

S.No. (S.C.D.)

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342/E-Atrocity  
21/03/2006

No.IGP/Compl/119/2005/1384  
OFFICE OF THE INSPECTOR GENERAL OF POLICE  
Andaman and Nicobar Islands

Port Blair dated the 9<sup>th</sup> March 2006.

To

Shri. Tripurari Rai,  
Assistant Director,  
National Commission for Scheduled Tribes  
6<sup>th</sup> Floor, 'B' Wing, Lok Nayak Bhawan,  
Khan Market, New Delhi-110003.

Sub:- Alleged atrocity on the member of Scheduled Tribe- case of death of  
Primitive Tribe boy near Bush Police Camp No.8 Andaman District- reg.

Sir,  
21/03/06

In continuation of this office letter No.IGP/Compl/119/2005/364 dated 21/01/2006, a detailed report on the subject is furnished here under:-

As stated earlier in the aforesaid letter dated 21/01/06, a case was registered at Police Station Ograbraj vide crime No.2/06 dated 1/1/06 U/S 4 of Scheduled Castes and Scheduled Tribes (POA) Act 1989 on the basis of the written complaint of Shri. Samir Acharya, Society for Andaman & Nicobar Ecology and the investigation of the case was taken up by the SDPO (Dy.SP) Middle Andaman. During the course of investigation, the statements of the following witnesses were recorded:-

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1. Shri. Samir Acharya S/o Late N.R. Acharya 46 yrs, Society for A & N Ecology, Port Blair: - Complainant.
2. Kunu S/o Tanaz Bya aged about 14yrs, R/o Jhau Kona.
3. Ukoya @ Bonabhayer S/o Gigi, aged about 16yrs, R/o Jhau Kona.
4. Illy S/o Bodai, aged 17 yrs, R/o Jhau Kona.
5. Achetta S/o Thithayee Bade, aged about 10yrs, R/o Jhau Kona.
6. Shri. Dhaga Bhai S/o Nahi aged about 40yrs. (Father of deceased), R/o Jhau Kona.
7. Smti. Thathi W/o Shri Dhagga Bhai aged about 35 yrs. (Mother of the deceased), R/o Jhau Kona.

In his statement Shri. Samir Acharya (Complainant) admitted that he had sent a written complaint addressed to the Dy. Commissioner, Andaman District with copy to the Chairman National Commission for Scheduled Tribes, New Delhi on 8/12/05. After sending the complaint, he made enquiry into the matter at his level but could not find any evidence of any police personnel allegedly involved in the death of the Jarawa boy. Copy of the letter written by Shri Samir Acharya to Dy. Superintendent of Police is enclosed herewith.

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In their statements, Kunu, Ukoya @ Bonabhaye, Illy and Achatte (Jarawa Tribes) stated that in the first week of November 2005 they along with Tawai Tepohane, aged 8yrs left Jhau Kona in search of food in the jungle. After searching for food items from jungle, they were they crossing the Nallah. Then they heard the screaming of Tawai Tepohane and saw one crocodile dragging him into the Nallah. Out of fear, all of them rushed to shore by swimming and informed the matter to the parents of the deceased boy. They further stated that while crossing the Nallah, no Police personnel was present nor did Police personnel induce them to catch mud crabs from the Nallah.

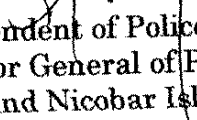
Shri. Dhaga Bahi and Smti. Thathi, parents of the deceased boy stated in their statement that in the first week of November 2005, their son named Tawai Tepohane aged about 8yrs, along with Kunu, Ukoya, Illy and Achetta left for collecting food items from the jungle by crossing the Nallah while swimming through the Nallah on way back a crocodile dragged away their son. They searched for him in the Nallah and nearby areas but could not find him. They further stated that they did not report the incident to police.

The investigation of the case is almost completed. On the basis of the statements of the Jarawa boys who accompanied the deceased boy and the parents of the deceased boy, no prima-facie is made out against any Police personnel. At the time of incident, no Police personnel were also found present near the Nallah. Therefore, the final report in the case as a mistake of fact, is being submitted in the Court for acceptance.

As per the statements of the parents of the deceased and the Jarawa boys Kunu, Ukoya @ Bonabhaye, Illy and Achatte who were present with the deceased at the time of the incident, it is clear that there is no involvement of any police personnel in this case. No one induced the Jarawa boys to catch mud crabs from the Nallah.

It has also been verified that none of the policemen were aware of the incident since the matter was kept secret within the Jarawa Tribes.

Yours faithfully,

  
Dy. Superintendent of Police/HQ  
For Inspector General of Police  
Andaman and Nicobar Islands

Copy to:

1. Assistant Secretary (Home), A & N Administration.
2. Executive Secretary AAJVS, A & N Administration.