Municipal Corporation

..... Respondent

REPORT OF THE COMMISSIONER, BHUBANEWSWAR MUNICIPAL
CORPORATION, BHUABANESWAER,

The Humble Report of the Commisloner,
Bhubaneswar Municipal Corporation

Most Respectfully sheweth:

1. That the aforesaid case has been filed by Sri T.K Dwibedi before the Hon'ble Court of Odisha Human Rights Commission alleging that 23 nos of Dibyanga street vendors have illegally and arbitrarily evicted from the Market Building area without proper rehabilitation for which their Human Rights as well as constitutional rights have been violated.
2. That after receipt of the Notice from the Hon'ble Odisha Human Rights Commission, Bhubaneswar the matter was enquired by the Deputy Commissioner,(Vending Zone),Bhubaneswar Municipal Corporation and the following observations are submitted.

3. That as per the field inquiry report on the allegation of the petitioners " Dibyanga Street Vendors " for eviction inside the Market Building Area without rehabilitating them it is humbly submitted that the vendors who were doing business inside the Market Building Area were evicted due to traffic congestion and sanitation hazards .
4. That the Central Market Association of Market Building has signed an agreement with the Bhubaneswar Municipal Corporation, Bhubaneswar not to issue any permission for business by mobile vendors inside the market building area which has been declared as a " NO VENDING ZONE ".
5. That the Bhubaneswar Municipal Corporation has also declared that the area of the Market Building and all roadside footpaths of BMC as a " NO VENDING ZONE " for the greater interest of the General Public.
6. That the allegation made by the Complainant is false and fabricated. After the eviction of the differently abled vendors inside the Market Building area ,BMC allowed space for 23 nos. of

Bhubaneswar Municipal Corporation



No. _____

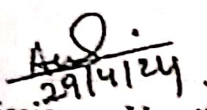
/Date _____

Submission of reports on OIIRC case no.621/2024 filed by T. K Diwedi and Others

As per the direction of the Hon'ble Court, the matter has been inquired in the field and the following observations are submitted.

As per the filed inquiry report on the allegation of petitioners "Dibyanga Street Vendors" for eviction inside the Market Building area without rehabilitating them. The vendors who were doing business inside the Market Building area were evicted due to traffic conjunction and sanitation hazards of that area. The Central Market Association of Market Building has signed an agreement with BMC not to issue any permission for business by mobile vendors. The Bhubaneswar Municipal Corporation has also declared the area of the market building and all roadside footpaths of BMC as a "NO VENDING ZONE" for the greater interest of the general public. The allegation made by the petitioner is false and fabricated. After the eviction of disabled vendors inside the Market Building, BMC has allowed space for 23 nos. of disabled persons near the Market Building area to do temporary business till an alternate arrangement is made (document enclosed). Further, BMC is doing its best to allot kiosks to eligible differently able persons, whenever any vending zone is constructed. The BMC Authority has never assured any person to allot kiosks at the Ghatikia vending zone.

The disabled persons who are allowed space near the Market Building are continuing in that space. BMC has not taken any steps for eviction from that space. As per the inquiry report, it is found that out of 23 vendors, some differently able vendors are still doing business and they have no objection (report enclosed). It is also found from the verification report that, some of the vendors have sold their space to general vendors. The petitioners are demanding a permanent shop as it is not possible to allow the shop to a disproportionate no. of differently able persons immediately. It can only be possible in a phased manner on the availability of shops.


A. J. Dy. Commissioner, Vending Zone
Bhubaneswar Municipal Corporation



Name list of the 25 Blind Persons

1. Bansidhar Pradhan ✓
2. Madan Sundar Nayk ✓
3. Sri Sarat Das ✓
4. Amar Pradhan ✓
5. Shantilata Swain ✓
6. Prasant Kumar Sahu ✓
7. Akhya Kumar Pradhan ✓
8. Prasanta Sahoo ✓
9. Narotam Das ✓
10. Bairagi Bisoi ✓
11. Ramesh Mohapatra ✓
12. Aswini Sahoo ✓
13. Rajib Sahu ✓
14. Jayanti Mallik ✓
- ✓ 15. Pabitra Patashani ✓
16. Sushanta Barik ✓
17. Jayadev Das ✓
18. Sanyashi Behera ✓
19. Hrushikesh Sahoo ✓ ✓
- ✓ 20. Bikram Pradhan ✓ ✓
- ✓ 21. Alok Dehuri ✓ ✓
22. Ramesh Dash ✓ ✓
23. Himanshu Sekhar Bhuyan ✓ ✓
24. Rabindra Kumar Dalei ✓
25. Ramesh Chandra Dash ✓
- Two other persons may consider ✓ 26. Dilip Nayak ✓
- ✓ 27. Trinath Rambah ✓

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