

Deputy Registrar(LAW)  
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Case No. 3/23/2005-2006/UC  
NATIONAL HUMAN RIGHTS COMMISSION  
( LAW DIVISION )  
\* \* \*  
FARIDKOT HOUSE  
COPERNICUS MARG, NEW DELHI - 110 001

Dated 29/01/2009

To  
THE DISTRICT MAGISTRATE  
DHALAI DISTRICT( AMBASSA), TRIPURA

10 FEB 2009

Sub : Complaint / Intimation from  
RAJESH RAWAT  
ASIAN CENTRE FOR HUMAN RIGHTS, C-3/441, C,  
JANAK PURI,  
NEW DELHI, DELHI.

Sir/Madam,

With reference to your letter no. /this Commission's letter of even No. dated 06/11/2008, I am directed to say that the matter was considered by the Commission on 28/01/2009 and the Commission has directed as follows.

*These proceedings shall be read in continuation of the earlier proceedings of the Commission dated 9-7-2008. On 9-7-2008, the Commission observed and directed thus:-*

*"The Commission has perused report. Immediate relief of Rs. 15,000/- provided to the families of the five deceased appears to be inadequate. In similar cases, every State Government has their own schemes and provide much higher ex-gratia. Before proceeding further in the matter, the Commission would like to know, if the State of Tripura has drawn up any policy for grant of immediate relief If so, a copy of the same be provided for perusal of the Commission".*

*Pursuant to the directions of the Commission, Dy. Secretary to the Govt. of Tripura, Home Department, vide communication dated 26-9-2008, submitted that financial assistance and employment in government (in case of death) is provided to persons affected by activities of militants. A copy of the guidelines dated 1-1-2000 has been enclosed as Annexure-I.*

*It has been further submitted that so far the particular case under reference is concerned, in addition to payment of immediate relief, financial assistance/government job has already been provided to the next of the kin in case of three deceased persons. Cases of other two deceased persons are under process. A copy of the report submitted by DM & Collector, Dhalai District, Ambassa dated 5-9-2008, has been enclosed as Annexure-II. He has also been advised to settle provision of job/relief in the other two cases at the earliest.*

*From perusal of Annexure-I, it is clear that Joint Secretary to the Govt. of Tripura, has submitted the copy of memorandum dated 1-1-2000 in which Govt. of Tripura has issued*

the guidelines regarding financial assistance/ex-gratia assistance due to extremist violence payable to the members of State Police/Home Guards/Army/CPMF/State Government employees/Members of the public.

Annexure-II submitted by DM & Collector, Dhalai District, Ambassa, reveals that next of the kins killed/affected by an extremist incident on 10-5-2005 at Jorendra Karbari Para and Madinjoy Roaja Para villages under Gandacherra Sub-Division, five persons were killed and twenty houses were gutted by the extremists. Immediate relief of Rs. 15,000/- each have been provided to the deceased family and Rs. 2,000/- each along with G.C.I. sheet and rice have been provided to 20 families whose houses were gutted.

It has been further submitted that two families were provided Rs. 1.25 lakh each as per schematic norms to the next of the kin of deceased Sh. Bidyadhari Chakma against the death of Sh. Babrabaha Chakma and Smt. Malati Chakma against the death of Swapanjoy Chakma. Sh. Raj Kumar Chakma has been provided government job against the death of Ashok Kumar Chakma. Thus, out of five death cases, three families have been provided financial assistance and government job. For rest of the two deceased, family members have been asked to submit necessary documents for financial assistance/government job.

Upon consideration of the record, the Commission vide proceedings dated 23.10.2008 observed and directed as under:-

"On the basis of above, it will be appropriate to ask DM & Collector, Dhalai District, Ambassa, to submit additional report about the financial assistance/government job to the remaining families.

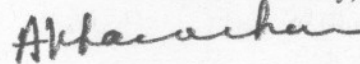
Let DM & Collector, Dhalai District, Ambassa, be asked to submit additional report about the financial assistance/government job to the remaining families.

Response within six weeks."

DR (Law) to write and remind DM and Collector, Dhalai District, Ambassa to submit requisite report as per directions dated 23.10.2008 of the Commission within 4 weeks, failing which the Commission shall be constrained to invoke provisions of Section 13 of the Protection of Human Rights Act, 1993.

2. It is therefore, requested that the additional/complete report as directed by the Commission in the matter be sent latest by 05/03/2009, for further consideration by the Commission.

Yours faithfully,



DEPUTY REGISTRAR (LAW)