



F.No. NCST/SER-487/OR/10/2022-SSW
Government of India
National Commission for Scheduled Tribes
(A Constitutional body under Article 338A of the Constitution of India)

6th floor, Lok Nayak Bhawan,
Khan Market, New Delhi
Dated: - 03.07.2023

To,

✓ Shri Sunil Kumar Bansal
Director General of Police
Govt. of Odisha
District - Cuttack- 753001
Email:- dgpcctrlroom.odpol@gov.in, Phone- 0671-2304001

Sub:- Release of financial dues and pension - A representation of Smt. Lily Sujata Baa (W/o Late Januarius Baa, Ex- Sub Inspector of Police, Special Branch) At & PO- Kutra, District- Sundargarh, Odisha.

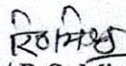
Sir,

I am directed to enclose herewith a copy of the minutes of Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST on 30.05.2023 at 12:30 PM in the State Guest House, Bhubneswar on the above mentioned subject.

It is requested that the action taken/ to be taken in the matter may be intimated to NCST within stipulated time from receipt of the letter for placing it before the Hon'ble Member.

Encl:- as above

Yours faithfully,


(आर.एस.मिश्र / R.S. Misra)
अनुसंधान अधिकारी / Research Officer
Tel:-24641640

Copy to :-

1. The Collector & District Magistrate
District- Sundargarh -770001 (Odisha)
Email:- dm-sundargarh@nic.in
Phone:- 06622-272265
2. The Superintendent of Police
District- Sudargarh-770001 (Odisha)
Email:- spsng.orpl@nic.in
Phone :- 06622-273324
3. Smt. Lily Sujata Baa
At -Kusumtoli, PO- Kutra
District- Sundargarh- 770018 (Odisha)
Mob:- 7750891104

Copy for information

1. PS to Hon'ble Member, NCST.
- ✓ NIC, NCST for uploading on the website of the Commission.

National Commission for Scheduled Tribes

No. NCST/SER-487/OR/10/2022-SSW

Minutes of the Sitting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes in the case of Smt. Lily Sujata Baa (W/o Late Januarius Baa, Ex- SubInspector of Police, Special Branch) regarding release of financial dues, service benefits and pension after the death of petitioner's Husband.

Date of the Sitting: 30/05/2023, 12:30 PM at *Bhubaneswar (Odisha)*

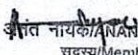
Participants in the Sitting - As per Annexure

Smt. Lily Sujata Baa (W/o Late Januarius Baa, Ex- Sub Inspector of Police, Special Branch) At PO- Kutra, District- Sundargarh, Odisha vide representation dated 10.05.2022 has complained about non releasing of financial dues and pension by the police department of Odisha. Her husband went missing on 28/11/2007 when he was working as Sub-Inspector in Special Branch Police, Bhubaneswar. The police neither searched for him and rather stopped all service benefits. He is still missing and was declared dead in 2021 by Civil Court, Rourkela (Presumption of death of person missing for more than 7 years).

In the earlier Sitting held on 12/12/2018, the NCST had recommended that all terminal benefits along with arrears should be given and job on compassionate ground may be given. But nothing has been done so far. The authorities have asked for different documents each time but despite submitting documents multiple times, no action has been taken.

The NCST vide Notice dated 27.06.2022, referred the matter to Shri Sunil Kumar Bansal, DGP, Govt. of Odisha, Cuttack (Odisha) for furnishing the facts and comments/information within 15 days from receipt of the notice.

There was no response from the concerned authority. The SP, Sundargarh District vide Email dated 29.07.2022 has forwarded the copy of correspondence


सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
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नई दिल्ली/New Delhi

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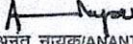
with the SP, Special Branch, Odisha along with the report of the Special Branch. In the letter it has been mentioned that the further correspondence in this regard may please be made with the SP, Special Branch, Odisha (Bhubaneswar) and requested for exemption from personal appearance on the Sitting scheduled for 04.08.2022.

The SP, Sundargarh replied vide letter dated 29-07-2022. He states that he sought the report from SP, Special Branch, Bhubaneshwar and has attached the report. The report states –

- SI Januarius Baa had joined special branch for only 5 days on transfer from GRP Rourkela when he "absconded" without any information.
- Departmental proceedings were initiated against him but could not be conducted due to his absence.
- He was convicted by civil court in Trial 05/2006 and thus he was dismissed from service as per rules on 29/12/2007.
- Due to dismissal his past service and pension is forfeited. But GPF and GIS are payable which shall be paid when the petitioner submits relevant documents.

The same inquiry report was also forwarded by Collector, Sundargarh on 1.08.2022. The Commission decided to discuss the issue with the DGP, Odisha and petitioner on the Sitting held on 3 0.05.2023. The Summon was issued on 22.05.2023.

The petitioner produced certain documents regarding the acquittal of her husband. Therefore, the Commission observes that she is eligible for all the service benefits. The petitioner also stated that she had approached the Hon'ble High Court of Odisha and direction has been passed by Hon'ble Court to consider the grievance petition of the petitioner by the department. During the course of the hearing, the DGP stated that he is unaware of the High Court order. He requested for the copy of the order along with grievance petition for further consideration. The petitioner handed over the copy of the High Court

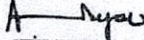

अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
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order along with the grievance petition to the DGP. The DGP also expressed his sympathy and compassion, stating that this is the first case of civil death in his entire career. He assured the Commission that he will take all possible steps to give justice to the petitioner.

The Commission recommends the DGP to consider the case of Lily Sujata Baa within a period one month and do the needful.

The Action Taken Report(ATR) to be sent to the Commission within 30 days.


अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
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NOTE SHEET

NATIONAL COMMISSION FOR SCHEDULED TRIBES

F. No. NCST/SER-487/OR/10/2022-ESDW

Dated: 30.05.2023

Sub: *In the case of Smt Lily Sujata Baa*

S. No.	Name	Designation	Mob. No. & Office No.	Signature
1.	Shri Ananta Nayak	Hon'ble Member		In Chair
2.	<i>Shri Jayant K. Sanode</i>	<i>Director, NCST</i>		
3.	<i>Shri Radhakanta Tripathy</i>	<i>Special Representative</i>		
4.	<i>P. K. Panida</i>	<i>PS to Member</i>		
5.	<i>Shri Avinash Maitten</i>	<i>Consultant</i>		
6.	<i>Shri D. K. Palai</i>	<i>NCST, PO, BBSR</i>		
7.				
DGP Odisha				
1.	<i>Shri S. K. Banskid</i>	<i>DG ATGP Odisha</i>	<i>70007 24054</i>	<i>[Signature]</i>
2.	<i>Shri A. M. Prasad</i>	<i>Sp. DG NRPC, Cuttack Odisha</i>	<i>8424026133</i>	<i>[Signature]</i>
3.				
4.				
Petitioner				
1.	<i>Lily Sujata Baa</i>		<i>91781173090</i>	
2.	<i>Sohit Baa</i>		<i>7750891104</i>	
3.	<i>Lakshu Orao</i>		<i>9939278921</i>	