

NATIONAL HUMAN RIGHTS COMMISSION
(L A W DIVISION)
FARIDKOT HOUSE
COPERNICUS MARG, NEW DELHI - 110 001

Case No. 889/20/6/07-08

Dated 19/08/2011

To

SH. SUHAS CHAKMA
C-3/441-C, JANAKPURI,
WEST DELHI, DELHI.

19 AUG 2011

Sir/Madam,

With reference to your complaint dated 13/07/2007, I am directed to say that the matter was considered by the Commission on 17/08/2011. The Commission has made the following directions.

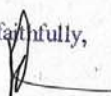
"These proceedings are in continuation of the earlier proceedings of the Commission dated 10.6.2011, when it issued a reminder to DM, Bhiwara, to submit a report regarding the details of financial relief paid to Rasali Devi and her daughter under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Rules, 1995, particularly as provided at Sl. No. 21 of Annexure-1, within six weeks positively.

In response, the DM, Bhiwara, vide letter dated 2.2.2010, has informed that Smt. Rasali Devi, wife of the deceased, has been paid Rs. 1,50,000/- in case cr. no. 112/07 and Rs. 50,000/- in case cr. no. 107/07, as relief. It is further stated that Smt. Rasali Devi and her daughter are being paid Rs. 400/- per month and Rs. 675/- under Widow Pension Scheme and Palanhar Scheme respectively.

Since the relief under the SC/ST (POA) Rules has been provided to the victims and the accused have been chargesheeted, no further intervention of the Commission is required and the case is closed."

This is for your information.

Yours faithfully,


ASSISTANT REGISTRAR(LAW)

Assistant Registrar (LAW)
Tel. No.: 011 2338 5368
Fax No.: 011-2338 6521
Telegraphic Add.: "HUMANRIGHTS"
Home Page : <http://nhrc.nic.in>

Case No. 889/2006/W/-08/UC
NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)

* * *
FARIDKOT HOUSE
COPERNICUS MARG. NEW DELHI - 110 001

Dated 12/04/2008

to
THE SUPERINTENDENT OF POLICE
BHILWARA, RAJASTHAN

13 APR 2008

Sub : Complaint / Intimation from
SH. SUHAS CHAKMA
C-3/441-C, JANAKPURI,
WEST DELHI, DELHI.

Sir/Madam,

With reference to your letter no. _____ dated 12/04/2008, I am directed to say that the matter was considered by the Commission on 11/04/2008 and the Commission has directed as follows.

This is in continuation of the earlier proceedings of the Commission. The Commission vide proceedings dated 13.12.2007 observed and directed as under:-

"In response to the Commission's directions, the Distt. Supdt. of Police, Bhilwara vide communication dated 6.9.2007 submitted that concerning the separate incidents of rape and murder crimes Nos. 107/07 u/s 376/341 IPC r/w 3(1)(12) SC/ST(Protection of Atrocities) Act and 112/07 u/s 302/307/34 IPC r/w 3(2)(5) SC/ST (Prevention of Atrocities) Act 1980 were registered respectively pending investigation. One of the accused Sanwara has been sent to jail. Other accused persons including Bhanwar Lal Gujjar have been absconding, therefore, police has initiated attachment proceeding against them. He has further submitted that Distt. Administration has sanctioned Rs.1.5 lacs as compensation to the wife of the deceased. But it has not been made clear as to whether the financial relief has been awarded in both the crimes under SC/ST (Protection of Atrocities) Rules 1986 or it is a lump sum amount.

Therefore, in the light of aforesaid observation SP and DM, Bhilwara be asked to submit separate reports along with the status of crimes No. 107/07 and 112/07.

Response within four weeks."

In response to the Commission's proceeding the Distt. Supdt., Bhilwara vide communication dated 1.3 .2008 submitted that in case crime No.112/07 charge sheet against all the accused persons except Bhanwar Lal Gujjar and Amar Chand has been submitted in the court and he has further submitted that in the aforesaid crime the investigation against Bhanwar Lal Gujjar and Amar Chand is still pending for their arrest in crime No.107/07 u/s 376/341 IPC r/w Section 3(1)(12) SC/ST Act. He has further submitted that in the aforesaid crime widow of the deceased Banna Lal has been paid Rs.1.5 lac as a financial relief under the SC/ST(Protection of Atrocities) Rules 1995. He has further submitted that in the case crime No. 107/07 the investigation is still pending. Therefore, the crime being pending for investigation, therefore, financial relief under SC/ST(Prevention of Atrocities) Rules 1995 is yet to be paid.

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In the light of the above, the SP, Bhitwara be asked to expedite the investigation of case crime No.112/07 and 107/07 and submit report regarding final outcome of the aforesaid crimes along with a report regarding the payment of financial relief to the wife of the deceased Smt. Rasali Devi in the case crime No.107/07 u/s 376.341 IPC and 3(1)(12) SC/ST (Prevention of Atrocities) Rules 1995.

Response within four weeks.

2. It is therefore, requested that the additional/complete report as directed by the Commission in the matter be sent latest by 17/05/2008, for further consideration by the Commission.

Yours faithfully,

15/1
ASSISTANT REGISTRAR (LAW)
o/l

ISSUED

16 APR 2008