

752/B Atrocity  
20/7/2006

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POLICE DEPARTMENT

From:  
Sri B. Srinivasulu, IPS,  
Superintendent of Police,  
East Godavari District,  
Kakinada.

To  
The Assistant Director,  
National Commission for  
Scheduled Tribes,  
New Delhi.

C.No. 5134/C3/2006, dated: -07-2006

Sir,

Sub: EAST GODAVARI DISTRICT - Representation  
of Sri Midiam Babu Rao, M.P., Bhadrachalam  
Constituency on the allegations against the  
S.I. of Police, Gangavaram P.S. - Submission  
of Detailed Report - Regarding

- Ref: 1. AP/ST-5/2006, dated: 11-05-2006 of the  
of the Assistant Director, Commission  
for Scheduled Tribe, New Delhi.
2. Cr.No. 13/2006 u/s IPC & Sec. 3(1)(x) of  
SC & ST (Prevention of Atrocities) Act,  
1989 Gangavaram P.S.

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I am to state that the Assistant Director, National  
Commission for Scheduled Tribe, New Delhi forwarded the  
representation of Sri Midiam Babu Rao, M.P., Bhadrachalam  
Constituency endorsed by the National Human Rights Commis-  
sion, New Delhi vide the reference 2nd cited through the  
reference first cited for enquiry, necessary action and to  
submit a detailed report.

With reference to the above, I am to state that on  
receipt of a Complaint from the Petitioner Yatla Chitti Babu  
Reddi s/o Kommi Reddi, 25 years, Konda Reddi, Pindikonda  
Veedhi h/o Lakkonda Village, Gangavaram Mandal stating that  
on 29-01-2006 at about 1830 hours, Sri V. Pulla Rao, formerly  
S.I., Gangavaram P.S. called him to the Police Station for  
enquiry on a Petition given by Reddi Appa Rao Reddi, abused

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him as KONDA NAA KODAKA beat him with a stick and slapped on his cheek, the Case vide the reference third cited was registered on 13-04-2006 at 1830 hours and the Additional Superintendent of Police (Operations), East Godavari District, Kakinada conducted the investigation into the above case.

The investigation done in the above Case disclosed that the petitioner is a resident of Pindikonda Veedhi h/o Lakkonda Village in Gangavaram Mandal and he belongs to Konda Reddi Caste under Scheduled Tribe. The alleged accused is the Sub-Inspector of Police of Eluru Range and he belongs to Scheduled Caste (Madiga).

One Reddi Appa Rao Reddi of Pindikonda Veedhi h/o Lakkonda Village is in possession and enjoyment of a land to an extent of Ac. 5-00 Cents located in Pindikonda h/o Lakkonda Village and he says that the M.R.O., Gangavaram Mandal has also issued Patta to that land in his favour in the year 1987. Reddi Appa Rao Reddi also constructed a thatched house in the land in S.No. 23/01 to an extent of Ac. 1-00 Cents and residing in the house along with his wife and four children.

Whileso, the Petitioner, Yarla Sankuru Reddi and others of Pindikonda Veedhi h/o Lakkonda Village started allegations that the land to an extent of Ac. 4-00 Cents which is in the possession and enjoyment of Reddi Appa Rao Reddi is Grama Kantham, they also approached Project Officer, ITDA, Rampachodavaram and other Revenue Officials to allot the disputed

land for them to construct their houses. The Petitioner and others also started propagating that the Revenue Officials allotted the land to 31 people of their Village to construct houses for them and during the month of December, 2005 when they went into the above disputed land and deviding the disputed land into house sites, Reddi Appa Rao Reddi raised objections. Later, Reddi Appa Rao Reddi approached the RDO, Rampachodavaram and the Mandal Revenue Officer, Gangavaram with a representation to prevent the entry of the Complainant and others in to his land, the RDO and MRO endorsed his representation to the S.I. of Police, Gangavaram P.S.

Accordingly, Reddi Appa Rao Reddi handed over the endorsed representation to Sri V. Pulla Rao, Sub-Inspector of Police, formerly Gangavaram P.S. and he directed the said Reddi Appa Rao to attend the Police Station on 29-01-2006 and summoned the Complainant to attend the Police Station on 29-01-2006 for enquiry. On 29-01-2006 at about 1830 hours, the Petitioner along with Yatla Sankuru Reddi and Reddi Appa Rao Reddi went to Gangavaram Police Station. By that time, Chakali China Swamy, Sarpanch of Nellipudi Village, Shaik Yakub Bhasha, Reporter of Vartha Daily News Paper, Bommidi Venkata Durga Prasad, a tailor. Sentry PC 2356 and waiting PC 1034 were present in the Police Station.

On arrival of the Petitioner along with his Villagers Yatla Sankuru Reddi and Reddi Appa Rao Reddi, the S.I. of Police put the Petitioner and Reddi Appa Rao Reddi together,

enquired into the disputed land, Reddi Appa Rao Reddi expressed that the M.R.O., Gangavaram Mandal allotted the land to him in the year, 1987 and also issued Patta to him, the Petitioner claimed that the land occupied by Reddi Appa Rao Reddi is Grama Kantham and the Project Officer, ITDA, Rampachodavaram allotted the land for the construction of houses for him and his Villagers. On that the S.I. of Police directed both the parties to approach the M.R.O., get the dispute settled by the M.R.O. and also directed the Petitioner not to enter into the disputed land till the dispute is settled by the MRO.

Since the S.I. of Police directed the Petitioner not to enter into the disputed land in a good faith to avert law and order problems, the Petitioner bore grudge against him and being advised by his people or by some Advocate, the Petitioner went to Community Health Centre, Rampachodavaram with three scars on his left thigh on 30-01-2006 at 1450 hours and admitted himself for treatment.

On receipt of MLC Intimation in respect of the above Petitioner, SHO of Rampachodavaram P.S. recorded the statement of the Petitioner and sent the MLC Intimation and the statement of the Petitioner to the Inspector of Police, Addateegala for taking necessary action on the point of jurisdiction, the Inspector of Police, Addateegala sent the same to the SHO, Gangavaram P.S. and the SHO, Gangavaram P.S. entered the same in the Station General Diary, dated: 30-01-2006 at 1000 hours.

Subsequently, the above Complainant gave a statement to the Press that the alleged accused beat him and caused injuries and the same was published in the local News Papers PRAJA SAKTHI on 05-02-2006.

On seeing the News Item, Sub-Divisional Police Officer, Rampachodavaram took departmental action against the S.I. of Police Sri V. Pulla Rao and issued a Punishment Roll on 05-02-2006 and he has been transferred out from Gangavaram P.S. to Sakhinetipalli P.S.

Subsequently, the above Complainant sent Petitions to the Superintendent of Police, Collector, East Godavari District, Kakinada and the National Human Rights Commission, New Delhi and also gave a Written Complaint on 13-04-2006, alleging that Sri V. Pulla Rao, S.I. of Police, formerly Gangavaram P.S. abused him as KONDA NAKODAKA, slapped on his cheek and threatened him.

In the statement of the above Complainant recorded on 30-01-2006 by the SHO of Rampachodavaram P.S., the above Petitioner stated that the S.I. of Police beat on his left thigh with a stick on 29-01-2006 at about 1830 hours and caused injuries whereas in the Petitions sent to the Senior Officers and NHRC, New Delhi and in his Written Complaint given in Gangavaram P.S. on 13-04-2006, he mentioned that the S.I. of Police slapped on his cheek with his hand only.

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On perusal of the Wond Certificate in respect of the above Petitioner issued by Dr. M. Srinivasa Rao, Casualty Medical Officer, Community Health Centre, Rampachodavaram, the Medical Officer noted down three linear scars on the left thigh of the Complainant with Swelling and tenderness. If the S.I. of Police wanted to assault the Complainant, he could have beat above or outer side of the thighs or below the thighs with a stick, but beating on the inner side of left thigh of an individual with a stick and causing scars on the inner side of the left thigh with out touching the right thigh or the private parts of the individual is highly impossible. Had the S.I. of Police really beat on the left thigh of the Complainant with a stick on 29-01-2006 at 1830 hours, the Medical Officer could have found only the three linear scars on the left leg of the Petitioner with out any swelling or tenderness as the Medical Officer examined the Petitioner at 1450 hours on 30-01-2006 i.e. after a lapse of about 2000 hours of the alleged time of occurrence. Even the Medical Officer did not opine that the three linear scars are not caused by blunt object.

Had the S.I. of Police really beat the Petitioner on 29-01-2006 at 1830 hours, nothing prevented him to go to the Community Health Centre, Rampachodavaram directly Gangavaram Police Station immediately after the alleged occurrence and to approach the Sub-Divisional Police Officer, Rampachodavaram to represent his grievances against the S.I. of Police, Gangavaram P.S., but so was not done by the Complainant.

The Petitioner in his statements admitted that the Reporter of Vartha Daily News Paper and the Sarpanch of Nellipudi Village who are reputed persons were present in the Police Station at the time of the alleged occurrence. Similarly, the Tailor Bonnidi Venkata Durga Prasad was also present at the Police Station and PCs 2356 and 1034 were discharging their duties as Station Watch and Waiting PC at the time of the alleged occurrence. But, neither the Reporter of Vartha News Paper who is a Muslim nor the Sarpanch of Nellipudi Village who is a member of Scheduled Tribe nor the Tailor who belongs to Kapu Caste nor the Station Watch PC 2356 who is a member of Scheduled Tribe nor the Waiting PC 1034 who is a member of Backward Classes came in support of the version of the Petitioner and they stated that the S.I. of Police enquired into the disputed land and directed the Petitioner not enter into the land till the dispute is settled by the Revenue Officials and sent him away from the Police Station.

Further, Sri V. Pulla Rao, S.I. of Police himself is a member of Scheduled Caste (Madiga) and thereby his abusing the Petitioner as KONDA NAKODAKA is quite unbelievable and the provisions of SC & ST (Prevention of Atrocities) Act, 1989 are not applicable against the S.I. of Police.

As seen from the above facts, it appears that the Petitioner went away to his house along with his Villager Yatla Sankuru Reddi from Gangavaram Police Station on the

night of 29-01-2006 itself, consulted his caste people and some Advocate or civil litigants, got the three linear scars made on his left thigh with some kind of fluids of forest trees and raised allegations against the S.I. of Police as if he beat the Petitioner with a stick and caused the injuries as the S.I. of Police directed the Petitioner not to enter into the disputed land until the dispute is settled by the MRO, Gangavaram and for his motivated purpose of grabbing the land of Reddi Appa Rao Reddi by preventing the interference of Police and Revenue Officials.

During the course of investigation in the above case, the above Petitioner also stated that he is satisfied with the departmental action taken against the S.I. of Police.

As per the evidence of the witnesses examined, it is established that the allegations raised by the Petitioner are false and fabricated and as Departmental Action was already initiated against the S.I. of Police, the reference may please be lodged.

Yours faithfully,

*21/05/06*  
for Superintendent of Police,  
East Godavari, Kakinada.