

**GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS**

**RAJYA SABHA
UNSTARRED QUESTION NO. 3562**

TO BE ANSWERED ON THE 24TH JULY, 2019/ SHRAVANA 2, 1941 (SAKA)

ILLEGAL ENTRY OF ROHINGYA MUSLIMS

3562. SHRI ANIL DESAI:

Will the Minister of HOME AFFAIRS be pleased to state:

(a) how many Rohingya Muslims entered India illegally and since when, yearwise details thereof;

(b) names of the States where they are residing and number of such persons in each State;

(c) what is Government's stand on their illegal entry and stay and whether Government is giving any facilities to them, if so, how much and for how long; and

(d) what are chances of their repatriation to Myanmar?

ANSWER

**MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS
(SHRI NITYANAND RAI)**

(a) to (d): Since illegal migrants enter into the country without valid travel documents in clandestine and surreptitious manner, accurate data regarding number of such migrants living in the country is not available.

Detection and deportation of illegal migrants is a continuous and ongoing process. To deal with them, the powers of the Central Government under Section 3 of The Foreigners Act, 1946 to detect, detain and deport illegal foreign nationals and powers under Section 5 of The Passport (Entry into India) Act, 1920 to remove an illegal foreigner by

force have been entrusted under Article 258(1) of the Constitution of India to all the State Governments. Further, under Article 239(1) of the Constitution of India, Administrators of all Union Territories have also been directed to discharge the functions of the Central Government relating to the aforesaid powers.

Ministry of Home Affairs (MHA) has also held a number of meetings and Video Conferences at various levels and has impressed upon the State Governments and other stakeholders to identify all illegal migrants including Rohingyas, watch their movements and cancel any Indian documents such as PAN Cards, Aadhar Cards, Driving Licenses, Ration Cards etc. fraudulently obtained by them. Consolidated instructions regarding deportation/ repatriation of foreign nationals were issued by MHA on 24.04.2014. Further advisories have been issued to State Governments/ UT Administrations on 08.08.2017 and 28.02.2018 regarding identification of illegal migrants and monitoring thereof.

Government has also taken up the issue of Rohingya migrants with the Government of Myanmar. It has emphasized the need for safe, speedy and sustainable return of these displaced persons.
