

National Commission for Scheduled Castes, New Delhi  
File No.HAR-117/2018-APCR  
Minutes of Hearing dated 07.09.2018

1. During the hearing the following were present:

- (i) Shri Ramesh Kumar, HPS, DSP, HQ Palwal
- (ii) Shri Jaipal Hooda, District Welfare Officer, D.C. Office Palwal
- (iii) Shri Ashok Kumar, Petitioner

2. The petitioner stated that he was beaten and grievously injured by six people on 19.05.2018. He also showed photographs of his severe injuries to the Commission. He further added that he had named the accused who have beaten him but none of them have been arrested so far. The petitioner further stated that his statement has not yet been recorded by the police.

3. The police stated that FIR under section 323, 106, 34 of the IPC and Section 3 of the SC/ST (Prevention of Atrocities) Act is lodged in the incidence and that three people have taken anticipatory bail while the bail application of one accused has been rejected. The other two have not been found involved by the police. It is seen that the earlier DSP, Hathin, Shri Suresh Kumar, took no action to arrest the accused and gave them time to seek anticipatory bail. The IG, Rewari, is advised to take action against the earlier DSP, Hathin, Shri Suresh Kumar, and report to the Commission.

4. The injuries to the petitioner appear grievous. However, Section 326 and 307 of the IPC have not been added by the police in the case. The police need to add the same as well as they have added the appropriate section 3(2) V(a) of the SC/ST (Prevention of Atrocities) Act in the FIR.

5. SP, Palwal, is advised to take personal interest and examine the case at his own level also so that these mistakes are not repeated and correct sections added. SP, Palwal, should also ensure that the petitioner's statement is duly recorded. The accused whose bail has been rejected should be arrested and all details of the six accused should be examined thoroughly.

6. The necessary compensation due to the petitioner / victim should be paid by the DM within 10 days.

7. As there appear to be several lapses in the investigation, IG, Rewari; SP, Palwal and DM, Faridabad, are to be summoned for appearance in the next hearing.

List for hearing on 29-10-18.

  
(Prof. (Dr.) Ram Shankar Katheria)  
Chairman, NCSC