



सत्यमेव जयते

राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes

(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)
(A Constitutional body under Article 338A of the Constitution of India)

Case File No. NCST/ATY-486/RJ/32/2022-APCR

Dated: 27.10.2022

To,

1. **Shri Mohan Lal Lather**
Director General of Police
Government of Rajasthan,
Police Head Quarters
Jaipur -303002 (Rajasthan)
Email: dgp-rj@nic.in

2

Shri Arvind Poswal,
Collector and District Magistrate
District - Chittorgarh
Chittorgarh Bypass Rd, Rajeev Colony
Chittorgarh -312001 (Rajasthan)
Email: dm-chi-rj@nic.in

3. **Shri Rajan Dushyant**
Superintendent of Police
District – Chittorgarh,
Chittorgarh -312001 (Rajasthan)
Email: sp.chittorgarh@rajpolice.gov.in

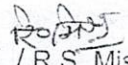
Subject: Press Clipping published in Indore dated 15.06.2021 regarding two youths of Jhabua, who were buying bullocks, were beaten with sticks in Chittorgarh District, one died.

Sir,

I am directed to enclose herewith a copy of the Minutes of the Sitting held on 21.09.2022 under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes on the above mentioned subject for necessary action. It is requested that compliance report may be submitted to this Commission within 15 days positively for placing the same before the Hon'ble Commission.

Encl: as above

Yours faithfully,


(आर.एस. मिश्र / R.S. Misra)
अनुसंधान अधिकारी / Research Officer

NCST - NIC

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Case File No. –NCST/ATY-486/RJ/32/2022-APCR

MINUTES OF SITTING HELD ON 21.09.2022 at 12:30 PM, UNDER CHAIRED BY SHRI ANANTA NAYAK HON'BLE MEMBER, NATIONAL COMMISSION FOR SCHEDULED TRIBES (NCST) IN THE CASE OF REPRESENTATION OF PRESS CLIPPING PUBLISHED IN INDORE DATED 15.06.2021 REGARDING TWO YOUTHS OF JHABUA, WHO WERE BUYING BULLOCKS, WERE BEATEN WITH STICKS IN CHITTORGARH DISTRICT, ONE DIED.

Date of Sitting: 21.09.2022

List of participants annexed:

- Press Clipping published in Indore dated 15/06/2021 regarding two youths of Jhabua, who were buying bullocks, were beaten with sticks in Chittorgarh district, one died. The Commission took Suo Moto cognizance in the matter.
- In the aforesaid case, the Commission recommended that the Collector and District Magistrate and Superintendent of Police Rajasthan will examine pending case of two youths of Jhabua, who were buying bullocks, were beaten with sticks in Chittorgarh district, one died, for providing compensation.
- In light of the Commission's recommendation, the report as per Superintendent of Police & District Magistrate received on dated 01/07/2022 which included details of the incident, including details of charge sheet submitted.
- The commission issued summons to Sh. Mohan Lal Lather, Director General of Police Government of Rajasthan on 15/09/2022. In response to the summons issued by the Commission, Dr. Ravi, DIG Civil Rights, Jaipur on behalf of Sh. Mohan Lal Lather, Director General of Police Government of Rajasthan along with Sh. Gyan Prakash, Addl. SP & Sh. Ram Dayal, Addl. Director Social Justice, Chittorgarh appeared before the Commission for sitting on 21/09/2022.
- During the course of hearing the Commission made the following observation:
 - The charge wasn't framed even after 15 months of the incident; in a mob lynching case serious matter against ST, there were lapse on the part of Police authority, delay in filing of charge sheet and arresting of accused.
 - All accused are now out on bail, no accused is a tribal, but belong to SC & OBC.
 - Recommendation regarding compensation to the concerned department sent by Police authority, Government of Rajasthan which is a sum of 8 lakh 25 thousand.
 - The Addl. Director Social Justice, Shri Ram Dayal states that as per Rajasthan State Government Atrocities Rule, compensation will only be provided to the ST person from Rajasthan State.
 - State government has to give in written about the rule regarding compensation will only be provided to the ST person from Rajasthan State.




श्री अनंता नायाक
Member
राज्य सरकार
NATIONAL COMMISSION FOR SCHEDULED TRIBES
Ministry of India
New Delhi

- The collector of the district of the incidence took place should be coordinating with the native collector of the petitioner about the compensation.
- Compensation should be provided at the earliest, by either state because POA Act, 1989 was included.
- Legal assistance to the family of petitioner is not provided.
- As per the Guidelines/advisory issued State/ District will forward the recommendation regarding to the native District collector for compensation.

RECOMMENDATIONS:

- A report regarding re-inquiry of the matter to be submitted in the Commission.
- Request in court for case to be pursued in a Fast Track Court as per POA Act, Government and report regarding same in commission should be submitted.
- Compensation to be provided at the earliest by State Government or native authority.
- Legal assistance to the family of the Petitioner should be provided by the state legal authority.
- Any order regarding the matter where a resident of Rajasthan state ST person faces an incident in different state, which government / state will be liable to provide compensation.
- Protection of the petitioner family and the witnesses to be ensured.

A detailed compliance report of the Recommendations be submitted by the Commission within a period of 15 days.

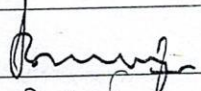
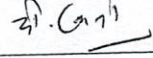

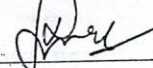



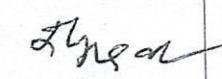
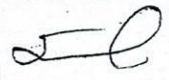


(Ananta Nayak)
Member

National Commission for Scheduled Tribes
अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Attendance Sheet
National Commission for Scheduled Tribes

File No - NCST/ATY-486/RJ/32/2022-APCR

Sitting to be held on 21.09.2022 at 12.30 P.M in the case of Press Clipping published in Indore dated 15.06.2022 regarding two youths of Jhabua, who were buying bullocks, were beaten with sticks in Chittorgarh District, one died.

Sl. No.	Name and Designation	Address & Phone No.	Signature
I	National Commission for Scheduled Tribes		
1.	Shri Ananta Nayak Hon'ble Member	In Chair	
2.	Surat Singh	Director	
3.	Deepika Khanna	Asstt. Director	
4.	RADHAKANTA TRIPATHY	Sr. Legal Advise	
5.	Deeksha Manocha	Legal Consultant	
5.	Avinash	Legal Consultant	
6.	Gaurav Mehwani	Legal Consultant	
7.			
II	Officers from Government of Rajasthan and Distt. Chittorgarh		
1.	Dr. Ravi DIG Civil Rights, Jaipur	9414114079	
2.	Ajyan Prakash Nand Addl. SP Rawatbhota	9414755997	
3.	Ram Dayal Asstt. Director SJEED, Chittor	9664485407	
4.	Vikas Khetk, P. SJEED, Chittorgarh	745808192	
5.			
III			
1.			
2.			
3.			