



सत्यमेव जयते

भारत सरकार  
Government of India  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
(A Constitutional Body under Article 338A of the Constitution of India)

Case No. AA/1/2017/STGDD/ATOTH/RU-I

Dated: 22/08/2019

To,

The Secretary,  
Ministry of Home Affairs,  
North Block,  
New Delhi – 110001

**Sub:** Representation dated 19/07/2017 received from Shri Ashish Anan, Dy. SP(u/s), UT of Daman & Diu, R/o E-Type Quarter, Near Collectorate, Dholar, Moti Daman - 396220 regarding complaint against Mrs. Meghna Yadav, IPS, SP/Daman and other Police Officials of DD&DNH Police under the PoA Act, 1989.

Sir,

I am directed to forward herewith copy of the minutes of Sitting held in the Headquarters of National Commission for Scheduled Tribes on 08/08/2019 at 02:00 P.M. under the Chairmanship of Shri H.K. Damor, Hon'ble Member, National Commission for Scheduled Tribes in the matter.

It is, requested that action taken on the suggestions / recommendations of the Commission may please be sent to the Commission within 15 days.

Encl: As above.

Yours faithfully,

(Rajeshwar Kumar/ राजेश्वर कुमार)

Assistant Director

Ph: 24641640

Copy to:

Shri Ashish Anan,  
C-9 / 623, Chitrakoot Scheme,  
Vaishali Nagar,  
Jaipur – 302024 (Rajasthan)

Copy for information to:

1. PS to Hon'ble Chairperson, NCST
2. PS to Hon'ble Member (HKD), NCST
- ✓ 3. NIC (please upload on the Commission's website)


Government of India  
National Commission for Scheduled Tribes

Case.No.-AA/1/2017/STGDD/ATOTH/RU-I

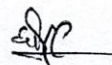
Minutes of the sitting held on 08-08-2019 at 1400 hrs under the chairmanship of Shri H.K. Damor, hon'ble member of NCST in the case of Shri Ashish Anan DANIPS (u/s), regarding Representation dated 10/06/19 in connection with the Vigilance Enquiry conducted by Jt. / CP, HQ, Delhi Police ordered against Smt. Meghna Yadav IPS, on the Direction of the Commission on his complaint dt. 04/11/2016 and subsequent representation dated 19/07/2017 to the NCST.

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- List of officers in the sitting is at **Annexure-I**.
- In the sitting, Mr. Ashish Anan stated that he filed a complaint to SHO/Nani Daman date 04/11/2016 against Smt. Meghna Yadav, IPS and PC Prganesh Patel regarding Atrocity and harassment under the provisions of 'SC/ST (PoA) Act, 1989' but police did not register any FIR till date. He filed a detailed representation dated 19/07/2017 and requested to the Hon'ble Chairperson of NCST to intervene in the matter in the interest of justice and Commission requested vide its letter No. AA/1/2017/STGDD/ATOTH/RU-I dt. 21-02-2018 to MHA to conduct an independent enquiry in connection with his representation and submit report to The Commission along with considered view of the MHA within a period of 3 months in this regard.
- He further stated that, he was called to join the Enquiry (in respect of compliance of the Commission's order) by Sh. David Lalrinsanga, Jt.CP/Vigilance Delhi Police. As required He submitted his statement in writing along with relevant documentary evidences dated 02/08/2018 to Enquiry Officer. Further He also requested in writing to call his two witnesses and allow himself to appear in person for oral submissions before completion of this enquiry. But surprisingly Enquiry officer did not consider his any request and concluded the enquiry, which was not only incomplete and one sided but it also contains some remarks/observations which are directly contrary to the established and admitted facts. In sitting, Sh. Ashish Anan raised following points:-
  1. Enquiry officer did not call his important witnesses-Miss Kirti Sharma and Sh.Mahipal Singh Rawat.
  2. He further stated that the Enquiry officer mentioned in para-18 of the Report, that the contention of Ct.Pagnesh Ishwar Patel has been dismissed by the High Court, which is completely wrong fact. In Cr.Writ Petition No.4220/16, filed by Ms.Kirti Sharma in Mumbai High Court, the Hon'ble High Court has not dismissed the contention of Ct.Pagnesh Ishwar Patel but mentioned the version of Ct.Pagnesh Ishwar Patel that he didn't support the prosecution case and dismissed the case on other grounds.

  
हरि कृष्ण डामोर / Hari Krishna Damor  
सदस्य / Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार / Govt. of India  
नई दिल्ली / New Delhi

3. He further stated he was formally arrested on 19<sup>th</sup> Oct 2016 at about 5.00 PM after around 15 hrs illegal custody. He got the details from Thane (Maharashtra) Police vide RTI and it proves that he was detained from Mumbai at 2.30 AM morning on 19<sup>th</sup> Oct 2016. He said that MHA sought clarifications on his arrest in this case but Smt. Meghna Yadav IPS submitted wrong facts in her reply to MHA (**clarification on the points raised by MHA on the arrest of Ashish Anan, DANIPS**) vide letter no. SP/DMN/FIR-169/Ashish Anan/2016/1826, dated 31/10/2016. She also submitted a wrong certificate with her report just to justify her illegal act and to get his suspension order. She submitted a certificate stating that- "*Shri Ashish Anan was in police custody at Nani Daman Police Station from 1700 hours of 19/10/16 to 1445 of 24/10/16.*" Ashish Anan requested in writing to JT/CP, to examine this report in the interest of justice but He did not consider his request.
- Sh Ravinder Sharma DySP and Ct Pragnesh Patel from Daman Police did not attend the sitting. Ms Kirti Sharma and Sh Mahipal Singh Rawat attended hearing and submitted their reply on Oath along with a detailed representation which was duly attested by notary officer. They requested to consider their represented dated 11/03/2019 as written statement.
- In the sitting, Ms Kirti Sharma stated that gist of Ashish Anan's complaint is true and she was eye witness of his humiliation and harassment. She was present in the same govt police vehicle with Ashish Anan and other Daman police staff. They misbehaved and abused him during entire journey. During 15 hrs illegal custody, SP madam also used very abusive and derogatory words i.e. **Chor, Bheel, etc.** for his caste and personal life in front of all police staff. She further stated that surprisingly SP Madam also forced her to give false statement against him. She also said that recently Ct Pragnesh Patel has also filed a complaint dated 16/11/19 along with a recorded conversation against DySP Ravindra Sharma, which reveals that the I.O. was threatening him with dismissal from service and being arrayed as an accused in the present case if he does not support the prosecution story.
- In the sitting, Sh Mahipal Singh Rawat stated that Daman police registered a false FIR No 169/16 and they made both of them scapegoat just to settle their internal departmental disputes. Although he was portrayed as victim in this concocted FIR but he was always treated like an Accused. Daman police continuously threatened him and his staff in the name of purported investigation. He said that on 18/10/2016, SP/Daman sent several SMS to him on his mobile phone and tried to influence him by creating fear in his mind regarding sabotaging his reputation. She also used very abusive words for Sh Ashish Anan i.e. **Bastard, Swine, Dangerous etc.** He has the said messages readily available with him in the same phone. Last year Sh Ravinder Sharma came to Indore and thoroughly interrogated him and he was again forced to support the false FIR story by the I.O. but he denied, and surprisingly I.O. refused to record his any kind of written statement in front of him.

  
हरि कृष्ण डामोर / Hari Krishna Damor  
सदस्य / Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
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- On the behalf of MHA, Mr Rakesh Kumar Singh, Under Secretary (UTS.I) attended the sitting. He said that as per commission's instruction independent enquiry was conducted by IGP rank police officer of Delhi Police, and report was forwarded by competent authority to NCST accordingly. If petitioner is not satisfy with the enquiry than his present representation regarding this enquiry report may be again sent to the ministry for further necessary action accordingly.
- Sh H. K. Damor, Hon'ble member of NCST heard all the parties and discussed the issue in detail. He observed that matter is very sensitive and important. He said that another hearing will be held under the Chairmanship of Hon'ble Chairperson and he himself will be present in that sitting. He assured Ms Kirti Sharma and Mr Mahipal Singh Rawat that their statements have been palced on record. He assured the petitioner that Jt/CP,Delhi Police (Enquiry officer), DySP Ravinder Sharma and Ct. Pragnesh Patel will also be called in the next sitting. For detailed investigation In this matter, MHA is requested to provide a copy of the report sent by Mrs Meghna Yadav IPS to MHA (clarification on the points raised by MHA on the arrest of Ashish Anan, DANIPS) vide letter no. SP/DMN/FIR-169/Ashish Anan/2016/1826, dated 31/10/2016 within 15 days to the NCST.

  
हरि कृष्ण डामोर / Hari Krishna Damor  
सदस्य / Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार / Govt. of India  
नई दिल्ली / New Delhi

**Annexure-I**

Government of India  
National Commission for Scheduled Tribes

**Case.No. - AA/1/2017/STGDD/ATOTH/RU-I**

**Date :- 08/08/2019, At 1400 Hrs**

On the representation dated 10/06/19 filed by Sh Ashish Anan, Hon'ble Chairperson called a hearing under his chairmanship on 08/08/2019. One senior officer, not the below rank of Joint Secretary was called from MHA, Mr Ravinder Sharma and Ct Pragnesh Patel were called from Daman Police, Ms Kirti Sharma and Sh Mahipal Singh Rawat were called as a witness vide Commissions's sitting notice dated 26/07/19. Hon'ble Chairperson could not chair the hearing Due to some official reasons, so the sitting was held under the chairmanship of Shri H.K Damor, hon'ble member of NCST.

**List of participants**

- I. National Commission for Scheduled Tribes :-
  1. Sh H. K. Damor, Hon'ble Member, NCST
  2. Sh Rajeshwar Kumar, Asst. Director, NCST
  3. Sh. R S Mishra, Senior Investigator, NCST
  
- II. Ministry of Home Affairs (Govt of India) :-
  1. Sh. Rakesh KUMAR Singh, Under Secretary, (UTS.I) MHA
  
- III. Petitioner :-
  1. Sh Ashish Anan, DANIPS (u/s)
  
- IV. Independent Witnesses :-
  1. Ms Kirti Sharma, r/o Abu Road, Rajasthan
  2. Sh Mahipal Singh Rawat, r/o Indore, MP