

National Human Rights Commission New Delhi, India

Case Details of File Number: 167/3/12/2010

Diary Number	97659
Name of the Complainant	TEJANG CHAKMA, COMPLAINTS COORDINATOR
Address	NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE, C-3/441-C, JANAKPURI, WEST DELHI , DELHI
Name of the Victim	TALLA JORAM
Address	VILL- JORAM, LOWER SUBANSIRI , ARUNACHAL PRADESH
Place of Incident	LALUK LAKHIMPUR , ASSAM
Date of Incident	8/2/2010
Direction issued by the Commission	Reference detailed proceedings dated 01.03.2011. Vide these proceedings, the Commission recommended to the Government of Assam, through its Chief Secretary, to pay compensation of Rs. 20,000 (Rupees Twenty Thousand only) to the victim Shri Talla Joram. The Chief Secretary of the State was directed to submit the compliance report alongwith proof of payment within six weeks. Pursuant to the directions of the Commission Assistant Inspector General of Police (A), Assam, Ulubari, Guwahati vide communication dated 21.12.2011 has forwarded a copy of the receipt regarding payment of compensation of Rs. 20,000 to the victim Shri Talla Joram. In view of compliance of the recommendation of the Commission the case is closed.
Action Taken	Concluded and No Further Action Required (Dated 1/16/2012)
Status on 10/18/2013	The Case is Closed.

Note: For further details kindly contact **National Human Rights Commission, Manav Adhikar Bhawan Block-C, GPO Complex, INA, New Delhi - 110023**

Tel.No. 24651330 Fax No. 24651329 E-Mail: covdnhrc[at]nic[dot]in, ionhrc[at]nic[dot]in

नोट: अन्य जानकारी हेतु कृपया संपर्क करे राष्ट्रीय मानव अधिकार आयोग, मानव अधिकार भवन, ब्लॉक-सी, जी.पी.ओ. कम्प्लेक्स, आई.एन.ए., नई दिल्ली - 110023,

फोन नं. 24651330 फैक्स नं. 24651329 ई-मेल : covdnhrc[at]nic[dot]in, ionhrc[at]nic[dot]in

Disclaimer: Neither NHRC nor NIC is responsible for any inadvertent error that may have crept in the Information being published on NET.

अस्वीकरण : नेट पर प्रकाशित सूचना में, अनजाने में हुई किसी भी गलती के लिए न तो एन.एच.आर.सी. न ही एन.आई.सी. जिम्मेदार है।

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

Case No. 167/3/12/2010
NATIONAL HUMAN RIGHTS COMMISSION
(L A W D I V I S I O N)
* * *

FARIDKOT HOUSE
COPERNICUS MARG, NEW DELHI - 110 001

Dated 02-Mar-11

3 MAR 2011

To
THE CHIEF SECRETARY
GOVT. OF ASSAM, GUWHATI

Sub : Complaint from

TEJANG CHAKMA, COMPLAINTS
COORDINATOR
NATIONAL CAMPAIGN FOR PREVENTION OF
TORTURE, C-3/441-C, JANAKPURI,
WEST DELHI DELHI 110058

Sir/Madam,

I am directed to say that the matter was considered by the Commission on 01-Mar-11 and the Commission has directed as follows.

After having found that one Shri Talla Joram of village Joram, District Lower Subansiri, Arunachal Pradesh, was tortured by personnel of Assam Police at Laluk on 02.08.2010, the Commission through its proceedings dated 29.10.2010 issued notice U/S 18 (a) (i) of the Protection of Human Rights Act, 1993, to the Government of Assam, through its Chief Secretary, to show cause as to why the Commission should not recommend suitable monetary compensation for the victim.

The show cause notice has been responded to by the Joint Secretary to the Government of Assam, Political (A) Department, vide his letter dated 08.02.2011. The compensation is opposed on the ground that necessary legal action has been taken against the erring police personnel for their wrongful act.

The Commission has carefully considered the response to the show cause notice. It is pertinent to note that FIR No. 115/10 U/S 341/325/34 IPC was registered at police station Laluk, on the complaint of the victim Shri Talla Joram. Investigation in this case has been completed and as per the information received chargesheet is being filed against the accused police officials. Also, SI Pankaj Rai, N.K. Keshab Gogoi and UBC Krishna Kanta Lahan, involved in the incident, have been placed under suspension and departmental action is being taken against them. These facts amply establish, prima facie, that Shri Talla Joram was assaulted by the police officials as a result of which he suffered grievous injuries. The State cannot escape its liability to compensate him on the ground that legal action has been taken against accused police officials. Besides committing a criminal offence, the police officials concerned have also violated the human rights of life and dignity of the victim.

Keeping in view the facts and circumstances of the case, detailed in the proceedings dated 29.10.2010, the Commission recommends to the Government of Assam, through its Chief Secretary, to pay compensation of Rs. 20,000 (Rupees Twenty Thousand only) to the victim Shri Talla Joram. The Chief Secretary of the State is directed to submit the compliance report alongwith proof of payment within six weeks.

It is therefore, requested that the compliance report in the matter be sent to the Commission latest by 20-Apr-11, so that the same could be placed before the Commission.

Yours faithfully,



ASSISTANT REGISTRAR (LAW)

CC To.

✓
**TEJANG CHAKMA, COMPLAINTS
COORDINATOR**
NATIONAL CAMPAIGN FOR PREVENTION OF
TORTURE, C-3/441-C, JANAKPURI,
WEST DELHI, DELHI. 110058