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NATIONAL HUMAN RIGHTS COMMISSION  
(LAW DIVISION)  
MANAV ADHIKAR BHAWAN, BLOCK-C, G.P.O. COMPLEX,  
INA, NEW DELHI- 110023

23 NOV 2016  
Dated 29/10/2016

Case No. 32/14/1/08-09-AFE

To

SUHAS CHAKMA, DIRECTOR  
NATIONAL CAMPAIGN FOR PREVENTION OF  
TORTURE, C-3/441-C, JANAKPURI,  
WEST DELHI, DELHI.

Sir/Madam.

With reference to your complaint dated 12/01/2009, I am directed to say that the matter was considered by the Commission on 06/10/2016. The Commission has made the following directions.

*Vide its letter dated 9.9.2016, the Addl. Secretary, Home, Government of Manipur has forwarded the proof of payment of compensation of Rs.5.5 Lakhs to the next of kin of the deceased Sorokhaibam Nehru. However, he has stated that the compensation amount could not be paid to the next of kin of deceased Khangembam Priyokumar Singh as the next of kin of is a minor boy aged about 8 years by name Khangembam Nungshithoiba Meitei and there is a dispute with guardianship of the minor boy as the natural mother namely Ningombam Pushpa Devi has remarried. The dispute over guardianship of the minor son is pending before Family Court, Thoubal District. The compensation amount is, therefore, kept in the safe custody of Deputy Commissioner, Thoubal District.*

*The Commission cannot decide the dispute regarding guardianship of the minor son Khangembam Nungshithoiba Meitei. It is for the Family Court, Thoubal District to take appropriate decision in the matter. Till the dispute over guardianship is finally settled, the amount of compensation may be kept in the safe custody of Deputy Commissioner, Thoubal District. But the amount shall be deposited in a nationalized bank so that the interest that accrues will be available to the next of kin of the deceased as and when the compensation amount is transferred to his credit. With the above direction, the case is closed.*

This is for your information.

Yours faithfully,

  
DEPUTY REGISTRAR(LAW)

# National Human Rights Commission

New Delhi, India

Case Details of File Number: 32/14/1/08-09-AFE

**Diary Number** 5110  
**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** KHANGENBAM PRIYOKUMAR S/O LATE IBOCHA, SOREOKKHAIB  
**Address** WANJING VILLAGE, CHARANGPAT MAYAI LEIKAI,  
 THOUBAL, MANIPUR  
**Place of Incident** TSHOK CHINGPHU  
 BISHNUPUR, MANIPUR  
**Date of Incident** 12/4/2008

Vide proceeding dated 12.4.2012, the Commission issued notice to the Government of Manipur requiring it to show cause why monetary relief under section 18 of the Protection of Human Rights Act, 1993 not be given to the next of kin of deceased persons namely Khangebam Priyokumar and Sorokkhaibam Neharu. Pursuant to the show cause notice issued. Under Secretary (Home), Govt. of Manipur vide letter dated 18.5.2012 informed the Commission that the matter would be placed before the State Cabinet for examining the magisterial inquiry report and the decision of the State Cabinet would be conveyed to the Commission after a decision is taken by the Cabinet. No further communication has been received by the Commission thereafter. Even today the official representing the State Government submitted that reply to the show cause notice could not be filed as the matter is still pending before the State Cabinet. In our view, sufficient time was given to the State Government to respond to the show cause notice and a failure on the part of the State Government to respond to the show cause notice for such a long period indicates that the Government does not have anything further to say in the matter. We assume that the Government have no explanation to offer to the show cause notice issued and accordingly we confirm the decision contained in our proceeding dated 12.4.2012. We recommend that the Government of Manipur shall pay a sum of Rs. 5,00,000/- each to the next of kin of deceased Khangebam Priyokumar and Sorokkhaibam Neharu within 7 weeks and proof of payment shall be submitted to the Commission within 8 weeks.

### Direction issued by the Commission

**Action Taken** Relief granted [Compensation, Disciplinary & Prosecution] (Dated 10/24/2013)

**Status on 5/12/2014** Compliance of the Commission's recommendation by the concerned authority is awaited

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

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

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