

Migration and Mobility in India: A Geographical Appraisal



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Preface

Migration and mobility have long been integral components of India's social, economic, and cultural landscape. The movement of people across regions, states, and rural-urban boundaries reflects the dynamic interplay of opportunities, challenges, aspirations, and structural inequalities that shape contemporary society. As India continues to experience rapid urbanization, economic transformation, and demographic change, understanding migration through a geographical lens becomes increasingly important for researchers, policymakers, and development practitioners.

*The edited volume *Migration and Mobility in India: A Geographical Appraisal* brings together scholarly contributions that examine diverse dimensions of migration and mobility in the Indian context. The chapters included in this book explore critical issues such as women's and marriage migration, migrant housing and urban inclusion, informal sector employment, labour rights, social protection mechanisms, citizenship rights, access to welfare services, and legal frameworks governing migrant workers. These studies provide valuable insights into the spatial patterns and socio-economic implications of migration across different regions of India.*

Particular attention is given to the experiences of vulnerable groups, including migrant labourers and tribal communities, whose mobility is often shaped by seasonal employment, livelihood insecurities, and unequal access to resources. The volume also examines rural development strategies aimed at reducing distress migration, with special reference to Maharashtra, highlighting the relationship between regional development and population movement. By integrating geographical perspectives with legal, social, and economic analyses, the book offers a multidisciplinary understanding of migration processes and their consequences.

The chapters collectively underscore the need for inclusive policies that ensure social security, welfare portability, housing rights, and dignified working

conditions for migrants. They also emphasize the importance of recognizing migration not merely as a demographic phenomenon but as a significant driver of social transformation and regional development.

As India moves toward an increasingly interconnected future, migration patterns are expected to evolve in response to technological advancements, climate change, economic restructuring, and changing labour markets. The concluding discussions on future trends provide valuable directions for further research and policy formulation.

We hope that this volume will serve as a useful resource for academicians, students, researchers, planners, policymakers, and all those interested in understanding the complexities of migration and mobility in India. We express our sincere gratitude to all contributors for their scholarly efforts and commitment to advancing knowledge in this important field. Their work has enriched this volume and contributed to a deeper geographical understanding of migration in contemporary India.

Editors

Migration and Mobility in India: A Geographical Appraisal

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Migration and Mobility in India: A Geographical Appraisal

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Womens and Marriage Migration in India

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Abstract

Migration in India has traditionally been examined through the lenses of employment, urbanization, and economic development. However, one of the most widespread yet comparatively overlooked forms of migration is marriage migration, which primarily affects women across the country.

Marriage-related migration constitutes a significant form of migration in India. This refers to the phenomenon where, after marriage, many women are required to move from their natal homes to their husbands' homes. This migration may occur from one village to another, within the same district or state, or occasionally, across state borders. Given that marriage serves as the primary catalyst for the migration of the majority of women in India, this phenomenon holds particular significance.

This study examines the nature, causes, and socio-cultural implications of marriage-related migration in India. Marriage precipitates numerous changes in women's lives; they are compelled to adapt to a new family, a new community, a new language, a distinct culture, and a different environment. While some women gain access to better educational opportunities, employment prospects, and improved living standards in their new locations, others face a multitude of challenges. Women often experience social insecurity, emotional stress, diminished autonomy in decision-making, and difficulties in adjusting to their new surroundings.

Marriage-related migration facilitates cultural exchange and cross-pollination across diverse regions. In contemporary times, there appears to be a discernible increase in marriage-related migration flowing from rural areas toward urban centers. Factors such as urbanization, advancements in education, and evolving lifestyles are driving shifts in migration patterns.

This study is grounded in an analysis of books, research articles, census reports, and other sources of secondary data. The primary objective of this research is to elucidate the geographical and socio-cultural dimensions of marriage-related migration in India. Furthermore, the study underscores the imperative need for

implementing necessary measures to ensure the safety, well-being, and social inclusion of women.

Introduction

Migration is a fundamental process inherent to human life. Individuals migrate from one location to another for a variety of reasons, including employment opportunities, educational pursuits, industrial activities, natural disasters, and marriage. In the Indian context, marriage is regarded as the single most significant catalyst for women's migration. Following marriage, women are required to relocate from their natal homes to the residences of their husbands. This specific process is termed "marriage-related migration." Marriage-related migration is observed on a large scale in India. This migration occurs from one village to another, from rural areas to urban areas, or even from one state to another. Marriage brings about numerous social, cultural, and economic changes in the lives of women. It becomes essential for women to adapt to a new family, a new environment, a new language, new traditions, and a new lifestyle. While some women gain access to better amenities, education, and employment opportunities after marriage, others face various social and psychological challenges.

Marriage-related migration fosters cultural exchange within society. People from diverse regions become acquainted with one another's cultures, traditions, and lifestyles. In contemporary times, factors such as education, urbanization, modern lifestyles, and advancements in communication and transportation have led to changes in the nature of marriage-related migration. A noticeable trend is the increasing migration from rural areas toward urban centers.

This study examines the nature, causes, and social implications of marriage-related migration on the lives of women in India. Furthermore, it explores the challenges women encounter following migration, as well as potential remedies for these issues.

Objectives of the Study

- To understand the concept of marriage-related migration in India.
- To comprehend the social and cultural consequences of marriage-related migration.
- To analyse the nature of marriage-related migration in both rural and urban areas.
- To investigate the difficulties and challenges faced by women following migration.

Methodology / Research Approach

This study relies primarily on secondary data. The research draws upon census reports, books, research articles, and periodicals. Information pertinent to marriage-related migration was gathered from the internet and published research literature.

The study investigates the nature, underlying causes, and social consequences of women's migration resulting from marriage in the Indian context. An attempt has been made to understand the social and geographical aspects of marriage-related migration by analyzing available data.

Definition of Marriage-Related Migration

“The process by which women move from their natal home to their husband's home—or to a new location—following marriage is termed ‘marriage-related migration’.” In India, this is considered the primary reason for women's migration. This migration may occur from one village to another, to a city, or even to a different state.

Figure / Map Explanation

The map above illustrates the major streams of marriage-related migration in India. It is evident that, following marriage, women migrate from rural areas to urban areas, as well as from one state to another. A higher volume of migration is observed towards states such as Maharashtra, Delhi, Gujarat, and Karnataka. This map clearly demonstrates that marriage-related migration brings about changes in population distribution and social structure.

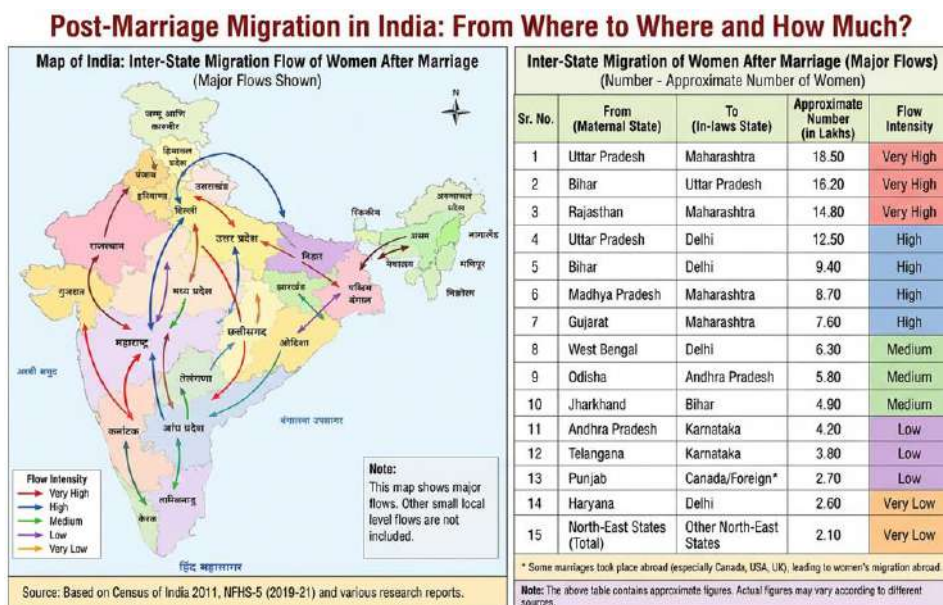
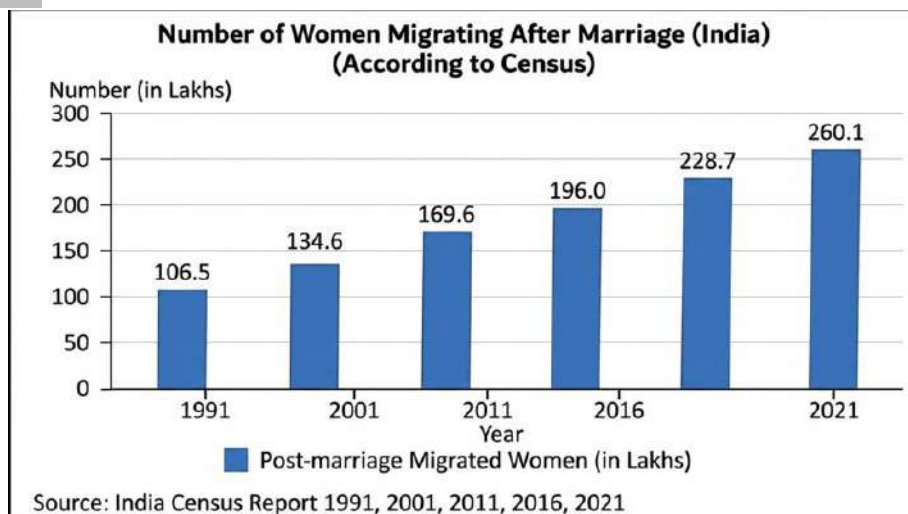


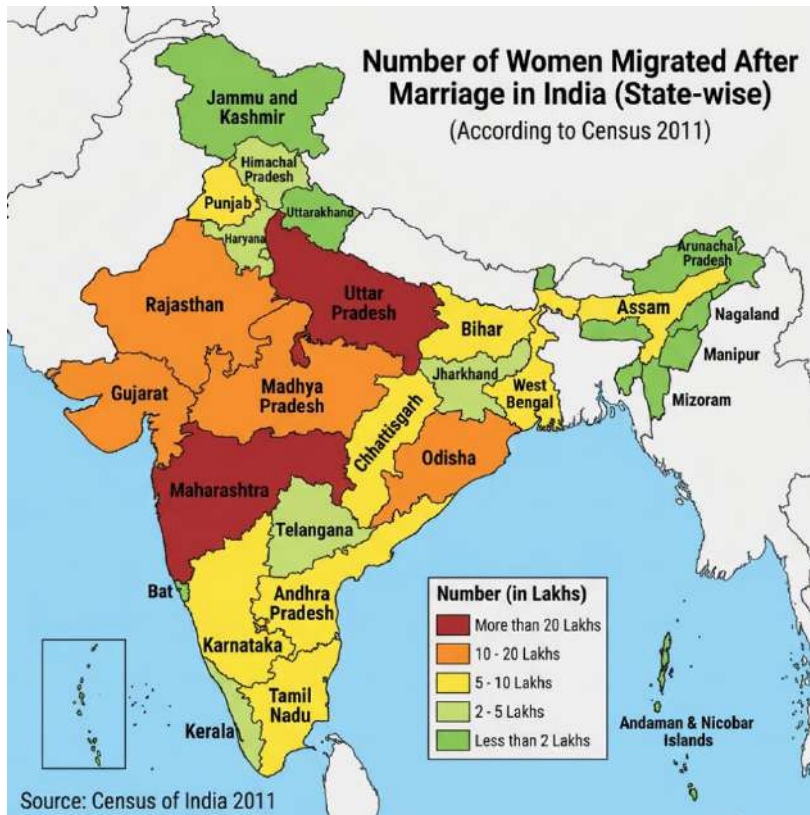
Table Explanation

The table above presents the statistics regarding marriage-related migration across various states of India. In certain states, the rate of female migration is particularly high, reflecting the influence of urbanization, education, and employment opportunities. These statistics provide a clear insight into the social and geographical implications of marriage-related migration.



**Number of Women Migrated After Marriage by Indian States
(According to Census 2011)**

Sr. No.	Name of State	Number of Women Migrated After Marriage
1	Uttar Pradesh	27.40
2	Maharashtra	18.35
3	West Bengal	15.66
4	Bihar	14.98
5	Rajasthan	14.01
6	Madhya Pradesh	11.88
7	Tamil Nadu	10.26
8	Karnataka	9.70
9	Andhra Pradesh	8.64
10	Gujarat	6.58
11	Odisha	6.29
12	Telangana	4.96
13	Punjab	3.98
14	Haryana	3.21
15	Kerala	2.90
Total (India)		169.59 Lakh



Nature of Marriage-Related Migration

1. Primary Migration of Women

In India, marriage is the single largest cause of women's migration. After marriage, women are tending to move from their natal homes to their husbands' house. Consequently, this brings about social, cultural, and familial changes in women's lives. Within the Indian social structure, significant importance is accorded to marriage-related migration.

2. Rural-to-Urban Migration

Due to marriage, many women migrate from rural areas to urban areas. This trend of migration appears to be on the rise, driven by the availability of education, employment opportunities, healthcare, and other amenities in cities. Urbanization has brought about substantial changes in the nature of marriage-related migration.

3. Cultural Changes

After marriage, women must adapt to a new language, traditions, customs, and culture. Marriages involving individuals from diverse regions facilitate cultural exchange. This, in turn, fosters greater social integration and mutual understanding within society.

4. Social Changes

Marriage-related migration brings about changes in women's social lives. Women encounter a variety of experiences as they navigate the process of adapting to a new family, social environment, and set of relationships. While some women experience immediate social acceptance, others may face various challenges and difficulties.

5. Economic Impact

Some women gain access to better employment opportunities, education, and amenities after marriage. Consequently, their economic situation improves. However, other women face economic dependency and limited employment opportunities.

The Scope of Migration Due to Marriage

1. Geographic Scope

Migration due to marriage occurs across various regions—whether within a village, district, state, or country. Rural-to-urban and inter-state migration are observed on a large scale. As a result, changes occur in the distribution of the population.

2. Social Scope

This migration brings about changes in social structure, family systems, and social relationships. Women's social status undergoes transformation, and new social connections are forged. Consequently, cultural and social integration within society is enhanced.

3. Cultural Scope

Migration due to marriage facilitates the exchange of cultures, languages, traditions, and lifestyles across different regions. Exposure to a new culture leads to cultural shifts in the lives of these women.

4. Economic Scope

Migration due to marriage has a direct impact on women's economic lives. While some women gain access to new employment opportunities, others face economic hardships. Consequently, this also affects the financial stability of the family.

5. Demographic Scope

Migration resulting from marriage alters the distribution of the population. The population in rural areas tends to decline, while urban populations are observed to grow. This accelerates the process of urbanization.

6. Educational Scope

Education is fostering increased awareness among women. Many women strive to complete their education even after marriage. This provides a significant boost to women's educational and social development.

Consequences of Migration Due to Marriage

Positive Consequences

1. Enhanced Cultural Exchange

Migration due to marriage introduces women to new regions, languages, traditions, and cultures. People from diverse states and communities become acquainted with one another's cultural heritage. This fosters cultural integration within society. It cultivates a spirit of acceptance towards diverse customs, festivals, and lifestyles. Consequently, it aids in enhancing social harmony and mutual understanding.

2. Women Gain New Opportunities for Education and Employment

Some women migrate from rural areas to urban centers. Cities offer a greater abundance of facilities for education, healthcare, and employment. As a result, women gain the opportunity to complete their education and pursue careers. By becoming economically empowered, women experience an improvement in their standard of living and a boost in their self-confidence.

3. Social Bonds Are Strengthened

Marriage serves to connect two families—and, by extension, the wider society—with one another. The formation of new kinship ties leads to the strengthening of social bonds. It fosters mutual cooperation and understanding among people hailing from diverse regions. Consequently, this contributes to the creation of a sense of unity within society.

4. Women's Self-Confidence and Self-Reliance Increase

Living in a new environment exposes women to a multitude of new experiences. As they navigate and fulfill new responsibilities, their self-confidence grows. Through education, employment, or entrepreneurship, some women achieve self-reliance. This, in turn, provides a significant impetus to their overall personality development.

5. It Aids in Urban and Economic Development

Migration from rural areas to cities leads to an increase in the urban workforce. This influx of labour facilitates the growth and development of industries, the service sector, and other economic spheres. Furthermore, the increased participation of women contributes to an improvement in the financial stability of their families.

Negative Consequences

1. Difficulty Adapting to a New Environment

After marriage, women are required to adapt to a new family, language, society, and set of traditions. Often, because the new environment is vastly different, women experience psychological stress. Concerns arise regarding whether or not they will

be accepted in their new surroundings. Consequently, this can lead to emotional and mental difficulties.

2. Social Insecurity and Discrimination

Some women face issues such as discrimination, social pressure, and domestic violence in their new locations. A lack of autonomy in decision-making, the devaluation of their opinions, and restrictive social norms can cause women to feel insecure.

3. Obstacles to Education and Employment

After marriage, many women are compelled to discontinue their education or give up their jobs. Due to increased familial responsibilities, it becomes difficult for women to focus on their own careers. This, in turn, adversely affects their financial and personal development.

4. Increased Emotional Stress and Loneliness

Having to leave behind their natal home, friends, and established social connections to live in a new place can lead to feelings of loneliness among women. The process of adjusting to a new environment exacerbates mental stress. For some women, a lack of adequate emotional support can trigger feelings of depression.

5. Additional Strain on Urban Areas

The rising migration from rural to urban areas leads to an increase in urban populations. Consequently, this places an additional strain on housing, water supply, transportation, healthcare, and other civic amenities. It also contributes to the escalation of urban challenges such as the growth of slums, unemployment, and pollution.

Measures to Address Marriage-Related Migration Issues

1. Promoting Women's Education

Providing women with opportunities for higher education fosters increased awareness and self-confidence. Education empowers women with the capacity to make their own decisions, making it easier for them to navigate and cope with the challenges that arise following migration.

2. Enhancing Employment Opportunities

It is essential to provide employment opportunities to women, particularly after marriage. Empowering women economically improves their standard of living and fosters self-reliance.

3. Ensuring Women's Safety

Women who have migrated to new locations require a safe and secure environment. There is a need for stringent laws and public awareness campaigns to curb discrimination, violence, and social injustice against women.

4. Fostering Social Awareness

It is imperative to raise awareness within society regarding women's rights. Providing women with equal treatment and the freedom to make their own decisions will give impetus to their social development.

5. Access to Government Schemes

It is crucial to ensure that the benefits of government schemes and welfare programs designed for women reach migrant women. This will contribute to an improvement in their standard of living.

Conclusion

Migration due to marriage is regarded as the most significant driver of women's migration in India. Following marriage, women are required to adapt to a new family, community, language, and culture. Consequently, their social, cultural, and economic lives undergo substantial transformation.

Migration driven by marriage enhances cultural exchange and cultivates a sense of social cohesion within the community. Some women gain access to opportunities for education, employment, and an improved standard of living. However, many women encounter challenges such as difficulties in adapting to a new environment, social insecurity, emotional stress, and economic dependency.

In contemporary times, factors such as education, urbanization, and changing lifestyles are altering the very nature of migration driven by marriage. Awareness among women is on the rise, and they are increasingly making strides in the fields of education and employment. Therefore, it is imperative that women are accorded equal opportunities, safety, and social support.

Thus, migration due to marriage is not merely a process of physical relocation; rather, it is a pivotal process that catalyses significant social and cultural change. For the holistic development of women and the overall progress of society, it is essential to view migration driven by marriage through a positive and constructive lens.

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Migration, Housing and the Right to the City: Urban Governance and Migrant Inclusion in Mumbai

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Abstract

Mumbai has historically evolved as one of India's most significant migrant destinations, with its growth as a colonial port, industrial centre and contemporary financial capital shaped by successive waves of internal migration. This paper examines the relationship between migration, housing and urban governance in Mumbai through the lens of migrant inclusion and the concept of the right to the city. It positions housing as a critical site through which migrants experience either belonging or exclusion, and analyses how legal entitlements, policy frameworks and everyday urban practices shape access to urban space and participation in city life. Drawing on constitutional provisions, urban housing policies and scholarly literature on citizenship and participation, the paper explores the ways in which migrants navigate both formal and informal housing systems in Mumbai while asserting claims to residence, dignity and urban belonging.

The study argues that while the Indian constitutional framework guarantees equality, freedom of movement and the right to reside in any part of the country, migrant access to housing in Mumbai remains uneven. Documentary requirements, affordability constraints, informal discrimination and insecure tenure continue to limit access to stable housing and weaken the meaningful exercise of the right to the city. At the same time, Mumbai presents important examples of civic participation beyond domicile, including neighbourhood associations, informal settlement networks and housing movements through which migrant communities actively negotiate access to services, redevelopment and urban governance. These practices demonstrate that urban citizenship is shaped not only by formal legal status but also through residence, contribution and collective engagement. The paper concludes

that a more inclusive Mumbai requires migrant-sensitive housing governance, stronger anti-discrimination protections and participatory planning frameworks that recognise migrants as equal claimants to housing, urban space and the shared future of the city.

Introduction

Mumbai has long occupied a distinctive place in India's urban imagination as both the country's financial capital and one of its most significant migrant destinations. From its emergence as a colonial port city under British administration to its transformation into a post-liberalisation centre of finance, construction, logistics and services, Mumbai's economic growth has been deeply linked with migration. Census 2011 recorded the Mumbai Urban Agglomeration as India's largest urban agglomeration with a population of 18.39 million (Census Digital Library, 2023), while migration data from the Census identified Greater Mumbai among the country's largest urban destinations for migrants. Migration to the city has historically originated from within Maharashtra as well as from Gujarat, Uttar Pradesh, Bihar and other regions, reflecting Mumbai's continued role as a centre of livelihood mobility and economic opportunity despite rising land values and an increasingly expensive urban environment (Census Digital Library, 2021).

Yet the promise of economic opportunity is closely mediated by access to housing. In Mumbai, housing functions not merely as shelter but as a central site through which urban belonging is negotiated. The ability to own, rent or informally occupy space determines residential security, access to water and sanitation, eligibility for public services, proximity to employment and, significantly, one's capacity to participate in neighbourhood and civic decision-making. For migrant households in particular, access to housing often becomes the first and most consequential point of entry into the city. Formal processes such as documentation, tenancy agreements and affordability requirements intersect with informal social practices including linguistic preference, local references, residential stigma and discriminatory gatekeeping, often shaping who is able to secure stable residence and under what conditions.

Against this backdrop, this paper asks: how does Mumbai's urban governance framework facilitate or constrain migrant inclusion through housing access, citizenship practices and participatory governance? This paper argues that although the Indian constitutional framework and urban housing policies formally guarantee equality, freedom of movement and access to urban opportunity, migrant inclusion in Mumbai continues to be unevenly experienced through documentation barriers, affordability constraints, informal discrimination and unequal participation in urban governance. At the same time, migrant communities actively participate in neighbourhood governance, housing negotiations and city development in ways that transcend domicile-based distinctions. The paper therefore contends that Mumbai

reflects a continuing democratic tension between constitutional inclusion and lived exclusion, while also demonstrating how migrants remain indispensable co-producers of the city's social and spatial future.

Migration into Mumbai: Historical and Contemporary Trends

Mumbai's identity as India's leading metropolitan centre has historically been shaped by migration. The city's growth from a colonial trading port to a global financial centre has relied upon successive waves of labour mobility, making migration central to its demographic expansion, economic development and social composition. The history of migration into Mumbai is therefore not peripheral to the city's development; rather, it is foundational to its urban character and to the continuing governance challenges surrounding housing and inclusion.

During the colonial period, the development of Bombay under British rule transformed the city into a strategic port linked to global maritime trade. The expansion of dockyards, railway infrastructure, mercantile activity and especially the textile mills in the nineteenth and early twentieth centuries created sustained demand for labour. This generated large-scale migration from surrounding regions including the Konkan coast, the Deccan plateau and Gujarat, while also attracting labourers and traders from farther regions of western and northern India (Karmarkar, 2017). Bombay's emergence as an industrial and commercial centre made the city an early destination for internal migration, with labour mobility becoming closely tied to urban expansion and the creation of working-class neighbourhoods. Several morphological changes were seen extending the city beyond its limits (Swati & Bahale, 2021).

Following independence, Mumbai retained its position as one of India's principal economic centres. Industrial employment, port activity, government services and the informal sector continued to attract migrant populations. Over time, migration diversified both socially and geographically. The city increasingly drew not only skilled workers and traders but also workers employed in construction, domestic work, transport, hospitality and informal services. According to the Census of India, migrants constituted a substantial proportion of Greater Mumbai's population by 2011, reflecting both interstate and intrastate movement into the metropolitan region (Deb, 2025).

A significant shift occurred after the economic liberalisation reforms of 1991. Mumbai's economy increasingly transitioned toward finance, real estate, telecommunications, logistics and service-sector employment. This restructuring created new employment opportunities while simultaneously accelerating land commodification and raising housing costs. Migration into Mumbai continued, but with a changing occupational profile: migrants increasingly entered construction labour, retail, domestic work, transportation, delivery networks and other urban service sectors (Shinde, 2018). Alongside this, urban expansion intensified in

suburban and peripheral areas, particularly in the extended metropolitan region, as rising land values in the island city and central suburbs pushed both long-term residents and new migrants outward.

Migration patterns into Mumbai continue to reflect both opportunity and compulsion. Economic mobility remains a major driver, but migration is also shaped by agrarian distress, uneven regional development and the concentration of employment opportunities in metropolitan centres. Census migration tables for Maharashtra show that Mumbai continues to attract migrants from within Maharashtra as well as from states such as Uttar Pradesh, Bihar, Gujarat and Karnataka (ibid, 2018). This sustained movement demonstrates Mumbai's continuing role as a city of opportunity. At the same time, it also produces significant pressures on housing, infrastructure and access to urban services.

These historical and contemporary migration trends are central to understanding migrant inclusion in Mumbai. Migration has consistently supplied labour essential to the city's functioning, from colonial industry to contemporary service economies. Yet the city's capacity to absorb migrants through secure and affordable housing has remained uneven. As a result, migration and housing governance remain deeply interconnected: migrants contribute to the city's economic vitality, while their ability to secure residence and participate fully in urban life continues to be shaped by institutional structures, market forces and local governance practices.

Citizenship, Social Inclusion and Constitutional Foundations

Migration into Mumbai raises a foundational urban governance question: on what basis does a person belong to the city? While migration is often understood in economic terms through labour mobility and urban growth, it also engages broader questions of citizenship, inclusion and access to urban resources. In a city such as Mumbai, where residents frequently come from different regions, linguistic backgrounds and socioeconomic groups, belonging cannot be understood solely through domicile or place of birth. Rather, migrant inclusion requires engagement with both constitutional guarantees and broader ideas of urban citizenship grounded in residence, participation and access to public life.

A useful starting point is the theory of citizenship advanced by T. H. Marshall, who conceptualised citizenship as comprising civil, political and social dimensions (Cohen, 2012). Civil citizenship concerns equal legal status and freedom; political citizenship relates to participation in democratic institutions; and social citizenship refers to access to welfare, dignity and the material conditions necessary for meaningful membership in society. For migrants in urban contexts, these dimensions often intersect. Formal legal freedom to move and reside in a city may exist, yet meaningful inclusion depends equally on access to housing, public services and participation in local decision-making. Building on this, Henri Lefebvre argued that urban residents should not merely inhabit the city but should

actively participate in shaping it through everyday life and democratic engagement (Lefebvre, 1966/2000). This understanding is particularly relevant to Mumbai, where migrants contribute substantially to the city's economy and social life while often negotiating unequal access to housing and urban services.

The Indian constitutional framework provides an important normative foundation for migrant inclusion. Article 14 guarantees equality before law and equal protection of laws; Article 15 prohibits discrimination on specified grounds including religion, race, caste, sex and place of birth; and Article 19(1)(d) and Article 19(1)(e) guarantee freedom of movement throughout the territory of India and the right to reside and settle in any part of the country. Together, these provisions affirm that internal migrants possess the same constitutional entitlement to reside in Mumbai as any other Indian citizen. Article 21, interpreted expansively by the Supreme Court of India, has further linked the right to life with dignity, shelter and humane living conditions. In *Olga Tellis v. Bombay Municipal Corporation* (1985), the Supreme Court recognised the close relationship between livelihood and shelter in urban contexts, acknowledging that displacement and loss of residence can directly threaten the right to life (Rajagopal, 2022).

These constitutional guarantees also connect with the broader democratic vision of social inclusion. The Constitution does not condition equal urban belonging on local origin or domicile. Instead, it protects mobility and equality while expecting public institutions to function in a manner consistent with dignity and substantive access. In practice, however, migrants frequently encounter barriers that are not explicitly codified in law but emerge through social discrimination, unequal access to housing and exclusionary institutional practices. This creates a tension between constitutional citizenship and lived urban experience.

Mumbai illustrates this tension with particular intensity. As rightly said by Dr. Prof. Amita Bhide, "Cities are made and constructed by migrants. When I say constructed, not merely physical construction, but active contribution to the economy, active contribution to the overall social life." (SMCSchannel, 2019) Migrants contribute labour, participate in neighbourhood economies and sustain the city's everyday functioning, yet their claims to housing and urban belonging are often mediated through informal social norms and uneven access to decision-making structures. Urban citizenship in this context therefore extends beyond formal legal residence. It includes the ability to access shelter, participate in local governance and contribute to the collective life of the city. Understanding migrant inclusion in Mumbai requires attention not only to constitutional protections but also to the practical structures through which those protections are translated—or denied—in urban space.

Housing Access in Mumbai: Formal and Informal Inclusion/Exclusion

Housing remains one of the most decisive sites through which migrant inclusion in Mumbai is negotiated. As observed by Amita Bhide, (ibid, 2019), despite foundational contribution of migrants to Mumbai, access to adequate housing continues to reflect a sharp divide between formal legal entitlement and everyday lived experience. Migrants may possess the constitutional right to reside and settle in any part of India, but their ability to access secure housing in Mumbai often depends on navigating complex legal procedures, market barriers and social gatekeeping (Jha et al., 2012).

For migrants entering the formal housing market in Mumbai, access generally requires substantial documentary and financial compliance. Home ownership ordinarily demands government-issued identity documents such as Aadhaar or passport, Permanent Account Number (PAN), income records, bank statements and, where finance is required, loan eligibility documentation. Property transactions further involve registration under the Registration Act, payment of stamp duty and compliance with state-level revenue procedures, thus adding to expenses. These legal requirements are designed to formalise ownership and improve regulatory certainty, yet they can create barriers for migrant households with irregular employment histories, limited formal income documentation or recent relocation.

The Government of Maharashtra has set up a statutory body Maharashtra Housing and Area Development Authority (MHADA) to develop affordable housing and implementing urban renewal schemes across the state. The allocation of housing is done through a lottery draw. Housing units are priced “below market value”. In order to qualify for a house under this scheme, the first requirement is to be a resident of Maharashtra, thus necessitating domicile status. Other documentary requirements are residence proof showing permanent address, income certificate to prove stable monthly income (Ramamirtham, 2026). The applicants also have to themselves apply for credit in case their file is drawn in the lottery. This scheme is, thus, exclusive and inaccessible to migrants who contribute to the city’s economy.

Rental housing similarly requires documentation and financial assurance. Leave and licence agreements have become the dominant legal mechanism for tenancy in Mumbai and commonly require identity proof, address proof, police verification, advance deposits and references. For migrant workers in informal employment, these requirements can become difficult to satisfy. The challenge is especially pronounced where recent migrants lack established banking records, local guarantors or formal employer documentation. On the one hand, the rent cap mandated by the ‘draconian’ Maharashtra Rent Control Act, 1999 has led to a decrease in rental housing stock in Mumbai (Tandel et al., 2015). On the other hand, the government planned to launch a structured and regulated framework for rental housing, including a digital platform to connect housing with tenants (Realty Quarter Bureau, 2026). It gravely ignores the fragmented housing market and the digital literacy of a significant population of migrants.

These individual requirements operate within broader urban housing policy frameworks. Maharashtra Housing and Area Development Authority (MHADA) continues to play a central role in affordable housing delivery through lottery-based schemes and redevelopment. The Slum Rehabilitation Authority (SRA) addresses redevelopment and rehabilitation of informal settlements. The Development Control and Promotion Regulations for Greater Mumbai provide planning norms that shape density, redevelopment and affordable housing obligations. Nationally, Pradhan Mantri Awas Yojana (Urban) seeks to expand access to affordable housing through credit-linked and state-supported interventions. Together, these mechanisms demonstrate that housing access is recognised as a major public policy concern. However, migrants often experience uneven access to these schemes because eligibility may depend on documentary continuity, tenure records or forms of legal proof that are difficult for newly arrived or informally employed residents to establish.

Alongside formal legal procedures, migrants frequently encounter informal barriers that significantly shape access to housing. These barriers may arise through residential preference, community-based gatekeeping and social discrimination. Housing access may be influenced by perceived migrant origin, language, religion, diet, occupation, marital status or the absence of local references (TNN, 2023). Tenants working in informal sectors may be viewed as financially unstable. Interstate migrants may face hesitation from landlords or housing societies based on stereotypes or assumptions regarding language, community fit or long-term permanence.

Structural constraints intensify these exclusions. Mumbai's housing market is characterised by high rents, substantial deposits and brokerage costs that can be prohibitive for migrant households. Informal settlements therefore continue to function as major entry points into the city's housing landscape, offering affordability and proximity to employment while often exposing residents to insecure tenure, inadequate infrastructure and vulnerability to redevelopment pressures. Documentation mismatches further complicate access—for example, when identity records reflect another state or district while proof of present residence is required locally.

A central tension emerges here: a migrant may possess constitutional freedom to reside in Mumbai yet continue to face social and market barriers that effectively restrict access to adequate housing. The legal right to mobility does not automatically guarantee equal entry into urban residential life. This challenge is compounded by the absence of a comprehensive anti-discrimination framework specifically governing rental housing in India. While constitutional protections remain important, there is limited city-level enforcement against discriminatory refusals by landlords or private housing associations. As a result, exclusion often operates through informal practices rather than overt legal restriction.

Mumbai's housing landscape therefore reveals both the possibilities and limits of urban inclusion. Public policy recognises affordable housing as a core governance concern, and migrants remain essential to the city's economy and everyday functioning. Yet access continues to be shaped by unequal affordability, documentation-based exclusion and informal social hierarchies. Housing thus becomes more than shelter: it becomes the practical threshold through which migrants experience either belonging or exclusion in the urban life of Mumbai (Bhat, 2021; Tembhekar, 2023).

Urban Governance and Public Participation Beyond Domicile

Urban governance in Mumbai demonstrates that civic participation and claims to the city frequently emerge beyond formal notions of domicile or birthplace. While legal residence and documentary proof often structure access to services and housing, participation in urban governance is shaped equally by everyday engagement with neighbourhood institutions, collective action, and community-led advocacy. For migrants in particular, this highlights an important reality: the right to participate in the city is often exercised through presence, contribution, and association rather than through local origin. In this sense, Mumbai presents a model of urban citizenship where belonging is continuously negotiated through public participation.

A significant example is found in informal settlement associations across Mumbai. Residents of informal settlements—many of whom are internal migrants—have historically organised collectively to negotiate with state institutions over access to water supply, sanitation facilities, redevelopment arrangements, and tenure security. These collective bodies act as intermediaries between residents and urban authorities, translating everyday needs into political claims. The National Slum Dwellers Federation (NSDF), working with Mahila Milan and SPARC, offers an important example of this form of grassroots urban governance. Through community surveys, women-led savings groups, and organised negotiation with municipal agencies, these networks have secured sanitation facilities, relocation agreements, and greater recognition of occupancy rights for informal settlement residents in Mumbai (Patel et al., 2002). Their work demonstrates that migrants are not passive recipients of urban policy but active participants in shaping governance outcomes.

Participation also occurs through formal civic structures such as ward committees and neighbourhood-level consultations. Under the decentralisation framework introduced through the Seventy-Fourth Constitutional Amendment, municipalities are expected to facilitate citizen involvement in local governance. In Mumbai, ward-level participation has created avenues for residents to raise concerns related to housing, drainage, roads, and public infrastructure (MS, 2026; Pinto, 2025; Varshney, 2021). Although implementation remains inconsistent, the framework

itself does not condition civic participation on birthplace or regional identity. Migrants who live and work in the city participate in local discussions as residents affected by urban decisions, thereby reinforcing the idea that urban governance should remain inclusive of all inhabitants.

Housing movements and broader city activism further illustrate this principle. Community organisations across Mumbai have mobilised residents around redevelopment projects, eviction resistance (Mahadevia & Narayanan, 2019), transport planning, and environmental concerns. Migrant women have played a particularly visible role in such mobilisation, especially through collective savings groups and community leadership within informal settlements. Their participation expands the meaning of urban citizenship by linking household concerns with public governance and by asserting a practical right to remain and participate in city-making (Pinto, 2025b).

Mumbai's multilingual and multi-regional social composition also reinforces collective participation beyond domicile. Communities with different linguistic, regional, and occupational backgrounds often collaborate around shared urban issues such as flooding, transportation, redevelopment, and access to public services. These collaborations reflect the city's broader social character—one shaped by diversity and mutual interdependence. At the same time, participation remains uneven. Access to decision-making is still influenced by class, documentation, tenure status, and political networks, and migrant voices may not always receive equal institutional recognition. Nevertheless, Mumbai demonstrates that urban governance is not solely defined by domicile. It is also constituted through everyday participation, collective organisation, and civic contribution, making the city an important example of democratic belonging beyond birthplace.

Critical Evaluation: Policy Promise vs Urban Reality

The experience of housing access and urban participation in Mumbai reflects a continuing tension between constitutional promise and lived urban reality. India's constitutional framework strongly protects internal mobility and guarantees citizens the freedom to move throughout the territory of India and reside in any part of the country. In principle, this creates an inclusive legal foundation for migrants seeking to settle in Mumbai. At the urban level, this commitment is further supported by policy recognition of affordable housing through initiatives such as MHADA housing schemes, the Slum Rehabilitation Authority (SRA), and the Pradhan Mantri Awas Yojana (Urban), all of which acknowledge the need to expand access to housing in rapidly growing cities. Mumbai has also demonstrated a vibrant culture of civic participation, with neighbourhood associations, housing movements, and community-based organisations actively engaging with urban governance. Together, these constitutional and institutional frameworks create meaningful pathways for inclusion.

However, the practical reality of housing in Mumbai remains deeply unequal. The city continues to face a severe affordability crisis driven by high land values, limited housing supply, and intense demand. For many migrants, especially those working in the informal economy or with unstable incomes, formal rental or ownership markets remain financially inaccessible. As a result, informal housing continues to function as both an entry point and a necessity. While informal settlements provide access to proximity and livelihood, they often involve insecure tenure, inconsistent access to services, and vulnerability to eviction or redevelopment-related displacement. The constitutional freedom to reside in Mumbai therefore does not always translate into meaningful access to adequate housing.

A further challenge lies in the absence of robust anti-discrimination enforcement within the housing market. Unlike some jurisdictions where rental discrimination is explicitly regulated through enforceable housing rights mechanisms, housing access in Mumbai frequently depends on informal screening by landlords, housing societies, and brokers. Migrants may face barriers linked to language, regional origin, religion, occupation, marital status, or lack of documentary proof. These exclusions are often socially embedded rather than formally codified, making them difficult to challenge through legal remedies. Consequently, inclusion exists at the constitutional level but can be constrained in practice through everyday housing decisions.

Urban governance also reflects uneven participation. Mumbai has a strong tradition of grassroots activism and community mobilisation, particularly through organisations such as the National Slum Dwellers Federation and SPARC. Yet public participation is not equally accessible to all residents. Class, tenure insecurity, time constraints, and political networks continue to influence whose voices are heard. Participation fatigue may also emerge where repeated engagement with state institutions produces limited or delayed outcomes. This creates a gap between participatory ideals and practical influence.

A critical evaluation therefore suggests that Mumbai possesses an important constitutional and civic foundation for inclusive urban belonging, but implementation remains uneven. Strengthening this framework requires more migrant-sensitive housing governance. This includes developing a more inclusive rental framework, improving anti-discrimination protections in housing access, ensuring that redevelopment processes minimise displacement and protect tenure security, and deepening participatory planning at the neighbourhood level. Mumbai's long-term challenge is not merely accommodating urban growth, but ensuring that all residents—irrespective of place of origin—can access housing and participate meaningfully in shaping the city. The strength of the constitutional promise ultimately depends on how effectively it is realised within everyday urban life.

The Mumbai experience therefore demonstrates that constitutional mobility and urban citizenship are closely linked, but the effectiveness of that relationship depends on whether legal guarantees are supported by inclusive housing governance and equitable participation in the urban sphere.

Conclusion

Mumbai's urban identity has long been shaped by migration, making housing one of the most important sites through which migrants experience inclusion or exclusion in the city. While constitutional guarantees of equality, mobility and residence provide an important legal foundation, access to adequate housing remains uneven in practice due to affordability barriers, informal discrimination, insecure tenure and fragmented urban governance. These inequalities continue to weaken migrants' substantive access to urban space and their ability to fully exercise the right to the city.

At the same time, migrant participation in neighbourhood associations, informal settlement networks and civic movements demonstrates that urban citizenship in Mumbai extends beyond domicile and is shaped through residence, contribution and collective engagement. A more inclusive Mumbai therefore requires an accessible rental housing framework, stronger anti-discrimination protections, migrant-sensitive housing governance and participatory planning mechanisms. These measures would not only improve access to secure and affordable housing but also strengthen migrants' ability to claim urban space, participate in decision-making and shape the future of the city. In this sense, realising migrants' housing rights is central to securing their right to the city in both legal and lived terms.

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Informal Sector Employment and Legal Invisibilization of Migrant Labour

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Abstract

Migrant labour constitutes a significant portion of India's workforce, particularly within the informal sector, which remains largely unregulated and legally under-recognized. Despite their indispensable contribution to economic growth and urban development, migrant workers continue to operate in highly precarious conditions characterized by job insecurity, low and irregular wages, unsafe working environments, and a near absence of social protection. Their mobility, combined with informal employment arrangements, often results in systemic exclusion from formal legal frameworks and welfare entitlements.

This article critically examines the phenomenon of "legal invisibilization," wherein migrant labourers remain outside the effective reach of labour laws, institutional safeguards, and social security mechanisms. It explores the structural deficiencies within existing legal frameworks, including fragmented and overlapping legislation, weak enforcement and monitoring mechanisms, and jurisdictional complexities arising from inter-state migration. Furthermore, the study evaluates recent legislative initiatives, particularly the consolidation of labour laws into labour codes and the introduction of portability schemes such as welfare benefit transfers, assessing both their transformative potential and practical limitations.

Adopting a rights-based approach grounded in constitutional principles of equality, dignity, and livelihood, the article argues for a more inclusive and coherent legal framework. It emphasizes the need for universal registration, enhanced portability of entitlements, and stronger institutional accountability. Ultimately, the paper advocates for a paradigm shift from mere regulatory compliance to substantive inclusion, ensuring recognition, protection, and integration of migrant workers into India's formal socio-economic and legal systems.

Keywords: Migrant Labour, Informal Sector, Legal Invisibilization, Labour Law, Social Security

Introduction

Migration in India is intrinsically linked with economic survival and the pursuit of better opportunities, with millions of workers moving across regions in search of employment. This movement is driven by structural inequalities such as regional disparities in development, agrarian distress, unemployment, and lack of livelihood opportunities in rural areas. A substantial proportion of these migrants are absorbed into the informal sector, which is characterized by low wages, hazardous working conditions, absence of written contracts, and minimal job security. The informal economy, while contributing significantly to national income and sustaining key industries such as construction, agriculture, and domestic work, operates largely outside formal regulatory and institutional frameworks.

This structural disconnect between economic contribution and legal recognition results in what may be termed the “legal invisibilization” of migrant labour. In this context, migrant workers remain physically present and economically indispensable, yet legally marginalized and excluded from labour protections and welfare entitlements. Their transient nature, coupled with lack of documentation and weak state oversight, further exacerbates their vulnerability. Consequently, they are often unable to access minimum wage protections, occupational safety standards, social security benefits, and grievance redressal mechanisms. This invisibility is not merely administrative but reflects deeper systemic failures in labour governance, raising critical concerns about equity, dignity, and justice within India’s socio-economic and legal framework.

Conceptualizing Legal Invisibilization

Legal invisibilization refers to the systematic exclusion of certain categories of workers from the effective protection of laws, arising either from substantive gaps in legislation or from persistent failures in implementation and enforcement. Migrant workers in the informal sector exemplify this condition in a particularly acute manner. Owing to the temporary, circular, and often undocumented nature of their employment, these workers frequently fall outside the scope of labour laws that are traditionally structured around stable, long-term, and formal employer–employee relationships.

This exclusion is further aggravated by administrative barriers such as lack of identity documentation, absence of formal contracts, and difficulties in establishing jurisdiction across state boundaries. As a result, migrant workers are routinely denied access to statutory entitlements including minimum wages, occupational safety protections, social security benefits, and mechanisms for dispute resolution. The problem is compounded by limited awareness among workers regarding their

rights and the complexity of legal procedures, which discourages them from seeking redress.

Importantly, this invisibility is not merely an administrative oversight but a structural phenomenon rooted in broader socio-economic inequalities. Factors such as poverty, caste hierarchies, gender discrimination, and regional disparities intersect to reinforce the marginalization of migrant labour. Consequently, legal invisibilization reflects a deeper crisis of labour governance, where the law, in both design and practice, fails to adequately recognize and protect one of the most vulnerable segments of the workforce.

Informal Sector and Migrant Labour in India

The informal sector accounts for over 80% of employment in India, making it the dominant source of livelihood for a vast majority of the workforce. Migrant workers constitute a disproportionately large segment within this sector, finding employment in labour-intensive industries such as construction, domestic work, agriculture, brick kilns, street vending, and small-scale manufacturing. These sectors are typically characterized by precarious and unregulated working arrangements, where employment is often casual, seasonal, or piece-rated in nature.

A defining feature of informal sector employment is the absence of written contracts, which results in ambiguity regarding terms of employment, wages, working hours, and conditions of service. Consequently, compliance with statutory requirements such as minimum wages, social security contributions, and occupational health and safety standards remains minimal or entirely absent. Workers are frequently subjected to exploitative practices, including wage theft, excessive working hours, and unsafe working environments, with little or no legal recourse.

The lack of a clearly defined employer–employee relationship further complicates issues of legal accountability and enforcement. In many cases, intermediaries or contractors obscure the identity of the principal employer, making it difficult to fix liability under existing labour laws. This fragmented structure not only weakens regulatory oversight but also enables employers to evade legal obligations. As a result, migrant workers in the informal sector remain highly vulnerable, operating within a system that systematically excludes them from meaningful legal protection and institutional support.

Legal Framework Governing Migrant Labour

India's legal regime includes several statutes specifically designed to safeguard the rights and welfare of migrant workers, reflecting a legislative intent to address their vulnerabilities. Notable among these are the Inter-State Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979, which seeks to regulate the employment and working conditions of inter-state migrants; the Unorganised Workers' Social Security Act, 2008, aimed at extending social security

benefits to workers in the informal sector; and the Code on Social Security, 2020, which consolidates and reforms existing labour laws to enhance coverage and portability of benefits.

While these legislative measures provide a formal framework for protection, their practical effectiveness remains significantly constrained. A major challenge lies in weak implementation and enforcement mechanisms, often exacerbated by inadequate institutional capacity and lack of coordination between central and state authorities. Additionally, there is a pervasive lack of awareness among migrant workers regarding their legal rights and entitlements, which limits their ability to claim benefits or seek redress.

Administrative inefficiencies further undermine these laws, particularly in relation to worker registration processes. Mandatory registration, which is a prerequisite for accessing welfare schemes, is frequently neglected due to bureaucratic hurdles, digital barriers, and the transient nature of migrant labour. As a result, a vast majority of migrant workers remain outside the ambit of statutory protections. This gap between legislative intent and ground realities highlights the urgent need for more robust enforcement, simplified procedures, and inclusive policy design.

Challenges in Legal Recognition and Protection

a. Lack of Documentation

A fundamental barrier to legal protection for migrant workers is the absence of adequate documentation. Many workers lack essential identity proofs, residence certificates, or formal employment records, which are prerequisites for accessing welfare schemes, social security benefits, and legal remedies. The informal and transient nature of their employment further discourages employers from maintaining records. Consequently, migrant labourers remain excluded from state databases, rendering them effectively invisible in policy implementation and benefit distribution frameworks.

b. Jurisdictional Complexities

Inter-state migration introduces significant jurisdictional challenges, particularly in a federal system like India. Confusion often arises regarding whether the responsibility for migrant welfare lies with the sending state or the receiving state. This ambiguity leads to gaps in accountability, with both states frequently failing to ensure adequate protection. Differences in administrative capacity, policy priorities, and resource allocation further complicate coordination, resulting in fragmented and inconsistent implementation of labour laws.

c. Weak Enforcement Mechanisms

Even where legal provisions exist, enforcement remains a critical concern. Labour inspections in the informal sector are sporadic, under-resourced, and often ineffective. Corruption, lack of trained personnel, and limited monitoring

mechanisms contribute to poor compliance with labour standards. Employers frequently evade legal obligations with minimal risk of penalty, allowing exploitative practices such as underpayment, unsafe working conditions, and excessive working hours to persist unchecked.

d. Social and Economic Marginalization

Migrant workers often belong to socially and economically disadvantaged groups, including lower castes, women, and economically weaker sections. These intersecting vulnerabilities exacerbate their marginalization and limit their ability to access justice. Discrimination, lack of awareness, language barriers, and fear of retaliation further deter them from asserting their rights. As a result, their exclusion is not merely economic but deeply embedded in broader social hierarchies, reinforcing cycles of inequality and legal invisibility.

Impact of COVID-19: Exposing Legal Gaps

The COVID-19 pandemic exposed, with unprecedented clarity, the precarious conditions under which migrant workers in India live and work. The sudden imposition of a nationwide lockdown in 2020 triggered a humanitarian crisis marked by mass displacement, as millions of migrant labourers were left stranded without employment, income, shelter, or access to basic necessities. With public transport suspended and limited institutional support available, many were compelled to undertake long and perilous journeys on foot to return to their native places. This crisis revealed the deep structural vulnerabilities embedded within the informal labour market.

The pandemic also underscored the inadequacy of existing legal and policy frameworks in responding to emergencies affecting migrant populations. Despite the presence of statutory protections, the absence of effective implementation mechanisms resulted in delayed and fragmented state responses. Relief measures, including food distribution and financial assistance, were often inaccessible to migrant workers due to lack of documentation, non-portability of entitlements, and exclusion from local welfare databases in destination states.

Moreover, the crisis highlighted the absence of a comprehensive and coordinated approach to migrant governance, exposing gaps in inter-state coordination and accountability. The invisibility of migrant workers within official records further hindered targeted interventions. Consequently, the pandemic brought the issue of legal invisibilization into sharp focus, demonstrating that the marginalization of migrant labour is not merely a peacetime concern but a critical challenge in times of crisis. It calls for urgent reforms aimed at ensuring resilience, inclusivity, and legal recognition for migrant workers.

Recent Developments and Policy Responses

Recent policy initiatives, such as the One Nation One Ration Card scheme and the consolidation of labour laws into comprehensive labour codes, represent significant steps toward enhancing the portability of entitlements and extending social security benefits to migrant workers. The ONORC scheme, in particular, seeks to ensure that beneficiaries of the Public Distribution System can access subsidized food grains from any location in the country, thereby addressing one of the critical challenges faced by migrant populations. Similarly, the labour codes, especially the Code on Social Security, 2020, aim to broaden the coverage of welfare measures and integrate informal workers into formal social protection frameworks.

However, the effectiveness of these initiatives is constrained by several implementation challenges. A primary concern is the digital divide, as many migrant workers lack access to smartphones, internet connectivity, or digital literacy required to navigate online registration and authentication systems. Biometric authentication failures and data mismatches further hinder access to benefits. Additionally, registration processes remain cumbersome and incomplete, leaving a large segment of migrant workers unregistered and therefore excluded from these schemes.

Coordination between states also presents a significant hurdle. Variations in administrative capacity, resource allocation, and political priorities often result in inconsistent implementation across regions. The absence of robust data-sharing mechanisms and institutional coordination limits the seamless functioning of portability frameworks. Consequently, while these initiatives reflect progressive policy intent, their impact remains uneven, highlighting the need for strengthened implementation strategies and inclusive governance mechanisms.

Towards a Rights-Based Legal Framework

- Addressing the legal invisibilization of migrant labour requires a decisive shift from fragmented and reactive policy measures to a comprehensive, rights-based legal framework grounded in principles of equality, dignity, and social justice. Such an approach must prioritize the formal recognition of migrant workers as rights-bearing citizens entitled to legal protection and welfare support.
- A critical first step is the universal registration of migrant workers through simplified, accessible, and multilingual processes that account for their mobility and informal employment conditions. This would enable accurate data collection and facilitate targeted delivery of benefits. Strengthening enforcement mechanisms is equally essential, including the revitalization of labour inspection systems, increased accountability of employers and contractors, and the use of technology for real-time monitoring of compliance.
- Ensuring the portability of social security benefits across state boundaries is another key priority, allowing migrant workers to seamlessly access

entitlements such as food security, healthcare, and pensions irrespective of their location. Additionally, expanding access to legal aid and establishing effective, worker-friendly grievance redressal mechanisms can empower migrants to assert their rights and seek remedies against exploitation.

- Finally, promoting the gradual formalization of informal sector employment through policy incentives, regulatory reforms, and employer accountability is necessary to bridge the gap between informal work and legal protection. Collectively, these measures can help transition from a system of exclusion to one of inclusion, ensuring that migrant workers are fully integrated into India's legal and socio-economic framework.

Conclusion

The legal invisibilization of migrant labour in India reflects a broader and systemic failure of governance, policy design, and institutional accountability. Although a range of legislative frameworks exists to safeguard the rights of migrant workers, their limited reach, fragmented structure, and ineffective implementation continue to perpetuate the exclusion of this highly vulnerable segment of the workforce. The gap between law in theory and law in practice remains stark, as administrative inefficiencies, weak enforcement mechanisms, and lack of inter-state coordination undermine the intended protective scope of these legal provisions.

This persistent invisibility not only denies migrant workers access to basic labour rights and social security benefits but also raises fundamental concerns regarding constitutional guarantees of equality, dignity, and the right to livelihood. The issue, therefore, extends beyond mere regulatory inadequacies and points to deeper structural inequities embedded within India's socio-economic and legal systems.

A transformative approach is imperative—one that moves beyond piecemeal reforms to adopt an integrated, rights-based framework that combines legal recognition with substantive socio-economic inclusion. Such an approach must emphasize universal access to welfare schemes, portability of entitlements, effective grievance redressal, and institutional accountability. Ultimately, ensuring justice for migrant labourers requires reimagining labour governance in a manner that prioritizes inclusivity, human dignity, and equitable development, thereby bringing migrant workers from the margins to the centre of legal and policy discourse.

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Migration and Mobility in India: A Geographical Appraisal

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Migration, Social Protection, And Legal Inclusion in India: Evaluating the Portability of Rights and Welfare for Internal Migrant Workers

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Abstract

Internal migration is a defining feature of India's socioeconomic landscape. Millions of individuals migrate annually across districts and states in search of employment, education, and better living conditions. Migrant workers play a crucial role in sectors such as construction, manufacturing, transportation, domestic work, hospitality, and agriculture. Despite their contribution to economic growth, internal migrants frequently face exclusion from welfare schemes, social security programs, and public services due to residence-based eligibility criteria and administrative barriers. The COVID-19 pandemic exposed the vulnerabilities of migrant workers and highlighted the urgent need for portable social protection mechanisms. This article examines the relationship between migration, social protection, and legal inclusion in India. It analyzes constitutional guarantees, labor laws, welfare initiatives, and recent policy interventions aimed at improving the portability of rights and entitlements. The study argues that while significant progress has been made through initiatives such as the One Nation One Ration Card scheme and the e-Shram portal, substantial challenges remain in ensuring equitable access to social protection for migrant workers. A comprehensive rights-based approach is necessary to strengthen legal inclusion and promote inclusive development.

Introduction

Migration has historically been an important strategy for livelihood enhancement and economic mobility in India. Internal migration occurs when individuals move within national boundaries for employment, education, marriage, environmental reasons, or other socioeconomic opportunities. According to various government

estimates and census data, internal migrants constitute a substantial proportion of India's population.

Most migrant workers originate from economically disadvantaged regions and move to urban centers or industrial hubs where employment opportunities are concentrated. States such as Bihar, Uttar Pradesh, Jharkhand, Odisha, Rajasthan, and West Bengal serve as major sources of migrant labor, while Maharashtra, Gujarat, Karnataka, Tamil Nadu, Haryana, and Delhi attract large migrant populations.

Despite their economic contribution, migrant workers often encounter barriers in accessing welfare schemes, healthcare services, education, housing support, and labor protections. Many public welfare programs are designed around fixed geographical jurisdictions, making access difficult for mobile populations. As a result, migration frequently leads to social exclusion rather than social mobility.

The concept of portability of rights seeks to address these challenges by ensuring that individuals retain access to welfare benefits and legal protections regardless of their location within the country. This article evaluates India's efforts toward creating portable and inclusive social protection systems for internal migrant workers.

Internal Migration and the Indian Economy

Internal migration contributes significantly to India's economic development. Migrant workers support urbanization, industrial growth, infrastructure development, and agricultural productivity. They provide essential labor for construction projects, manufacturing industries, transportation networks, hospitality services, and informal sector activities.

Migration also serves as a livelihood strategy for rural households. Remittances sent by migrant workers often support family consumption, education, healthcare, and agricultural investments in source regions.

However, the benefits of migration are frequently accompanied by vulnerabilities. Migrants often work in informal sectors characterized by low wages, job insecurity, inadequate working conditions, and limited social protection. Their mobility may further restrict access to government services and welfare programs.

The challenge therefore lies in creating governance systems that facilitate mobility while ensuring continuity of rights and entitlements.

Constitutional Foundations of Legal Inclusion

The Constitution of India provides the legal foundation for protecting migrant workers and promoting social inclusion.

Article 14 guarantees equality before the law and equal protection of laws. Migrant workers are therefore entitled to equal treatment regardless of their state of origin.

Article 15 prohibits discrimination based on religion, race, caste, sex, or place of birth. This provision seeks to prevent exclusionary practices affecting interstate migrants.

Article 19(1)(d) guarantees freedom of movement throughout India, while Article 19(1)(e) protects the right to reside and settle in any part of the country. These provisions establish mobility as a constitutional right.

Article 21 guarantees the right to life and personal liberty. Judicial interpretations have expanded this right to include livelihood, shelter, health, dignity, and social security.

Directive Principles of State Policy further encourage the State to secure social welfare, equitable resource distribution, and adequate means of livelihood for all citizens.

Together, these constitutional provisions support the principle that migration should not result in the loss of fundamental rights or welfare entitlements.

Social Protection and Migrant Vulnerability

Social protection encompasses policies and programs designed to reduce poverty, vulnerability, and social exclusion. It includes food security programs, healthcare, pensions, housing assistance, employment guarantees, and income support measures.

For migrant workers, access to social protection is often constrained by several factors:

- **Residence-Based Eligibility:** Many welfare schemes historically required proof of residence within a particular jurisdiction. Migrants frequently lack such documentation in destination areas.
- **Informal Employment:** Most migrant workers are employed in informal sectors where employer-provided benefits are limited or absent.
- **Documentation Challenges:** Access to welfare programs often depends on identification documents, registration procedures, and administrative compliance that migrants may find difficult to complete.
- **Lack of Awareness:** Many workers remain unaware of available benefits and legal protections.
- **Administrative Fragmentation:** Different states maintain separate databases and administrative systems, complicating the transfer of benefits across jurisdictions. These barriers contribute to exclusion from essential welfare programs despite constitutional guarantees of equality and social justice.
- **Legal Framework for Migrant Workers:** India has enacted several laws intended to protect migrant workers.
- **Inter-State Migrant Workmen Act, 1979:** The Inter-State Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979 sought to

regulate recruitment practices and improve employment conditions for interstate migrant workers.

The Act required registration of establishments employing interstate migrants and provided safeguards relating to wages, displacement allowances, travel expenses, and working conditions.

However, implementation challenges limited the effectiveness of the legislation. Many workers remained outside formal registration systems, reducing the practical impact of legal protections.

Labour Codes, 2020

The Occupational Safety, Health and Working Conditions Code, 2020 replaced several labor laws, including provisions relating to interstate migrant workers.

The Code seeks to simplify labor regulation while extending protections concerning workplace safety, welfare, and employment conditions.

The Code on Social Security, 2020 further aims to expand social security coverage for organized and unorganized workers, including migrant laborers.

While these reforms represent important developments, effective implementation remains essential for realizing intended benefits.

Portability of Welfare Rights

Portability refers to the ability of individuals to access welfare benefits irrespective of geographical location. For migrant workers, portability is critical because mobility often disrupts access to essential services.

One Nation One Ration Card (ONORC)

The One Nation One Ration Card scheme represents one of India's most significant portability initiatives.

The program allows beneficiaries under the National Food Security Act to access subsidized food grains from any fair-price shop across the country using Aadhaar-based authentication.

The scheme addresses a longstanding challenge faced by migrant workers who were previously unable to access food security benefits outside their home states.

By enabling portability, ONORC strengthens food security and reduces vulnerability among migrant populations.

E-Shram Portal

The e-Shram portal was launched to create a comprehensive national database of unorganized workers.

Registration provides workers with a unique identification number and facilitates inclusion in welfare schemes and social security programs.

The portal aims to improve visibility of migrant workers within administrative systems and enhance service delivery.

Although registration levels have increased significantly, challenges remain regarding data accuracy, awareness, and integration with welfare programs.

Healthcare and Educational Portability

Access to healthcare and education constitutes another critical dimension of social protection.

Migrant workers often experience difficulties accessing public healthcare facilities due to documentation requirements and administrative barriers. Irregular employment and frequent mobility further complicate healthcare utilization.

Children of migrant workers frequently face interruptions in education due to relocation, language differences, and enrollment challenges.

Strengthening portability in healthcare and education requires coordinated national frameworks capable of supporting mobile populations across state boundaries.

Digital governance initiatives offer opportunities to improve service continuity, although digital exclusion remains a concern for vulnerable groups.

COVID-19 and Lessons for Social Protection

The COVID-19 pandemic exposed profound weaknesses in India's migrant welfare architecture.

Nationwide lockdown measures disrupted employment opportunities for millions of migrant workers. Many individuals lost income, housing, and access to basic services almost immediately.

The crisis revealed limitations in labor registration systems and highlighted the consequences of inadequate portability mechanisms.

Government responses included food distribution programs, transportation support, cash transfers, and expanded welfare measures. The pandemic accelerated efforts to strengthen portability through initiatives such as ONORC and e-Shram.

Importantly, the crisis demonstrated that social protection systems must be designed to accommodate mobility rather than assuming stable residence patterns.

Legal Inclusion and Human Rights

Legal inclusion refers to the ability of individuals to access rights, protections, and public services within legal and administrative systems.

For migrant workers, legal inclusion requires recognition as rights-bearing citizens rather than temporary labor resources.

A rights-based approach emphasizes:

- Equality before the law.
- Access to social security.
- Protection from exploitation.
- Participation in decision-making processes.
- Access to justice and grievance redressal mechanisms.

Judicial interventions have frequently reinforced these principles. Courts have emphasized the State's obligation to protect vulnerable populations and ensure dignified living conditions.

However, legal inclusion requires more than formal rights. Effective implementation, institutional capacity, and administrative accessibility are equally important.

- **Policy Challenges:** Despite recent progress, several challenges continue to affect portability and inclusion.
- **Incomplete Coverage:** Many migrant workers remain outside formal registration systems.
- **Interstate Coordination:** Differences in administrative practices and welfare structures complicate portability.
- **Informal Employment:** Informality continues to limit access to social security benefits.
- **Digital Divide:** Digital platforms improve service delivery but may exclude workers lacking technological access or literacy.
- **Housing and Urban Inclusion:** Migrant workers frequently face housing insecurity and exclusion from urban planning processes.

Addressing these challenges requires integrated policy approaches involving central, state, and local governments.

Recommendations

- Several measures can strengthen portability and legal inclusion.
- First, social protection systems should be designed around individuals rather than geographical jurisdictions.
- Second, welfare databases should be integrated across states to facilitate seamless access to benefits.
- Third, labor registration efforts should be expanded and simplified.
- Fourth, legal awareness campaigns should inform workers about available rights and entitlements.
- Fifth, urban planning strategies should incorporate migrant-inclusive housing and service delivery models.
- Finally, stronger coordination between labor, welfare, health, education, and housing authorities is necessary to create comprehensive support systems.

Conclusion

Internal migration is an essential component of India's development process. Migrant workers contribute significantly to economic growth while supporting household livelihoods through employment and remittances. Yet mobility often results in exclusion from welfare systems designed around fixed residence patterns.

The Constitution of India provides strong foundations for equality, freedom of movement, and social justice. Recent initiatives such as the One Nation One Ration Card scheme and the e-Shram portal demonstrate growing recognition of the need for portable rights and social protection.

Nevertheless, significant challenges remain. Informal employment, administrative fragmentation, documentation barriers, and digital exclusion continue to undermine effective access to welfare benefits.

A truly inclusive social protection framework must recognize mobility as a normal feature of modern economic life. Ensuring portability of rights and welfare is not merely an administrative reform; it is a constitutional and human rights imperative. Strengthening legal inclusion for migrant workers will contribute not only to social justice but also to more equitable and sustainable national development.

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Internal Migration in India and the Right to Livelihood: A Legal and Geographical Analysis of Migrant Workers'

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Abstract

Internal migration is one of the most significant demographic and socioeconomic phenomena in India. Millions of individuals migrate annually from rural to urban areas and between states in search of employment, education, security, and improved living conditions. Migrant workers contribute substantially to economic growth by supplying labor to sectors such as construction, manufacturing, transportation, domestic services, and agriculture. Despite their importance, migrant workers often face precarious employment conditions, inadequate housing, limited access to healthcare and education, and exclusion from social welfare schemes. The COVID-19 pandemic exposed the vulnerability of migrant populations and highlighted deficiencies in legal and institutional protection mechanisms. This article critically examines internal migration in India through legal and geographical perspectives. It analyzes constitutional guarantees, labor legislation, judicial interventions, and welfare policies affecting migrant workers while exploring the spatial dimensions of migration patterns. The article argues that although India possesses a broad legal framework intended to protect workers' rights, significant implementation gaps continue to undermine the right to livelihood of migrant populations. The study concludes by recommending stronger legal protections, improved portability of welfare benefits, and inclusive policy approaches that recognize migration as an integral component of national development.

Introduction

Migration has historically played a crucial role in shaping India's social and economic landscape. Internal migration refers to the movement of individuals within national boundaries, either across districts, states, or regions. Such migration may be temporary, seasonal, circular, or permanent. According to census and policy

estimates, hundreds of millions of Indians are involved in various forms of internal migration, making it one of the largest migration systems in the world.

The primary drivers of migration include poverty, unemployment, landlessness, agricultural distress, environmental degradation, and regional inequalities. Simultaneously, urbanization, industrialization, and infrastructure development create demand for labor in destination regions. Consequently, migration serves both as a livelihood strategy for households and as a mechanism supporting economic development.

However, migrant workers frequently remain marginalized within legal, administrative, and social systems. Their mobility often limits access to basic rights and welfare entitlements. The right to livelihood, recognized through constitutional interpretation, becomes particularly relevant in assessing the legal status and protection of migrant workers.

Geographical Dimensions of Internal Migration in India

The geography of migration in India reflects significant regional disparities in economic opportunities and development levels. States such as Bihar, Uttar Pradesh, Jharkhand, Odisha, Rajasthan, and West Bengal are traditionally considered major source regions for migrant labor. Conversely, Maharashtra, Gujarat, Karnataka, Delhi, Tamil Nadu, Haryana, and Kerala function as major destination regions.

Migration patterns may be categorized into rural-to-rural, rural-to-urban, urban-to-urban, and urban-to-rural movements. Rural-to-urban migration remains particularly significant due to expanding industrial and service-sector opportunities in metropolitan areas.

Seasonal migration is another distinctive feature of India's migration geography. Workers frequently migrate temporarily during agricultural off-seasons to engage in construction, brick kiln work, mining, and infrastructure projects. Such circular migration often involves repeated movement between source and destination regions without permanent settlement.

Geographical factors such as environmental degradation, droughts, floods, and climate variability increasingly influence migration decisions. In vulnerable regions, migration functions as an adaptation strategy to economic and environmental stress.

The spatial concentration of migrants in informal urban settlements further creates challenges relating to housing, sanitation, healthcare, and social inclusion.

Constitutional Foundations of Migrant Workers' Rights

The Constitution of India provides the foundation for protecting migrant workers' rights. Several constitutional provisions are directly relevant to migration and livelihood.

Article 14 guarantees equality before the law and equal protection of laws. Migrant workers are therefore entitled to equal treatment irrespective of their place of origin. Article 15 prohibits discrimination based on religion, race, caste, sex, or place of birth. This provision seeks to prevent exclusionary practices targeting interstate migrants.

Article 19(1)(d) grants citizens the freedom to move freely throughout the territory of India, while Article 19(1)(e) guarantees the right to reside and settle in any part of the country. These provisions establish migration as a constitutionally protected activity.

Article 21, which guarantees the right to life and personal liberty, has received expansive judicial interpretation. The Supreme Court has repeatedly held that the right to life includes the right to live with dignity and the right to livelihood.

Directive Principles of State Policy further encourage the State to secure social justice, fair working conditions, and adequate means of livelihood for all citizens.

Together, these constitutional provisions create a legal framework supporting the rights and welfare of migrant workers.

The Right to Livelihood and Judicial Interpretation

The right to livelihood occupies a central position within Indian constitutional jurisprudence. In *Olga Tellis v. Bombay Municipal Corporation* (1985), the Supreme Court held that the right to livelihood is an integral component of the right to life under Article 21.

The Court observed that depriving individuals of their means of livelihood effectively deprives them of life itself. This landmark judgment significantly expanded constitutional protections for economically vulnerable populations, including migrant workers.

Subsequent judicial decisions reinforced the principle that the State bears responsibility for protecting conditions necessary for dignified living. Courts have repeatedly emphasized access to employment, housing, healthcare, and welfare as essential aspects of constitutional rights.

During the COVID-19 pandemic, judicial interventions highlighted the plight of migrant workers who faced unemployment, food insecurity, and transportation challenges following nationwide lockdowns. These developments underscored the continuing relevance of constitutional protections in safeguarding migrant livelihoods.

Legal Framework Governing Migrant Workers

India has enacted several laws intended to regulate employment conditions and protect migrant workers.

The Inter-State Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979 represented one of the earliest attempts to address the vulnerabilities of interstate migrant labor. The Act sought to regulate recruitment

processes, ensure fair wages, provide displacement allowances, and improve working conditions.

However, implementation challenges limited the effectiveness of the legislation. Registration requirements were often poorly enforced, and many migrant workers remained outside formal regulatory systems.

The Occupational Safety, Health and Working Conditions Code, 2020 replaced several labor laws, including the Inter-State Migrant Workmen Act. The Code seeks to simplify labor regulation while extending protections relating to workplace safety, welfare, and employment conditions.

Additionally, legislation such as the Code on Social Security, 2020 aims to expand access to welfare benefits, including provisions relating to unorganized workers and gig workers.

Despite these legal developments, enforcement remains uneven. Many migrant workers continue to operate within informal sectors where labor protections are weak or absent.

Social Security and Welfare Challenges

One of the most significant challenges facing migrant workers is limited access to social security and welfare programs.

Migration often disrupts access to food distribution systems, healthcare services, education, and housing assistance. Welfare schemes are frequently linked to place-based administrative structures, creating barriers for mobile populations.

The One Nation One Ration Card initiative represents an important attempt to address these challenges by enabling portability of food security benefits across states. The program allows beneficiaries to access subsidized food grains irrespective of their location.

Similarly, initiatives relating to labor databases and worker registration seek to improve identification and service delivery for migrant populations.

Nevertheless, administrative fragmentation, documentation requirements, and digital exclusion continue to limit effective access to welfare benefits.

COVID-19 and the Migrant Worker Crisis

The COVID-19 pandemic revealed profound structural weaknesses in India's migrant protection framework. Following the nationwide lockdown announced in March 2020, millions of migrant workers lost employment opportunities almost immediately.

With transportation networks suspended and economic activities halted, many workers faced food insecurity, homelessness, and financial hardship. Images of migrants walking hundreds of kilometers to their home villages highlighted the precarious nature of migrant livelihoods.

The crisis exposed deficiencies in labor registration systems, social security coverage, and emergency response mechanisms. Many workers lacked formal employment contracts, making it difficult to access compensation or assistance. Government responses included food distribution programs, transportation arrangements, direct benefit transfers, and employment generation initiatives. However, the scale of the crisis demonstrated the need for stronger institutional frameworks capable of supporting migrant populations during emergencies.

Migration, Informality, and Labor Exploitation

A large proportion of migrant workers are employed within the informal economy. Informal employment often involves low wages, job insecurity, hazardous working conditions, and limited legal protection.

Construction workers, domestic workers, agricultural laborers, and factory workers frequently experience wage theft, excessive working hours, unsafe environments, and restricted access to grievance mechanisms.

The absence of written contracts further complicates enforcement of labor rights. Migrant workers may hesitate to pursue legal remedies due to financial constraints, language barriers, or fear of retaliation.

Strengthening labor inspections, improving legal aid services, and promoting worker organization are essential for addressing these vulnerabilities.

Gender and Migration

Migration experiences are shaped by gender dynamics. Women increasingly participate in internal migration for employment, education, marriage, and family-related reasons.

Female migrant workers often encounter distinct challenges, including wage discrimination, occupational segregation, limited access to healthcare, and vulnerability to exploitation.

Legal frameworks addressing migrant protection must therefore adopt gender-sensitive approaches. Access to reproductive healthcare, childcare services, safe housing, and equal employment opportunities remains essential for ensuring equitable treatment of women migrants.

Policy Recommendations

A comprehensive approach to migrant worker protection requires legal, institutional, and policy reforms.

First, labor registration systems should be strengthened to improve identification and inclusion of migrant workers within welfare frameworks.

Second, portability of social security benefits should be expanded beyond food distribution programs to include healthcare, education, housing, and pension benefits.

Third, labor law enforcement mechanisms should be enhanced through improved inspections, grievance redressal systems, and legal aid services.

Fourth, destination cities should incorporate migrant-inclusive urban planning strategies that address housing, sanitation, healthcare, and transportation needs.

Fifth, greater coordination between source and destination states is necessary to ensure continuity of welfare services and labor protections.

Finally, migration should be recognized as a legitimate livelihood strategy rather than merely a developmental challenge.

Conclusion

Internal migration is an essential feature of India's economic and social development. Migrant workers contribute significantly to urban growth, industrial production, infrastructure development, and agricultural sustainability. Yet they remain among the most vulnerable segments of the workforce.

The Constitution of India provides strong foundations for protecting migrant rights through guarantees of equality, mobility, and livelihood. Judicial interpretations have further expanded these protections by recognizing livelihood as an integral component of the right to life.

Despite these legal foundations, substantial implementation gaps continue to undermine effective protection. Informal employment, inadequate social security, administrative fragmentation, and weak enforcement mechanisms limit access to rights and welfare.

The COVID-19 pandemic highlighted the urgent need for comprehensive reforms addressing migrant vulnerabilities. Future policy efforts must focus on strengthening legal protections, improving welfare portability, promoting inclusive urbanization, and ensuring dignified working conditions.

A rights-based approach to migration recognizes migrant workers not merely as economic actors but as citizens entitled to constitutional protections and social justice. Protecting their right to livelihood is therefore essential for achieving equitable and sustainable development in India.

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Internal Migration, Citizenship Rights, And Access to Welfare in India: A Legal-Geographical Appraisal

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Abstract

Internal migration is one of the most important social and geographical realities of contemporary India. Millions of people move from one district to another, from villages to towns, from poorer regions to industrial centres, and from one state to another in search of work, education, safety, marriage, livelihood, and better living conditions. Migration is not only an economic process. It is also a legal and citizenship question because movement changes a person's relationship with the state, public institutions, welfare schemes, documents, and local political structures. India's Constitution recognises the right of citizens to move freely throughout the territory of India and to reside and settle in any part of the country. In principle, therefore, an Indian citizen does not lose rights by moving from Bihar to Delhi, from West Bengal to Kerala, from Odisha to Gujarat, or from Uttar Pradesh to Maharashtra. However, in practice, internal migrants often experience a gap between formal citizenship and actual access to rights. They remain Indian citizens, but their welfare entitlements, ration access, voting participation, school admission, health care, housing security, and labour protections may become weaker after migration.

This essay examines internal migration in India through a legal-geographical lens. It argues that migration cannot be understood only as movement across space. It must also be studied as movement across administrative boundaries, legal identities, welfare systems, and social hierarchies. The central issue is that Indian citizenship is national, but many welfare systems are locally administered. This creates a mismatch between mobility and entitlement.

The Geography of Internal Migration in India

Internal migration in India is shaped by unequal regional development. Some regions act as source areas because of agrarian distress, landlessness, low wages,

floods, droughts, lack of industries, or limited educational opportunities. Other regions become destination areas because of construction, manufacturing, services, domestic work, transport, mining, plantation work, tourism, and urban informal economies. Large cities and industrial belts depend heavily on migrant labour, even when migrants remain socially and politically marginal within those spaces.

Migration may be permanent, semi-permanent, seasonal, circular, or temporary. Many workers do not shift permanently with their families. They move for a few months, return to their villages during festivals or agricultural seasons, and then migrate again. This pattern is common among construction workers, brick kiln workers, agricultural labourers, factory workers, domestic workers, security guards, street vendors, and platform-based gig workers. Such circular migration creates special welfare difficulties because government systems often assume that people live in one fixed place.

A geographical appraisal shows that migrants occupy a divided citizenship space. Their social identity, family networks, land records, caste certificates, voter registration, ration cards, and community recognition may remain in the source village or town. Their labour, income, residence, and daily survival, however, are located in the destination city or state. This split creates vulnerability. The migrant may be legally present in the destination area but administratively invisible.

Citizenship Rights and the Constitutional Framework

The Constitution of India provides the foundation for internal migrants' rights. Article 14 guarantees equality before law and equal protection of laws. Article 15 prohibits discrimination on grounds such as religion, race, caste, sex, or place of birth. Article 19 protects citizens' freedom of movement and residence. Article 21 protects life and personal liberty, which has been interpreted by courts to include dignity, livelihood, shelter, health, and humane living conditions. Article 23 prohibits forced labour and trafficking.

These provisions are important because internal migrants are not foreigners, outsiders, or temporary legal subjects. They are citizens of India. Their movement from one state to another cannot justify denial of dignity or welfare. The constitutional promise of citizenship must travel with the person. A citizen who moves for work should not become less entitled to food, health, education, legal protection, or participation in public life.

However, constitutional citizenship and lived citizenship are not always the same. Formal citizenship means legal membership in the nation-state. Lived citizenship means the actual ability to use rights, access services, participate in institutions, and receive protection. Internal migrants often possess formal citizenship but suffer weak lived citizenship because they lack local documents, local address proof, political influence, language familiarity, and social support.

Access to Welfare and the Problem of Portability

The greatest welfare challenge for internal migrants is portability. Many welfare schemes are linked to residence, local registration, ration cards, school records, health cards, worker boards, or state-specific eligibility lists. When people move, benefits do not always move with them. This is a serious problem in a country where labour mobility is essential to the economy.

Food security is a major example. A poor household may have ration entitlement in its home state, but the migrant worker may need food support in the destination city. If ration access is limited to the home location, the worker is forced to buy food from the open market, often at higher prices. The One Nation One Ration Card scheme attempts to address this by allowing eligible beneficiaries to access subsidised food grains across the country. It is one of the most important examples of welfare portability in India.

Health care is another major issue. Migrants often work in unsafe jobs and live in poor housing conditions, but they may not know how to access public health services in the destination area. Lack of documents, language barriers, fear of authorities, and absence of employer support can prevent them from seeking treatment. Women migrants face additional barriers related to maternity care, reproductive health, sanitation, and safety.

Education for migrant children is also affected. Seasonal migration can interrupt schooling. Children may move with parents to worksites, brick kilns, construction areas, or informal settlements where schools are difficult to access. Even when schools exist, admission may be blocked by language differences, transfer certificates, residence proof, or irregular attendance. This shows that migration affects not only workers but also the next generation's citizenship and social mobility.

Voting Rights and Political Exclusion

Internal migrants also face political exclusion. Although they remain citizens with voting rights, they may be unable to vote if their name is registered in the source constituency while they are physically present in the destination area during elections. Returning home to vote may be costly, time-consuming, or impossible. As a result, many migrants are effectively disconnected from electoral participation. This creates a democratic problem. Migrants contribute to the economy of destination cities but often have little political voice there. Since they may not vote locally, political parties and local governments have fewer incentives to address their housing, sanitation, wages, health care, transport, and safety needs. At the same time, their absence from source areas may weaken their influence there as well. They become economically necessary but politically weak.

The legal-geographical issue is that voting is territorially organised, while labour mobility is flexible. Democratic participation remains tied to fixed electoral

residence, but migrants live across multiple spaces. Strengthening migrant political participation requires easier voter registration, awareness drives, portable electoral mechanisms, and policy attention to the realities of circular migration.

Labour Rights and Social Security

Internal migration is closely connected to labour rights. Most internal migrants work in informal or semi-formal sectors where written contracts, minimum wages, social security, paid leave, safety equipment, and grievance mechanisms are weak. Construction, domestic work, brick kilns, small factories, logistics, street vending, hospitality, agriculture, and gig work depend heavily on migrant labour.

The Inter-State Migrant Workmen Act, 1979 historically attempted to protect workers recruited through contractors for employment in another state. It required registration, contractor licensing, wage protections, journey allowance, displacement allowance, and basic facilities. However, its coverage was limited because many migrants move independently and are not formally recruited through registered contractors. Enforcement also remained weak.

The consolidation of labour laws into the newer labour codes seeks to reorganise labour regulation, including social security and occupational safety. The e-Shram portal is significant because it aims to create a national database of unorganised workers. Such registration can help identify migrant workers and connect them to welfare schemes. However, registration alone is not protection. Workers also need actual delivery of benefits, legal awareness, employer accountability, and accessible complaint systems.

Social security must be designed around mobility. A migrant worker should be able to access insurance, accident compensation, health benefits, ration, pension schemes, childcare, and welfare board benefits across state borders. Without portability, social security becomes tied to geography rather than citizenship.

Housing, Urban Citizenship, and Exclusion

Urban housing is a central issue in migrant welfare. Migrants often live in informal settlements, rented rooms, labour camps, worksites, pavements, shared dormitories, or temporary shelters. These spaces are frequently overcrowded and lack sanitation, clean water, electricity, and security. Poor housing affects health, dignity, family life, women's safety, and children's education.

Urban citizenship refers to the ability to belong to and claim rights within the city. Migrants often help build and run cities but are treated as temporary outsiders. They may face eviction, police harassment, discrimination by landlords, exclusion from resident welfare associations, and difficulty accessing municipal services. This reveals a contradiction in urban development: cities rely on migrant labour but often fail to plan for migrant lives.

Legal protection must therefore include affordable rental housing, safe labour hostels, access to public toilets, health clinics, childcare centres, and transport.

Welfare cannot be limited to the workplace because migrant vulnerability is also produced by the conditions of urban living.

Gendered Dimensions of Migration

Internal migration affects men and women differently. Women migrate for work, marriage, domestic service, family movement, construction labour, care work, and factory employment. However, women's labour is often undercounted because they may be recorded as dependents rather than workers. This invisibility weakens their access to wages, social security, maternity benefits, and workplace protections.

Women migrant workers may face sexual harassment, unsafe accommodation, lack of sanitation, wage discrimination, domestic violence, and limited access to health care. Domestic workers are especially vulnerable because they work inside private homes, where inspection and labour regulation are difficult. Women who migrate with children face childcare burdens and schooling disruptions.

A legal-geographical appraisal must therefore recognise that migration is not gender-neutral. Welfare systems must include women workers, not merely male breadwinners. Safe housing, maternity support, childcare, health access, and protection from violence must be part of migrant policy.

Caste, Language, and Regional Discrimination

Internal migration also intersects with caste, tribe, religion, language, and region. Many migrants come from historically marginalised communities. They may face discrimination in housing, wages, workplace treatment, and social interaction. Language barriers can make it difficult to complain to police, understand legal rights, access hospitals, or communicate with employers.

Regional discrimination is another concern. Migrants are sometimes treated as outsiders who compete for jobs, change local culture, or burden public services. Such attitudes weaken the constitutional idea of equal citizenship. A citizen's rights cannot depend on being local to a particular state or city. Mobility is part of Indian citizenship, and law must protect migrants from exclusion based on origin.

COVID-19 and the Visibility of Migrant Distress

The COVID-19 lockdown exposed the fragility of migrant citizenship in India. When workplaces shut down and transport stopped, millions of workers lost income, shelter, and food security. Many attempted to return home on foot or through difficult journeys. The crisis revealed that migrants were essential to urban economies but remained poorly counted, weakly protected, and administratively invisible.

The pandemic also showed why portability matters. If ration, cash support, health care, shelter, transport, and worker registration systems had been more portable and coordinated, the distress would have been reduced. The crisis turned internal

migration from a background economic process into a major constitutional and humanitarian issue.

Recommendations

India needs a mobility-sensitive welfare model. First, all major welfare schemes should be portable across states. Second, migrant workers should have access to simple registration systems that do not exclude those without digital literacy. Third, destination cities should create migrant facilitation centres offering legal aid, health information, ration support, labour complaints, and language assistance. Fourth, affordable rental housing and safe labour hostels should be part of urban planning. Fifth, schools should develop flexible systems for migrant children. Sixth, political participation of migrants must be strengthened through easier voter registration and awareness. Seventh, labour inspection and employer accountability must be improved in migrant-heavy sectors.

A national migrant policy should coordinate source states, destination states, local governments, employers, and civil society organisations. Migration is not a temporary exception. It is a permanent feature of India's development geography.

Conclusion

Internal migration in India reveals a deep tension between national citizenship and localised welfare. Constitutionally, every citizen has the right to move, reside, work, and live with dignity across the country. In practice, migrants often face barriers in accessing food, housing, health care, education, voting, labour protection, and social security. Their citizenship is legally secure but geographically weakened.

A legal-geographical appraisal shows that rights must be designed for mobility. Welfare should not stop at state borders. Documents, benefits, labour protections, and political rights must become portable. Internal migrants are not outsiders to the cities and states where they work. They are citizens whose labour sustains India's economy. Protecting their welfare is not charity. It is a constitutional duty and a requirement of social justice.

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Legal Protection of Migrant Workers in India: A Geographical Study of Mobility, Labour Rights, And Social Security

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Abstract

Migration is one of the most important features of India's social and economic geography. Millions of workers move from villages to cities, from poorer regions to industrial centres, from agrarian districts to construction sites, and from one state to another in search of employment. This movement is not random. It is shaped by regional inequality, agrarian distress, wage differences, urbanisation, industrial growth, climate pressures, caste and class structures, and the uneven distribution of economic opportunities. Migrant workers build roads, bridges, homes, factories, malls, hotels, metro networks, warehouses, and digital delivery systems. Yet, despite their central role in the economy, they often remain among the least protected groups in India's labour structure.

The legal protection of migrant workers must therefore be studied not only as a labour law issue but also as a geographical question. The place from which a worker migrates, the place where the worker arrives, the type of work available there, and the distance between home and workplace all affect the worker's access to rights. Migrant labourers often lose the support systems available in their home villages without gaining full rights in the destination city. They may lack local identity documents, ration access, housing security, health care, child education, union support, and legal awareness. This makes social security portability one of the most important questions in migrant labour protection.

Geography of Labour Migration in India

India's internal migration is closely linked with regional economic imbalance. States and districts with limited industrialisation, low agricultural income, seasonal unemployment, floods, droughts, landlessness, and poor rural wages often become

source regions of migrant labour. On the other hand, metropolitan regions, industrial corridors, construction zones, mining belts, ports, plantation areas, and service-sector hubs become destination regions. The result is a labour geography in which workers from economically weaker rural areas move toward urban and semi-urban centres that require cheap and flexible labour.

Migration may be seasonal, circular, temporary, or long-term. Many workers do not permanently settle in cities. They move for a few months, return home during agricultural seasons or festivals, and then migrate again. This circular pattern is common among construction workers, brick kiln workers, agricultural labourers, domestic workers, textile workers, security guards, transport workers, and informal service workers. Such mobility creates a legal problem because many welfare systems are designed around a fixed residence. Migrant workers, however, live between two places: the home region where their family and documents may remain, and the destination region where their labour is used.

The geographical distance between the source and destination also affects vulnerability. A worker migrating within the same district may still understand the language, culture, and administrative system. But an inter-state migrant may face linguistic barriers, unfamiliar institutions, discrimination, and dependence on contractors. For example, a worker from Bihar, Jharkhand, Odisha, West Bengal, Uttar Pradesh, or Assam working in Delhi, Gujarat, Maharashtra, Karnataka, Tamil Nadu, Kerala, or Telangana may find it difficult to access local welfare offices, hospitals, police stations, schools, or labour departments. Law must therefore respond to the real geography of migration, not merely to formal employment categories.

Constitutional Foundation of Migrant Workers' Rights

The Indian Constitution provides the broad legal foundation for protecting migrant workers. Article 14 guarantees equality before law. Article 19 protects the freedom to move throughout India and reside in any part of the country. Article 21 protects the right to life and personal liberty, which has been judicially interpreted to include dignity, livelihood, health, shelter, and humane working conditions. Article 23 prohibits forced labour and human trafficking. Directive Principles such as Articles 39, 41, 42, and 43 guide the state to secure adequate livelihood, humane conditions of work, maternity relief, living wages, and social security.

These constitutional provisions are important because migrant workers are not outsiders in destination states. They are citizens with equal rights. Their movement from one state to another cannot be treated as a loss of entitlement. A worker from one region contributing labour in another region must have access to basic rights at the place of work. The constitutional idea of India as a union requires that welfare should not stop at state borders.

However, constitutional rights require practical mechanisms for enforcement. A migrant worker may theoretically have the right to equality, dignity, and livelihood, but without registration, documents, legal aid, local support, and complaint systems, these rights remain weak. The challenge is to translate constitutional promises into portable labour rights and social security benefits.

Labour Law Framework for Migrant Workers

Historically, the Inter-State Migrant Workmen Act, 1979 was the main law dealing specifically with inter-state migrant workers recruited through contractors. It required registration of establishments, licensing of contractors, payment of displacement allowance, journey allowance, wages comparable to local workers, and provision of basic facilities. The law recognised that workers recruited from one state and taken to another through labour contractors are particularly vulnerable to exploitation.

However, the Act had limitations. It mainly covered workers recruited through contractors and did not fully address self-migrating workers who move independently in search of jobs. In practice, many migrant workers are not formally registered, many contractors operate informally, and enforcement has often been weak. The informal nature of employment makes it difficult to prove the employment relationship, claim wages, or demand compensation.

India's newer labour law framework has consolidated several laws into four Labour Codes: the Code on Wages, the Industrial Relations Code, the Code on Social Security, and the Occupational Safety, Health and Working Conditions Code. For migrant workers, the Occupational Safety, Health and Working Conditions Code and the Code on Social Security are especially relevant. The framework seeks to broaden coverage, simplify compliance, and create stronger welfare mechanisms. Inter-state migrant workers are recognised within the wider structure of occupational safety, working conditions, and social security.

A key issue, however, is implementation. Law on paper does not automatically protect mobile workers. Labour inspection, registration, employer accountability, contractor regulation, wage enforcement, housing standards, accident compensation, and grievance redressal are essential. Without these mechanisms, migrant workers remain legally visible but practically unprotected.

Labour Rights at the Destination

At the destination, migrant workers face several labour rights issues. The first is wage exploitation. Many workers are paid below statutory minimum wages, face delayed payment, or lose wages when contractors disappear. The second issue is working hours. Migrants in construction, factories, hospitality, delivery work, and informal services may work long hours without overtime. The third issue is occupational safety. Construction sites, brick kilns, mines, factories, and transport

work expose migrants to accidents, dust, heat, chemicals, unsafe machinery, and poor protective equipment.

Another issue is housing. Migrant workers often live in overcrowded rented rooms, temporary shelters, worksites, pavements, or informal settlements. Poor housing affects health, safety, dignity, and family life. Women migrant workers face additional concerns related to sanitation, harassment, maternity benefits, workplace safety, and access to childcare. Children of migrant workers may experience interrupted education because schooling systems are not always designed for mobile families.

Legal protection must therefore cover more than wages. It must include safe working conditions, decent housing, health care, accident compensation, maternity protection, childcare, freedom from discrimination, and access to justice. Labour rights cannot be separated from living conditions because migrant workers often live near or inside their workplaces.

Social Security and Portability

Social security is the most important requirement for migrant workers because their lives are marked by mobility and uncertainty. Traditional welfare systems are often location-based. A ration card, health benefit, school access, construction worker welfare registration, or local identity document may work in one place but fail in another. For a migrant worker, this lack of portability means exclusion.

The One Nation One Ration Card scheme is an important attempt to address this problem. It allows eligible beneficiaries to access food grains through the Public Distribution System from fair price shops across the country. This is especially important for migrant workers because food security should not depend on being physically present in one's home village. Portability of ration benefits recognises the geographical reality of labour mobility.

The e-Shram portal is another important step. It aims to create a national database of unorganised workers, including migrant workers. Registration can help the state identify workers and link them with social security schemes. For a country where a large section of the workforce is informal and mobile, such a database can support policy planning, emergency relief, insurance, skill development, and welfare delivery.

However, digital systems also create risks of exclusion. Workers may lack smartphones, internet access, Aadhaar linkage, correct documentation, awareness, or digital literacy. Biometric authentication may fail. Local officials may refuse benefits due to technical errors. Therefore, digital portability must be supported by offline grievance systems, help centres, worker facilitation desks, and multilingual assistance.

Lessons from the COVID-19 Migrant Crisis

The COVID-19 lockdown exposed the vulnerability of migrant workers in India. When transport stopped and workplaces closed, millions of workers were left without wages, food, shelter, or security. Many attempted to return home on foot or through unsafe transport. The crisis revealed that migrant workers were essential to the economy but largely invisible in welfare databases and urban planning.

The Supreme Court intervened in matters concerning migrant workers and directed governments to provide dry rations, community kitchens, registration, and welfare measures. The crisis made clear that migrant labour protection cannot be treated as a minor administrative issue. It is a constitutional, humanitarian, economic, and federal issue.

One important lesson is that destination states must take responsibility for migrant workers who build and sustain their economies. Another lesson is that source and destination states must coordinate. Migration corridors need shared data, helplines, transport support, legal aid, welfare portability, and emergency relief systems. A worker should not become legally abandoned simply because he or she has crossed a state border.

Gender, Caste, and Vulnerability

Migrant workers are not a uniform group. Their vulnerability differs by gender, caste, religion, language, age, occupation, and migration pattern. Women migrants may work as domestic workers, construction helpers, garment workers, agricultural workers, care workers, or informal service workers. They often face wage discrimination, sexual harassment, lack of sanitation, unsafe housing, and invisibility in labour records. Many women are counted as accompanying family members rather than workers, even when they contribute labour.

Caste and community background also matter. Workers from historically marginalised communities may face discrimination in housing, wages, and workplace treatment. Language barriers can prevent workers from reporting abuse. Adivasi migrant workers, child migrants, and trafficked labourers may face more severe forms of exploitation. Therefore, legal protection must be sensitive to layered vulnerability.

Need for Stronger Legal and Policy Measures

A stronger protection framework for migrant workers should include universal registration, portable social security, strict wage enforcement, safe housing norms, health insurance, accident compensation, legal aid, childcare, and access to education for migrant children. Labour departments must strengthen inspection in sectors that employ large numbers of migrants, including construction, brick kilns, factories, logistics, domestic work, hospitality, and platform-based delivery work.

There should also be migrant worker facilitation centres in major destination cities and industrial zones. These centres can provide registration support, legal advice,

language assistance, helplines, information on minimum wages, social security linkage, and complaint filing. Source states can maintain migration support cells that help workers before departure and during employment outside the state.

Employers and contractors must be made accountable. They should maintain records, provide written employment terms, pay wages through traceable methods, ensure safety equipment, arrange decent accommodation where required, and contribute to welfare schemes. Trade unions and civil society organisations also play an important role in making invisible workers visible.

Conclusion

Migrant workers are central to India's economic development, but their rights have often remained fragile because law and welfare systems are not fully adapted to mobility. A geographical appraisal shows that migrant vulnerability is produced by the distance between source and destination regions, the informality of labour markets, weak portability of welfare, linguistic and cultural barriers, and uneven enforcement across states.

Legal protection must therefore move from a residence-based model to a mobility-based model. Migrant workers need rights that travel with them: wages, ration, health care, social security, accident protection, housing dignity, and access to justice. Constitutional equality has little meaning if a worker becomes invisible after crossing a district or state boundary.

India has taken important steps through labour law reform, the One Nation One Ration Card scheme, e-Shram registration, and judicial recognition of migrant distress. Yet, the real test lies in implementation. Migrant workers do not need sympathy alone. They need enforceable rights, portable welfare, accountable employers, responsive states, and humane urban planning. Protecting migrant workers is not only a labour law obligation. It is essential to social justice, economic stability, and the constitutional promise of dignity for every worker in India.

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A Geographical Analysis of Rural Development and Migration Reduction Strategies in Maharashtra

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Abstract

This study examines the spatial and socio-economic dynamics of rural-to-urban and rural-to-rural migration streams in Maharashtra, India. It evaluates the geographical disparities that drive demographic shifts from the state's five major regions: the Konkan coast, the semi-arid Deccan plateau of Marathwada, the agriculturally distressed plains of Vidarbha, the marginalized Tapi basin of Khandesh, and the highly developed Western Maharashtra corridor. Drawing on macro level decadal data from the Census of India, the 64th Round of the National Sample Survey, and localized micro-level empirical surveys, the analysis explores how climate variability, landholding patterns, and unequal development shape migration.

Special focus is given to the seasonal migration of sugarcane cutters from Marathwada, the out-migration of educated youth from Vidarbha, the traditional “money order economy” of the Konkan region, and the distress induced movement of tribal communities from Khandesh. The study evaluates major state sponsored rural development initiatives, including the Jalyukt Shivar Abhiyan watershed program, the Mahatma Gandhi National Rural Employment Guarantee Act (MGNREGA), and digital targeted welfare platforms. The findings indicate that localized water conservation and ecological restoration significantly stabilize the agrarian economy and reduce seasonal out-migration. However, long-term migration containment requires a comprehensive policy approach that integrates sustainable agricultural practices, structural reforms in informal labor contracting, and the promotion of rural off-farm industries.

Keywords: Rural-urban migration, Watershed development, Sugarcane cutters, Jalyukt Shivar Abhiyan, Circular mobility.

Introduction

Maharashtra represents a geographic landscape marked by significant spatial, economic, and demographic disparities. While the state is highly urbanized, with 45.2% of its population living in urban areas as of the 2011 Census, this rapid urbanization is unevenly distributed. The growth of large urban agglomerations is driven by the continuous influx of rural migrants into the commercial and industrial corridors of Mumbai, Thane, and Pune. In contrast, the state's vast rural areas face persistent challenges, including agrarian distress, environmental vulnerability, and limited infrastructure development.

To analyze these spatial imbalances, Maharashtra can be divided into five distinct geographical and administrative divisions:

- **The Konkan Division:** Bounded by the Arabian Sea to the west and the Sahyadri range (Western Ghats) to the east, this narrow coastal strip receives high annual rainfall. However, its rugged topography and highly porous lateritic soils limit large-scale, intensive agricultural development. This physical constraint has historically driven a steady stream of male out-migration toward the metropolitan corridors of Mumbai and Thane, establishing a unique “money order economy” in districts like Ratnagiri and Sindhudurg.
- **Western Maharashtra:** Situated on the eastern slopes of the Sahyadri range, this region is an agricultural and industrial hub. Characterized by extensive irrigation networks, advanced agricultural technologies, and a strong sugar cooperative network, it serves as the primary destination for hundreds of thousands of seasonals, circular agricultural laborers.
- **Marathwada:** Located in the rain-shadow zone of the Deccan plateau, Marathwada is a semi-arid, drought prone region consisting of eight districts. The area is highly vulnerable to climate change induced variations in precipitation, experiencing severe groundwater depletion, recurrent crop failures, and deep-seated agrarian poverty. These factors make Marathwada the state's largest source of seasonal distress migration, particularly of sugarcane harvesting laborers.
- **Vidarbha:** Occupying the easternmost territory of the state, Vidarbha is heavily dependent on rain fed cotton and soybean cultivation. The region is plagued by erratic rainfall patterns and gaps in irrigation infrastructure, leading to agricultural distress. This distress manifests in a growing out-migration of rural youth seeking non-agricultural livelihood alternatives.
- **Khandesh (North Maharashtra):** Comprising the districts of Jalgaon, Dhule, and Nandurbar, Khandesh occupies the fertile Tapi River basin. Despite its agricultural potential, the region suffers from developmental gaps, low

industrialization, and high concentrations of impoverished tribal communities in the Satpuda hills, leading to intense seasonal out migration.

Geographical analysis reveals that migration in Maharashtra is a highly segmented phenomenon. According to the 2011 Census, out of the state's total population of 11.23 crore, approximately 5.71 crore (51%) are classified as migrants.

The spatial distribution of these migration flows is detailed in table no.1.1, which illustrates the macro-migration streams across the state.

Table No. 1.1

Migration Stream	Percentage of Total Migration	Primary Drivers	Primary Demographics Involved
Rural to Rural	38.2%	Marriage alliances, agricultural harvesting cycles, sugar crushing campaigns	Prominently female (marriage), marginalized households (labor)
Rural to Urban	23.5%	Employment opportunities, educational aspirations, modern urban amenities	Working-age males, educated rural youth, landless laborers
Urban to Urban	22.9%	Industrial relocation, professional career progression, higher education	Skilled professionals, white-collar employees, students
Urban to Rural	6.7%	Post-retirement return, reverse distress migration, environmental push	Elderly retirees, displaced informal urban workers

Source: Computed from Census of India (2011) Migration Tables.

In the table no. 1.1 indicates that while rural-to-urban migration (23.5%) is a major focus of urban planning and infrastructure policy, rural-to-rural migration (38.2%) remains the most prevalent stream within Maharashtra. This movement is highly gender segregated, driven by marriage alliances among females and seasonal agricultural harvesting cycles among males and family units. The persistence of these diverse migration streams highlights the need to evaluate how rural development strategies can stabilize local economies, build climate resilience, and generate sustainable local employment.

Reviews of Literatures

Understanding the relationship between rural development and migration requires reviewing the work of researchers who have analyzed these dynamics in Maharashtra. This literature review highlights five key studies that address the socio-economic and environmental drivers of migration.

Thorat, Dhekale, Patil, and Tilekar (2011) In their study, *Determinants of Rural-Urban Migration in Konkan Region of Maharashtra*, the authors examine the micro-level drivers of migration in the coastal districts of Ratnagiri and Sindhudurg. Using a logit regression model based on a sample of 120 migrant and 120 non-migrant households, they demonstrate that migration decisions are highly sensitive to household size and income portfolios. Their regression analysis shows that a one unit increase in family size increases the probability of migration by 8.7%, as small, undulating coastal farms cannot absorb surplus household labor.

Conversely, the study finds that higher agricultural income and the availability of local off-farm opportunities act as powerful spatial stabilizers, reducing the probability of household out-migration. The authors highlight the importance of targeted public works programs, such as MGNREGA, in providing viable off-season employment to prevent distress out-migration.

Deshingkar and Farrington (2009) In their volume, *Circular Migration and Multilocational Livelihood Strategies in Rural India*, the authors analyze seasonal circular mobility across agriculturally marginal regions of India, including Maharashtra. They argue that circular migration is a key risk-mitigation and consumption-smoothing strategy for the rural poor.

Remittances generated from seasonal employment allow vulnerable households to pay off debts, access healthcare, and invest in children's education. However, the study also notes that circular migrants face significant challenges at their destinations, such as unhygienic housing, exploitation by middlemen, and exclusion from basic social security programs, which can limit their long-term economic mobility.

Deavers (1992) In his paper, *Social Science Contributions to Rural Development Policy in the 1980s*, the author outlines a comprehensive framework for rural development policy. He argues that effective rural development must balance three interconnected goals: improving local incomes and employment opportunities, enhancing rural access to adequate housing and essential community services, and preserving the rural environment to maintain the quality of life. Deavers highlights that containing rural-urban migration requires targeted, multi-sectoral state interventions rather than relying solely on agricultural subsidies, emphasizing the need for rural infrastructure and off-farm industrial growth.

Pachkore and Prabat (2017) In their assessment of watershed management projects in the Pusad region of Maharashtra, the authors evaluate the impact of the state's Jalyukt Shivar Abhiyan. They observe that localized soil and water conservation

projects, such as deepening streams and building check dams, help stabilize local agriculture. By increasing groundwater recharge and improving water availability for irrigation, these projects allow farmers to cultivate additional crops during the Rabi season, which helps reduce seasonal, distress-induced out-migration.

Kumar, Kumar, and Singh (2022) In their study, Internal Migration in India: Trends, Patterns and Determinants, the authors analyze long-term migration patterns based on national census data from 1971 to 2011. They observe a significant increase in internal migration, with the total number of migrants reaching 450 million in 2011. The authors identify Maharashtra as a primary destination for inter-state migrants, accounting for nearly 10% of the state's total population. Their analysis highlights that while rural-to-rural streams dominate due to female marriage-related movement, rural-to-urban and inter-district migration have grown rapidly, driven by regional economic disparities and the concentration of industrial opportunities in specific urban centers.

Objectives of the Study

This research paper addresses several key objectives:

- To analyze the spatial patterns, volumes, and demographic characteristics of out-migration across the distinct geographical regions of Maharashtra.
- To identify the primary socio-economic and environmental drivers of migration, focusing on the role of landholding size, household income, and climate change induced droughts.
- To evaluate the performance of state-level rural development programs, such as the Jalyukt Shivar Abhiyan and MGNREGA, in stabilizing rural livelihoods and reducing out-migration.
- To propose strategic policy recommendations for designing and implementing targeted rural development programs to mitigate forced distress migration.

Database and Methodology

This geographical study utilizes a multi-tiered research design that integrates secondary data with empirical findings from localized micro-level surveys.

Secondary Databases

The macro level analysis of migration trends, population growth, and regional densities is based on decadal data from the Census of India (1991, 2001, and 2011). These records provide long-term trajectories of urban growth and spatial in-migration trends across Maharashtra's 35 districts.

Information on employment rates, consumer expenditures, and the duration of temporary migration is derived from the 64th Round of the National Sample Survey (NSS) on Migration in India.

Localized Micro Assessments

To capture the dynamics of regional migration, the study incorporates empirical findings from three key field-level assessments:

- **The Konkan Coastal Survey:** Based on a sample of 120 migrant and 120 non-migrant households in the Ratnagiri and Sindhudurg districts, this dataset is used to analyze the socio-economic determinants of out migration.
- **The Vidarbha Youth Assessment:** Conducted in the Dhamangaon Railway and Chandur Railway tehsils of Amravati district, this study surveyed 120 rural youth aged 16–30 to understand their migration behavior and attitudes toward agriculture.
- **The Marathwada Watershed Evaluation:** Based on a survey of 70 agricultural households in five villages of Vaijapur tehsil (Aurangabad district), this study evaluates the impact of the Jalyukt Shivar Abhiyan on crop yields, water availability, and migration.

Analytical Framework and Logit Specifications

To understand the factors driving migration, a logistic logit regression model is employed. Let the probability of out-migration of family members from the i -th household be denoted as P_i . The decision to migrate is represented as a binary choice variable ($Y_i=1$ if at least one member has migrated to an urban center, and $Y_i=0$ if no member has migrated). The logit model expresses the log odds of the probability of migration as a linear function of a set of household level socio-economic independent variables:

$$\ln\left(\frac{P_i}{1 - P_i}\right) = \beta_0 + \beta_1 X_{1i} + \beta_2 X_{2i} + \beta_3 X_{3i} + \beta_4 X_{4i} + \beta_5 X_{5i} + \beta_6 X_{6i} + \beta_7 X_{7i} + \epsilon_i$$

Where

- P_i is the probability of migration of family members in the i -th household.
- X_{1i} is the age of the household head (AGE_H, in years).
- X_{2i} is the education score of the household head (EDU_H, in formal schooling years).
- X_{3i} is the family size (F_SIZE, total number of family members).
- X_{4i} is the net cropped area (NCA, in hectares).
- X_{5i} is the before-migration non-farm income of the household (BM_INC_NF, in INR).
- X_{6i} is the before-migration off-farm income of the household (BM_INC_OF, in INR).
- X_{7i} is the income from agriculture of the household (INC_A, in INR).
- β_0 is the intercept parameter representing the log-odds of migration when all independent variables are zero.

- $\beta_1, \beta_2, \dots, \beta_7$ are the estimated regression coefficients associated with the respective household parameters.
- ϵ_i represents the stochastic error term.

The value of the odds ratio (e^{β_j}) indicates the factor by which the odds of out migration change with a one-unit increase in the corresponding independent variable. The odds ratio for family size (e^{β_3}) is expected to be greater than one ($e^{\beta_3} > 1$), signifying that larger households with high dependency ratios have a higher probability of out migration to ease local resource pressure. Conversely, the odds ratios for off farm income (e^{β_6}) and agricultural income (e^{β_7}) are expected to be less than one ($e^{\beta_i} < 1$), confirming that higher localized incomes stabilize households and significantly reduce the probability of circular or permanent out migration.

Result and Discussion

The results of the geographical and empirical analysis are organized into five key thematic areas, reflecting the regional diversity of migration in Maharashtra.

Demographic Imbalances and Regional Disparities

The analysis of census records reveals a significant demographic divide between the urbanized coastal corridors and the rural interior of the state.

In the table no. 1.2 highlights the stark demographic differences within Maharashtra. During the 2001-2011 decade, while urban centers like Thane and Pune grew rapidly due to industrial expansion, coastal districts like Ratnagiri and Sindhudurg recorded negative growth rates of -4.94% and -1.49%, respectively. This negative growth is driven by the selective out-migration of working-age males seeking employment in Mumbai.

Table No. 1.2

Demographic Imbalances and Regional Disparities across Selected Districts in Maharashtra.

District	Region	Decadal Growth Rate (2001-2011)	Population Density (per sq. km)	Sex Ratio (females/1000 males)	Primary Migration Classification
Thane	Konkan (Urban Core)	+35.97%	1,157	886	Urban Industrial Destination
Pune	Western Maharashtra	+30.49%	603	915	Urban-Industrial / Agricultural Recipient

Amravati	Vidarbha	+10.79%	237	951	High Youth Out-migration Corridor
Beed	Marathwada	+19.61%	242	912	Seasonal Circular Sugarcane Cutters
Ratnagiri	Konkan (Coastal Rural)	-4.94%	197	1,122	High Permanent Out-migration (Male-selective)
Sindhudurg	Konkan (Coastal Rural)	-1.49%	163	1,036	High Permanent Out-migration (Male-selective)

Source: Compiled from Census of India (2011) General Population Tables.

This male selective out migration has created a unique demographic pattern, with Ratnagiri recording a high sex ratio of 1,122 females per 1000 males. In contrast, receiving districts like Thane exhibit a lower sex ratio of 886, reflecting the male-dominated nature of urban industrial labor in-migration.

Determinants of Rural-Urban Migration in the Konkan Region

The logistical regression analysis conducted by Thorat et al. (2011) identifies the key factors that influence migration decisions in the coastal districts of Ratnagiri and Sindhudurg.

The regression results in table no. 1.3 demonstrate the role of demographic and economic factors in migration:

- **Family Size:** A one-unit increase in family size increases the probability of out-migration by 8.70%. This is a significant factor, as large households on small coastal farms often experience underemployment, prompting members to seek opportunities elsewhere.
- **Age of Household Head:** A one-year increase in the age of the household head increases the probability of migration by 0.81%. Older household heads often act as stabilizers, maintaining the ancestral farm while younger, more educated family members migrate to urban areas.

Table No. 1.3

Logit Regression Parameters Influencing the Probability of Rural-Urban Migration in the Konkan Region.

Independent Variable	Regression Coefficient (beta)	Standard Error	Wald Statistic	Odds Ratio	Probability Impact (%)
Age of Household Head (X1)	0.008	0.0031	6.656	1.008	+0.81%
Family Size (X2)	0.083	0.0214	15.068	1.087	+8.70%
Pre-migration Agricultural Income (X3)	-0.00003	0.00001	9.000	0.999	-0.003%
Off-farm Rural Income (X4)	-0.00018	0.00005	12.960	0.998	-0.018%
Constant	1.245	0.4150	9.000	3.473	--

Source: Adapted from Thorat et al. (2011) empirical regression outputs.

- **Agricultural Income:** Pre-migration agricultural income has a modest negative effect, with each unit increase reducing the probability of migration by 0.003%. This highlights that traditional, low-yield farming in the Konkan region does not generate enough income to deter out-migration.
- **Off-farm Rural Income:** In contrast, local off-farm income has a larger stabilizing effect, with each unit increase reducing the probability of out-migration by 0.018%. This finding is policy-relevant: it suggests that creating local, non-agricultural employment options such as food processing, cottage industries, and small-scale services can help reduce the rate of rural out-migration.

Agricultural Transitions and Youth Out-Migration in Vidarbha

In the Vidarbha region, agrarian distress is driving a notable generational shift, with many rural youths choosing to leave farming.

Table No. 1.4

Parameter of Interest	Percentage Share	Core Observations and Spatial Implications
Partial Migration Status	55.83%	Youth engage in seasonal non-agricultural work but return for key farming tasks.
Full Migration Status	44.17%	Complete relocation to urban areas, leaving farming entirely.
Collegiate Education Level	88.33%	Educated youth often seek employment outside manual agricultural labor.

Small / Marginal Landholdings	29.17%	Limited land resources make farming on small plots increasingly unviable.
Medium Achievement Motivation	63.33%	Youth express aspirations for modern, structured career paths.
Medium Migration Behavior	68.33%	Strong interest in moving if local non-farm jobs are unavailable.

Source: Adapted from Amravati district youth survey records (2025).

The table no. 1.4 highlights a major challenge for rural development in Vidarbha. With 88.33% of rural youth holding college degrees, standard manual farming does not meet their career expectations. Additionally, small landholdings (29.17%) limit the income potential of farming, prompting 44.17% of youth to migrate permanently to urban areas.

This trend suggests that agricultural improvements alone may not be sufficient to retain young people in rural areas. There is an urgent need to build a dynamic rural economy that integrates modern, technology-driven agriculture with agro-allied industries, rural entrepreneurship, and skill development to provide youth with meaningful local opportunities.

Socio-Economic Impact of Jalyukt Shivar Abhiyan in Marathwada

The Jalyukt Shivar Abhiyan (JSA) has been a key policy intervention designed to mitigate the effects of recurring droughts and reduce distress migration in regions like Marathwada.

The survey results in table no. 1.5 demonstrate that the JSA has had a positive impact on water security and farming in Marathwada. By building check dams and desilting local water bodies, the program increased groundwater recharge and improved irrigation access, with 91.42% of respondents reporting an increase in irrigated land. Most importantly for migration dynamics, 75.71% of respondents reported that the JSA had successfully reduced seasonal out-migration for employment by stabilizing local farming and creating village-level jobs.

Table No. 1.5

Socio-Economic and Environmental Impact of the Jalyukt Shivar Abhiyan in Vaijapur Tehsil.

Key Impact Indicator	Percentage Agreement	Secondary Socio-Economic and Environmental Outcomes
Overcoming Drought Conditions	100.0%	Localized water harvesting helps stabilize dryland farming systems.
Resolving Drinking Water Scarcity	97.9%	Reduces dependency on expensive and unreliable tanker services.

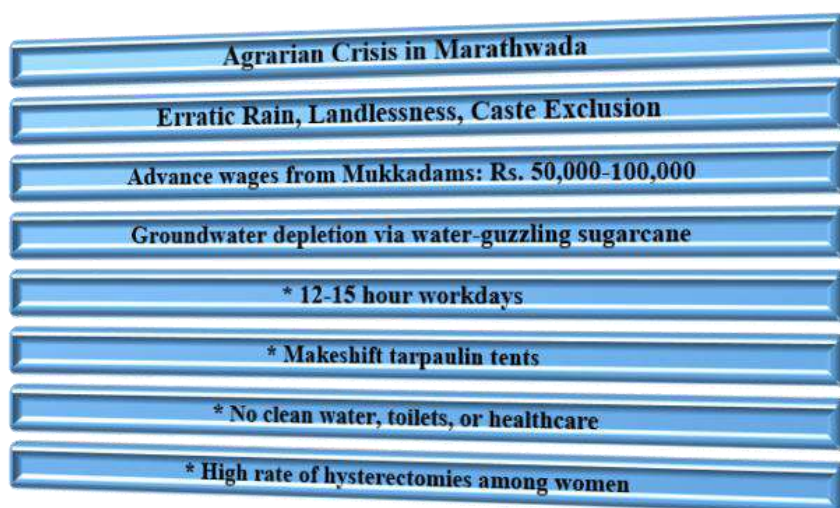
Increasing Irrigated Land Area	91.42%	Enables farmers to cultivate additional crops during the Rabi season.
Dual-Season Crop Productivity	85.4%	Yield increases are observed in both the Kharif and Rabi seasons.
Increasing Farmers' Annual Income	82.85%	Higher yields improve household financial security and savings.
Reducing Water Tanker Expenditures	82.85%	Minimizes out-of-pocket spending on emergency water supplies.
Stopping Forced Out-Migration	75.71%	Local water availability helps retain labor and farmers in the village.
Increasing Toilet Utilization	75.71%	Consistent water supply supports improved rural sanitation.

Source: Compiled from third-party impact assessment surveys of 70 respondents in Aurangabad district.

Similarly, in the Umarga tehsil of Osmanabad, JSA interventions helped raise local water tables in open wells by 2 to 3 meters, leading to an 87% increase in cultivable area, a 30% to 50% rise in crop yields, and a 90% reduction in the need for water tankers. These findings highlight the role of water conservation in stabilizing rural communities and mitigating distress out-migration.

Structural Realities and Challenges of Sugarcane Cutter Migration

Despite water conservation efforts, structural challenges continue to drive seasonal migration, particularly among sugarcane cutters from Marathwada.



This migration is highly structured by caste, with over 75% of sugarcane cutters belonging to just five major social groups: Vanjari (28.49%), Maratha (20.34%), Banjara (13.00%), Bhill (8.55%), and Dhangar (6.92%). Impoverished families from these groups are recruited by labor contractors (mukkadams) who pay cash advances ranging from Rs. 50,000 to Rs. 100,000 per working couple (jodi). These advances are used to repay old debts or fund major expenses like marriages or house construction, but they lock the couples into grueling, seasonal contracts.

At their destinations in Western Maharashtra, these jodis face harsh working and living conditions. They work 12 to 15 hours a day manually cutting, binding, and loading heavy bundles of cane onto trucks. They live in temporary, makeshift tarpaulin tents near the sugar mills, lacking access to clean drinking water, electricity, or basic sanitation.

This displacement has a particularly heavy toll on women and children. Migrant children are often pulled out of school to help their parents, leading to high dropout rates and locking the next generation into the same cycle of low skilled labor. For women, the lack of private toilets and clean water leads to chronic reproductive health issues.

Because contractors levy heavy financial penalties for missed workdays, women often work through illnesses, menstruation, and late-stage pregnancies. This intense pressure, combined with poor menstrual hygiene and exploitation by private medical clinics, has led to alarmingly high rates of hysterectomies among young female sugarcane cutters. In Beed district alone, state health surveys revealed that 13,861 out of 82,309 surveyed female sugarcane cutters had undergone hysterectomies, many between the ages of 35 and 40, to avoid losing wages due to menstrual issues or pregnancy.

The Safety Net Dynamics of MGNREGA

MGNREGA is designed to act as a safety net against seasonal distress migration by guaranteeing 100 days of manual, wage employment per year to every rural household. However, its implementation in Maharashtra has faced several operational challenges.

A major structural gap is the low rate of job card distribution: only 34% of households registered under MGNREGA in Maharashtra have received job cards, severely limiting access for the poorest families. Furthermore, the program is often hindered by delayed wage payments, low wage rates compared to urban markets, and an administrative focus on simple earthworks rather than high-value asset creation.

To address these implementation gaps, civil society organizations have piloted the Cluster Resource Person (CRP) model in tribal and marginalized villages. Under this model, local youth are trained to act as CRPs, helping rural workers register, apply for work, and monitor projects. This grass-roots support has helped activate

MGNREGA during the post-Kharif lean season (November to January) when landless families typically migrate, providing a vital source of local income and successfully reducing distress out-migration.

At the aggregate level, MGNREGA has contributed significantly to rural development, with 58% of its projects focused on local water conservation and harvesting, 18% on rural connectivity, and 12% on developing land owned by marginalized SC/ST communities. When properly implemented during the non-agricultural season, MGNREGA stabilizes rural incomes, protects vulnerable families from high-interest debt traps, and directly reduces seasonal out-migration.

Conclusions

This geographical and socio-economic analysis of rural development and migration in Maharashtra reveals that while migration is a natural part of demographic transition, forced distress migration is driven by regional inequalities, climate vulnerability, and structural exploitation.

To bridge the gap between policy and practice, and to transition from survival-driven circular mobility to sustainable, equitable rural development, the state should adopt the following strategic interventions:

- **Crop Diversification and Sustainable Water Use:** The concentration of water intensive crops, particularly sugarcane, in drought-prone regions like Marathwada is ecologically unsustainable. By using 27% of its irrigated land for sugarcane, Marathwada is virtually exporting its scarce water resources, depleting groundwater tables and forcing marginal farmers into migration. The state should implement strict zoning regulations, incentivize crop diversification, and promote micro-irrigation systems to transition farmers toward high-value, climate-resilient crops.
- **Deepening Watershed Conservation:** While the Jalyukt Shivar Abhiyan has shown positive localized results in reducing migration, its benefits must be distributed more equitably. Future phases of the program should focus on dryland regions, integrate scientific, geology-based aquifer recharge planning, and ensure that landless, marginalized families have equitable access to conserved water resources.
- **Reforming the Sugarcane Labor Supply Chain:** The exploitative labor contracting system (Mukkadam intermediation) traps over a million sugarcane cutters in a persistent cycle of debt. The Department of Labor should mandate the formal registration of all sugarcane cutters, eliminate advance-payment debt systems, and enforce direct wage payments from sugar mills to workers' bank accounts. Furthermore, sugar mills should be legally required to provide basic amenities at temporary settlements, including clean drinking water, sanitation facilities, mobile schools for children, and healthcare centers.

- **Optimizing MGNREGA Operations:** To turn MGNREGA into an effective buffer against distress migration, the state must expand job card distribution to reach all eligible rural households. The program should be systematically aligned with agricultural cycles, offering guaranteed wage employment during the post-Kharif lean season. Furthermore, the state should expand the scale of the Cluster Resource Person (CRP) model to help marginalized communities navigate administrative barriers, while diversifying projects to include high-value assets on private land, such as horticulture, land leveling, and animal shelters.
- **Promoting Decentralized Off-Farm Industries:** As demonstrated by the out-migration of educated rural youth in Vidarbha, agricultural stabilization alone is not enough to sustain rural economies. The state must promote decentralized, off-farm industrial development in secondary towns. By investing in agro-processing units, rural manufacturing, and digital infrastructure, the state can create local, non-agricultural employment options. This diversification of the rural economy is essential to provide rural youth with meaningful career opportunities, helping to stabilize migration flows and promote balanced, regional development.

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A Geographical Analysis of Seasonal Migration Among Tribal Communities in Maharashtra

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Abstract

Seasonal circular migration has emerged as a major distress-driven livelihood strategy among Scheduled Tribes in Maharashtra, India. This geographic phenomenon is rooted in the state's uneven spatial development, characterized by rain-fed monoculture agriculture, small and fragmented landholdings, and historical socio-spatial isolation. This paper examines the spatial patterns, structural drivers, and socio-economic consequences of temporary labor migration among tribal communities, focusing on the Western hilly tracts of the Satpura and Sahyadri ranges and the Eastern forest belts. Utilizing primary and secondary datasets from key tribal corridors including Nandurbar, Nashik (Kalwan Tehsil), Beed, and Raigad. The analysis reveals that seasonal migration, primarily directed toward Western Maharashtra's sugarcane belt, brick kilns, and urban construction sites, represents a survival mechanism that traps tribal families in cycles of debt and vulnerability. The seasonal uprooting of families leads to severe educational disruptions among children, with dropout rates exceeding fifty percent, and exacerbates healthcare deprivation. Women experience severe reproductive health precarity, exemplified by high rates of forced hysterectomies in sugarcane-cutting corridors. While state initiatives like the app-based Migration Tracking System (Maha-MTS) attempt to address service delivery, structural gaps and digital disparities limit their effectiveness. The paper concludes with a call for

decentralized spatial planning, secured forest rights, and localized livelihood diversification to break the cycle of distress-driven migration.

Keywords: Seasonal Migration, Tribal Geography, Agrarian Distress, Debt-Bondage, Maharashtra.

Introduction

The geographical landscape of Maharashtra presents a striking paradox of rapid industrialization coexisting with deep regional and social inequalities. While the state's urban-industrial corridors serve as primary engines of economic growth, peripheral highlands, semi-arid plains, and dense eastern forests house highly marginalized populations. Among these marginalized groups, Scheduled Tribes (STs) represent the most socio-economically deprived stratum, experiencing high rates of multi-dimensional poverty, geographic isolation, and structural exclusion. Representing 9.35% of Maharashtra's total population across 47 recognized tribal groups, these communities are geographically clustered in two distinct zones: the Western hilly districts of Dhule, Nandurbar, Jalgaon, Nashik, Palghar, and Thane, and the Eastern forest rich districts of Chandrapur, Gadchiroli, Bhandara, Gondia, Nagpur, Amravati, and Yavatmal.

Historically, tribal geographies have been defined by their close relationship with local forest ecosystems and subsistence agriculture. However, decades of land alienation, deforestation, and development-induced displacement have systematically undermined their traditional resource base. Over two-thirds of Maharashtra's tribal population is concentrated in the primary agricultural sector, where they increasingly work as manual wage laborers rather than independent cultivators. This occupational shift is compounded by severe ecological constraints: tribal agricultural lands are predominantly rain-fed, located on rugged terrains with poor soil quality, and lack access to modern irrigation infrastructure. Consequently, agricultural production is restricted to the monsoon season, leaving households with little to no income during the dry winter and summer months.

To survive the prolonged dry season, hundreds of thousands of tribal families engage in distress induced, short-term seasonal migration. This circular mobility involves moving from areas of limited employment opportunity to regions with high labor demand, particularly from October/November through May/June. Unlike aspirational migration, which can facilitate upward social mobility, seasonal migration is a coping mechanism driven by immediate survival needs. The migrating workforce remains largely invisible to official statistics, leaving them highly vulnerable to economic exploitation and physical hazards. This study provides a geographical and socio-economic analysis of seasonal tribal migration in Maharashtra, exploring its structural drivers, spatial pathways, and systemic impacts on tribal livelihoods, health, and child education.

Reviews of Literature

The scientific study of circular labor mobility and spatial marginalization in Maharashtra has been documented across several key research texts:

Jagtap and Marathe (2016) conducted a socio-economic and empirical investigation into the migration of Adivasis in the Nandurbar district. The study reveals that approximately one lakh tribal individuals migrate annually, predominantly to Gujarat, facing severe economic exploitation, high debt rates (with interest ranging from 10% to 100%), and critical health issues such as sickle cell anemia, malaria, and malnutrition.

Jaleel and Chattopadhyay (2019) explored the structural relationship between rural agricultural crises and circular labor mobility in the semi-arid district of Beed, Maharashtra. The research shows that seasonal migration functions primarily as a distressed survival strategy to mitigate dry-season unemployment, but that the earnings are almost entirely consumed by debt repayment and daily survival expenses, failing to offer long-term poverty alleviation.

Rajput and Jatav (2025) investigated the gendered precarity of circular migration in Maharashtra and evaluated the state's app-based Migration Tracking System (Maha-MTS). The authors argue that while female seasonal migrants are pivotal to the rural labor economy, deeply entrenched gender inequalities and unhygienic working environments expose them to multi-layered exploitation, which digital welfare systems struggle to adequately resolve.

Gavit and Jadhav (2025) examined the educational disruptions and school dropouts among tribal children in Kalwan Tehsil of Nashik District. Their geographical analysis demonstrates that seasonal labor migration for 4 to 6 months causes severe syllabus discontinuity, leading to a 55% school dropout rate among migrant students, which existing state-run seasonal schools and bridge courses have failed to correct due to poor reach and execution.

Deshingkar and Start (2003) analyzed the push and pull factors underlying seasonal migration across rural India. They highlight that distress induced seasonal migration is driven by agrarian shocks, land fragmentation, and low local wages, forcing vulnerable communities into precarious labor destinations such as brick kilns, construction sites, and sugarcane fields under highly exploitative arrangements.

Objectives

The study is guided by three primary research objectives:

- To analyze the spatial distribution, demographic characteristics, and landholding structures of tribal populations across different ecological zones of Maharashtra.
- To investigate the geographic pathways, seasonal patterns, and economic dynamics of seasonal migration in key tribal corridors, with a focus on Nandurbar, Nashik, Beed, and Raigad.

- To assess the systemic impacts of seasonal migration on tribal households, focusing on debt cycles, health vulnerabilities, and child education, and to evaluate state-led policy interventions.

Database and Empirical Research Design

This study uses a mixed methods geographical framework to analyze seasonal migration patterns. It relies on secondary database sources, including the National Census of India (2011), the Agricultural Census of India (2015-16), and district-level educational data from the Unified District Information System for Education (U-DISE). These secondary datasets are integrated with empirical findings from localized primary field surveys and case studies conducted across critical migration corridors, including Nandurbar, Nashik (Kalwan Tehsil), Beed, and Raigad.

To quantify the spatial concentration of tribal populations across Maharashtra's 36 districts, the study utilizes the Location Quotient (LQ) index, formulated as follows:

$$LQ = \frac{T_d I P_d}{T_s I P_s}$$

Where

T_d is the tribal population in a given district,

P_d is the total population of that district,

T_s is the total tribal population of Maharashtra, and

P_s is the total population of the state.

A Location Quotient value greater than 1.0 indicates a high spatial concentration of tribal populations relative to the state average. This spatial metric is paired with qualitative observations from focus group discussions, household interviews, and teacher surveys to analyze the structural drivers of circular labor migration.

Results and Discussion

Demographic and Landholding Realities

To understand the structural causes of seasonal tribal migration, it is necessary to examine the demographic distribution and landholding patterns of Maharashtra's tribal communities.

Table No. 1.1

Tribe	Population (Millions)	Share of State Tribal Population (%)	Core Cultural Geography / Dominant Districts
Bhil	2.58	25.04	Western Satpura & Hilly Districts (Nandurbar, Dhule, Jalgaon)
Gond	1.61	15.65	Eastern Forest Districts (Gadchiroli, Chandrapur, Yavatmal)

Koli Mahadev	1.45	14.12	Western Ghats and Western Hilly Belts
Warli	0.79	7.70	Western Coastal-Hilly Margins (Thane, Palghar)
Konkana	0.68	6.65	Western Hilly Districts (Nashik, Dhule, Nandurbar)
Thakur	0.56	5.49	Sahyadri Hilly Ranges (Thane, Raigad, Nashik)
Andh	0.47	4.59	Marathwada and Eastern Hilly Margins
Other Tribes	2.37	20.76	Spread across minor forest and hilly pockets
Total ST	10.51	100.00	9.35% of Maharashtra's Total Population

Source: National Census of India, 2011

In the table no. 1.1 shows that Population and geographical distribution of the major Scheduled Tribes in the state. The Bhil and Gond tribes together constitute over forty percent of the state's total tribal population, occupying the Western and Eastern forest-hill corridors. Although these groups hold deep historical ties to their ancestral lands, their agricultural productivity is severely limited by small and fragmented holdings.

Table No. 1.2

Landholding Category	Size Class (Hectares)	Share of Tribal Landholdings (%)
Marginal	Less than 1.00	37.55
Small	1.00 - 2.00	33.41
Semi-medium	2.00 - 4.00	20.41
Medium	4.00 - 10.00	7.85
Large	More than 10.00	0.77

Source: Agriculture Census, 2024-25

Table no. 1.2 shows that distribution of agricultural landholdings among Scheduled Tribes in Maharashtra. More than seventy percent of tribal landholders in Maharashtra fall into the marginal or small categories, cultivating plots of less than two hectares. These small, unirrigated plots yield little surplus, particularly under rain-fed monoculture systems. Without access to credit, irrigation, or modern agricultural inputs, tribal households cannot sustain themselves through farming alone, forcing them to enter the informal, circular labor market. This economic vulnerability is reflected in substandard household living conditions.

Table No. 1.3

Socio-economic and housing indicators for Scheduled Tribe households in Maharashtra (2001 and 2011)

Household Characteristic	ST (2001) (%)	ST (2011) (%)	State Total (2011) (%)
Living in 'Good' Houses	36.70	48.00	64.10
Concrete Roof House	8.50	12.20	30.20
Only One Dwelling Room	64.90	60.00	46.30
Using Tap Water as Main Source	45.20	48.40	67.90
Access to Improved Drinking Water	69.40	75.10	85.60
Toilet Facility Within Premises	20.20	30.10	53.10
Electricity as Main Lighting Source	52.20	59.80	83.90
Using LPG for Cooking	12.10	18.90	43.40
Availing Banking Services	26.20	47.90	68.90
Households with No Assets	56.60	43.00	19.00

Source: National Census of India, 2001 and 2011

While basic amenities like banking access and electricity improved between 2001 and 2011, forty-three percent of tribal households in 2011 owned no assets, compared to nineteen percent statewide. Furthermore, only thirty percent of tribal households had domestic toilet facilities, and nearly half lacked access to tap water. These persistent developmental gaps act as major push factors, driving households to migrate during the lean agricultural season.

Case Study 1: Sugarcane-Harvesting Migrants of Nandurbar District

Nandurbar district, situated in the north-western corner of Maharashtra, has a tribal population of 70.30% and ranks last in the state on the Human Development Index. The district has become a major source region for circular labor migration, with approximately 100,000 Adivasis migrating annually, primarily to the sugarcane fields of southern Gujarat (including Bardoli, Vyara, Navsari, and Valsad). This migration follows a strict seasonal rhythm: families prepare to depart in October, following the Diwali festival, and return in May before the onset of the monsoon. A primary survey of 300 migrated tribal families across Nandurbar's six talukas (Akkalkuwa, Akrani, Shahada, Taloda, Navapur, and Nandurbar) outlines the household demographics of this movement.

Table No. 1.4

Average number of migrating laborers per family across different tribes in Nandurbar district

Tribe	Surveyed Families	Migrating Laborers	Average Laborers Per Family
Bhilla	95	505	5.30
Pavara	86	394	3.40
Dhanaka	45	104	2.30
Gavit	36	76	2.10
Mavachi	27	75	2.70
Kokani	19	24	2.10
Total	300	1,078	3.60

Source: National Census of India, 2011

The Bhilla tribe exhibits the highest migration intensity, averaging 5.3 migrating members per household. This reflects extreme economic precarity, which forces entire families including children and the elderly—to migrate together to maximize labor output. Collectively, the 1,078 surveyed laborers earned 13,550,550 Rupees (INR) over the six-month season, averaging 45,168.50 INR per family and 12,750.00 INR per laborer.

Table No. 1.5

Financial metrics of these migrating households

Tribe	Surveyed Families	Total Seasonal Earnings (INR)	Share of Total Earnings (%)	Average Earning Per Family (INR)	Average Earning Per Laborer (INR)
Bhilla	95	8,309,700	61.32	87,470.52	16,609.69
Pavara	86	3,413,250	25.18	39,688.15	11,609.69
Dhanaka	45	706,650	5.21	15,703.33	6,794.71
Gavit	36	404,700	2.98	12,241.66	5,325.00
Mavachi	27	425,250	3.13	15,750.00	5,670.00
Kokani	11	291,000	2.14	26,454.54	12,125.00
Total	300	13,550,550	100.00	45,168.50	12,750.00

Source: National Census of India, 2011

While these seasonal earnings appear substantial, they are offset by high operational costs and exploitative debt cycles. Sugarcane cutters are recruited by labor contractors (mukadams or sheths) who provide advance loans (typically ranging from 6,000 to 12,000 INR) during the lean monsoon months. These advances tie the families to the contractor, who then requires them to work off the debt at the

destination sites. These informal loans carry exorbitant interest rates, often between 10% and 100%, which systematically drain household earnings.

Furthermore, the physical toll and social isolation of sugarcane cutting lead to high rates of substance use, with surveys indicating that nearly fifty percent of seasonal earnings are spent on tobacco, country liquor, and other stimulants. An additional thirty percent is consumed by festival expenses and debt servicing, leaving only twenty percent for basic necessities like food, clothing, and travel.

To evaluate the temporal dynamics of these migration flows, Table no. 1.6 presents the seasonal patterns of tribal displacement, illustrating when and for how long these families remain away from their home villages.

Table No. 1.6

Season	Duration of Stay	Migrating Families	Migrating Members	Total Impacted Cohorts
Rainy Season	2 Months	15	54	97
	3 Months	12	43	
Winter Season	2 Months	32	45	226
	3 Months	72	72	
	4 Months	11	179	
Summer Season	2 Months	147	529	755
	3 Months	158	158	
	4 Months	19	68	

Source: National Census of India, 2011

The temporal distribution confirms that tribal migration reaches its peak during the winter and summer months, which correspond to the post-monsoon dry season. During the rainy season, migration is minimal (only 27 families and 97 members), as households remain in their villages to cultivate subsistence crops or find local wage work. As water sources dry up in the post-harvest period, tribal families are forced to migrate in search of employment.

Case Study 2: The Brick Kiln Migrants of the Katkari Tribe

The Katkari tribe, a recognized Particularly Vulnerable Tribal Group (PVTG) in Maharashtra, is concentrated in Raigad, Thane, and Palghar districts. Predominantly landless and excluded from traditional forest-resource access, the Katkari rely on seasonal agricultural labor during the monsoon rice-cultivation season. During the post-harvest dry season (December to June), however, they undergo near-total displacement, migrating to work in brick kilns and charcoal-making units across western Maharashtra.

The Katkari describe this movement as “migration for survival” or “migration for food,” distinguishing it from migration aimed at cash accumulation. Because they

lack local food security, entire families including infants and school-age children relocate to brick kilns. At these destination sites, families live in makeshift shelters constructed from paddy grass, plastic sheets, and tree branches, with no access to clean drinking water or sanitation.

The labor process at the brick kilns is physically grueling, requiring long hours under harsh environmental conditions. A typical family unit (comprising husband, wife, and older children) shapes approximately 1,500 bricks per day, working from dawn until after dark. Katkari households remain dependent on the sheth (kiln owner) due to credit-labor linkages. Contractors offer cash advances during major festivals like Ganesh Chaturthi, which households spend on consumption and celebrations. This credit is later deducted from their weekly wages using opaque accounting practices, trapping families in a state of semi-bonded labor that spans generations.

Case Study 3: Educational Disruption in Kalwan Tehsil, Nashik District

The seasonal migration of tribal families has severe consequences for child education, driving high dropout rates and entrenching inter-generational poverty. This is particularly evident in Kalwan Tehsil of Nashik District, a high-concentration tribal area where nearly forty percent of the ST population migrates annually.

Table No. 1.7

Indicator Metric	Value / Percentage
Total Tribal Population in Kalwan Tehsil	120,000
Annual Migrant Tribal Population	40% of Total Population
School Dropout Rate among Migrant Children	55%
Government Seasonal School Enrollment Rate	30%

Source: Census 2011, U-DISE 2020-21, NGO Reports

More than half of the children who accompany their migrating parents drop out of school permanently. While the state government has established seasonal hostels and mobile schools to support migrant education, these initiatives reach only thirty percent of eligible children in Kalwan Tehsil due to limited funding and administrative oversight.

To assess the classroom-level impact of this seasonal disruption, a survey of fifty primary and secondary school teachers was conducted in Kalwan Tehsil.

Table No. 1.8

Concern Area	Teacher Response Rate (%)
Lack of Bridge Courses for Returning Migrants	80
Syllabus Discontinuity and Learning Gaps	75
Chronically Poor Attendance of Migrant Students	65

Source: Primary Teacher Surveys, 2025

Teachers report that when children return to their home villages in June, they face severe learning gaps and struggle to keep pace with the curriculum. The lack of structured bridge courses (noted by 80% of teachers) and poor attendance (65%) prevent students from achieving grade-level learning competencies, often leading them to drop out permanently to join their parents in manual wage labor.

Structural Drivers of Seasonal Migration: Push and Pull Factors

The geography of seasonal tribal migration in Maharashtra is shaped by a combination of push factors in source regions and pull factors in destination zones. Figure 1 conceptualizes this spatial dynamic, illustrating the flows of labor, capital, and debt across different ecological regions of the state.

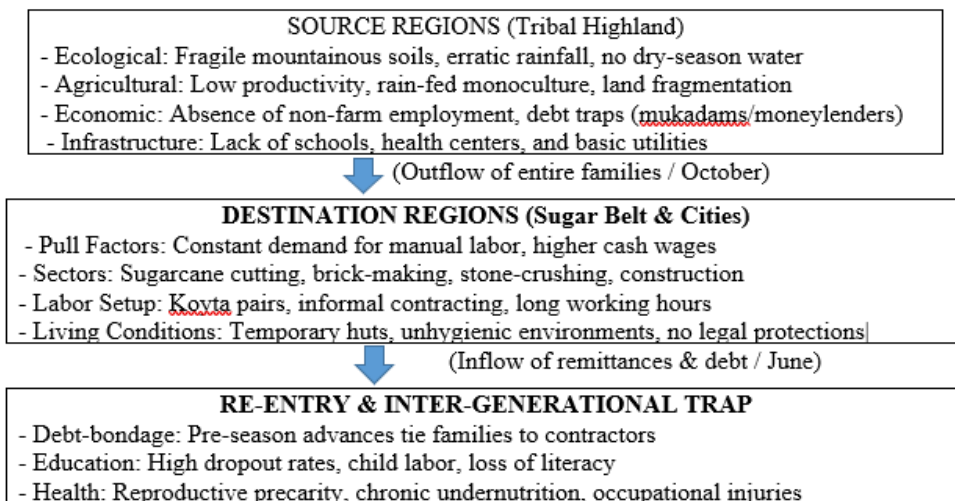


Figure 1: Flow model of distress-induced seasonal migration in Maharashtra

In the source regions, the primary push factors are environmental degradation, crop failure, and a lack of local non-farm employment. Climate change has made traditional rain-fed agriculture increasingly precarious, as dry spells and intense rainfall events disrupt cropping cycles. For instance, consecutive droughts in the Marathwada region and extreme rain events in Vidarbha have repeatedly destroyed standing crops, forcing smallholders to look for alternative livelihoods.

At the same time, local safety nets like the Mahatma Gandhi National Rural Employment Guarantee Scheme (MGNREGS) often fail to provide reliable relief. Tribal laborers report administrative delays in wage payments, difficulties in opening bank accounts, and a local preference for agricultural machinery over manual labor, all of which limit their access to public employment.

In contrast, destination regions offer consistent demand for manual labor. The cooperative and private sugar factories of western Maharashtra and southern

Gujarat require large seasonal workforces to harvest and transport cane. Similarly, the expanding construction sector in metropolitan centers like Mumbai, Pune, and Thane draws a steady stream of cheap, flexible manual labor from tribal areas.

Gendered Vulnerability, Health Precarity, and Policy Interventions

The physical and social toll of seasonal migration is highly gendered, exposing women to severe occupational and reproductive health hazards. In the sugarcane-cutting sector, recruitment is organized around the *koyta*—a labor unit consisting of a husband and wife. The husband cuts the cane, while the wife cleans, bundles, and loads it onto transport vehicles. This division of labor demands intense physical exertion from both partners.

Because contractors pay by the ton and impose heavy fines (often between 500 and 1,000 INR) for missing a single day of work, women cannot afford to take breaks for menstruation, illness, or childbirth. This pressure has contributed to an alarmingly high rate of pre-emptive hysterectomies among female sugarcane cutters in Maharashtra. To avoid losing wages and paying fines, many young women undergo uterine removal surgery. Public health data from Beed district reveals that 13,861 out of 82,309 surveyed female sugarcane cutters had undergone hysterectomies, highlighting the severe physical cost of seasonal labor exploitation. These health risks are compounded by a lack of access to formal healthcare services. A community-based cross-sectional study in Palghar district revealed that only 29.8% of ill tribal individuals sought formal healthcare, while the remainder relied on informal providers or took no action. This low utilization is driven by geographical distance, economic constraints, and a historical distrust of public health facilities, leaving migrant families reliant on self-medication or informal healers.

To address these vulnerabilities, the Government of Maharashtra developed the app-based Migration Tracking System (Maha-MTS). The system is designed to register and track migrating pregnant women, lactating mothers, and children under eighteen to ensure they continue to receive immunization, supplementary nutrition, and healthcare benefits at their destinations.

While the Maha-MTS represents a positive step toward securing rights for mobile populations, it faces several implementation challenges. These include poor mobile network coverage in remote brick kilns and sugarcane fields, a lack of digital literacy among local health workers (*Anganwadis*), and difficulties in coordinating services between source and destination districts. Consequently, many highly vulnerable families remain unregistered, leaving them excluded from critical social safety nets.

Conclusions

Seasonal migration among tribal communities in Maharashtra is a spatial expression of deep-seated agrarian distress, geographical isolation, and structural exclusion.

The evidence indicates that circular labor mobility is not a pathway out of poverty, but a coping mechanism that exposes families to severe physical hazards, high debt burdens, and social marginalization. By uprooting entire households for half of every year, migration disrupts child education, reinforces low literacy levels, and perpetuates a cycle of inter-generational poverty. Furthermore, the extreme labor demands of sugarcane cutting and brick making have severe impacts on physical health, as seen in the high rate of hysterectomies among female cutters and the low rates of formal healthcare utilization in tribal districts.

To break this cycle of distress induced migration, Maharashtra needs a comprehensive, spatially integrated approach to tribal development. This requires moving beyond short-term tracking apps to address the root causes of seasonal displacement. Key priorities include:

- Expanding decentralized, low-cost irrigation systems (such as check dams, farm ponds, and lift irrigation) in tribal areas to enable double-cropping and provide year-round agricultural employment.
- Implementing the Forest Rights Act (FRA) of 2006 effectively to secure community land rights and support sustainable, forest-based livelihoods, such as the processing and marketing of non-timber forest products.
- Reforming local public works programs under MGNREGS by ensuring timely wage payments and creating local assets that are aligned with the needs of the tribal economy.
- Improving educational infrastructure by expanding seasonal residential hostels in source districts, allowing children to stay in school while their parents migrate.
- Formalizing labor contracts under the Contract Labour Act to hold sugar factories, builder lobbies, and labor contractors accountable for providing safe housing, clean drinking water, and healthcare services at work sites.

Only through sustained, structural interventions can Maharashtra secure the rights and welfare of its tribal populations, turning distress-induced migration into a matter of choice rather than survival.

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Migration and Mobility in India: A Geographical Appraisal

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Migration and Mobility in India: A Geographical Study of Tribal Communities

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Abstract

Migration and mobility have emerged as significant dimensions of socio-economic and geographical transformation in India. Tribal communities, traditionally dependent on forests, agriculture, and natural resources, are increasingly experiencing various forms of migration due to poverty, unemployment, environmental degradation, displacement, lack of educational opportunities, and regional inequalities. This paper examines the patterns, causes, and consequences of migration and mobility among tribal communities in India from a geographical perspective. The study highlights the spatial distribution of tribal migration, seasonal and rural-urban mobility trends, and the socio-economic challenges faced by migrant tribal populations.

The findings reveal that tribal migration in India is largely distress-driven and temporary in nature, often resulting in economic exploitation, poor living conditions, health vulnerabilities, and social marginalization. At the same time, migration also provides opportunities for income generation, social exposure, and occupational diversification. The paper concludes that balanced regional development, tribal welfare policies, employment generation, education, healthcare accessibility, and sustainable rural development are essential to reduce forced migration and improve the quality of life of tribal communities in India.

Keywords: Migration, Mobility, Tribal Communities, Geographical Appraisal, Rural-Urban Migration, Seasonal Migration, Socio-Economic Development, India.

Introduction

Migration and mobility are important aspects of human civilization and socio-economic development. Since ancient times, people have moved from one place to another in search of better livelihood opportunities, security, education, and improved living conditions. In India, migration has become a major demographic and geographical phenomenon due to rapid urbanization, industrialization, population growth, regional disparities, environmental changes, and unequal distribution of resources. The movement of people across regions significantly influences the social, economic, cultural, and spatial structure of society.

India is home to a large tribal population that constitutes an important segment of the country's socio-cultural diversity. Tribal communities have traditionally depended on forests, agriculture, animal husbandry, and natural resources for their livelihood. However, due to poverty, unemployment, land alienation, deforestation, environmental degradation, displacement caused by development projects, and lack of basic amenities, many tribal populations are increasingly compelled to migrate from rural and remote areas to urban and industrial centers. Migration among tribal communities is often seasonal, temporary, and distress-oriented in nature. The geographical dimensions of migration are closely associated with regional inequality, resource availability, climatic conditions, economic opportunities, and infrastructural development. Tribal migration in India reflects the imbalance between developed and underdeveloped regions. Many tribal migrants move to cities and economically advanced regions in search of employment in construction work, agriculture, mining, brick kilns, factories, and informal sectors. Although migration provides income opportunities and social exposure, it also creates several challenges such as poor living conditions, exploitation, health problems, educational disruption, social insecurity, and loss of cultural identity.

From a geographical perspective, migration is not only the movement of people but also a process that affects human-resource distribution, urban growth, rural transformation, and regional development. Understanding migration patterns among tribal communities is therefore essential for balanced development planning and social welfare policies. The study of migration and mobility helps to analyze the interaction between people, place, and environment and highlights the socio-economic realities of marginalized populations.

This research paper aims to examine the patterns, causes, and impacts of migration and mobility among tribal communities in India through a geographical appraisal. The study also focuses on the socio-economic and environmental factors responsible for tribal migration and evaluates its implications on livelihood, health, education, and regional development.

Review of Literature

Migration and mobility have been widely studied by geographers, sociologists, economists, and demographers in India and across the world. Several scholars have analyzed the causes, patterns, and impacts of migration with special reference to rural populations, labour mobility, urbanization, and tribal communities. The existing literature reveals that migration is closely associated with economic inequality, environmental stress, lack of employment opportunities, and regional imbalances.

According to Ravenstein's theory of migration, economic factors play a significant role in motivating people to move from one place to another. Lee (1966) explained migration through push and pull factors, where poverty, unemployment, natural calamities, and social insecurity act as push factors, while employment opportunities, better wages, education, and urban facilities function as pull factors.

In the Indian context, migration has increased rapidly due to industrialization, urban growth, and uneven regional development. Census of India reports indicate that rural-to-urban migration and seasonal labour migration are major forms of population mobility in the country. Researchers have observed that tribal communities are among the most vulnerable groups affected by migration because of their dependence on natural resources and traditional occupations.

Breman (1996) studied migrant labour in India and highlighted the exploitation, insecure employment, and poor living conditions faced by migrant workers in urban and industrial sectors. Deshingkar and Start (2003) emphasized that migration has become an important livelihood strategy for rural poor households and marginalized communities. Their studies revealed that seasonal migration is common among tribal populations due to lack of local employment opportunities.

Several geographical studies have shown that environmental degradation, deforestation, drought, landlessness, and displacement caused by development projects significantly contribute to tribal migration. Researchers have also pointed out that tribal migrants often experience poor housing conditions, health problems, educational disruption, social exclusion, and cultural disintegration in destination areas.

Studies conducted in Maharashtra and other tribal-dominated states indicate that migration among tribal communities is largely temporary and distress-driven. Tribal workers are mainly employed in agriculture, brick kilns, construction sites, mining activities, and informal labour sectors. Although migration improves household income to some extent, it also increases social vulnerability and economic insecurity.

The reviewed literature suggests that migration is both a survival strategy and a developmental challenge for tribal communities. However, there is still a need for more geographical studies focusing on the spatial dimensions, socio-economic impacts, and regional variations of tribal migration in India. Therefore, the present

study attempts to provide a geographical appraisal of migration and mobility among tribal communities in India.

Objectives of the Study

The present study has been undertaken with the following objectives:

- To examine the patterns and trends of migration and mobility among tribal communities in India.
- To analyze the geographical factors responsible for tribal migration in different regions of India.
- To study the socio-economic causes of migration such as poverty, unemployment, landlessness, and lack of basic amenities.
- To assess the impact of migration on livelihood, health, education, and social life of tribal communities.
- To identify the major challenges faced by tribal migrants at destination areas.
- To evaluate the role of regional inequality and environmental factors in shaping migration patterns.
- To suggest suitable measures and policy recommendations for reducing distress migration and improving the living conditions of tribal communities.

Scope and Significance of the Study

The present study focuses on migration and mobility among tribal communities in India from a geographical perspective. The scope of the study includes the analysis of different forms of migration such as rural-urban migration, seasonal migration, temporary migration, and labour mobility among tribal populations. It examines the spatial patterns, socio-economic causes, and environmental factors influencing migration in tribal regions of India. The study also covers the impact of migration on livelihood, health, education, social structure, and cultural identity of tribal communities.

The research is mainly based on secondary data collected from Census reports, government publications, books, journals, research articles, and other relevant sources. The study aims to understand the relationship between migration, regional development, and socio-economic conditions among tribal populations. Special attention is given to issues such as poverty, unemployment, land alienation, displacement, environmental degradation, and lack of infrastructural facilities that compel tribal people to migrate.

The significance of the study lies in its contribution to understanding migration as an important geographical and developmental issue affecting tribal communities in India. Migration among tribes is not only an economic phenomenon but also a social and environmental concern. The study highlights the challenges faced by tribal migrants, including exploitation, poor living conditions, health vulnerabilities, educational disruption, and social marginalization.

This study is important for researchers, policymakers, planners, and social organizations working in the fields of tribal development, rural development, migration studies, and regional planning. The findings of the study may help in formulating effective policies and welfare programmes for improving employment opportunities, healthcare, education, and sustainable development in tribal areas. The study also contributes to geographical literature by providing insights into the spatial dimensions and regional patterns of tribal migration in India.

Research Methodology

Research methodology plays an important role in systematic and scientific investigation of any research problem. The present study on “Migration and Mobility in India: A Geographical Appraisal of Tribal Communities” is mainly descriptive and analytical in nature. The study aims to examine the geographical, socio-economic, and environmental dimensions of migration among tribal communities in India.

The research is primarily based on secondary sources of data. Relevant information has been collected from Census of India reports, reports of the Ministry of Tribal Affairs, National Sample Survey (NSS) reports, government publications, books, journals, research articles, dissertations, and various published and unpublished sources related to migration and tribal studies. Statistical data and geographical information available from different government departments and institutions have also been used for analysis.

The study adopts a geographical approach to analyze the spatial patterns and regional variations of migration and mobility among tribal populations. Different forms of migration such as rural-urban migration, seasonal migration, temporary migration, and labour migration have been considered in the study. The push and pull factor theory of migration has been used as a conceptual framework to understand the causes and dynamics of tribal migration.

The collected data have been classified, tabulated, and interpreted using descriptive and comparative methods. Various socio-economic and geographical factors such as poverty, unemployment, environmental degradation, displacement, regional inequality, and lack of infrastructural facilities have been analyzed to understand their role in tribal migration.

The methodology also includes the review and interpretation of previous studies and literature related to migration and mobility in India. The findings of the study are presented through qualitative analysis to understand the nature, causes, impacts, and challenges of migration among tribal communities.

Thus, the present study attempts to provide a comprehensive geographical appraisal of migration and mobility among tribal communities in India through systematic analysis of available data and literature.

Causes of Migration Among Tribal Communities

Migration among tribal communities in India is influenced by a combination of socio-economic, environmental, geographical, and developmental factors. Tribal populations, traditionally dependent on forests, agriculture, and natural resources, are increasingly compelled to migrate in search of livelihood opportunities and better living conditions. Most tribal migration is seasonal, temporary, and distress-oriented in nature. The major causes of migration among tribal communities are as follows:

1. Poverty and Unemployment

Poverty is one of the major causes of migration among tribal communities. Most tribal families have limited sources of income and face unemployment or underemployment in rural areas. Due to lack of regular employment opportunities, tribal people migrate to urban and industrial regions in search of work and wages.

2. Landlessness and Small Land Holdings

Many tribal households possess very small and unproductive landholdings. In some areas, tribal people have lost their land due to land alienation, indebtedness, or developmental projects. Insufficient agricultural land and low agricultural productivity force tribal populations to migrate for survival.

3. Environmental Degradation and Deforestation

Environmental degradation, deforestation, soil erosion, drought, and depletion of natural resources have adversely affected the traditional livelihood of tribal communities. Since many tribal groups depend on forests and natural resources, ecological imbalance and forest restrictions often compel them to migrate.

4. Seasonal Nature of Agriculture

Agriculture in tribal regions is mainly rain-fed and seasonal. During the off-season, agricultural activities decline, resulting in lack of employment and income. As a result, tribal labourers migrate temporarily to other regions for agricultural work, construction activities, and daily wage labour.

5. Lack of Basic Amenities and Infrastructure

Many tribal areas suffer from poor infrastructure and lack of basic amenities such as education, healthcare, transportation, irrigation, electricity, and communication facilities. The absence of developmental opportunities encourages migration towards urban and economically developed regions.

6. Industrialization and Urbanization

Rapid industrialization and urbanization in India have created demand for cheap labour in construction sites, factories, mining areas, brick kilns, and informal sectors. Tribal populations migrate to urban centers in search of employment opportunities and better income prospects.

7. Displacement Due to Development Projects

Large-scale development projects such as dams, mining projects, industries, highways, and forest conservation programmes have displaced many tribal communities from their traditional habitats. Displacement often leads to forced migration and socio-economic insecurity among tribal populations.

8. Indebtedness and Economic Exploitation

Many tribal families suffer from debt and economic exploitation by moneylenders, contractors, and middlemen. Due to financial hardship, tribal labourers are often forced to migrate to repay debts and support their families.

9. Educational and Social Aspirations

Increasing awareness, educational aspirations, and desire for better living standards also contribute to migration among younger tribal populations. Some tribal youth migrate to urban areas for higher education, skill development, and improved employment opportunities.

10. Regional Imbalance and Uneven Development

Unequal regional development and concentration of economic activities in urban and industrial regions create disparities between developed and underdeveloped areas. Tribal regions often remain economically backward, which becomes a major push factor for migration.

Thus, migration among tribal communities is the result of multiple interrelated factors. While migration provides livelihood opportunities and economic support, it also exposes tribal populations to various social, economic, and health-related challenges.

Patterns and Types of Migration

Migration among tribal communities in India exhibits diverse patterns and forms depending on socio-economic conditions, geographical location, environmental factors, and employment opportunities. Tribal migration is generally characterized by temporary, seasonal, and labour-oriented movement from rural and underdeveloped regions to urban and economically developed areas. The major patterns and types of migration are discussed below:

1. Rural-to-Urban Migration

Rural-to-urban migration is one of the most common forms of migration among tribal populations. Tribal people migrate from villages and forest areas to towns and cities in search of employment, better income, education, healthcare, and improved living conditions. Urban centers attract tribal migrants due to opportunities in construction work, factories, transportation, domestic work, and informal labour sectors.

2. Seasonal Migration

Seasonal migration is highly prevalent among tribal communities. During agricultural off-seasons or periods of drought and unemployment, tribal labourers migrate temporarily to other regions for work. After the completion of seasonal work, they return to their native villages. Seasonal migration is commonly associated with agricultural labour, sugarcane cutting, brick kiln work, and construction activities.

3. Temporary Migration

Temporary migration refers to short-term movement for a limited period of employment or livelihood. Tribal migrants often stay in destination areas for a few weeks or months and later return to their place of origin. This type of migration is mainly influenced by economic necessity and lack of permanent employment in tribal regions.

4. Rural-to-Rural Migration

In rural-to-rural migration, tribal people move from one rural area to another in search of agricultural employment, forest-based work, or daily wage labour. This form of migration is common among landless and marginal tribal labourers who work in farms, plantations, and rural industries.

5. Rural-to-Industrial Migration

Industrial development and mining activities attract tribal labourers from remote areas to industrial zones. Many tribal migrants work in factories, mining areas, manufacturing units, and industrial projects. Such migration is often associated with low wages, insecure jobs, and poor working conditions.

6. Circular Migration

Circular migration is a repeated pattern of movement between the place of origin and destination. Tribal migrants move periodically for employment and return home after work is completed. This cycle continues regularly depending on employment opportunities and agricultural seasons.

7. Distress Migration

Distress migration occurs when tribal communities are forced to migrate due to poverty, famine, drought, environmental degradation, indebtedness, displacement, or lack of livelihood resources. This type of migration is not voluntary but is driven by survival needs and economic hardship.

8. Migration Due to Developmental Displacement

Large development projects such as dams, mining projects, industries, highways, and forest conservation programmes often displace tribal communities from their traditional habitats. Such displacement leads to involuntary migration and social insecurity.

9. Educational and Occupational Migration

Some tribal youth migrate to urban areas for higher education, technical training, and employment opportunities. Educational migration is gradually increasing due to awareness, modernization, and aspirations for socio-economic advancement.

Geographical Pattern of Tribal Migration

The geographical pattern of tribal migration in India generally shows movement from economically backward, drought-prone, forested, and tribal-dominated regions toward urban, industrial, and agriculturally prosperous areas. States such as Maharashtra, Jharkhand, Odisha, Chhattisgarh, Madhya Pradesh, and Rajasthan witness significant tribal migration due to socio-economic and environmental challenges.

Thus, migration among tribal communities in India is multidimensional in nature and reflects the interaction between geography, economy, environment, and social conditions.

Challenges Faced by Tribal Migrants

Tribal migrants in India face numerous social, economic, cultural, and health-related challenges both during migration and at destination areas. Most tribal migration is distress-driven and occurs under conditions of poverty, unemployment, and lack of opportunities in their native regions. Due to illiteracy, poor socio-economic conditions, and social marginalization, tribal migrants often remain vulnerable to exploitation and insecurity. The major challenges faced by tribal migrants are discussed below:

1. Economic Exploitation

Tribal migrants are often employed in low-paid and unorganized sectors such as construction work, brick kilns, mining, agriculture, and factories. Contractors and middlemen frequently exploit them through low wages, delayed payments, excessive working hours, and poor working conditions.

2. Insecure Employment

Most tribal migrants work as casual labourers without job security, written contracts, insurance, or social protection. Employment opportunities are irregular and seasonal, which creates financial instability and uncertainty in their lives.

3. Poor Living Conditions

Migrant tribal workers usually live in overcrowded and temporary settlements lacking proper housing, sanitation, clean drinking water, and electricity. Unhealthy living environments increase their vulnerability to diseases and accidents.

4. Health Problems

Tribal migrants often suffer from malnutrition, infectious diseases, occupational hazards, and poor healthcare facilities. Lack of awareness, poor nutrition,

unhygienic conditions, and limited access to medical services further worsen their health conditions.

5. Educational Disruption

Migration adversely affects the education of tribal children. Frequent movement from one place to another interrupts schooling and increases dropout rates. Many migrant children are also engaged in labour activities due to economic hardship.

6. Social Exclusion and Discrimination

Tribal migrants often face social discrimination, exclusion, and marginalization in urban and industrial areas. Language barriers, illiteracy, and cultural differences make it difficult for them to integrate into mainstream society.

7. Loss of Cultural Identity

Continuous migration and exposure to urban culture can weaken traditional tribal customs, language, social values, and cultural identity. Younger generations may gradually detach from their indigenous traditions and community life.

8. Lack of Legal Awareness and Rights

Many tribal migrants are unaware of labour laws, legal rights, and government welfare schemes. As a result, they are unable to access social security benefits, healthcare facilities, and protective measures available for workers.

9. Gender-Based Vulnerability

Tribal women migrants face additional challenges such as wage discrimination, unsafe working conditions, harassment, trafficking, and lack of healthcare facilities. Women often experience double burdens of labour and household responsibilities.

10. Displacement and Land Alienation

Development projects, mining activities, deforestation, and industrial expansion have displaced many tribal communities from their traditional lands. Loss of land and natural resources creates long-term social and economic insecurity.

11. Psychological Stress and Insecurity

Migration often creates emotional stress, loneliness, family separation, and insecurity among migrants. Lack of social support systems and uncertain living conditions negatively affect their mental well-being.

Overall Challenges

The challenges faced by tribal migrants reflect broader issues of poverty, regional inequality, underdevelopment, and social exclusion. Although migration provides livelihood opportunities, it often exposes tribal populations to exploitation, insecurity, and deprivation. Therefore, there is a need for effective government policies, labour protection measures, employment generation in tribal areas,

educational support, healthcare services, and sustainable development programmes to improve the living conditions and dignity of tribal migrants in India.

Result and Discussion

The present study reveals that migration among tribal communities in India is primarily influenced by socio-economic inequality, unemployment, poverty, environmental degradation, and lack of infrastructural development in tribal regions. Migration has emerged as an important survival strategy for tribal populations facing economic hardship and limited livelihood opportunities. The study indicates that seasonal and temporary migration are the most common forms of migration among tribal communities. Tribal migrants generally move from rural and forested regions to urban and industrial areas in search of employment in construction work, agriculture, brick kilns, mining, and informal labour sectors. The migration pattern reflects regional imbalance and uneven economic development in India. The findings further show that migration has both positive and negative impacts on tribal communities. On one hand, migration improves household income, employment opportunities, occupational diversification, and social exposure. On the other hand, migrant tribal populations face economic exploitation, insecure employment, poor living conditions, health problems, educational disruption, social exclusion, and cultural disintegration.

From a geographical perspective, the study reveals that migration is closely associated with environmental stress, resource scarcity, regional disparities, and unequal distribution of development. Tribal migration therefore represents not only an economic issue but also a social, cultural, and developmental challenge.

Suggestions

1. Employment opportunities should be created in tribal areas through rural industrialization, skill development programmes, and sustainable livelihood projects.
2. Government should strengthen tribal welfare policies and ensure effective implementation of employment guarantee schemes and social security programmes.
3. Educational facilities and residential schools should be improved in tribal regions to reduce school dropout rates among migrant children.
4. Healthcare facilities, sanitation, and nutritional programmes should be expanded in tribal and migrant settlements.
5. Tribal migrants should be provided legal protection, fair wages, safe working conditions, and awareness regarding labour rights.
6. Sustainable management of forests and natural resources should be promoted to protect traditional tribal livelihoods.
7. Special attention should be given to women migrants by providing safety measures, healthcare services, and equal employment opportunities.

8. Balanced regional development and infrastructural improvement in backward tribal regions are necessary to reduce distress migration.
9. Rehabilitation and compensation policies should be properly implemented for tribal communities displaced by development projects.
10. Awareness programmes should be conducted to educate tribal populations about government welfare schemes, education, healthcare, and employment opportunities.

Conclusion

Migration and mobility have become important features of socio-economic transformation among tribal communities in India. The study reveals that tribal migration is largely distress-driven and influenced by poverty, unemployment, environmental degradation, displacement, and regional inequality. Tribal populations migrate mainly in search of livelihood opportunities and better living conditions.

The study concludes that migration among tribal communities is both a survival mechanism and a developmental concern. Therefore, effective policy measures, balanced regional development, sustainable livelihood opportunities, improved healthcare and education, and stronger social protection mechanisms are essential to reduce forced migration and improve the quality of life of tribal communities in India.

Thus, a comprehensive geographical understanding of tribal migration is necessary for inclusive development, social justice, and sustainable tribal welfare in India.

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Migration and Mobility in India: A Geographical Appraisal

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The Future Trends of Migration and Mobility in India: A Geographical Analysis

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Abstract

This geographical analysis examines the structural shifts, spatial trajectories, and future projections of internal and international migration in India. In the post-1991 liberalization era, population mobility has emerged as a critical mechanism for regional labor redistribution and spatial economic reorganization. This study synthesizes data from the Census of India, the Periodic Labour Force Survey (PLFS), the Ministry of External Affairs, and alternative cohort-based tracking metrics to map the changing corridors of human movement. The analysis reveals a profound subnational demographic divergence characterized by a fertility faultline between the rapidly aging southern states and the youthful, labor-surplus northern states. This divergence is driving a major wave of internal labor replacement; wherein northern migrants increasingly fill workforce deficits in the south.

Concurrently, international migration is diversifying from traditional blue-collar pathways to the Gulf Cooperation Council (GCC) countries toward high skilled and student-led mobility to advanced Western economies. The research paper also examines the growing footprint of climate induced displacement along India's ecologically vulnerable coastlines, river basins, and dry lands, projecting that environmental push factors will significantly shape human geography by the mid-21st century. Finally, the study addresses institutional barriers to mobility, such as the non-portability of social security benefits, state border frictions, and linguistic variables, and outlines a subnational policy framework to facilitate safe, orderly, and economically productive migration.

Keywords: Spatial Mobility, Demographic Divergence, Internal Migration, Climate-Induced Displacement, Subnational Policy.

Introduction

Human mobility in the Indian subcontinent is a complex geographical and socio-economic phenomenon. Historically, population movement across this vast territory was shaped by agrarian cycles, social hierarchies, patrilocal marriage practices, and the slow development of transport infrastructure.

The 1951 Census recorded a highly sedentary population of 361 million, of which 83% lived in rural areas. At that time, spatial mobility was heavily localized, with a young national population characterized by a median age of 20 and a Total Fertility Rate (TFR) of 5.7 children per woman.

While the mid-20th century witnessed rapid population growth that prompted concerns about resource strain, actual interstate mobility remained structurally low, accounting for less than 4% of the total population across successive decadal censuses.

The structural economic reforms of 1991 served as a major turning point in India's migration history. The liberalization of the economy, the establishment of the Software Technology Parks of India (STPI) scheme, and the rise of technology hubs in Bangalore, Hyderabad, and Chennai catalyzed a new era of highly skilled, urban-centric spatial mobility.

Concurrently, the recovery of the Gulf Cooperation Council (GCC) economies from the 1990–91 Gulf War revitalized the long-standing international corridor for blue-collar labor from South Asia.

These parallel economic forces transformed India into a key player in global labor markets. Today, India has the largest emigrant population in the world, with over 34.4 million citizens and persons of Indian origin residing abroad.

At the subnational level, post-1991 developmental patterns have established a distinct spatial divide. The rapid growth of capital-intensive service sectors and manufacturing clusters in the western and southern states has created powerful labor sinks.

Conversely, systemic agrarian distress, small landholding sizes, and low industrial investment in the eastern and northern states have generated high volumes of out-migration. This movement occurs along clearly defined geographic corridors, reflecting a spatial division of labor.

This division is further intensified by a widening demographic divergence. While the southern states have experienced rapid fertility declines, the northern states maintain a youth bulge that is projected to drive labor supplies for decades to come.

This geographical analysis examines these dual flows, evaluating how demographic imbalances, international opportunities, and ecological pressures reshape the geography of Indian mobility.

In analyzing the structural limitations of traditional national datasets, this study highlights the need for real-time tracking methods and unified subnational policy frameworks.

Ultimately, this analysis argues that reducing mobility frictions and ensuring portable social protections are essential steps to leverage India's demographic dividend and support long-term regional economic growth.

Reviews of Literatures

Chanda (2002) This study evaluated the institutional channels of international service mobility under the General Agreement on Trade in Services (GATS) Mode 4 provisions. The author demonstrated how administrative regulations, visa regimes, and professional recognition agreements act as critical structural barriers or facilitators for high-skilled Indian professionals. The analysis highlighted that while liberalization eased the physical movement of IT professionals, systemic frictions in qualification recognition and destination-country labor market tests continued to shape the spatial limits of Indian global mobility.

Tumbe (2018) a comprehensive historical framework was developed to conceptualize the evolution of Indian migration patterns since the mid-nineteenth century. The author established that internal migration in India is characterized by intense spatial persistence, where specific source districts maintain direct, multi-generational labor links with distant urban destinations. This research introduced the concept of the “internal diaspora,” proving that linguistic and regional immigrant communities within India are often larger and more culturally influential than their international counterparts. The study argued that greater spatial mobility is a prerequisite for maintaining national integration and mitigating regional economic imbalances.

Rajan and Bhagat (2022) this work analyzed the methodologies and structural complexities of studying internal migration in developing economies. The authors evaluated how large-scale national datasets often undercount circular, temporary, and seasonal wage laborers, who remain largely invisible to decadal census frameworks. Their research explored the devastating impact of sudden systemic shocks, such as the COVID-19 pandemic, on informal migrant communities. They emphasized that the lack of real-time, disaggregated administrative data severely hinders the formulation of inclusive urban planning and migrant-centric public policies.

Kundu (2009) the relationship between urbanization, migration, and poverty across Asian economies was analyzed. The author challenged the narrative of unhindered urban explosion, arguing that Indian cities are characterized by “exclusionary urban growth”. This exclusion is driven by the escalating cost of urban land, the systematic peripheralization of informal industries, and the deliberate reduction of low-income housing. The findings revealed that while migration is a powerful tool for macro-level poverty reduction, the poorest socio-economic classes are increasingly shut out from formal urban spaces, forcing them into highly vulnerable, informal, and circular labor arrangements.

Srivastava (2020) the critical intersection of circular labor migration and social protection systems in India was investigated. The author categorized internal migrants into long-term semi-permanent streams and highly vulnerable, short-term seasonal cycles, estimating the latter to exceed 50 million individuals. This research demonstrated that the concurrent jurisdiction of labor and social security policies across federal, state, and local bodies creates severe delivery deficits. The non-portability of state-specific entitlements, such as food subsidies under the public distribution system and subsidized healthcare, systematically strips circular migrants of their civic rights at their destinations, trapping them in debt-interlocked migration cycles.

Objectives

The primary objectives of this geographical analysis are:

- To evaluate the spatial patterns, volumes, and structural transformations of internal and international migration corridors in India.
- To investigate the subnational demographic divergence—specifically the fertility fault line between northern and southern states and evaluate its impact on future labor mobility and regional economic interdependence.
- To assess the spatial and ecological impacts of climate change on human mobility, identifying key environmental hotspots vulnerable to sudden and slow-onset disasters.
- To evaluate the institutional, administrative, and linguistic barriers that restrict internal labor mobility, and examine the policy frameworks required to ensure portable social protection and equitable integration for migrant communities.

Data Base and Research Design

This study utilizes a multi-scalar database to capture the complex dynamics of Indian migration. Traditional decadal data from the Census of India (specifically the 2001 and 2011 rounds) provide the baseline for long-term structural trends, tracking migration through “place of birth” (PoB) and “place of last residence” (PoLR) indicators. To capture contemporary, post-pandemic transitions, this analysis incorporates the Periodic Labour Force Survey (PLFS) rounds, specifically the 2020–21 and subsequent releases, which provide crucial labor-centric mobility metrics. These datasets are further supplemented by administrative records from the Ministry of External Affairs (MEA), including e-Migrate database clearances, to track international blue-collar and student out-migration.

To address the historical limitations of decadal census data specifically its undercounting of circular and short-term seasonal movements this analytical framework incorporates two advanced demographic estimation metrics:

- **The Cohort-Component Method and Life Table Survival Ratio (LTSR):**
This indirect estimation method isolates net migration by comparing the

survival of age-specific cohorts across two successive census periods. The basic demographic equation is formulated as:

$$M(x) = P_{x+n,t+n} - P_{x,t} \left(\frac{L_{x+n}}{L_x} \right)$$

Where $M(x)$ represents the net migration of survivors aged x from the first census (time t) to the next census (time $t+n$), $P_{x,t}$ represents the population of age cohort x at the first census, and the fraction L_{x+n}/L_x represents the survival probability derived from regional life tables. This allows researchers to separate natural demographic changes from actual physical relocation.

- The Cohort-Based Migration Metric (CMM) and Railway Passenger Proxy Analysis:** Developed in the Economic Survey of India, this method uses unreserved railway passenger traffic as a high-frequency proxy for seasonal and circular labor flows. By tracking the net inflows and outflows of passengers on specific unreserved interstate routes, this metric bypasses the administrative delays of traditional census reporting, revealing real-time labor mobility trends. These empirical models are integrated with spatial gravity formulations to assess how subnational political borders, differences, and economic distances affect interstate migration.

$$Migration\ Flow = k \frac{P_i^\alpha \cdot P_j^\beta}{D_{ij}^\gamma} \cdot e^{-\delta\beta_{ij}}$$

Where P_i and P_j represent the populations of origin i and destination j , D_{ij} is the physical distance between them, B_{ij} is a dummy variable representing the presence of an administrative state border, and δ is the coefficient of border friction.

Result and Discussion

The Scale and Evolution of the Indian Diaspora

An analysis of global migration statistics shows that India has established itself as the preeminent source country for international migrants. The total stock of Indian-born individuals residing outside the country has expanded significantly over the past three decades, reflecting a high demand for emigration that aligns with developing-to-developed country migration pathways.

Table No. 1.1

Comparative Evolution of the Indian Diaspora and Outbound Flows (1990–2025) Metric

Metric	1990	2000	2010	2024 / 2025
Total Indian Migrant Stock (UN DESA)	6.5 Million	9.5 Million	13.1 Million	18.5 Million

Overseas Indian Population (including PIOs/OCIs)	10.0 Million	15.0 Million	23.0 Million	34.4 Million
Outbound Student Stock in Foreign Universities	45,000	95,000	260,000	759,064
Cumulative Emigration Clearances (e-Migrate)	180,000	420,000	640,000	1,700,000

Source: Compiled from United Nations Department of Economic and Social Affairs (UN DESA) International Migrant Stock datasets, Ministry of External Affairs (MEA) Overseas Indian Division reports, and World Bank Migration and Remittances databases.

The table no. 1.1 shows that illustrates the steady growth of India's international footprint. Between 1990 and 2025, the stock of Indian-born migrants residing abroad nearly tripled, rising from 6.5 million to 18.5 million. When including People of Indian Origin (PIOs) and Overseas Citizens of India (OCIs), the broader diaspora is estimated at 34.4 million, with approximately 17 million maintaining Non-Resident Indian (NRI) status.

This outward movement has been supported by the post-1990 liberalization of travel processes, the expansion of direct aviation links between major Indian cities and international hubs, and bilateral mobility agreements containing specific clauses to facilitate the movement of professionals, researchers, and students.

However, this high emigration potential faces major global mobility barriers. Frictions in global accessibility are reflected in India's passport ranking (83rd), which subjects citizens to lengthy visa wait times, extensive documentation requirements, and high financial risks.

In 2024 alone, Indian applicants lost approximately 1,360 million rupees in non-refundable fees due to more than 165,000 rejected Schengen visa applications.

This economic loss highlights the institutional barriers that restrict international labor mobility, even as rising domestic per capita incomes provide more households with the financial means to seek opportunities abroad.

International Labor Sinks and Outflow Patterns

The geographic distribution of Indian emigrants reveals a clear division between regional blue-collar labor corridors and high-skilled professional pathways. Approximately half of the contemporary emigrant stock is concentrated in the GCC countries, while the remainder has increasingly shifted toward high-income advanced economies like the United States, the United Kingdom, Canada, Germany, and Australia.

Table No. 1.2
Destination-Wise Emigration Clearance (EC) Issuance to GCC States (2021–2025)

Destination Country	Share of Total Clearance (%)	Absolute Clearances (2021–2025)	Primary Sectorial Labor Demands
Saudi Arabia	41.0	697,000	Infrastructure construction, industrial maintenance, domestic services
United Arab Emirates (UAE)	24.6	418,200	Construction, retail, commercial hospitality, nursing, allied healthcare
Kuwait	12.5	212,500	Civil construction, domestic labor, petroleum refinery operations
Oman	8.4	142,800	Infrastructure development, logistics, mechanical engineering
Qatar	7.2	122,400	Service sector, commercial security, transport logistics
Bahrain	6.3	107,100	Civil construction, retail administration, financial services
Total GCC Clearances	100.0	1,700,000	Infrastructure, Hospitality, Healthcare

Source: Compiled from Ministry of External Affairs (MEA) e-Migrate database statistics (2021–2025) and International Organization for Migration (IOM) regional reports.

The table no 1.2 shows that Saudi Arabia and the UAE remain the primary international destinations for blue-collar Indian workers, collectively accounting for 65.6% of all emigration clearances issued. This labor flow is driven by a sustained demand for semi-skilled and unskilled labor in construction, alongside growing opportunities for skilled professionals in healthcare and services. While the COVID-19 pandemic temporarily disrupted these corridors, the recovery has been robust.

At the same time, the geographic origins of these migrants within India are shifting. States historically known for sending unskilled labor are increasingly focusing on skill-based mobility, offering targeted vocational training and foreign-language courses to prepare workers for higher-paying roles abroad.

This shift toward skill-intensive migration is also evident in flows to advanced economies. Shrinking workforces and aging populations in East Asia and Europe—

where low birth rates are projected to contract the working-age population by an average of 11% over the next two decades—have created a significant demand for Indian professionals.

This transition from low-skilled, regionally concentrated migration to more diversified, skill-intensive mobility reflects broader structural changes in both the Indian economy and global labor markets.

This movement also plays a critical macroeconomic role: remittances sent home by Indian migrants have grown steadily, with Maharashtra receiving the largest share (20.5%), followed by the southern states.

Nationally, these remittance inflows exceed inward Foreign Direct Investment (FDI), acting as a vital cushion against trade deficits and external economic shocks.

Internal Livelihood Vectors and Stream Frictions

While international migration is economically significant, internal mobility remains much larger in volume, with more than one in three Indians classified as a migrant. However, the nature of this movement is highly gendered and varies significantly across rural-urban streams.

Table No. 1.3

Rural-Urban Migration Stream	Male Migrants (%)	Female Migrants (%)	Total Persons (%)	Primary Driving Factors
Rural to Rural	19.3	70.2	57.5	Patrilocal marriage, agricultural labor sharing
Urban to Rural	12.1	4.6	6.2	Reverse migration, distress post-retirement return
Rural to Urban	41.5	16.2	22.4	Urban employment search, higher education
Urban to Urban	27.1	9.0	13.9	Professional transfers, industrial reorganization
Total All Streams	100.0	100.0	100.0	Combined structural mobility channels

Source: National Sample Survey Organisation (NSSO), Periodic Labour Force Survey (PLFS) 2020–21, Ministry of Statistics and Programme Implementation (MoSPI), Government of India.

In the table no. 1.3 highlights a major gender divide in migration patterns. Rural-to-rural migration is the largest single stream, accounting for 57.5% of all internal migrants, but it is dominated by women, who make up 70.2% of this stream. This high concentration is primarily driven by marriage customs, which account for 86.8% of all female migration in India.

In contrast, male migration is heavily focused on economic opportunities, with rural-to-urban and urban-to-urban streams collectively accounting for 68.6% of all male mobility. Under search-of-employment or better-employment indicators, male labor mobility is the primary driver of urban growth.

However, traditional survey methodologies often underreport key aspects of this mobility. Decadal census data and national sample surveys tend to undercount short-term, circular, and seasonal wage laborers, who are heavily concentrated in informal sectors like construction, textiles, brickmaking, and hospitality.

Furthermore, because the census only records one primary reason for relocation, it often obscures the dual nature of female migration. Many women who migrate ostensibly for marriage also participate in the labor force at their destinations, but their economic contributions remain largely invisible to formal administrative systems.

The Subnational Demographic Fault line

The long-term outlook for internal labor corridors in India is increasingly shaped by a major demographic divergence between the northern and southern regions. Due to early investments in female literacy, healthcare, and family planning, the five southern states Kerala, Tamil Nadu, Karnataka, Andhra Pradesh, and Telangana have seen their fertility rates drop below the replacement level.

The table no. 1.4 shows that illustrates a clear demographic divide between two distinct regional trajectories. The southern states are transitioning into post-demographic dividend societies, with fertility rates between 1.5 and 1.6 children per woman. At this level, each generation is roughly 25% smaller than the last, which points to a future of shrinking workforces and rising dependency ratios. In Kerala, the cohort aged 60 and older is projected to rise from 13% in 2011 to 23% by 2036. An interesting demographic puzzle is reflected in the Crude Death Rate (CDR): despite superior healthcare systems, Kerala's CDR has surpassed that of younger states like Madhya Pradesh and Bihar. This is driven by its older age structure, similar to patterns observed in northern European countries.

Conversely, the northern states continue to experience a significant youth bulge. One in three Indian children under the age of 14 lives in Uttar Pradesh and Bihar alone. While the child population in all southern states is in absolute decline, Bihar's youth population is not expected to peak until after 2036.

Table No. 1.4
Regional Demographic Indicators and Population Projections.

Sr. No.	Representative State	Total Fertility Rate (TFR) (2021)	Infant Mortality Rate (IMR per 1,000)	Crude Death Rate (CDR per 1,000)	Projected Share of National Population Growth (2011–2036) (%)	Projected Median Age of Population (By 2036) (Years)
1	Kerala	1.6	5.0	7.8	1.0	41.2
2	Tamil Nadu	1.6	13.0	7.2	3.0	38.5
3	Andhra Pradesh	1.5	18.0	7.4	2.0	37.8
4	Uttar Pradesh	2.7	37.0	6.2	20.0	29.1
5	Bihar	3.0	37.0	5.8	15.0	26.8
6	Madhya Pradesh	2.6	37.0	6.5	10.0	29.8

Source: Compiled from Ministry of Health and Family Welfare Sample Registration System (SRS) Bulletins (2021),

This divergence means that while the southern states are projected to contribute only 9% to India's total population growth from 2011 to 2036, northern states like Uttar Pradesh and Bihar will account for over 35%.

This demographic divide is driving a major subnational labor cascade. To sustain economic growth and address growing labor deficits, southern states are increasingly relying on internal migration from northern India.

Migrants from Bihar, Uttar Pradesh, Jharkhand, West Bengal, and Odisha have become essential to construction sites, manufacturing hubs, agricultural fields, and domestic service sectors across Kerala, Tamil Nadu, and Karnataka.

This labor replacement helps maintain economic productivity in the south, but it also introduces complex social and political challenges, as host communities adapt to growing populations of northern workers.

Spatial Corridors and Border Frictions

Geographical analysis shows that internal migration in India is highly clustered, flowing along clearly defined economic corridors rather than being randomly distributed. These movements are shaped by uneven regional development, logistics infrastructure, and administrative boundaries.

Table No. 1.5

Key Subnational Labor Migration Corridors and Gravitational Frictions

Migration Corridor (Origin to Destination)	Inter-State Border Crossings	Linguistic Distance Index	Relative Volume of Flow	Primary Economic Sectors Served
Eastern UP / Bihar to Delhi-NCR	Single/Direct (UP-Delhi)	Negligible (Hindi-Hindi)	Very High	Construction, manufacturing, retail, informal transport
Bihar / West Bengal to Kerala	Multiple (Interstate transit)	High (Indo-Aryan to Dravidian)	High (Rising)	Infrastructure, plywood manufacture, fishing, services
Odisha / Jharkhand to Tamil Nadu	Multiple (Interstate transit)	High (Indo-Aryan to Dravidian)	High	Textile mills, civil construction, brickmaking
Western UP / Rajasthan to Gujarat	Multiple (Direct borders)	Low (Hindi-Gujarati)	High	Textile processing, manufacturing enclaves, services

Source: Compiled from Ministry of Finance Economic Survey (2016-17)

The corridors detailed in table no. 1.5 show a clear movement from the agricultural regions of the east to the industrialized and urbanized hubs of the north, west, and south.

This movement is driven by agrarian distress in source regions, where high population densities and low agricultural returns act as powerful push factors.

These workers are pulled toward highly active economic zones, including the Delhi-National Capital Region, the industrialized belt of Gujarat, Mumbai-Pune, and the technology hubs of Bengaluru, Chennai, and Hyderabad.

These corridors are supported and accelerated by the National Industrial Corridor Development Programme (NICDP). Logistics infrastructure—such as the Delhi-Mumbai Industrial Corridor (DMIC) and the Visakhapatnam-Chennai Industrial Corridor (VCIC)—neatly overlaps with high-growth zones, facilitating the rapid movement of raw materials, goods, and labor.

However, applying gravity models to subnational migration data reveals that political and administrative borders remain significant barriers to human mobility. Controlling for physical distance and socio-economic variables, the friction of crossing a state border is so high that migration flows within states are four times larger than interstate flows.

This state border friction is not caused by legal restrictions, as the Indian Constitution guarantees all citizens the right to move and work freely throughout the country. Instead, it is driven by administrative barriers. Many state-level social welfare programs, public housing initiatives, and educational quotas are restricted to local residents, creating significant disincentives for long-distance, cross-border migration.

Interestingly, while administrative borders present significant barriers, linguistic differences do not appear to restrict migration to the same degree. High-frequency CMM and linguistic mapping show that migrants from Hindi-speaking northern states readily move to non-Hindi speaking southern and western states, driven by wage differentials that override linguistic and cultural barriers.

At the same time, this high-mobility landscape creates unique subnational linguistic Diasporas. Research on the linguistic composition of internal migrants reveals that over 60 million Indians live in states outside their native linguistic regions.

For example, there are over 60,000 Gujarati speakers in the Madurai district of Tamil Nadu alone, carrying a linguistic history that traces back centuries.

The geographic distribution of these linguistic diasporas is highly uneven: Tamil and Malayalam speakers are more prominent in international destinations than in other Indian states, while Kannadigas, Marathis, and Bengalis show the lowest rates of domestic linguistic dispersion.

The Frontier of Climate-Induced Displacement

Climate change is emerging as a powerful, non-economic driver of forced displacement and migration in India, particularly along its ecologically vulnerable coastlines, river basins, and mountain systems.

India ranks among the world's most vulnerable countries to climate risks, with a 7,500-kilometer coastline exposed to rising sea levels, severe coastal erosion, and intensifying cyclonic activity in the Bay of Bengal and Arabian Sea. Between 1990 and 2016, India lost 235 square kilometers of land to coastal erosion, directly threatening coastal settlements and livelihoods.

Disaster monitoring data shows that between 2008 and 2019, weather-related events—primarily monsoon flooding and tropical cyclones—displaced an average of 3.6 million Indians annually, the highest rate of absolute disaster displacement in South Asia.

The spatial dynamics of climate-induced migration vary significantly between sudden-onset disasters and slow-onset environmental changes. Sudden-onset events, such as Cyclone Amphan in 2020 or the extreme Kerala floods in 2018, trigger immediate, mass evacuations and short-term displacement.

Table No. 1.6

Projections of Climate-Induced Human Relocation and Economic Exposure In 2030-2050

Vulnerable Ecological Zone	Primary Climatic Push Drivers	Nature of Migration / Displacement	Projected Human Displacement (By 2030 / 2050)	Key Economic and Livelihood Exposures
Ganges-Brahmaputra Delta	Sea-level rise, soil salinization, cyclonic storm surges	Transition from circular/seasonal to permanent forced relocation	3.5 Million (2030) / 7.5 Million (2050)	Complete loss of agricultural land, collapse of freshwater aquaculture
Eastern Coastline (Odisha / Andhra)	Tropical cyclones, coastal erosion, loss of fishing assets	Distress out-migration of agriculturalists and fishers	2.1 Million (2030) / 5.2 Million (2050)	Destruction of coastal infrastructure, loss of artisanal fishing
Hilly and Mountainous Plain (Uttarakhand)	Erratic rainfall patterns, receding water tables, drying springs	Abandonment of rain-fed hill farms, village depopulation	800,000 (2030) / 2.2 Million (2050)	Abandonment of terraces, depopulation of upland agricultural areas
River Basin Floodplains (Bihar / Assam)	Annual riverine flooding, river course shifting, land sand-deposition	Recurrent seasonal distress displacement, loss of fertile land	5.8 Million (2030) / 12.5 Million (2050)	Chronic destruction of crops, sand deposition, displacement of farmers

Source: Projections synthesized from Action Aid and Climate Action Network South Asia (CANSA) regional environmental modeling,

In contrast, slow-onset environmental changes—such as sea-level rise, land salinization, desertification, and receding groundwater tables gradually erode local livelihoods.

In West Bengal's Sundarbans, rising sea levels and repeated cyclonic storm surges have salinized agricultural lands, destroying traditional rice farming and freshwater aquaculture. This slow ecological collapse has forced entire communities to abandon their lands, shifting their migration patterns from traditional, localized circular paths to permanent, long-distance relocation to distant urban centers.

A critical gender dynamic of this climate-forced migration is the “feminization of agriculture”. In ecologically vulnerable areas, such as the hills of Uttarakhand or the semi-arid districts of central India, initial environmental stress typically pushes male family members to migrate to urban centers in search of wage labor.

This leaves women behind with the dual burden of managing household care and cultivating increasingly unproductive, climate-stressed agricultural land. Women in these source regions often work 12 to 14 hours a day under severe resource constraints, including drying local springs and falling crop yields.

Once local adaptation limits are reached and environmental degradation completely undermines rural survival, these dynamics often culminate in secondary, permanent migrations of entire families. Looking ahead, climate-forced migration is projected to accelerate dramatically.

Even if the global community meets current greenhouse gas mitigation targets—which currently put the planet on a trajectory for 2.1°C to 3.3°C of warming—models project that over 45 million Indians will be forced to migrate by 2050 due to climate-induced disasters, a threefold increase from current levels.

In 2100, rising sea levels are projected to place nearly 36 million Indians in coastal zones at risk of chronic flooding, threatening major coastal megacities like Mumbai, Chennai, and Kolkata, and necessitating preemptive, state-managed population retreats.

Policy Frictions and Social Protection Deficits

Despite the economic importance of internal migration—with migrant workers contributing substantially to urban industrial growth—they face severe institutional and policy barriers that limit their upward mobility. A primary structural barrier is the lack of portability in India's social protection and welfare systems.

Under the Indian Constitution, social security, labor regulation, and public welfare are concurrent jurisdictions, meaning responsibilities are shared across federal, state, and local governments. This fragmented governance framework makes it exceptionally difficult to deliver benefits to interstate migrants.

Historically, key social safety net programs—including subsidized food grain distribution under the National Food Security Act (NFSA) were tied directly to local residency requirements and state-specific ration cards.

A migrant worker moving from Bihar to Kerala would lose access to subsidized food at their destination, exposing them to high urban food costs and nutritional insecurity. While the federal government has made progress through the roll-out of the “One Nation One Ration Card” (ONORC) scheme, full nationwide implementation and interstate operational coordination remains uneven.

Similar portability deficits exist across other key sectors:

- **Healthcare Access**

Circular and seasonal migrant workers are largely excluded from public healthcare systems at their destinations, as free tertiary and secondary care is often restricted to local residents with state-specific identification. Public health insurance initiatives, such as Ayushman Bharat, lack clear frameworks for interstate portability, leaving migrants highly vulnerable to catastrophic health expenditures in the unregulated private sector.

- **Housing and Living Conditions**

In major urban centers, exclusionary planning policies push low-income migrants into highly congested slums, informal settlements, and temporary construction labor camps. These informal communities lack access to basic amenities like clean drinking water, sanitation, and electricity, leaving workers vulnerable to disease outbreaks and environmental hazards.

- **Education For Migrant Children**

Children of seasonal migrant workers face severe educational disruptions. Because they often move with their parents during peak migration seasons, these children experience high dropout rates or are nominally enrolled in schools without actual learning continuity. Despite federal guidelines under the Sarva Shiksha Abhiyan to establish “seasonal hostels” and bridge courses at source regions, implementation remains weak and underfunded.

- **Identification and Registration**

National identification systems, such as Aadhaar, are typically linked to a single permanent rural address. This singular address tracking systematically excludes multi-locational, circular, and seasonal workers, creating significant hurdles when trying to access local municipal services or register for formal labor contracts.

These institutional frictions are reflected in India's low ranking on global mobility metrics. Persistent barriers to international travel—evidenced by India's relatively low passport power ranking (83rd)—and lengthy, high-cost visa processes limit the country's full international emigration and economic potential.

For instance, in 2024 alone, Indian nationals lost approximately 1,360 million rupees in non-refundable fees due to more than 165,000 rejected Schengen visa applications.

This high rejection rate highlights the persistent systemic barriers that continue to restrict the global integration of Indian labor, even in the face of rising domestic per capita incomes.

Conclusions

This geographical analysis reveals that human mobility in India is undergoing a profound structural and spatial transformation. It has evolved from localized,

marriage-dominated patterns to highly dynamic, long-distance economic corridors and international flows.

The sharp demographic divergence between the youthful, labor-surplus north and the rapidly aging south is creating a powerful subnational labor cascade. Northern migrant workers are increasingly vital to sustaining the economic engines and care economies of the southern states.

At the same time, this critical economic flow is constrained by major institutional barriers. The non-portability of social safety nets, exclusionary urban planning, and administrative frictions along state borders leave circular and seasonal migrants highly vulnerable, often excluding them from basic healthcare, housing, and food security at their destinations.

This domestic vulnerability is compounded by the accelerating threat of climate change, which is driving forced migration from ecologically vulnerable coastlines, river basins, and mountain districts.

To address these challenges and maximize the development benefits of this demographic transition, India must shift from reactive crisis management to proactive, migrant-centric policy planning.

To achieve this, several key structural policy interventions are recommended:

- **Establish an Inter-State Migration Council (ISMC)**

A dedicated inter-state coordinating body should be created under the Ministry of Housing and Urban Affairs to facilitate policy alignment between labor-sending and labor-receiving states. This council would oversee joint registration systems, coordinate welfare delivery, and establish standardized grievance mechanisms for interstate workers.

- **Ensure Absolute Portability of Social Entitlements**

Digital infrastructure must be strengthened to ensure the complete portability of public services across state borders. This includes expanding the ONORC platform, ensuring the interstate validity of Ayushman Bharat healthcare benefits, and creating a multi-locational registration system under Aadhaar to accommodate circular and temporary workers.

- **Implement Inclusive Urban Housing Policies**

Municipal governments must abandon exclusionary planning models and integrate low-income migrant workers into formal urban development plans. This requires constructing affordable, state-subsidized rental housing, improving basic sanitation and water services in informal settlements, and formally registering temporary labor camps.

- **Deploy Targeted Educational Support for Migrating Children**

Educational departments in source and destination states should collaborate to establish seasonal hostels at source locations, allowing children to remain in school

while their parents migrate. Additionally, mobile, bilingual classrooms should be deployed at major destination sites, such as construction zones and brick kilns, to ensure learning continuity.

- **Develop Proactive Climate Resettlement and Adaptation Frameworks**

In response to accelerating environmental push factors, the National Disaster Management Authority (NDMA) must formulate comprehensive guidelines for managed retreats and preemptive resettlement of populations in high-risk coastal and riverine zones. Concurrently, subnational agricultural policies must prioritize funding for climate-resilient farming, such as water-efficient irrigation and saline-tolerant crop varieties, to mitigate distress migration from rural hinterlands.

In addressing these institutional gaps and planning for ecological changes, India can build a resilient, equitable, and highly productive migration system that supports sustainable economic growth and fosters subnational development.

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Migration, Human Rights, and Law: A Critical Analysis

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Introduction

Migration is one of the defining legal and humanitarian questions of the twenty-first century. People move across borders for employment, education, family reunification, climate vulnerability, political persecution, conflict, poverty, and survival. While migration is often discussed as a demographic or economic issue, it is equally a legal issue because it raises questions of citizenship, border control, detention, deportation, asylum, labour rights, trafficking, statelessness, and human dignity. The central legal challenge is how states can regulate entry and residence while also respecting the fundamental rights of migrants, refugees, asylum seekers, and stateless persons.

International law recognises that states have sovereign authority to control their borders. However, that authority is not unlimited. Human rights law, refugee law, labour law, and constitutional principles impose duties on states to treat migrants fairly and humanely. The legal problem, therefore, is not whether states may regulate migration, but how they may do so without violating basic rights. This article examines the relationship between migration and law, focusing on state sovereignty, refugee protection, migrant labour rights, non-refoulement, detention, deportation, and India's legal position.

Migration and State Sovereignty

State sovereignty remains the foundation of immigration law. Every state claims the power to determine who may enter, stay, work, or become a citizen. Immigration statutes usually regulate visas, passports, border checks, residence permits, deportation, naturalisation, and penalties for irregular entry. This authority is linked to national security, public order, labour-market planning, and welfare administration.

However, modern international law does not allow sovereignty to operate in isolation. The Universal Declaration of Human Rights recognises the right to leave any country and to seek asylum from persecution, though it does not create an

automatic right to enter another state (United Nations, 1948). Similarly, the International Covenant on Civil and Political Rights protects liberty, equality before law, due process, and protection from arbitrary detention, including for non-citizens (United Nations, 1966). Thus, migrants may not enjoy all political rights reserved for citizens, but they remain rights-bearing persons.

This distinction is crucial. A migrant's irregular status does not erase their humanity or their legal personality. International human rights law requires states to protect migrants from torture, forced labour, arbitrary detention, discrimination, and collective expulsion. Therefore, migration law must balance two principles: the state's right to regulate borders and the individual's right to dignity and protection.

Refugees, Asylum Seekers, and Non-Refoulement

The strongest form of legal protection in migration law is refugee protection. The 1951 Refugee Convention defines a refugee as a person outside their country of nationality who has a well-founded fear of persecution due to race, religion, nationality, membership of a particular social group, or political opinion (United Nations High Commissioner for Refugees [UNHCR], 1951). The 1967 Protocol removed the original geographical and temporal limits of the Convention, making refugee protection more universal.

The most important principle in refugee law is non-refoulement. It prohibits states from returning a person to a country where they may face persecution, torture, or serious harm. This principle is widely considered part of customary international law, meaning it can bind even states that have not ratified the Refugee Convention (UNHCR, 2007). Non-refoulement is not merely a humanitarian preference; it is a legal barrier against forced return to danger.

In practice, however, states often attempt to avoid refugee obligations by describing refugees as "illegal migrants," "infiltrators," or "economic migrants." This creates a legal and ethical problem. A person fleeing persecution may enter without valid documents because legal routes are unavailable. Criminalising such entry without assessing protection claims undermines the spirit of refugee law. Effective migration governance therefore requires proper screening, fair asylum procedures, legal aid, and independent review.

Migrant Workers and Labour Rights

A large part of global migration is labour migration. Migrant workers contribute significantly to destination economies through construction, domestic work, agriculture, healthcare, manufacturing, transport, and service sectors. They also support origin countries through remittances. The International Organization for Migration reported that migration remains deeply connected to development, labour markets, demographic change, and global inequality (International Organization for Migration [IOM], 2024).

Yet migrant workers are often vulnerable to exploitation. They may face wage theft, unsafe working conditions, passport confiscation, excessive recruitment fees, debt bondage, discrimination, and lack of access to justice. Domestic workers, low-wage workers, and undocumented workers are especially exposed because they may fear deportation if they complain.

The International Labour Organization has developed standards to protect migrant workers, including the Migration for Employment Convention (Revised), 1949 (No. 97), and the Migrant Workers (Supplementary Provisions) Convention, 1975 (No. 143). These instruments promote equality of treatment, fair recruitment, protection against abusive migration practices, and basic human rights for all migrant workers (International Labour Organization [ILO], 1949, 1975). The International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families further recognises civil, political, economic, social, and cultural rights of migrant workers, regardless of status (United Nations, 1990).

The legal lesson is clear: labour migration cannot be governed only through border control. It must also be governed through labour inspection, recruitment regulation, social security coordination, anti-trafficking measures, and access to courts.

Detention, Deportation, and Due Process

Immigration detention is one of the most congested areas of migration law. States often detain migrants pending identity verification, asylum decisions, or deportation. However, detention should not become automatic, indefinite, or punitive. Human rights law requires that detention be lawful, necessary, proportionate, and subject to judicial review (United Nations, 1966).

Deportation also requires due process. A migrant should be informed of the grounds for removal, allowed to challenge the decision, given access to legal assistance where possible, and protected from return to serious harm. Collective expulsion, where groups are removed without individual assessment, is inconsistent with human rights principles. Children, pregnant women, trafficking survivors, refugees, and stateless persons require special protection.

A rights-based migration system does not mean that deportation is impossible. It means deportation must follow law, evidence, procedure, and humanitarian safeguards. Without due process, migration control can become arbitrary power.

India's Legal Position

India has historically hosted large migrant and refugee populations, including Tibetans, Sri Lankan Tamils, Afghans, Bangladeshis, Chakmas, and Rohingya. However, India is not a party to the 1951 Refugee Convention or its 1967 Protocol. India also does not have a dedicated national refugee law. As a result, refugees and asylum seekers are often regulated under general laws applicable to foreigners.

The Citizenship Act, 1955 defines citizenship and includes provisions relating to “illegal migrants.” The Foreigners Act, 1946 gave broad powers to the Central

Government to regulate foreigners, including entry, presence, and departure. More recently, India enacted the Immigration and Foreigners Act, 2025, consolidating and updating aspects of immigration regulation, including passport, visa, registration, and institutional obligations relating to foreigners (Government of India, 1955, 2025).

The absence of a specific refugee law creates uncertainty. Different refugee groups may receive different treatment based on executive policy rather than a uniform statutory framework. This can lead to unequal protection and legal unpredictability. Indian constitutional law, however, offers some safeguards. Article 21 of the Constitution protects the right to life and personal liberty, and Indian courts have recognised that this protection extends to non-citizens in many contexts (Constitution of India, 1950). Therefore, even without a refugee statute, deportation and detention must be tested against constitutional standards of fairness, dignity, and non-arbitrariness.

India's challenge is to develop a migration framework that protects national security while also distinguishing between refugees, migrant workers, victims of trafficking, stateless persons, and irregular entrants. A single enforcement-based category cannot address all forms of human movement.

Climate Migration and Future Legal Gaps

Climate change is creating new forms of displacement. Floods, cyclones, droughts, sea-level rise, heat stress, and environmental degradation can force people to move internally or across borders. Existing refugee law does not clearly protect climate migrants because climate harm does not always fit the Convention definition of persecution. This is a major legal gap.

South Asia is especially vulnerable to climate-linked displacement because of dense populations, river systems, coastal exposure, agrarian livelihoods, and disaster risks. Future migration law must therefore address planned relocation, disaster visas, humanitarian admission, regional cooperation, and protection for people displaced by climate-related harm. Without legal preparation, climate migration may increase irregular movement, border tension, trafficking, and humanitarian crises.

Conclusion

Migration law stands at the intersection of sovereignty and human dignity. States have the right to regulate borders, but they also have duties under human rights law, refugee law, labour law, and constitutional law. A just migration system must separate legitimate security concerns from xenophobia, distinguish refugees from other migrants, protect workers from exploitation, prevent arbitrary detention, and ensure due process before deportation.

The future of migration governance should not be built only on surveillance, detention, and removal. It should include safe legal pathways, fair asylum procedures, labour protections, anti-trafficking safeguards, regional cooperation,

and climate-responsive policies. Migration is not a temporary crisis; it is a permanent feature of human society. Law must therefore move beyond control and toward principled regulation, humane protection, and accountable governance.

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