



Case Details of File Number: 287/22/42/2014

Diary Number	26976
Name of the Complainant	AMAL KANTI CHAKMA, COMPLAINATS COORDINATOR
Address	ASIAN CENTRE FOR HUMAN RIGHTS, C-3/441-C, (2ND FLOOR), JANAKPURI, WEST DELHI , DELHI
Name of the Victim	U. EZHUMALAI
Address	VILLAGE. GANDHI NAGAR THIRUVANAINALLUR, VILLUPURAM , TAMIL NADU
Place of Incident	GANDHI NAGAR VILLUPURAM , TAMIL NADU
Date of Incident	1/16/2014
Direction issued by the Commission	These proceedings shall be in continuation of the earlier proceedings of the Commission dated 13.4.2018 when the SP, Villupuram, Tamilnadu was directed to submit the proof of payments to the three injured victims under the SC/ST (POA) Act. In response, SP, Villupuram, Tamilnadu has submitted a report dated 01.08.2018. As per the report a Sum of Rs.22500/- (25%) has been paid to the victim named Ayapan. Further a sum of Rs.90000/- each (50%) has been paid to the victim Sowndar Rajan and Aandan. Proof of payment has also been submitted. The Commission has considered the report submitted by the SP, Villupuram, Tamilnadu. Proof of payment to the victims under the SC/ST (POA) Act has been paid and proof of payment has been received. A chargesheet has already been filed in the court in this case. In these circumstances, no further action is called for in the matter. The case stands closed. Complainant be informed accordingly.
Action Taken	Concluded and No Further Action Required (Dated 8/30/2018)
Status on 9/15/2018	The Case is Closed.

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

For Complaints : Tel.No. 24651330, 24663333. Fax No. 24651332 E-Mail: [cr\[dot\]nhrc\[at\]nic\[dot\]in](mailto:cr[dot]nhrc[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,

शिकायतों के लिए : फोन नं. 24651330, 24663333 फैक्स नं. 24651332 ई-मेल : [cr\[dot\]nhrc\[at\]nic\[dot\]in](mailto:cr[dot]nhrc[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।

Assistant Registrar(LAW)
Fax No.: 011-2463 1332
Home Page : <http://nhrc.nic.in>

Case No. 287/22/42/2014

NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)

MANAV ADHIKAR BHAWAN, BLOCK-C, G P O. COMPLE:
INA. NEW DELHI- 11002

Agal Par

Dated 10/13/2015
• 6 JAN 2015

Case No. - 287/22/42/2014

To

AMAL KANTI CHAKMA, COMPLAINANT
COORDINATOR
ASIAN CENTRE FOR HUMAN RIGHTS, C-3/441-C, (2ND
FLOOR), JANAKPURI,
WEST DELHI, DELHI 110058

Sir/Madam,

With reference to your complaint dated 29/01/2014, I am directed to inform you that the above mentioned complaint along with the report received from the concerned authorities was placed before the Commission on 15/12/2014. Upon perusing the same, the Commission is directed as follows :-

This complaint dated 29.01.2014 has been sent to the Commission by Shri Amal Kanti Chakma of Asian Centre for Human Rights. He has sought for the urgent intervention of the Commission against the torturous death of a Dalit farmer of Gandhi Nagar Village of Thiruvannainallur, Vilupuram District, Tamil Nadu, by the upper caste people of the village. It is stated that on 16.01.2014 at around 6.00 PM, U. Ezhumalai, a Dalit, alongwith his friend was proceeding on a motorcycle. When they reached Emapurair, seven upper caste people refused to give them way, leading to an altercation which soon resulted into a clash. They were attacked with wooden logs and sharp stones. Ezhumalai sustained severe injuries on the head and throat and died on the spot while his friend Ayyappan, who also sustained injuries, managed to escape. The complainant has also sought for compensation to the NoK of the deceased as well as the injured victim.

Pursuant to the directions of the Commission vide its proceedings dated 25.02.2014, the Superintendent of Police, Veillupuram, Tamil Nadu vide his letter dated 16.05.2014 reported that on 16.01.2014, while the deceased alongwith his friend Ayyappan were returning home on a motorbike, some caste Hindus belonging to Vainnya Community of Emapair village prevented them and an altercation ensued between them over giving them way. Ezhumalai was abused by naming his caste and attacked by them with stones and sticks which caused his death instantaneously. One Anandan @ Raja and Soundararajan, both belonging to dalit community, also sustained simple injuries when they tried to prevent the assault. A case Cr. No.25/2014 u/s.147/148/341/323/324/302 IPC r/w. (1)(X), 3(2)(V) of SC/ST (Prevention of Atrocities) Act,1989 was registered at PS Thiruvannainallur on the complaint of Ayyappan. Out of 12 accused involved in the above murder case, eight were arrested and remanded and two were surrendered before the court. After completion of investigation, a charge-sheet

Encl: As stated above

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was filed before the JM.II Court, Ulundurpet on 29.04.2014 and yet to be taken on file.

It was further reported that Rs.3.75 lakhs as an interim compensation was given to the next of kin of the deceased's family by the State Government through the District Collector, Viluppuram.. Copies of the PMR in respect of the deceased and the wound certificates in respect of the injured persons are enclosed with the report.

The Commission has considered the report.

The PMR report and wound certificates stated to have been enclosed with the report dated 16.05.2014 have not been received in the Commission.

Hence, the Superintendent of Police, Veillupuram, Tamil Nadu, is directed to send the PMR of the deceased and wound certificate of the injured persons. A copy of the proof of payment towards payment of Rs.3.75 lakhs paid to the NoK of the deceased U. Ezhumalai, is also directed to be sent to the Commission.

Let a copy of the report be sent to the complainant for his comments, if any, within six weeks.

Pursuant to the above directions, I am enclosing herewith a copy of the report for furnishi your comments, id any, by06/02/2015 for consideration of the Commission.

Yours faithfully,


ASSISTANT REGISTRAR (LAW)