



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-17013(MH)/1/2020-RU-IV

Dated: 08.06.2023

To,

1 **Shri. Astik Kumar Pandey**  
Collector and District Magistrate  
District – Aurangabad  
Alamgir Colony,  
Maulana Azad Research Centre Rd,  
Collector Office Campus,  
Aurangabad, Maharashtra 431003  
Email-collector.aurangabad@maharashtra.gov.in

2 **Shri Manoj Lohiya,**  
Commissioner of Police,  
Aurangabad City,  
Dr. B.A.Marg, Mill Corner,  
Aurangabad, Maharashtra 431001  
E.mail: pi.cro.abad@mahapolice.gov.in

**Subject: Representation from Shri Naresh Mokate, Aurangabad regarding action against Ration Dealer for harassment on caste ground and using derogatory words**

Sir,

I am directed to enclose herewith a copy of the Minutes of the Sitting held on 22.05.2023 under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes on the above mentioned subject for information.

Encl: as above

Yours faithfully,

(एच.आर मीना /H.R. Meena)  
अनुसंधान अधिकारी/ Research Officer

Copy to:

**Shri Naresh Mokate,**  
Aurangabad  
E.mail: [mokatenaresh@gmail.com](mailto:mokatenaresh@gmail.com)

NIC NCST-;

# National Commission for Scheduled Tribes

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No. NCST / 17013 (MH) / 1 / 2020-RU4

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST on representation from Shri. Naresh Mokate, Aurangabad regarding action against ration dealer for harassment on caste ground and using derogatory remarks.

Date of the Sitting: 22.05.2023 at 1030 Hrs

List of Participants: As per Annexure

The Commission received a representation from Shri. Naresh Mokate stating therein the fact that he is facing mental harassment from his neighbours Shri. Manohar Yadav and Shri. Yeshwant Yadav since they are continuously hammering the walls and are making loud banging noises throughout the day. Further, the accused are passing derogatory and unethical comments towards women. The Petitioner has further stated that Shri Yogesh Prakash Mugdiya, the owner of government owned ration shop was making indecent comments and was hurting his dignity by speaking disrespectfully.

Considering the gravity of the issue the Commission issued Notice to District Collector, Aurangabad, Maharashtra and the Superintendent of Police, Aurangabad, Maharashtra to submit action taken report ("ATR") within 30 days.

Since the Commission did not receive ATR from the authorities, reminders were issued to the authorities on 30.06.2020 and 07.08.2020 to submit ATR.

The Commission received ATR from the Commissioner of Police, Aurangabad, Maharashtra stating that the complaint filed by the Petitioner is false and that there was no evidence with respect to the allegations made by the Petitioner. It was further stated that the Petitioner had filed similar Petitions before different authorities and frequently sending the emails and whatsapp numbers of senior officials with his frivolous complaints.

The Petitioner filed rejoinder dated 27.02.2021 stating that the submissions made by him were true and genuine and that the ATR submitted by the police is false.



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 Commission received reply to Rejoinder dated 08.07.2021 from the Commissioner of Police, Aurangabad, Maharashtra stating that all the allegations made by the Petitioner were false.

The Commission reviewed the Petitioner's complaint and asked the Petitioner to furnish the ST Caste Certificate issued by the government. The Petitioner sought time to comply with the same. However, the Commission did not receive any documents from the Petitioner regarding the same.

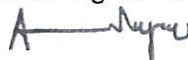
The Commission issued Summons to the Collector and District Magistrate, Aurangabad, Maharashtra and the Commissioner of Police, Aurangabad, Maharashtra to appear before the Commission on 22.05.2023 at 10:30 AM

During the course of hearing on 22.05.2023 the Commission asked the Petitioner, appearing through Video Conference on his inordinate delay in furnishing his ST Caste Certificate and asked the Deputy Commissioner of Police, Zone – I, Aurangadab, Maharashtra appearing on behalf of the Commissioner of Police, Aurangabad, Maharashtra on the investigation of the case.

The Petitioner submitted that he did not have the ST Caste Certificate and sought time from the Commission to do the same. In the meantime, the Petitioner requested the Commission to look into his Petition and take action.

Shri Deepak V. Gishe, Deputy Commissioner of Police, Zone – I, Aurangadab, Maharashtra submitted that all the allegations made by the Petitioner were false. He further stated that the Petitioner had made the same allegations before the State Human Rights Commission, Maharashtra which was disposed off vide Order dated 07.02.2023 on grounds despite NCR No. 1206/12 filed under Sec 323, 504 and 506 IPC the Petitioner was filing complaints unnecessarily for the past many years.

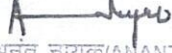
The Commission observed that the Petitioner had a very similar conduct with the Commission as well. The Commission had repeatedly instructed the Petitioner to furnish the ST Caste Certificate, but the Petitioner had not made any attempt to comply with it. In addition to this, the Commission further observed that the Petitioner has the habit of filing complaints before the Commission as well with numerous complaints before other Authorities without furnishing the necessary documents.



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

After hearing both the sides, the Commission recommends the followings: -

1. The Petition to be closed on grounds that the Petitioner has failed to furnish his ST Caste Certificate and other documents as required by the Commission in support of his allegations.
2. Since similar matter has already been disposed of by the State Human Rights Commission further intervention of the NCST is not required.



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

(APCR)

NCST-17013(MH)/1/2020-RU-IV

Sitting to be held on 22.05.2023 at 10:30 A.M in the case of Shri Naresh Mokate, Aurangabad regarding action against Ration Dealer for harassment on caste ground and using derogatory words.

Sl. No.	Name and Designation	Address & Phone No.	Signature
I	<b>National Commission for Scheduled Tribes</b>		
1.	Shri Ananta Nayak Hon'ble Member	In Chair	
2.			
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4.			
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6.			
7.			
II	<b>Officers from District – Auranganbad</b>		
1.	Deepak V. Gishhe Dy. Commr. of Police, Zone -I, Aurangabad.	DCP Zone -I Office, Aurangabad City 9581141588	
2.			
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4.			
5.			
III	<b>Petitioners</b>		
1.	Present through Video Conference		
2.			
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