



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)

File No. HCD/2/2019/STGDH/SEHMRT/RU-I

Dated: 17/10/2019

To,

The Commissioner of Police,
Delhi Police Hqrs,
I.P. Estate,
ITO, New Delhi- 110002

Sub: Harassment on caste basis by the SHO, Police Station- Palam on him- a representation from Shri Dinesh, Head Constable No. 896/SW, Police Station- Palam.

Sir,

I am directed to refer to the subject cited above and to enclose a copy of the minutes of Sitting held in the Headquarters of National Commission for Scheduled Tribes on 26/09/2019 at 12:30 P.M. under the Chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairperson, 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 at the earliest.

Encl: As above.

Yours faithfully,

(Rajeshwar Kumar/ राजेश्वर कुमार)

Assistant Director/ सहायक निदेशक

Ph: 24641640

Copy to:

Shri Dinesh Chand Meena,
R/o RZ H-820 Gali No. 15,
Raj Nagar II 3rd Floor,
Palam, New Delhi
(Mob: 8209559410)

Copy for information to:

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

Government of India
National Commission for Scheduled Tribes

(HCD/2/2019/STGDH/SEHRMT/RU-I)

Minutes of sitting held in the NCST's Headquarters on 26/09/2019 at 12:30 P.M under the Chairmanship of Hon'ble Chairperson, NCST in the case of Shri Dinesh, Head Constable No. 896/SW, Police Station- Palam regarding harassment on him by SHO, Palam.


List of participants is annexed.

Shri Dinesh Chand, Head Constable, Police Station- Palam vide his representation had stated that the SHO, Palam harassing him on the caste basis due to that he mentally disturbed. The NCST referred the matter to Commissioner of Police, Delhi for furnishing facts and comments vide letter dated 11.04.2019 followed by reminders dated 29.04.2019 and 24.05.2019. Additional Deputy Commissioner of Police, South-West District, New Delhi vide letter No. 5100.HAC/VI/SWD dated 11.07.2019 had furnished the facts and comments and stated that allegations levelled by the petitioner could not be substantiated.

The Hon'ble Chairperson decided to discuss the matter with the Commissioner of Police and the petitioner to resolve the issue on 21.08.2019. Accordingly, the sitting notice was issued on 25.07.2019. However, the sitting was postponed. The sitting re-fixed for 26.09.2019 at 12.30 PM and notice was issued on 18.09.2019. The Commissioner of Police, Delhi vide letter No. 2429/P. Sec. CP/Delhi dated 25.09.2019 had deputed Deputy Commissioner of Police, South West District, who well conversant with the facts to attend the sitting on 26.09.2019.

Additional Deputy Commissioner of Police, South West District, New Delhi vide letter No. 6999/HAC-VI/SWD dated 18.09.2019 had furnished the facts and stated that the petitioner has been transferred and posted to PS- Kishangarh vide Order No. 3065-95/SIP(D-II)/SWD dated 19.06.2019.

In the sitting dated 26.09.2019, Hon'ble Chairperson asked the petitioner to explain his grievance and problems. The petitioner informed that the SHO, Palam (Shri Surender Kumar) harassed him on the caste basis due to that he mentally disturbed and requested for justice. The Hon'ble Chairperson asked the DCP, South West District to explain the action taken by their



श्री. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Department to readdress the grievance of petitioner. DCP, SWD reiterated the facts and comments furnished by the Additional Commissioner of Police, South West District vide aforementioned letter dated 18.09.2019. In addition to that it was informed that a Public Grievance Cell set up under the supervision of ACP of the District has also conducted the inquiry. No allegations were found against SHO, Palam.

Commission observed that inquiry conducted by the Department appears to be not correct, as the SHO, Palam (Shri Surender Kumar) was posted in the Station. Since, the SHO is the head of the Station, no one dare to level the allegations against him. The physical status of the petitioner was appearing to be mentally disturbed. The SHO, Palam (Shri Surender Kumar) required to be transferred, but the Police Department transferred the petitioner.

After detailed discussions with the DCP, South West District, Delhi and the petitioner, the Hon'ble Chairperson recommends that following points may be considered by the Delhi Police and submit the action taken report within a month to the Commission.

1. A fresh inquiry be set up by the Department to re-investigate the entire issue. The SHO, Palam (Shri Surender Kumar) be posted in other Station for fair inquiry and justice.
2. Officers/ Officials working in the Police Station (s) should be sensitized in respect of ST employees by the District Chief Police Officer.


16.10.2019

डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
सचिव/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Government of India
National Commission for Scheduled Tribes

(F. No. HCD/2/2019/STGDH/SEHRMT/RU-I)

List of participants of the sitting held on 26/09/2019 at 12:30 PM under the Chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairperson, NCST in the case of Shri Dinesh, Head Constable, No. 896/SW, PS- Palam Village, New Delhi regarding harassment in caste basis.

I **National Commission for Scheduled Tribes**

1. Dr. Nand Kumar Sai, In Chair
 Hon'ble Chairperson
2. Shri H.K. Damor,
 Hon'ble Member
3. Smt M.C. Ivnate,
 Hon'ble Member
4. Shri A.K. Singh,
 Secretary
5. Shri S.K. Ratho,
 Joint Secretary
6. Dr. Lalit Latta,
 Director
7. Shri Rajeshwar Kumar,
 Assistant Director
8. Shri R.S. Misra,
 Senior Investigator

II **Delhi Police**

Shri Devender Arya,
DCP, South-West District

III **Petitioner**

Shri Dinesh Chand