

NATIONAL HUMAN RIGHTS COMMISSION
(L A W D I V I S I O N)
MANAV ADHIKAR BHAWAN, BLOCK-C, G.P.O. COMPLEX,
INA, NEW DELHI- 110023

Dated 31/10/2016

Case No. 17/14/4/09-10-AFE

To

SUHAS CHAKMA, DIRECTOR
NATIONAL CAMPAIGN FOR PREVENTION OF
TORTURE, C-3/44 I-C, JANAKPURI,
WEST DELHI, DELHI.

23 NOV 2016

Sir/Madam,

With reference to your complaint dated 03/08/2009, I am directed to say that the matter was considered by the Commission on 29/09/2016. The Commission has made the following directions.

The Addl. Secretary (Home), Govt. of Manipur vide communication dated 3.9.2016 has forwarded the proof of payment of compensation of Rs.5.5 Lakhs paid to the NoK of deceased Chungkham Sanjit Singh. Hence, the case is closed.

This is for your information.

Yours faithfully,



ASSISTANT REGISTRAR(LAW)

Case No. 17/14/4/09-10-AFE/DB-I
NATIONAL HUMAN RIGHTS COMMISSION
(Law Division-F.C.Branch)

A.K. Parashar
Joint Registrar (Law)
Tele No. 011 24663355
Fax No. 011 24651332, 34

Manav Adhikar Bhawan
C Block, GPO Complex,
INA, New Delhi-110 023

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SHOW-CAUSE NOTICE

To

The Chief Secretary,
Govt. of Manipur,
Imphal – 795 001.

WHEREAS the Commission received a complaint dated 03.08.2009 from Shri Suhas Chakma, Director, National Campaign for Prevention of Torture, New Delhi. It was alleged that a man named Chongkham Sanjit Singh of Kongpal Sajor Leikai was killed by the Manipur Police Commandos in a fake encounter at B.T. Road, Imphal on 23.07.2009.

AND WHEREAS pursuant to the directions of the Commission, relevant reports have been received from the concerned authorities.

AND WHEREAS the Commission vide proceedings dated 18.02.2015 directed to issue reminder to the Director, CBI, for submission of copy of chargesheet filed by the CBI in the case relating to the killing of Chungkham Sanjit Singh of Kongpal Sajor Leikai allegedly by Manipur Police Commandos in a fake encounter, which was the subject matter of FIR No. 75(7)/2009, City Police Station, Imphal West. He was also directed to inform the present stage of the trial of the case.

AND WHEREAS the Commission while considering the matter on 27.05.2015 inter alia observed directed as under:-

“pursuant to the directions of the Commission, the Head of Branch, CBI/ ACB/ Imphal, has submitted his report dated 19.03.2015, in which it is stated that a chargesheet has been filed in the Court of Sessions Judge, Manipur East, U/S 203/218/302/34 IPC against nine personnel of Manipur Police Commando. Charges have been framed against them on 04.11.2011. Out of 254 PWs, 67 have been examined. 30.03.2015 has been fixed as next date for prosecution evidence. The photocopies of the chargesheet with relevant documents are annexed with the report.

...2..

The Commission has perused and considered the report and its annexures. It is clear from the perusal of the report that chargesheet has been filed against nine personnel of Manipur Police Commandos. Hence, a clear case of violation of human rights is made out.

Issue notice U/S 18 (a) (i) of the Protection of Human Rights Act, 1993, to the Government of Manipur, through its Chief Secretary, to show cause as to why the Commission should not recommend monetary relief for the next of kin of the deceased Chungkham Sanjit Singh.

Response within six weeks."

AND WHEREAS the Commission has directed to issue a notice u/s 18 of the Protection of Human Rights Act, 1993 to the State of Manipur requiring its Chief Secretary to show-cause within six weeks as to why "monetary relief" should not recommend to the NOK of the deceased Chungkham Sanjit Singh.

NOW THEREFORE you are hereby called upon to show cause, if any, by 19.08.2015 as to why recommendations u/s 18 of the Protection of Human Rights Act, 1993 should not recommend monetary relief to the NOK of the deceased Chungkham Sanjit Singh.

TAKE FURTHER NOTICE that in default, the Commission may proceed to take such action as it deems proper.

GIVEN UNDER MY HAND AND THE SEAL of the Commission, on this day, the 1st July, 2015.



(BY ORDER)

A. Chakrabarty

JOINT REGISTRAR (LAW)

Copy to :-

✓
Shri Suhas Chakma,
Director,
National Campaign for Prevention of Torture,
C-3/441-C, Janakpuri,
New Delhi – 110 058.

National Human Rights Commission

New Delhi, India

Case Details of File Number: 17/14/4/09-10-AFE

Diary Number 84831
Name of the Complainant SUHAS CHAKMA, DIRECTOR
Address NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE, C-3/441-C, JANAKPURI, WEST DELHI , DELHI
Name of the Victim CHONKHAM SANJIT SINGH S/O CHONGKHAM KHELSON
Address R/O KONGPAL SAJOR LEIKAI, IMPHAL , MANIPUR
Place of Incident MAIMU PHARMACY BT ROAD AREA
 IMPHAL , MANIPUR
Date of Incident 7/23/2009

Direction issued by the Commission
 By proceedings dated 17th September, 2013, the Joint Secretary (Home), Govt. of Manipur was directed to forward to the Commission a copy of the report submitted by the One man Commission of Inquiry headed by Justice (Retd.) P.G. Aggarwal and also to communicate the action taken by the government on the said report. It is submitted on behalf of the Government of Manipur that the report submitted by Justice P G Aggarwal Commission is pending consideration before the Government and since no decision has been taken by the Government in the matter and since no action taken report has been placed before the State Legislature, the Government is not in a position to submit a copy of the inquiry report to this Commission. We do not find any justification for delaying a decision in the matter for the delay on the part of the Government in taking a decision on the report of Justice Aggarwal Commission. We recommend to the Govt. of Manipur to take a decision on the report of the Justice Aggarwal Commission within three months and to report the action taken in the matter to the Commission. Smt. Chamkham Tartombi Devi, mother of the deceased is present here. She stated that an investigation by the CBI was ordered in this case and on the basis of such investigation, charge sheet was filed in the court against seven police personnel and the trial is going on. This statement was confirmed by the IG (Law and Order). Smt. Chamkham Tartombi Devi stated that she would place on record a copy of the charge sheet and other relevant documents within three weeks. Post the matter after three weeks for further orders

Action Taken
Status on 5/26/2014

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

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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।

MOST IMMEDIATE
BY SPEED POST

Case No. 17/14/4/09-10-AFE (DB-I)
National Human Rights Commission
Law Division

A.K. PARASHAR
JOINT REGISTRAR (LAW)
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akpnhrc@yahoo.com

MANAV ADHIKAR BHAWAN
BLOCK 'C' GPO COMPLEX
INA, NEW DELHI – 110 023

Dated : 17.10.2013

To,

Shri Suhash Chakama, Director
National Campaign for Prevention of Torture
C-3/441-C, Janak Puri,
New Delhi- 58

18 OCT 2013

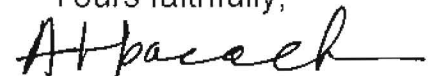
Subject : Case regarding alleged extra judicial killing of Chungkham Singh by the Manipur Police Commandos on 23.07.2009

Sir/Madam,

The Commission is holding its Camp Sitting at Imphal, Manipur on 23rd-25th October, 2013. The aforesaid case shall be taken up for hearing by Division Bench-I at 11.00 am on 24th October, 2013 at the Camp Sitting to be held at Hotel Classic, Imphal, Manipur.

You are requested to kindly take necessary steps to ensure that the relatives/next of kin of the deceased remain present at the time of the hearing of the aforesaid case at the Camp Sitting of the Commission.

Yours faithfully,



(A.K. Parashar)
Joint Registrar