

Delhi

BRIEF

A Statement indicating position in respect of the atrocities cases reported to the Commission in the year 06-07, 07-08 and 08-09 is enclosed.

The analysis of the cases has revealed that in almost all cases, the comments of the police authorities as well as from the Distt. level officers and the State Govts. have not been received within the time-frame of 30 days, stipulated by the Commission. In many cases, replies have been received after vigorous follow up. The Commission has also observed that:

- (i) In some cases, the reports have not been found to be comprehensive with specific comments on the issues raised in the representation. This has resulted in non-availability of requisite input to the Commission to analyze the case with reference to the requirement of PoA Act at different stages and also in avoidable delay in examination of the cases by the Commission.
- (ii) Where the complaints have been made against the police personnel, it is necessary that such reports should pass through internal verification mechanism in the police deptt. However, in almost all cases, such verification are missing.
- (iii) There is abnormal delay in spot investigation, prosecution after FIR, issue of chargesheet and payment of compensation as evident in many cases.
- (iv) The complainants should be given adequate and fair opportunity to present their case. In some cases, the ST complainants have not been heard during the process of investigation

3. The Commission therefore, desires to assess measures taken/proposed to be taken by the State govt. for :

(i)	Timely action on the grievances, referred by the Commission.
(ii)	Reduction in time involved in various stages viz. producing challan in the court, grant of financial relief to the victims till the conviction.
(iii)	Addressing deficiencies mentioned in paragraph 2 (i) to (iv) above
(iv)	Identification of the root cause of the cases pertaining to business and property disputes appeared to have been camouflaged as atrocities by the complainants and formulation of a mechanism to investigate such cases in accordance with Section 3 of the PoA Rules.
(v)	Safety and security of the tribal persons, especially women, coming to Delhi in search of their livelihood. (Women from tribal dominated State like Jharkhand are mostly employed as maid and are subjected to economic and sexual abuse).

4. The Commission will also like to be apprised of the working of the monitoring mechanisms in the State in accordance with the PoA Act and its effectiveness.