



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)

File No.- **NCST/ATY-177/DL/3/2021-APCR**

Date : 11.07.2022

To,

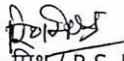
**Shri Rakesh Asthana,**  
 Commissioner of Police,  
 Delhi Police,  
 Police Headquarters,  
 Jai Singh Road,  
 New Delhi – 110 001.  
 E.mail: cp.rakeshasthana@delhipolice.gov.in

**Sub: Representation dated 10.12.2021 received from Ms. Philisita Kerketa, C/o Shri Sylvester Baa, Village-Joram, Khurebahar, Thethaitanagar, District – Simdega, Jharkhand regarding atrocity, caste abuse, physical assault and non payment of salary to ST woman committed by the non-ST employer and Police inaction against accused.**

Sir,

I am directed to enclose herewith a copy of the Proceedings of the Sitting held on 20.06.2022 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 two months positively for placing the same before the Hon'ble Commission.

Encl: as above

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

Copy to

**Ms. Philisita Kerketa,**  
 C/o Shri Sylvester Baa,  
 Village- Joram, Khurebahar,  
 Thethaitanagar,  
 District – Simdega - 835226  
 Jharkhand

Copy to:

1. PS to Hon'ble Member, NCST
2. NIC, NCST (for uploading on the Website).

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Case File No. NCST/ATY-177/DL/3/2021-APCR

PROCEEDINGS OF THE SITTING HELD ON 20.06.2022 CHAIRED BY SHRI ANANTA NAYAK, HON'BLE MEMBER, NATIONAL COMMISSION FOR SCHEDULED TRIBES (NCST) IN THE CASE OF MS. PHILISITA KERKETA, C/O SHRI SYLVESTER BAA, VILLAGE - JORAM, KHUREBAHAR, THETHAITANGAR, DISTRICT -SIMDEGA, JHARKHAND REGARDING ATROCITY, CASTE ABUSE, PHYSICAL ASSAULT AND NON PAYMENT OF SALARY TO ST WOMAN COMMITTED BY THE NON-ST EMPLOYER AND POLICE INACTION AGAINST ACCUSED.

Date of Sitting: 20.06.2022

List of officers present in sitting is Annexed.

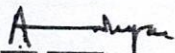
The petitioner Ms. Philisita Kerketa, District Shimdega, Jharkhand vide her online representation dated 10.12.2021, has submitted grievances of atrocity and stated that she was working as domestic help with Talwar family at his house, Sunder Nagar, New Delhi for last 42 years. She never had any problem or ill-treatment from family members of Talwar family. Suddenly, from the 2021 onwards, one female member (Smt. Taranjit Kaur) of her employer (Talwar family) has started atrocity against her by way of using derogatory caste words, misbehaving and repeatedly assaulting upon her. Finally, she was forcefully thrown away from the house without any reasons and grounds. She had also given threat to kill, her if she (petitioner) tries to enter the house. The Talwar family has not paid full salary to her. The petitioner had demanded for action taken against the accused under SCs & STs (PoA) Act, 1989.

2. The Commission issued notice on 22.12.2021 for a report to the Police Commissioner, Delhi Police. However, no report was received from the Delhi Police.

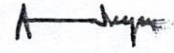
3. Accordingly, a Sitting was held on 20.06.2022 in the Commission. In the Sitting, the Deputy Commissioner of Police, South East, Delhi Police and the ACP, South East, Delhi Police appeared. A representative from the petitioner's side was also present.

4. In the Sitting, the DCP (South East), Delhi Police has submitted a written report before the Commission. Further, the DCP (South East) briefed about the case and also reported that a case vide FIR No. 172/2022 dated 17.06.2022 under Section 506 IPC and 3(1) (x) SC & ST Act has been registered on her complaint at PS Hazarat Nizamuddin and presently the investigation of the case is in progress. It was also informed to the Commission that the investigation will be completed within two months.

5. The case was discussed in detail. After hearing from both parties, the Commission recommends that:

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

- The Delhi Police will complete the investigation in fair and unbiased manner within two months. The charge sheet will be submitted in time bound manner. It may be ensured that the accused be punished and also ensure speedy trial.
- As the FIR has been lodged under the Sections of SCs & STs (PoA) Act, 1989 and hence, the victim compensation at FIR stage under the provisions of SCs & STs (PoA) Act, 1989, Rules 2016 and amended Rules, 2018 be provided to the victim ST woman. The remaining amount of compensation may also be released after filing charge sheet before the Court and conviction of accused.
- The action taken report on the Commission's recommendations should be submitted before the Commission within the stipulated period of two months.



**(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

**NATIONAL COMMISSION FOR SCHEDULED TRIBES**

Case File No.- NCST/ATY-177/DL/3/2021-APCR

**List of participants**

**Officers from Delhi Police, Delhi**

1. Smt. Esha Pandey, Deputy Commissioner of Police, South East
2. Shri Jai Narain, Assistant Commissioner of Police, South East

**Petitioner**

Shri Abhishek Arora, Advocate (Representative of complainant)