

AMBEDKAR CENTER FOR JUSTICE AND PEACE

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To,

Date:08/12/2014

Shri Devendra Fadnavis,

Hon Chief Minister,
Maharashtra state,
Camp-Nagpur

Sub: Immediate action to nab real killers of Buddhist Jadhav family of Javkhede- Khalsa village of Ahmednagar Distt and to initiate action as per POA Act -1989 and Home Minsitry directives to punish perpetrators and prevent atrocities on SC/ST

R/sir,

We the 300 million SC/ST community in India and world over strongly condemn the heinous and lynching and barbaric killings of three members of Mr.Sanjay Jadhav and his family belonging Buddhist community from Javkhede -Khalsa Village, Pathardi Taluka, Ahmednagar Distt in Maharashtra State on 21st Oct 2014 midnight.

2.This are the cold blooded murders by highly mentally sick perverted caste terrorist of the Javkhede -Khalsa village and it is surprising that Maharashtra police has no clue about the killers. As usual, members of the family are being harassed by the police by conducting their narco test and arresting innocent peace loving nephew Mr.Prashant Jadhav of lynched late Mr.Sanjay Jadhav.It is understood that Mr Prashant Jadhav is being tortured to obtain forced confession which SC/ST community will never accept.

3.We demand that killers of Jadhav family be nabbed by a Special Investigative Team of experienced senior police officers as local police is trying to save the real culprits and may not be able to nab them due to local political interference by vested interest.

4.It is a shame on progressive Maharashtra of Shahu Maharaj,Jyotiba Phule and Dr B R Ambedkar that Such heinous crimes are taking place and killers are roaming without the fear of law.

Earlier Sonai,Kharda ,Kawlewada,Khairlanji and several hundred incidences of lynching have taken place and little action or no action has helped caste minded terrorists to proceed to kill in cold blood one more family.Maharashtra state has one of the lowest conviction rate of about 3.50% from 2007-2013.During 2013,more than 2000 atrocity cases have been registered with the police and many thousand cases are not registered and not reported due to fear of backlash and ignorance of the law.

In order to prevent further such instances of caste atrocities, we hereby submit following recommendations to the Maharashtra Govt for implementation.

- I. Ahmednagar distt be declared atrocity prone /infected distt and all actions as per POA Act 1989and Rules-1995 be initiated.
- II. Urgent debate in Maharashtra Assembly be conducted on the entire subject of caste atrocity and urgent meeting of "State level Vigilance and Monitoring Committee" under your Chairmanship be called and all issues related to the implementation of POA Act and Rules be discussed and solution arrived at.
- III. YASHADA Training Institute DG and State Level Nodal Officer Mr. Ratnakar Gaikwad had submitted a very detailed report and recommendations to prevent atrocities after KHAIRLANJI killings of four members of Bhotmange family in Bhandara Distt.in 2006. The recommendations are very exhaustive, well-studied and practical and the same should be accepted and recommendations be implemented in a time frame. A separate MONITORING MECHANISM be set up for the implementation of the report.
- IV. More than ten thousand atrocity cases are pending in all distt. courts as per NCRB data for the last 10 yrs for which exclusive courts be setup in every distt on war footing and trial be completed within 6 months max. on the line of DELHI - Nirbhaya Case.
- V. Immediately a toll free hot line with recording facility in all the distt HQ of Maharashtra be set up to file complaints by victims ,register FIR and alert police and administration of likely atrocity incidents . Social Welfare Deptt. should monitor at district level hot line complaints and these complaints should be valid like FIR for all legal purposes.
- VI. Immediate compulsory training to all police ,admn.,law officers,public prosecutors and judiciary on PCR and POA Act and Rules.
- VII. Special SC/ST police stations and mobile police stations be setup in atrocity prone districts as has been done in Kerala and Madhya Pradesh state for registering FIR and urgent relief and support to victims of caste atrocities.
- VIII. All distt and divisional vigilance and monitoring committees be made fully active with NGO representatives.
- IX. PCR cell at distt level be manned with qualified and fully trained officer with all facilities.
- X. It should be made mandatory for Suptd.of Police and collector and DCP of the area to visit the affected village once in a week and take measures to prevent any future atrocity. Addl DGP-PCR is the most important officer to prevent atrocities as monitoring agency. Therefore only officer with passion for SC/ST welfare and determination be posted as Addl.DGP-PCR.

- XI. As per POA act, nodal officer should be full time regular officer at secretary level with passion for working for SC/ST welfare and prevention of atrocity .Present officer is a part-time officer. Therefore full time nodal officer be posted in Mantralaya with all machinery at his command. Annual Confidential Reports of SP, Collector and Divisional Commissioners be routed through state Nodal Officer for his remarks on PCR and POA front.
- XII. Atrocities are taking place where SCs/STs are in minorities. Therefore SC/ST villagers in minority in number(about 5-10% of total population) be rehabilitated in the neighborhood of distt. Places/ city areas with all facilities for education and economic progress-like jobs etc. for their dignified living and survival.
- XIII. For failure to implement POA ACT -89 and Rules -95, Collector and Supt.of Police of the district should be fully held responsible as per Supreme Court Directions(Justice Katju judgement) and Sarpanch as well as village panchayat should be held responsible in line with Khairlanji Report of Nodal Officer in 2006 of MS.
- XIV. Hon.Union Minister of Social Justice and Empowerment Mrs.Meira Kumar had Issued advisory to all Chief Ministers including Maharashtra State vide D.O.No.11013/55/2007-PCR(Desk) dated 9th aug.2007 for effective implementation of PCR and POA Act and Rules. Similarly Ministry of Home Affairs ,Govt of India issued advisory to all Chief Secretaries vide Office Memorandum no.F.No.15011/48/2009-SC/ST-W dated 01/04/2010 for measures to curb atrocities against SC/ST .It seems that no action has been taken by Maharashtra Govt.on these advisory and memorandums. Therefore responsibility be fixed for non-implementation of various advisory issued by the Govt.of India and culprit be punished in accordance with the law.
- XV. Maharashtra Govt should order all Distt.Social Welfare Officers to provide financial relief and socio Economic Rehabilitation of Victims of atrocities in time and those delaying should be punished including suspension/dismissal form service.Similarly collective fine in case of organized attacks/crimes and forfeiture of property of perpetrators be implemented as per POA Act and Rules.Stringent punishment to those who violate the law of the nation.
- XVI. Maharashtra Govt. should immediately start Human Rights Education in Schools as per 2003 Maharashtra Govt. School Education GR and Human Rights Education of all its citizens as per United Nations-India Discussion- CERD Recommendations - 1996 to eliminate high caste low caste mentality from among the people.

We therefore request your honor to kindly consider these recommendations and implement it on war footing so that 300 million SC/ST feel secure and can live the life with dignity under your Chief Minister ship in Maharashtra.

Thanking you,

Yours faithfully,

(K.W.Kamble)

National President

