

Sirubry

By Fax.

11

POLICE DEPARTMENT

From:
B.K. Ravi IPS.,
Dy. Inspector General of Police,
Social Justice & Human Rights,
Chennai - 4.

To:
The Dy. Director,
National Commission for Scheduled Tribes,
Lok Nayak Bhawan, New Delhi-110003.

Rc.No. B1/63/2010 Dated: 08.01.2010.

Sir.


Sub: Meeting - Meeting proposed to be convened by the Hon'ble Member, National Commission for Scheduled Tribes on 12.01.2010 at New Delhi - Regarding.

Ref: Fax Message in Rc.No.001061/Crime.IV (2)2010, dated: 07.01.2010 of the DGP, Chennai-4 and NCST Ref.No. HT/Atrocity/TN/45/2009/RU-IV, dated: 5.1.2010.

With reference to the your letter communicated by the Director General of Police, Tamil Nadu, Chennai cited the required reports pertaining to below mentioned File Nos in connection with the proposed meeting to be held on 12.01.2010 at your Office are attached herein. Also I hereby confirm to attend the above meeting.

- (i) HT/Atrocity/TN/848/2008/RU-IV.
- (ii) HT/Atrocity/TN/949/2008/RU-IV.
- (iii) HT/Atrocity/TN/776/2008/RU-IV.

Yours faithfully,


Dy. Inspector General of Police,
Social Justice & Human Rights,
Chennai - 4.

Ro W
33/RU-IV/2010
13/01/10
11/1/10

11.1.10

Reply to File no

HT/Atrocity/TN/848/08
RU-10.3
a 2

From

Inspector of Police,
Social Justice and Human Rights,
Villupuram unit,
Villupuram.

To

Deputy Inspector General of Police,
Social Justice and Human Rights,
Chennai-4.

Sir,

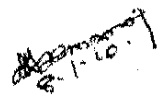
Sub: MRP provided to the victim Malar w/o Solai (ST), Pillikunru, Eachur village, Gingee Details report Submitted - regarding.

Ref: Villupuram District - Gingee Subdivision - Valathy PS Cr.No 47/08 u/s 294(b), 506(ii), 376, 511 IPC r/w 3(1)(X) & 3(1)(XII) SC/ST POA Act.

It is submitted that, on 17.2.08 at 07.00 hrs when the complainant and her husband were cutting palm leaves from the neighboring palm tree, the accused persons arrived there and objected to cut the palm leaves by stating that the palm trees were planted by them. Following this a wordy quarrel took place between them. The accused persons 1) Sundaramoorthy s/o Sellaperumal 2) Ganesan s/o Sellaperumal 3) Sambath all are Vanniar Gounder (MBC) abused the complainant and her husband by their caste name. Subsequently in the evening at 18.00 hrs the three accused persons trespassed the complainant house pulled her sari and attempted to rape her.

On the complainant of Malar w/o Solai (ST), Pillikunru, Eachur village, Gingee TK, a case in Valathy PS Cr.No 47/08 u/s 294(b), 506(ii), 376, 511 IPC r/w 3(1)(X) & 3(1)(XII) SC/ST POA Act was registered. Accuse A1 was arrested on 20.2.08 accused persons A2, A3 obtained anticipate bail in High Court on 30.9.08. The case was charged on 17.8.08. The case is pending in the Jm court Gingee assigning PRC number. The charge sheet was found defective. The court returned the charge sheet with some remarks. The remarks were not corrected in time. Hence the delay.

As per Villupuram District Collector Proceeding No.M7/52018/08 dated: 28.2.09 an amount of Rs.25,000/- was awarded to the victim Malar w/o Solai and Rs.6,250/- was awarded to the husband Solai. This is favour of kind information.


Inspector of Police,
Social Justice and Human Rights,
Villupuram.

20-7-10

13

POLICE DEPARTMENT

From:
B.K. Ravi, IPS.,
Dy. Inspector General of Police,
Social Justice & Human Rights,
Chennai-4.

To:
The Deputy Director,
National Commission for Scheduled Tribes,
Lok Nayak Bhawan, New Delhi-110003.

Re.No. B1/63/2010. Dated: 21.01.2010.

Sir,

Sub: Police -- Social Justice & Human Rights, Chennai -- Furnishing of
reply -- Regarding.

Ref: Your file No. (i) HT/Atrocity/TN/949/2008/RU-IV
(ii) HT/Atrocity/TN/848/2008/RU-IV
(iii) HT/Atrocity/TN/776/2008/RU-IV
(iv) HT/Atrocity/TN/45/2009/RU-IV
(v) HT/1/2009/STGTN/AT RAPE/RU-IV.

In continuation of our discussion held on 12.01.2010, I am sending herewith the
reply for the petitions as mentioned in the reference cited.

Yours faithfully,

[Signature]
Dy. Inspector General of Police,
Social Justice & Human Rights,
Chennai-4.

[Handwritten mark]
28-1-10

14

REPLY TO THE FILE NO. HT/ATROCITY/TN/848/2008/RU-IV

It is submitted that, on 17.2.08 at 07.00 hrs when the complainant Malar (ST-Irular) and her husband, Tr.Solai were cutting leaves from the neighboring Palmyrayra trees, the accused persons 1) Sundaramoorthy s/o Sellaperumal 2) Ganesan s/o Sellaperumal 3) Sambath all are Vanniar Gounder (MBC) arrived there and objected to cut the Palmyra leaves by stating that the Palmyra trees were planted by them. Following this a wordy quarrel took place between them. The accused persons abused the complainant and her husband by their caste name. Subsequently in the evening at 18.00 hrs the three accused persons trespassed the complainant's house, pulled her saree and attempted to rape her.

On the complainant of Malar w/o Solai (ST), Pillikunru, Eachur village, Gingee TK, a case in Valathy PS Cr.No 47/08 u/s 294(b), 506(i), 376, 511 IPC r/w 3(1)(X) & 3(1) (XII) SC/ST POA Act was registered. Accused A1 was arrested on 20.2.08 accused persons A2, A3 obtained anticipatory bail in High Court on 30.9.08 and surrendered in the Court. The case was charged on 17.8.08. The case is pending in the JM Court Gingee for assigning PRC number.

As per Proceedings of the District Collector Villupuram vide No.M7/52018/08, an amount of Rs.25,000/- was awarded to the victim Malar w/o Solai and Rs.6,250/- was awarded to the husband Solai on 28.02.2009. This is favour of kind information.

Pray: "directing the Director General of Police, Chennai and the Superintendent of Police, Villupuram District, Villupuram to alter the FIR Cr.No.47/2008 dt.18.2.2008 registered at Valathi police station by including the provisions of sec. 341 IPC, sec 3(1)(X) and (XI) of SC/ST (PA) Act, 1989 and sec 3 and 4 of T.N prohibition of harassment of women Act (Amended) 2002 against all the perpetrators and to arrest the other two perpetrators those who had absconded immediately and remand them to prison;"

Reply: In this case accused Sundramoorthy (A1) was arrested and sent for remand. Other two accused got anticipatory bail in the High Court and surrendered before the lower Court. The charge sheet was laid u/s 294(b), 506(i), 376, 511 IPC r/w 3(1)(X) & 3(1) (XII) SC/ST POA Act. As per the petitioner's request sec 3(1)(X) SC/ST Act was included in the charge sheet. (charge sheet was laid after obtaining draft charge sheet from the special public prosecutor for SC/ST Act cases) The major penal section 3(1)(X) and 3(1)(XII) SC/ST (POA) Act was already included which were triable by the Court of Sessions, there is no need to include Sec 3(1)(XI) of SC/ST (POA) Act and sec 3 & 4 of Tamilnadu Prohibition of Women Harassment Act.

Pray: "to initiate departmental action against the policemen of the Valathi police station who had failed to invoke all the relevant provisions of law in this case and to arrest two of the perpetrators till date and to suspend them immediately;"

15

Reply: Since the relevant sections were included in the FIR, there is no need to initiate departmental action against the police men of the Valathi PS.

Pray: "recommending the Government of Tamilnadu to pay adequate relief amount under SC/ST- Rules, 1995 to the victim;"

Reply: Monitory Relief assistance proposal was initiated by the SP, Villupuram and on his proposal District Collector Sanctioned Rs.25,000/- to the Victim Malar w/o Solai and Rs.6,250/- was awarded to the Solai wide his proceedings No.M7/52018/08 and the amount were disbursed to the concerned on 28.02.09.

Pray: "to ensure adequate protection to the victim and her family and thus render justice."

Reply: Protection to the victim and her family is being given as per the orders of the Superintendent of Police Villupuram District.
