

**DR. N. C. SAXENA, COMMISSIONER AND  
HARSH MANDER, SPECIAL COMMISSIONER OF THE SUPREME COURT  
IN THE CASE: PUCL v. UOI & Ors. WRIT PETITION (Civil) No. 196 of 2001**

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September 9<sup>th</sup>, 2008.

Allschemes/588/orissa.

Shri Ajit Kumar Tripathy

Chief Secretary

Government of Orissa

Secretariat

Bhubaneswar

Orissa

**Sub: Regarding the implementation of food schemes.**

Dear Shri. Tripathy,

As you are aware, in our capacity as Commissioners of the Supreme Court in CWP 196/2001, PUCL v. UOI and others, we monitor the implementation of the food and employment related schemes in the country which fall under the purview of the case including the ICDS, MDMS, NREGA, NOAPS, TPDS, NMBS /JSY and NFBS. We would like to share some issues of concern with the State Government as below:

1. We would like to remind you that despite the reminders we haven't received any response to our earlier letters - icds.coverage/518/allstates ;dated 28.11.07 , NREGA/519/allstates ; dated 29.11.07 and NMBS/547/orissa. Therefore, we urge you kindly respond to these letters immediately.
2. We have received your letter dated 08.05.2008 where you have mentioned that in 8 KBK districts the per capita expenditure under SNP varies from Rs. 0.88 P to Rs. 2.08 P. This is a violation of Supreme Court order dated 13 December 2006 which instructs all State Governments and Union Territories to fully implement the ICDS scheme by, interalia,

- (i).Allocating and spending at least Rs.2 per child per day for supplementary nutrition out of which the Central Government shall contribute Rs.1 per child per day.
- (ii).Allocating and spending at least Rs.2.70 for every severely malnourished child per day for supplementary nutrition out of which the Central Government shall contribute Rs.1.35 per child per day.
- (iii)Allocating and spending at least Rs.2.30 for every pregnant women, nursing mother / adolescent girl per day for supplementary nutrition out of which the Central Government shall contribute Rs.1.15.
3. Therefore, we request you please increase the per capita expenditure to the national norms in these 8 KBK districts and send us a) copy of the instructions that will issued in this direction within two weeks and b) action taken report within two months.
4. Since the two pilot projects have been taken up in Ganjam and Khordha districts for completely handling the procurement, processing and supply of SNP by SHGs/Mothers Committees, we would request you that it is a good time now to evaluate the effectiveness of these two projects and based on the experiences please consider extension of same to all other districts as well. Kindly send us a copy of the evaluation study within two months of time.
5. We appreciate that State government has issued instructions to include children with disability and children of migrant workers under ICDS in the age group of 0-6 years, however, we haven't received any action taken report. Therefore, we would like to request you kindly send us an action report on what are the steps that have been taken till now to include the children with disability and children of migrant workers and what is the physical performance against the estimated number of children with disability and children of migrant workers in the state.
6. We have also received a complaint from the Orissa state that ration hasn't been provided in the Tankapani Gram Panchayat of Khaprakhhol Block to the BPL card holders for three

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months including May, June and July. Therefore, we request you please convene an enquiry into this issue and ensure that people get their entitlement including of these three months immediately and send us an action taken report within one month.

We would be grateful if you could kindly look into the above listed matters on priority and inform us on the same at the earliest.

Warm regards,

Dr. N.C. Saxena

Harsh Mander

CC: Ms. Vidya Das and Mr. Rajkishor Mishra, Advisors to the Commissioners to the Supreme Court, Orissa.