

Case No. 23/14/12/2010-AF  
राष्ट्रीय मानव अधिकार आयोग  
NATIONAL HUMAN RIGHTS COMMISSION  
(Law Division / Full Commission Branch)

10  
I/C JOINT REGISTRAR (LAW)  
Tel No. 011-24663355  
Fax- 011- 24651332

Manav Adhikar Bhawan  
'C' Block, GPO Complex  
INA, New Delhi – 110 023  
Dated 26.12.2019

To

Shri Tejang Chakma,  
Complaints Coordinator,  
National Campaign for prevention of Torture,  
C-3/441-C, Janakpuri,  
New Delhi-110058

07 JAN 2020

**Subject: Complaint received from Shri Tejang Chakma, NCPT alleging that one H. Amujao Meetei, aged 18 years was killed in a fake encounter in Thoubal District Manipur on 18.03.2010.**

Sir / Madam,

I am directed to say that the matter was considered by the Commission on 25.07.2019, when it inter-alia observed and directed as under:-

*"The Commission took cognizance of a complaint dated 22.03.10 received from Tejang Chakma, an NGO about extrajudicial killing of H Amujao Meetei in a fake encounter with Army personnel in Thoubal District of Manipur on 18.03.10. Accordingly reports in the matter were sought from concerned authorities.*

*Pursuant to the directions of the Commission, IGP(H/R), Manipur, Imphal vide communication dated 26.05.10 forwarded report dated 19.05.10 of SP, Imphal East District, Manipur, wherein it is revealed that on 18.03.10 at about 11.00 p.m., one N.S. of 28th Assam Rifles B Company lodged a written complaint with the Iribung Police Station, inter alia, stating that on the same day at about 0930 hrs., a reliable information was received about the movement of some armed militants in an around Takhok Mapal Village. The Assam Rifles Troops observed the suspicious movement of two or three persons from the direction of Takhok Mapal village towards another village, namely, Bashikhong. They shouted to stop for verification, however, instead of stopping, the unknown persons opened fire towards the Assam Rifles. Immediately, the Rifles Troops retaliated and thus ensued an encounter lasting for about 10-15 minutes. After encounter one dead body of unknown person, having bullet injury marks was recovered from spot. Arms and ammunition were also recovered from the spot. A case FIR No. 22(3)/10 IBG U/S 307/34 IPC, 25(1-C), A. Act and 5 Expl. Subs. Act was registered at Iriibung PS.*

*Commission on consideration of various reports prima facie found that three men suspect to be Assam Rifles personnel, were responsible for the abduction and killing of late Hawaibam Amujao Meitei. Accordingly a notice was directed to be issued by the Commission vide its proceedings dated 10.07.13 to the MHA to show cause as to why it should not recommend relief for NoK of the deceased, who was not, as established in the magisterial enquiry, killed in genuine encounter, but abducted and murdered. The MHA was also directed to conduct appropriate enquiries against three personnel of Assam Rifles. The Under Secretary to the Govt. of India, Ministry of Home while forwarding report dated 22.07.16 of Lt. Col.*

GSO-1(Psy Ops), Assam Rifles, informed that the mother of deceased had filed a Writ Petition ( c ) 38/13 in the High Court of Manipur. However the Commission vide its order dated 01.06.17 directed to reiterate its earlier order for compliance by the Secretary, MHA, Govt. of India.

The matter was thereafter considered by Commission in its various proceedings and appropriate directions were issued to the concerned authorities from time to time.

Now Directorate General Assam Rifles Shillong vide letter dated 10.06.19 has forwarded the report. It is informed that case was under investigation by SIT, CBI Case No. NHRC-04. The IO of the case filed closure report of the case at CJM, Imphal West on 09.02.19. It is further informed that as per Order dated 14.12.17 the High Court of Manipur in Writ Petition(c) 38 of 2013, an amount of Rs. Seven Lakhs being the full and payment of compensation has been deposited in favour of Smt. Hawaibam Ongbi Maipakpi Leima (Petitioner ) in the office of Registrar General, High Court of Manipur, Imphal vide Receipt No. 1816 dated 15 April, 2019. Proof of payment has also been enclosed.

In view of the compliance of recommendation made by the Commission, the case is closed.

The CD of the post mortem, if any, available on record be sent to the concerned authority.”

This is for information.

Yours faithfully,

  
I/C JOINT REGISTRAR (LAW)

## National Human Rights Commission

<b>Diary No</b>	31341	<b>Case / File No</b>	23/14/12/2010-AF
<b>Victim Name</b>	H AMUJAO MEETEI S/O IBOBI	<b>Registration Date</b>	30/03/2010

**Action List** (Click on Action given in blue color to view details)

Action No.	Action	Authority	Action Date	Due Date	Completion Date
23	<a href="#">Concluded and No Further Action Required</a>	THOUBAL, MANIPUR	25/07/2019	30/12/2019	30/12/2019
22	<a href="#">Additional Information Called for</a>	THE SECRETARY MINISTRY OF HOME AFFAIRS, GOVT OF INDIA	18/02/2019	22/04/2019	24/06/2019
21	<a href="#">Additional Information Called for</a>	THE SECRETARY MINISTRY OF HOME AFFAIRS, GOVERNMENT OF INDIA, NEW DELHI	30/07/2018	13/09/2018	
20	<a href="#">Additional Information Called for</a>	THOUBAL, MANIPUR	28/05/2018	23/07/2018	
19	<a href="#">Additional Information Called for</a>	ADJOURNED	12/03/2018	21/06/2018	
18	<a href="#">Additional Information Called for</a>	THE SECRETARY MHA, GOVT. OF INDIA, NORTH BLOCK, NEW DELHI	01/06/2017	25/08/2017	20/06/2017
17	<a href="#">Additional Information Called for</a>	THE SECRETARY M/O Home Affairs, North Block, New Delhi	09/02/2017	27/03/2017	22/02/2017
16	<a href="#">Additional Information Called for</a>	THE SECRETARY M/O Home Affairs, New Delhi	31/08/2016	14/12/2016	29/09/2016
15	<a href="#">Relief granted [Compensation, Disciplinary &amp; Prosecution]</a>	THE SECRETARY M/O Home Affairs, New Delhi	18/05/2016	27/07/2016	20/07/2016
14	<a href="#">Additional Information Called for</a>	THE SECRETARY - Home MHA	30/01/2014	06/03/2014	08/05/2014

1	<b>2</b>	3
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**Expand All Action List****Action****Action : Concluded and No Further Action Required(Action No 23)**

<b>Action Date</b>	25/07/2019	<b>Due Date</b>	30/12/2019	<b>Completion Date</b>	30/12/2019
<b>Authority</b>	, THOUBAL, MANIPUR				
<b>Proceeding</b>	<p>The Commission took cognizance of a complaint dated 22.03.10 received from Tejang Chakma, an NGO about extrajudicial killing of H Amujao Meitei in a fake encounter with Army personnel in Thoubal District of Manipur on 18.03.10. Accordingly reports in the matter were sought from concerned authorities.</p> <p>Pursuant to the directions of the Commission, IGP(H/R), Manipur, Imphal vide communication dated 26.05.10 forwarded report dated 19.05.10 of SP, Imphal East District, Manipur, wherein it is revealed that on 18.03.10 at about 11.00 p.m., one N.S. of 28th Assam Rifles B Company lodged a written complaint with the Iribung Police Station, inter alia, stating that on the same day at about 0930 hrs., a reliable information was received about the movement of some armed militants in an around Takhok Mapal Village. The Assam Rifles Troops observed the suspicious movement of two or three persons from the direction of Takhok Mapal village towards another village, namely, Bashikhong. They shouted to stop for verification, however, instead of stopping, the unknown persons opened fire towards the Assam Rifles. Immediately, the Rifles Troops retaliated and thus ensued an encounter lasting for about 10-15 minutes. After encounter one dead body of unknown person, having bullet injury marks was recovered from spot. Arms and ammunition were also recovered from the spot. A case FIR No. 22(3)/10 IBG U/S 307/34 IPC, 25(1-C), A. Act and 5 Expl. Subs. Act was registered at Iribung PS.</p> <p>Commission on consideration of various reports prima facie found that three men suspect to be Assam Rifles personnel, were responsible for the abduction and killing of late Hawaibam Amujao Meitei. Accordingly a notice was directed to be issued by the Commission vide its proceedings dated 10.07.13 to the MHA to show cause as to why it should not recommend relief for NoK of the deceased, who was not, as established in the magisterial enquiry, killed in genuine encounter, but abducted and murdered. The MHA was also directed to conduct appropriate enquiries against three personnel of Assam Rifles. The Under Secretary to the Govt. of India, Ministry of Home while forwarding report dated 22.07.16 of Lt. Col. GSO-1(Psy Ops), Assam Rifles, informed that the mother of deceased had filed a Writ Petition ( c ) 38/13 in the High Court of Manipur. However the Commission vide its order dated 01.06.17 directed to reiterate its earlier order for compliance by the Secretary, MHA, Govt. of India.</p> <p>The matter was thereafter considered by Commission in its various proceedings and appropriate directions were issued to the concerned authorities from time to time.</p> <p>Now Directorate General Assam Rifles Shillong vide letter dated 10.06.19 has forwarded the report. It is informed that case was under investigation by SIT, CBI Case No. NHRC-04. The IO of the case filed closure report of the case at CJM, Imphal West on 09.02.19. It is further informed that as per Order dated 14.12.17 the High Court of Manipur in Writ Petition(c) 38 of 2013, an amount of Rs. Seven Lakhs being the full and payment of compensation has been deposited in favour of Smt. Hawaibam Ongbi Maipakpi Leima (Petitioner ) in the office of Registrar General, High Court of Manipur, Imphal vide Receipt No. 1816 dated 15 April, 2019. Proof of payment has also been enclosed.</p> <p>In view of the compliance of recommendation made by the Commission, the case is closed.</p>				

The CD of the post mortem, if any, available on record be sent to the concerned authority.

## Complaint

Diary No	31341	Section	FC
Language	ENGLISH	Mode	BY HAND
Received Date	23/03/2010	Complaint Date	22/03/2010
Gist			

## Victim

<b>Victim Name</b>	H AMUJAO MEETEI S/O IBOBI	<b>Gender</b>	Male
<b>Religion</b>	Unknown	<b>Cast</b>	Unknown
<b>Address</b>	R/O SEKMAIJIN MAMANG LEIKAI,		
<b>District</b>	THOUBAL	<b>State</b>	MANIPUR

## Complainant

<b>Name</b>	TEJANG CHAKMA, COMPLAINANTS COORDINATOR		
<b>Address</b>	NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE, C-3/441-C, JANAKPURI,		
<b>District</b>	WEST DELHI	<b>State</b>	DELHI ( 110058 )

## Incident

<b>Incident Place</b>	THOUBAL	<b>Incident Date</b>	18/03/2010
<b>Incident Category</b>	ALLEGED FAKE ENCOUNTER(DEFENCE)		
<b>Incident District</b>	THOUBAL	<b>Incident State</b>	MANIPUR
<b>Incident Details</b>			

## Cause List

List No	Case / File No	Listing Date	Category
6	23/14/12/2010-AF	19/12/2013	
5	23/14/12/2010-af	24/10/2013	
4	23/14/12/2010-af	25/09/2013	

3	23/14/12/2010-af	10/07/2013	
2	23/14/12/2010-af	08/05/2013	
1	23/14/12/2010-af	29/08/2012	