



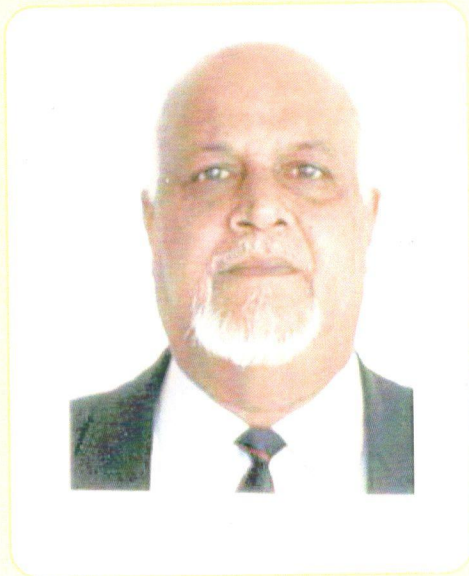
**SIKKIM STATE HUMAN RIGHTS COMMISSION
GANGTOK**

ANNUAL REPORT

**UNDER SECTION 28 (1) OF THE
PROTECTION OF HUMAN RIGHTS ACT, 1993
(CENTRAL ACT NO. 10 OF 1994)
FOR THE YEAR 2021-22
(01/04/2021 to 31/03/2022)
WEBSITE: sshrc.nic.in**



Hon'ble Mr. Justice Vijai Kumar Bist
CHAIRPERSON
SIKKIM STATE HUMAN RIGHTS COMMISSION



Shri M.G. Kiran , IAS (Retd.)
HON'BLE MEMBER, SSHRC



Shri Suraj Chettri, SSJS
SECRETARY, SSHRC



**SIKKIM STATE HUMAN RIGHTS COMMISSION
GANGTOK**

ANNUAL REPORT

**UNDER SECTION 28(1) OF THE
PROTECTION OF HUMAN RIGHTS ACT, 1993
(CENTRAL ACT NO.10 OF 1994)**

FOR THE YEAR 2021-22

I hereby authenticate the Annual Report for the year 2021-22
of Sikkim State Human Rights Commission, Gangtok.

Dated: 17.08.2022

sd/-
(Mr. Suraj Chettri) SSJS
Secretary
Sikkim State Human Rights Commission

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SIKKIM STATE HUMAN RIGHTS COMMISSION

Manan Bhawan, Development Area, Gangtok

**ANNUAL REPORT UNDER SECTION 28(1) OF THE PROTECTION OF HUMAN
RIGHTS ACT, 1993(CENTRAL ACT NO.10 OF 1994) FOR THE YEAR 2021-22.**

INTRODUCTION

This Annual report of the Sikkim State Human Rights Commission covers the period from 1st April, 2021 to 31st March, 2022. This is the 8th Annual Report of the Commission.

The annual report of the Commission, covering the period from the year 1st April, 2020 to 31st March, 2021 was submitted to the State Government by the Secretary of the Commission for placing the same before the House of State Legislature in accordance with the procedure laid down under Section 28 of The Protection of Human Rights Act, 1993, as amended by the Protection of Human Rights (Amendment) Act, 2006 vide letter No.62/SSHRC/2022 dated 23-03-2022.

The annual report of the Commission provides a description about the overall activities undertaken in this year. It took cognizance on the complaints as well as Suo-Motu cognizance in other matters about occurrences hinting towards use of excessive force by police personnel in different areas of the State, Violation of human rights etc.



SALIENT FEATURES OF THE PROTECTION OF HUMAN RIGHTS ACT, 1993

Section-12: Functions and Powers of the Commission

12. Functions of the Commission-The Commission shall perform all or any of the following functions, namely:-

- (a) inquire, suo-motu or on a petition presented to it by a victim or any person on his behalf (or on a direction of order of nay courts), into complaint of-
 - (i) violation of human rights or abetment thereof; or
 - (ii) negligence in the prevention of such violation, by a public servant;
- (b) intervene in any proceeding involving any allegation of violation of Human rights pending before a court with the approval of such court;
- (c) visit, notwithstanding anything contained in any other law for the time being in force, any jail or other institution under the control of the State Government where persons are detained or lodged for purposes of treatment, reformation or protections, for the study of the living conditions of the inmates thereof and make recommendations thereon to the Government;
- (d) review the safeguards provided by or under the Constitution or any law for the time being in force for the protection of human rights and recommend measures for their effective implementation;
- (e) review the factor, including acts of terrorism, that inhibit the enjoyment of human rights and recommend appropriate remedial measure;
- (f) study treaties and other international instruments on human rights and make recommendations for their effective implementation;
- (g) undertake and promote research in the field of Human rights.



- (h) spread Human Rights literacy among various section so f society and promote awareness of the safeguards available for the protection of these rights through publications, the media, seminars and other available means;
- (l) encourage the efforts of non-governmental organizations and institutions working in the field of human rights;
- (j) such other functions as it may consider necessary for the protection of such Human Rights.

SECTION-13 POWERS RELATING TO INQUIRIES

- (1) The Commission shall, while inquiring ir.to complaints under this Act, have all the powers of a civil courts trying a suit under the code of Civil Procedure, 1908, and in particular in respect of the following matters, namely-
 - (a) Summoning and enforcing the attendance of witnesses and examining them on oath;
 - (b) Discovery and production of any document;
 - (c) Receiving evidence on affidavits;
 - (d) Requisitioning any public record or copy thereof from any court or office;
 - (e) Issuing Commissions for examination of witnesses or documents;
 - (f) Any other matter which may be prescribed.
- (2) The Commission shall have power to require any person, subject to any privilege which may be claimed by that person under any law for the time being in force, to furnish information on such points or matters as, in the opinion of the commission, may be useful for, or relevant to, the subject matter of the inquiry and any person so required shall be deemed to be legally bound to furnish such information within the meaning of section 176 and section 177 of the Indian Penal Code.
- (3) The Commission or any other officer, not below the rank of a gazette Officer, specially authorized in this behalf by the Commission may enter any building or place where the Commission has reason to believe that any document relating to the subject matter of the inquiry may be found, any may seize any such document or take



extracts or copies there-from subject to the provisions of the section 100 of the Code of Criminal Procedure, 1973, in so far as it may be applicable.

- (4) The Commission shall be deemed to be a civil court and when any offence as is described in section 175, section 179, section 228 of the Indian Penal code is committed in the view or presence of the Commission, the Commission may, after recording the facts constituting the offence and the statement of the accused as provided for in the Code of Criminal Procedure, 1973, forward the case to a Magistrate having jurisdiction to try the same and the Magistrate to whom any such case is forwarded shall proceed to hear the complaint against the accused as if the case has been forwarded to him under section 346 of the Code of Criminal Procedure, 1973.
- (5) Every proceeding before the Commission shall be deemed to be a judicial proceeding within the meaning of section 193 and 228, and for the purpose of section 196 of the Indian Penal Code, and the Commission shall be deemed to be a civil court for all the purpose of section 195 and chapter XXVI of the Code of Criminal Procedure, 1973.
- (6) Where the Commission considers it necessary or expedient so to do, it may, by order, transfer any complaint filed or pending before it to the State Commission of the State from which the complaint arises, for disposal in accordance with the provisions of this Act.
Provided that no such complaint shall be transferred unless the same is one respecting which complaint arises, for disposal in accordance with the provisions of this Act.
- (7) Every complaint transferred under sub-section (6) shall be dealt with and disposed of by the State Commission as if it were a complaint initially filed before it.

SECTION 14-INVESTIGATION

- (1) The Commission may, for the purpose of conducting any investigation pertaining to the inquiry, utilize the service of any officer or investigation agency of the Central government or any State Government with the concurrence of the Central Government or any state Government, as the case may be.
- (2) For the purpose of investigating into any matter pertaining to the inquiry, any officer or agency whose services are utilized under sub-section (1) may, subject to the direction and control of the Commission:-



-
- (a) Summon and enforce the attendance of any person and examine him;
 - (b) Require the discovery and production of any document, and
 - (c) Requisition any public record or copy thereof from any office.
- (2) The provisions of section 15 shall apply in relation to any statement made by a person before any officer or agency whose service are utilized under sub-section (1) as they apply in relation to any statement made by a person in the course of giving evidence before the Commission.
 - (3) The officer or agency whose services are utilized under sub-section (1) shall investigate into any matter pertaining to the inquiry and submit a report thereon to the Commission within such period as may be specified by the Commission in this behalf.
 - (4) The Commission shall satisfy itself about the correctness of the facts stated and the conclusion, if any, arrived at in the report submitted to it under sub-section (4) and for this purpose the Commission may make such inquiry (including the examination of the person or persons who conducted or assisted in the investigation) as it thinks fit.



PROCEDURE

SECTION 17 INQUIRY INTO COMPLAINTS

The Commission while inquiring into the complaints of violations of human rights may-

- (i) Call for the information or report from the Central Government or any State Government or any other authority or organization subordinate thereto within such time as may be specified by it,
Provided that-
 - (a) If the information or report is not received within the time stipulated by the Commission, it may proceed to inquire into the complaint on its own,
 - (b) If, on receipt of information or report, the Commission is satisfied either that no further inquiry is required or that the required action has been initiated or taken by the concerned Government or authority, it may not proceed with the complaint and inform the complainant accordingly,
 - (i) Without prejudice to anything contained in clause
 - (ii) If it considers necessary, having regard to the nature of the complaint, initiate an inquiry.



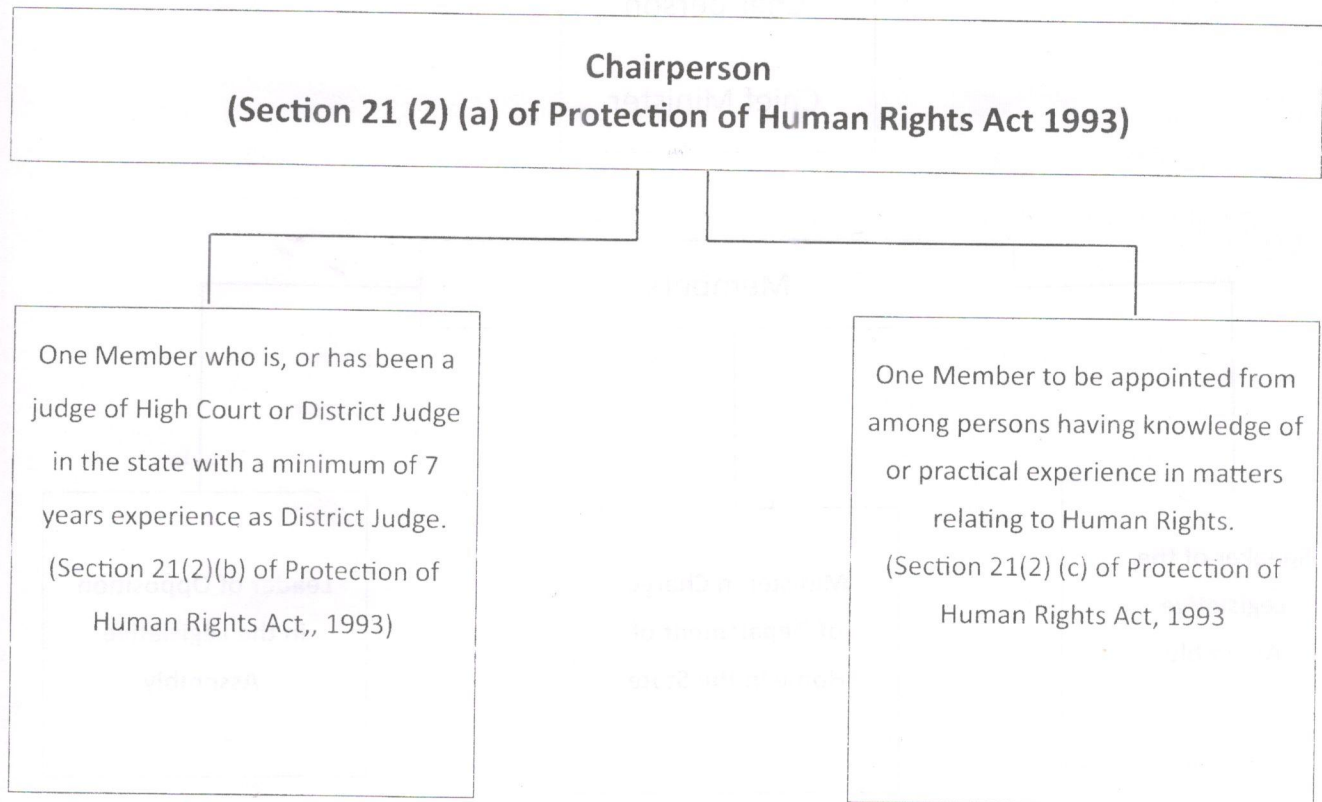
COMPOSITION AND FUNCTIONS

Chapter V of the Protection of Human Rights Act, 1993 (as amended by Act No.43 of 2006) deals with constitution of States Human Rights Commission.

COMPOSITION

The Commission comprises a Chairperson, Two Members. The Protection of Human Rights Act, 1993 lays down qualifications for appointment of the Chairperson and Members of the Commission.

COMPOSITION OF SIKKIM STATE HUMAN RIGHTS COMMISSION

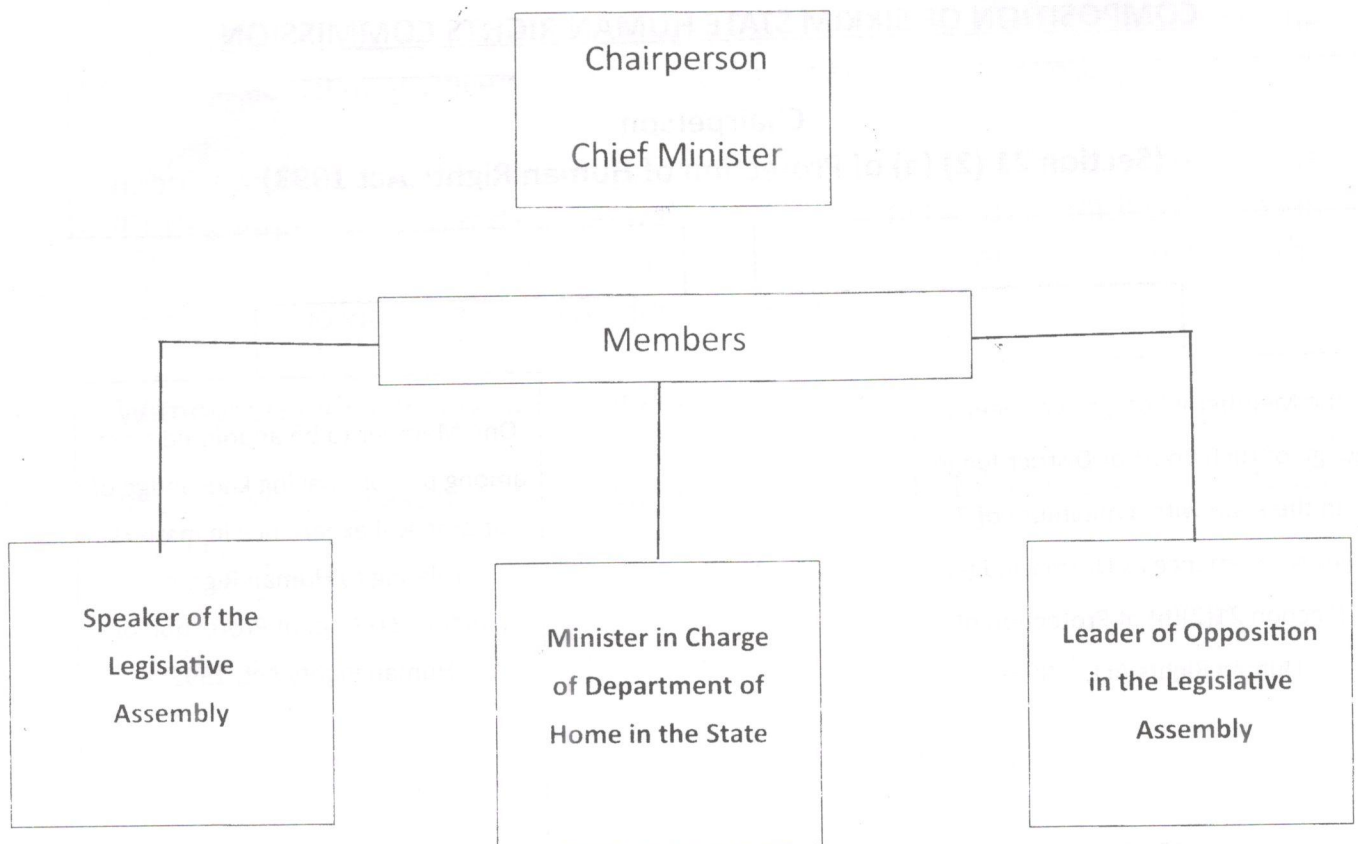




APPOINTMENT

The Parliament in its wisdom looking into the sensitivity and piousness of human rights was conscious to lay down strict norms for the appointment of Chairperson and the Members of the Commission. The statutory requirements relating to the qualifications of the Chairperson and Members of the Commission, as well as their selection by a high-level and committee ensures a high degree of independence and credibility to the functions of the State Commission.

Selection Committee for Appointment of Chairperson and Members of Sikkim State Human Rights Commission





CHAIRPERSON AND MEMBERS OF THE COMMISSION

Hon'ble Mr. Vijai Kumar Bist (Former Chief Justice, High Court of Sikkim) had been appointed as Chairperson of Sikkim State Human Rights Commission vide Home Department Notification No 87/Home/2019 who assumed the charge as Chairperson w.e.f 05-11-2019.

Shri M.G. Kiran, IAS (Retd.) had been appointed as Hon'ble Member of the Commission vide Home Department Notification No. 60/Home/2019 dated 24-07-2019 who assumed the charge as Member of the Commission w.e.f.10-06-2019.



OFFICERS AND STAFF OF THE COMMISSION

SECRETARY

Shri Suraj Chettri, Secretary, Law has been assigned additional charge of Secretary, Sikkim State Human Rights Commission w.e.f. 12-04-2021 and continuing till this annual report.

IGP/ADGP

The services of ADGP, Law & Order has been placed at the disposal of the Commission vide Notification No.05/Home/2017 dated 10-02-2017 in addition to his own duties w.e.f. 10-02-2017.

ASSISTANT DIRECTOR/DDO/COURT MASTER

Mr. Aita Raj Subba, Assistant Director (Admn.) has been transferred from HRDD, Govt. of Sikkim vide 1685/G/DOP dated 01/08/2019 is continuing till the period of this annual report.

Mr. Aita Raj Subba, Assistant Director was given an additional charge of Drawing and Disbursing Officer, Nodal Officer for prison visit and Court Master of the Commission vide office order No.138/SHRC/2019 dated 29-11-2019, No.1482/SSHRC/2019 dated 09-12-2019 and No.1964/SSSHRC/2021 dated 16-03-2021 respectively.

PSTO HON'BLE CHAIRPERSON

Ms. Sujata Sengupta Manna was posted as Private Secretary to Hon'ble Chairperson w.e.f. 01-02-2020



Stenographer/Junior Accountant

Mrs. Lalita Karkidoli Stenographer, Grade-II who is continuing since 22-07-2017 and till the period of this annual report.

Mr. Tenzing Rapden, Jr. Accountant was posted w.e.f. 21-01-2019 and who is continuing his office as such.

Ms. Hemlata Sharma has been posted in the Commission as Accounts Clerk w.e.f. 21-05-2018 and is working as such.

Other Staff (LDC/Driver/Peon/Residential Orderly)

The following employees were working on Muster Roll basis.

1. Mr. Krishna Prasad Basnet, Driver.
2. Mr. Karna Bahadur Chhetri, Driver.
3. Mr. Tek Bahadur Rai, Driver
4. Mr. Phurba Tshering Lepcha, Peon.
5. Mr. Aniket Chhetri, Safaikarmachari (Appointed on 04/10/2022)

The following employees were working on Regular Basis.

1. Ms. Ohmu Hangma Subba, LDC
2. Ms. Tika Maya Chhetri, LDC-cum-Typist.
3. Mr. Lako Tshering Lepcha, Driver.
4. Mr. Sanjay Subba, Process Server.
5. Mr. Indra Kumar Chhetri, Peon.
6. Mrs. Kabita Rai, Peon.
7. Mr. Kul Prasad Sharma, Residential Orderly (Expired).
8. Ms. Mona Gautam, Residential Orderly.

The statement showing the details of the Hon'ble Chairperson and other Officers is enclosed herewith and marked as **Annexure-I**. Another



statement showing the details of staff of the Commission is enclosed herewith and marked as **Annexure II**.

OFFICE OF THE COMMISSION

The Office of the Sikkim Human Rights Commission is situated in Manan Bhawan, Development Area, Gangtok.



BUDGET AND ACCOUNTS

The State Government had allotted the budget of Rs.2,55,00,000/- to the Commission in Demand No. 27 along with Department of Legal, Legislative & Parliamentary Affairs, Government of Sikkim for the financial year 2021-2022 in the following head:-

2070-00.001-63-44-31-Grants in Aid Rs. 2,55,00,000/-

Out of above allotted budget an amount of Rs. 54,00,000/- was demanded as surrender of fund to FRED, which has been shown in the enclosed statement.

The Commission is maintaining proper accounts and record. A monthly expenditure report is being sent by Commission regularly before 7th of each succeeding month to the State Government. A copy of Annual Statement of accounts is enclosed herewith and marked as

Annexure-III.

Quarterly reconciliation is also being made by the Commission with the office of Accountant General, Gangtok. A copy of Certificate dated 08.07.2022 issued by the Office of Sr. Deputy Accountant General (A&E) Sikkim is enclosed herewith and marked as Annexure IV.



AWARENESS PROGRAMMES/INTERNSHIP

Section 12 (h) read with Section 29 of the “Protection of Human Rights Act, 1993” provides that, “the commission has been spreading human rights literacy among various sections of society and promoting awareness of the safeguards available for the protection of these rights through publications, the media, seminars and other available means.”

Due to Covid-19 pandemic the Commission could not organized any awareness programme during the period of this Annual Report.

INTERNSHIP/TRAINING

Sub Section (g) and (h) of Section 12 of Protection of Human Rights Act, 1993, give emphasis to promote research in the field of human rights and to spread human rights literacy among various sections of society and promote awareness of the safeguards available for the protection of these rights through publications, the media, seminars and other available means.

During the period of this Annual Report, on the request of the Principal/Registrar of different Law colleges/Institutions and duly maintaining Covid-19 protocol, 26 students have under gone internship/training in the Sikkim State Human Rights Commission



INSPECTION OF SIKKIM STATE CENTRAL PRISON, RONGYEK.

The Sikkim State Human Rights Commission's Chairperson, Justice Vijai Kumar Bist, accompanied by Shri M.G. Kiran, Member, Shri Suraj Chettri, Secretary of the Commission and Nodal Officer of the prison visit Shri Aita Raj Subba, Assistant Director visited the Central State Prison Rongyek on 10/03/2022, where Shri Prakash Pradhan, Jailor who gave first-hand account of the prevalent conditions and state of the prisoners lodged there. During the said visit, the team visited all the section like Jail Barracks, Vocational Training Centers, Vegetable Growing Areas, Cowshed, Bakery Section, Library and Washrooms etc.

Hon'ble Chairperson also interacted with the prisoner very actively and enquired, if any, human violation was made to them as the Commission has been focusing its attention on the promotion of Human Rights of the prisoners. He also enquired about the functioning of CCTV cameras and noted its satisfaction with the activities practiced in the jail premises. Hon'ble Chairperson suggested the inmate to practice yoga and also make them engaged to grow lots of green organic vegetables for internal consumption as well as for the open market.



COMPLAINT RECEIVED/INSTITUTED/DISPOSED OFF

During the period of Annual Report 2021-22, the Commission received 13 complaints out of which 09 cases have been disposed of during this period. As on 31st March, 2021, there were 6 pending cases out of which 4 cases have been disposed of in this period. The details of complaints pending as on 31st March, 2021, complaints disposed and new complaints received during the period of report are as under:-

COMPLAINT RECEIVED/INSTITUTED/DISPOSED OF

Complaint case No.07 of 2019

The Complaint received on 27th August, 2019 and was registered on the same day. Complainant Dr. Sonam Yangchen Bhutia, Assistant Professor, Department of Law, Sikkim University Complaint to this Commission that the inmates of the Old Age Home, Jalipool were not receiving any old age or disability pension under the Central Government Scheme. The Commission directed Additional Secretary, Social Justice Empowerment and Welfare Department, government of Sikkim to send the report to the Commission.

On 12-042021 the Commission is in receipt of a withdrawal letter from the Complainant in which she submitted that as suggested by the Commission, she personally tried to help one inmate to get Aadhar Card as she already had a voter's card and had approached the panchayats but it was not successful. She also submitted that most of the inmates of the old age homes do not fulfill the requirements set by the Department of Social Justice Empowerment and Welfare Department and was receiving the aid either directly or indirectly.

The case disposed of on 10th of August, 2021.



Complaint Case No. 04 of 2020 Mr. Nawin Kiran Pradhan Vs. S.P East, Gangtok

The Complaint was filed by Mr. Nawin Kiran Pradhan, Advocate/V-Convener, SSC on 15th June, 2020. The matter is regarding the brutal attack in broad daylight by unidentified goons against Mr. J.B Darnal.

Commission directed to send the CCTV footage to Chandigarh/Guwahati to get the report at the earliest on 14-10-2020. Second hearing applicant filed a supplementary document. I.O in the said case submitted that due to COVID-19 he was unable to send the CCTV footage. In the last hearing Additional Superintendent of Police and Investigating Officer present before the Commission. ASP, Mr. Sonam Detchu submitted that CCTV footage has already sent for expert opinion to the Director, CFSL, Chandigarh on 04-03-2021 and provided a copy of a letter dated 04-03-2021 same is accepted on record.

Thus, the case is pending for want of report till today.

Complaint Case No. 05 of 2020 Ms. Mingma Lhamu Sherpa Vs. Superintendent of Police, East.

The Commission received the Complaint from Ms. Mingma Lhamu Sherpa, Advocate HRLN, Sikkim and Mr. Dew Kumar Chettri, HRLN, Sikkim regarding physical assault causing death of Lt. Prem Kumar Ramudamu and severe injury of Mr. Sangay Wangchuk of Ranka, East Sikkim.

Commission sought report from S.P East on 23-10-2020 and in response to the same, Superintendent of Police, East sent the detailed report to the Commission on 25-11-2020. Commission strictly ordered the Superintendent of Police to be present or send the responsible officer in the hearing. S.P, East sent the letter No. 23/SP/East dated 06-04-2021 stating that due to important



meeting he could not be able to attend the Court on the said date. Mr. Prakash Subba, Sub-Divisional Police Officer, Gangtok present in the Court representing S.P, East wherein he clarified that the matter was investigated and the Investigating Officer has filed a Charge-sheet against 7 accused and were produced before the Magistrate.

Viewing all the facts the Commission is in opinion to close the case and the same has been disposed of on 07-04-2021.

Complaint Case No. 06 of 2020 Ms. Lalita Gurung Vs, Superintendent of Police, East.

On 30-11-2020, the Commission received two Complaints from Ms. Lalita Gurung and Ms. Pushpa Rai in the same matter.

Mr. Prakash Gurung was arrested by CID Sikkim Police in connection with the FIR No. 12/2020 CID PS on 02-11-2020. The case subjected to the physical and verbal torture by Police Personnel to the under trial prisoner.

On first hearing of the case Commission directed to issue notice to the Superintendent of Police, East. On 6-04-2020 Additional Superintendent of Police filed a report which was prepared by Sub-Divisional Police Officer, Gangtok. Wherein it was written that all the accused detained to sleep on the floor irrespective of their status and background and was provided with blankets. The Commission finds it not clear that the blankets are generally used to cover the body.

On last hearing i.e on 10-08-2021 Ms. Lalita Gurung and Ms. Pushpa Rai both the sisters of victim Mr. Rajesh Rai were present before the Hon'ble Court and laid their grievances.

By going through the record, the Commission is in opinion that it cannot give finding either in favour of the Complainant or in favour of Investigating Officer. But the person who is in front of the police officer is not accused person unless Charge - sheet is filed and has



right to get fair treatment by the police. So far providing the blankets or mattress is concerned, the same should be provided during winter period. Police Personnel are required to keep the videography done in such cases so that no controversy would arise. As regards to food from home is concerned, if rule permits, homemade food may be allowed.

Hence, the case is disposed of on 10-08-2021.

Complaint Case. No. 07 of 2020 M.K Subba Vs. S.P Sikkim Central Jail, Rongyek and Namchi.

Complainant, Mr. M.K Subba filed a Complaint regarding breach of COVID-19 protocols (SOPs) insight the Sikkim Central Jail, Rongyek and Namchi District Jail on 32-12-2020.

The Complainant generally requests the Commission to direct jail authorities and Government of Sikkim to ensure and implement all the standing SOPs and guidelines with respect to the containment and mitigation of COVID-19 in Sikkim.

The first hearing of the case fixed on 24-02-2021 where Mr. M.K Subba is given three days time to file detailed report in this matter. In compliance to the previous order of the Commission Mr. M.K Subba filed report on 06-04-2021. Mr. Tonyot, DIG, Prisons, State Central Prison, Rongyek, requested one month more time for filing detailed action taken report with regard to COVID-19 in the state of Sikkim.

On 23-02-2020 additional petition was filed by Mr. Subba regarding breach of COVID-19 guidelines in these jails. Joint Director, Confidential Home Department filed a reply stating therein that COVID patients in the jails are being kept in isolation and the SOPs and COVID Protocol is being followed. On 06-04-2021 Mr. Subba also filed a detailed report. Mr. Subba is in opinion that the matter has not taken up seriously by the State Government due to which COVID-19 cases are rising day by day in different parts of Sikkim.



Commission does not think that the detailed report should be prepared by the Commission regarding COVID-19 and be sent to State Government. Instead it permits Mr. M.K Subba to file a detailed report with suggestions before the Secretary, Health, Government of Sikkim within a period of 15 days. Suggestion given by Mr. Subba may be helpful in dealing the COVID situation and record appreciation for Mr. Subba for bringing such important issue before the Commission.

The case stands disposed of on 11-08-2021.

Complaint Case No. 01 of 2021 Suo Motu Vs S.P East

An email received on 10th May, 2021 from Superintendent of Police, East Sikkim, in connection with the suicidal death of Mr. Nobin Chettri in Covid Care Centre, Paljor Stadium, Gangtok.

Complaint has been registered as Suo-Motu Case No 01 of 2021, took cognizance by the Commission on 10-06-2021 and issue notice to the Superintendent of Police, East directing to submit the report within one month.

Commission received detailed report on 9th august, 2021 from Superintendent of Police, East District, Gangtok.

First hearing of the case was called on 11-08-2021. On final hearing on 30-11-2021, Mr. Sonam Detchu Bhutia, Additional Superintendent of Police and Mr. Mingyur T. Nadik, SHO/Sadar Police Station were present, Mr. Sonam Detchu, Assistant Superintendent of Police, submitted that after investigation, the police has also filed final report before the Court.

The case disposed of on 30th November, 2021.



Complaint Case No. 02 of 2021 R.K Pariyar, Retired-PCE-cum-Secretary Vs Subdivisional Magistrate, Mr. Robin Sewa.

A written Complaint was received on 10th June, 2021 from Mr. R.K Pariyar, Retired PCE-cum-Secretary, Government of Sikkim wherein he has stated that Mr. Robin Sewa, Sub-Divisional Magistrate, Gangtok insulted, humiliated and tried to defame him in front of the crowd then gathered there. The Complaint registered as Complaint Case No 02 of 2021 after approving by HCP on 10-06-2021 and issued notice to Mr. Robin Sewa directing to submit a report within 15 days of time.

Reference Letter No. 2012/SSHRC/2021 and 2034/SSHRC/2021 dated 15-06-2021 and 15-07-2021 Commission received a report/reply from Sub-Divisional Magistrate, Gangtok, Mr. Robin Sewa wherein he had stated that he visited the spot on request of Mr. Pariyar and Mr. Lakpa D. Sherpa. He also admitted that on his preliminary enquiry, he found that there was no big issue to raise complain. He agreed that despite of repeated request to open the blockage of drain and to avoid the bad situation in near future he was compelled to direct to Mr. R.K Pariyar in front of common and simple people to open the blockage of drain.

On the hearing date i.e on 11-08-2021, both the parties Mr. R.K Pariyar, (PCE-cum-Secretary Retd.) and Mr. Robin Sewa, Sub-Divisional Magistrate were present before the Hon'ble Commission. Mr. Robin Sewa, a respondent tendered an apology to Mr. R.K Pariyar before Commission which Mr. R.K Pariyar accepted. Commission appreciated the greatness of Mr. R.K Pariyar in getting the matter closed.

In view of above, the matter closed on 11th August, 2021.



Complaint Case No. 03 of 2021 Suo Motu Vs S.P East

The news published on local newspaper "Sikkim Express on Tuesday, 15th of June, 2021 pertains to the suicidal death of a 30 years old woman who lives alone at Government Quarter, Forest Colony, Gangtok, who was the resident of Namchi, South District.

Cognizance taken and registered as Case No. 03 of 2021 Suo-Motu Vs. S.P, East on 17-06-2021 and notice issued to the Superintendent of Police, East District, Gangtok to submit the report.

The report was received from Superintendent of Police, East District, Gangtok on 07-07-2021 and on the basis of the report submitted by S.I Naresh Chettri a Criminal Case Sadar P.s Case No 78/2021 dated. 17-06-2021 U/s/306/383 IPC was registered against Sunil Rai and case was endorsed to S.I Avinash Lamichaney, Sub-Inspector of Police, East Sikkim, Gangtok for investigation. The accused person was arrested on 21-06-2021.

By going through all the facts, the Commission opines that there is no further action required to be taken in the matter.

The case closed on 08-03-2022.



Complaint Case No. 04 of 2021 Suo Motu Vs S.P East

It has come to the notice of SSHRC through Social Media “The Voice of Sikkim” dated 19th June, 2021 about the suicide of 12 years old girl who was the resident of Rhenock, East Sikkim by hanging herself to death at her home.

Commission took the cognizance registered it as Suo-Motu Case No. 4 of 2021 and issue notice to the Superintendent of Police, East District, Gangtok on 22-06-2021. In response to Commission's letter 2019/SSHRC/2021 dated 22-06-2021, the Commission receipt the detailed report from the Superintendent of Police, East district Bearing Memo No. 446/SP/East dated 16-07-2021.

After careful perusal of the detailed report submitted by the Superintendent of Police, East District, Gangtok and Mr. Umesh Pradhan, Inspector, SHO, Rhenock, East Sikkim, Gangtok present before the Commission stated that final report has been filed before the Court.

In view of above facts, the Commission view that no further action required to be taken by the Commission and the case is closed on 30th November, 2021.

Complaint Case No. 05 of 2021 Suo Motu Vs S.P West

A news item was published in Social Media “Sikkim Chronicle” dated 29th June, 2021 and in daily newspaper, “Sikkim Express” dated 30th June, 2021 regarding death of one person by handing himself in a tree reportedly after he was denied an internet recharge by his parents. Cognizance was taken in the matter.



Commission registered the same as Suo-Motu Case No. 05 of 2021 and issued notice to the Superintendent of Police, West, Gyalshing to submit the report.

In response to the letter of the Commission, Senior Superintendent of Police, West, Gyalshing sent the report bearing no. 417/SSP/W dated 24-07-2021. In response to the letter of the Commission, Senior Superintendent of Police, West, Gyalshing sent the report bearing no. 417/SSP/W dated 24-07-2021.

Detailed Report was submitted by Superintendent of Police, West District, Gyalshing, Mr. Tulshi Thapa, Sub-Divisional Police Officer, Gyalshing and Mr. Thendup Tseten, Station House Officer, Investigating Officer were present before the Commission stated that final report has been filed in the Court. Investigation revealed no foul play on the death of deceased Sidarth Berman.

Considering all the facts, commission decided that no further action is required to be taken, hence the case closed on 30th November 2021.

Complaint Case No. 06 of 2021 Suo Motu Vs S.P East

The news item regarding suicidal death of a couple by hanging in the kitchen of their rented room at Central Pendam, East Sikkim on 28th June, 2021 published on daily newspaper, Sikkim Express dated 30th June, 2021.



Commission took the cognizance and registered it as Suo-Motu Case No. 06 of 2021 on 30th June, 2021 and issue notice to the Superintendent of Police, East District, Gangtok to submit the report.

In response to letter no. 2021/SSHRC/2021 dated 02-07-2021, the Commission received Detailed Report bearing no. 444/SP/East dated 16-07-2021, from the Superintendent of Police, East District, Gangtok.

Several hearing proceeded by the Commission. On 28-06-2021 Additional Superintendent of Police, East District, Gangtok and Investigating Officer Mr. Sameer Pradhan were present before the Commission stated that they investigated the matter thoroughly and the statements of 11 neighbours and family members of the deceased were recorded by him. He did not find any foul play in the death of the deceased.

In view of the facts the Commission closed the matter on 28-09-2021.

Complaint Case No. 07 of 2021 Suo Motu Vs S.P West

A news item was published in daily newspaper "Hamro Prajashakti" dated 22nd August, 2021 and also on Social Media "The Voice of Sikkim" regarding suicide of minor student by hanging herself in her house at West Sikkim. She had left a suicide note besides alleging a person sexually assaulted her on her way back to home from school on 20th August, 2021.



Cognizance taken in the matter and registered as Suo-Motu Case No. 07 of 2021 on 25-08-2021. Notice was issued to Superintendent of Police, West.

Detailed Report was submitted by the Superintendent of Police, West District and Mr. Asish Bhujel, Investigating Officer was present before the Commission on the last hearing 30-11-2021 stated that the police have submitted the Charge-sheet against accused before the Court.

In view of the fact that Charge-sheet was submitted by the police and the matter is before the Court, the Commission closed the matter on 30th November, 2021.

Complaint Case No. 08 of 2021 Ms Anjana Silwal, Vs Devimaya Chhetri, Mamita Chhetri and Geetanjali Chhetri.

The Commission received a Complaint from Mrs. Anjana Silwal, Samdong House, Middle Sichey Busty, dated 09-08-2021 regarding mental harassment by her in-laws.

The Commission heard both the parties on its several hearing. In the last date of hearing on 28-04-2022 the opposite party requested to take up this matter after 2 months.

The case is pending till date.



Complaint Case No. 09 of 2021 Premila Sapkota Vs State of Sikkim (Health Dept)

An email has been received from Ms. Permila Sapkota, East Sikkim regarding being asked her to stay under 17 days quarantine whereas the guidelines for Covid-19 protocol are 14 days.

As directed, the matter has been registered as Complaint Case No. 09 of 2021 on 9th November, 2021 and issue notice to the concerned parties.

The Commission has emailed the Complainant duly requesting her to be present before the Hon'ble Commission on 22nd November, 2021 but despite of the requests the Complainant failed to attend.

Negligence from the Complainant side and as directed by the Hon'ble Member, the file has been kept in abeyance.

Complaint Case No. 10 of 2021 Seema Mishra Vs Director General of Police, Sikkim Police

The Commission received a Complaint through email on 18th November, 2021 from Ms. Seema Mishra against Sikkim Police for unlawfully arresting, confining a woman with an absolutely clean police record without any substantial evidence of any crime ever committed by her.

Complaint registered as Case No. 10 of 2021 Ms. Seema Mishra Vs. Director General of Police, Sikkim Police and the Commission issued notice to the Director General of Police, asking for report on 18-11-2021.



On the day of hearing on 28-04-2022 Ms. Seema Mishra, Complainant and Ms. Geeta Gajmer, Law Officer, Police Head Quarter were present before the Commission. Superintendent of Police, East Sikkim, Gangtok, filed a report in the matter from Investigating Officer. He sent report to the Commission alongwith his letter. Ms. Geeta Gajmer, Law Officer, appearing for the respondent was directed to supply a copy of the same to Complainant.

The Commission directed to the Director General of Police, Sikkim Police to preserve the CCTV footage of the different locations like office of the Director General of Police, Sadar Police Station and STNM hospital, Gangtok.

The Commission heard both the parties in several hearing and the case is under progress.

The case is pending till date.

Complaint Case No. 11 of 2021 Yawan Rai Vs Principal Secretary Home, S.P Prison.

The Commission received a complaint from Mr. Yawan Rai requesting for release of Mr. Puran Rai from Sentence of Imprisonment. In the Complaint he has stated that Mr. Raju Chettri and Mr. Pawan Rai serving a long sentence of imprisonment of Rongey State Jail u/s 302 IPC. Wherein, Mr. Raju Chettri was released on 2nd October, 2018 after serving a 15 years prison sentence on premature release. Whereas, Mr. Puran Rai was not released because he had escaped from Rongey Jail along with other prisoners in the year 2012 and was not granted premature release and is still in jail.

Complaint registered as Case No. 11 of 2021 on 19th November, 2021 and issued notice to the Principal Secretary, Home Department and Senior Superintendent of Police, Prison.



Commission received letter vide no. 322/GOS/PRISON/2021 dated 26-11-2021 from Assistant Superintendent of Prison, Central State Jail, Rongyek wherein stated that Puran Rai alongwith one Raju Chettri were involved and convicted on 31/03/2006 by the Ld. Session Judge Spl. Div. I u/s 302/380/34 of IPC for committing murder of a lady aged 70 yrs and her daughter 40 yrs and also committing theft and accordingly both were sentenced to undergo RI of life and to pay of fine 2000/- u/s 302 IPC and RI of 7yrs u/s 380 IPC.

The matter relating to premature release of convict cannot be considered by the Commission. It is for the Home Department to consider the request of premature release of convict Mr. Puran Rai for which he is required to approach the Home Department and file an application for premature release.

The case closed on 01-12-2021.



Complaint Case No. 12 of 2021 Vijay Kumar Prasad Vs Bhanu Kumar Pradhan

The Commission received a Complaint from Dr. Vijay Kumar Prasad, Family villa, 3rd Floor, Raigaon on 17th February, 2022 wherein he had Complaint against Mr. Bhanu Kumar Pradhan, Constable Police, Special Branch, Tadong from whom he bought a flat and torturing him mentally by dis-arranging electric wires and blocking his way by constructing structure.

As directed by Hon'ble Member of the Commission the case has been registered as Complaint Case No. 12 of 2021 and issued a notice to Mr. Bhanu Kumar Pradhan. Enquiry made by the Superintendent of Police, East District, Gangtok.

Commission received inquiry report done by Superintendent of Police, East District Gangtok, conducted by SI, Dami Lachungpa, Sadar Police Station, Gangtok, Commission considered the submission of the parties and gone through the record. After considering the submission of the parties and by perusing the record of the case, Commission did not find any human rights violation in the case.

Consequently, the case was closed on 28-04-2022.

Complaint Case No. 13 of 2021 Prashant Sarkar and Six Others Vs. Superintendent of Police, Central State Jail, Rongyek

Consequent of the surprise visit on 10-03-2022 to Central State Prison, Rongyek by Hon'ble Chairperson, accompanied by Hon'ble Member, Secretary other officials of the Sikkim State Human Rights Commission. One Complaint was handed over by the 7 convicts namely Prashant Sarkar, Puran Rai, Yogesh Karki, Laxuman Malay, Shekhar Ray, Lok Bdr. Dahal and Krishna Prasad Saha, requesting for pre-mature release of life sentenced convicts



As directed, the matter was registered as Case No. 13 of 2021 and sent notice to the Secretary, Home Department, Superintendent of Police, Central State Prison, Rongyek and to the applicants vide letter No. 53/SSHRC/2022, 54/SSHRC/2022, 55/SSHRC/2022 respectively.

In the application dated 10-03-2022, Prashant Sarkar, Puran Rai, Yogesh Karki, Laxuman Malay, Shekhar Ray, Lok Bdr. Dahal and Krishna Prasad Saha requested for their premature release, stating that during the pandemic period there was a meeting held between the Legal Services Authority and Life Sentenced convicts. In the meeting, they were told that after the completion of 13 years and 6 months, they can put forward an application to SLSA for the release. They did accordingly, but no single step was taken in favor of them.

Therefore, after going through the application submitted by the Life Sentenced convicts, it is directed to the jail Superintendent of Police, Central State Prison, Rongyek to take action and send the recommendation to the State Government. State Government is also requested to take the decision at the earliest.

Copy of this order has been sent to the Home Secretary, Superintendent of Police, Central State Prison, Rongyek and the applicants.

The case disposed of on 10-03-2022.

A **consolidated statement**, in brief, showing the details of the complaints received, instituted and disposed of during the period of this report is annexed herewith and marked as **Annexure –V**.



IMPORTANT LEGISLATIONS FOR PROTECTION OF RIGHTS

The Constitution of India guarantees every citizen to live with dignity. A person cannot lead a dignified life unless he is provided with certain rights and broadly speaking human rights. Thus human rights are the rights which are possessed by every human being, irrespective of his or her nationality, race, religion, sex etc simply because he or she is human being. The Legislature, in its wisdom, to protect these rights and to ensure that the citizen of India is provided with such atmosphere where he can lead his life with dignity, certain Acts have been passed. Some of them run as follows:-

1. National Rural Employment Guarantee Act, 2005
2. Food Security and Standard Act, 2011
3. Land Acquisition Act, 2013
4. Protection of Atrocities Act, 1989
5. Maintenance & Welfare of Senior Citizens Act, 2007
6. Prevention of Terrorism Act, 2002

RIGHT OF CHILDREN

1. Increasing incidents of missing children
2. Child labour Act, 1986
3. Child Marriage Act, 2006

RIGHTS OF WOMEN

1. Prevention of Sex Trafficking of Women
2. Rehabilitation of Distressed and deserted Women
3. Sexual Harassment of Women at Workplace Act, 2013
4. Protection of Women from Domestic Violence Act, 2005
5. Dowry Prohibition Act, 1961
6. Rights of Women in Ancestral Property
7. Illiteracy Problems amongst the women



CLASSIFICATION OF CATEGORIES OF CASES BEING DEALT WITH BY THE COMMISSION

1. Child Labour
2. Child Marriage
3. Child prostitution
4. Exploitation of Children
5. Immoral Trafficking of Children
6. Sexual Harassment
7. Death in Police Custody
8. Death in Judicial Custody
9. Disappearance/Missing
10. Custodial Death in Juvenile Home
11. Rehabilitation

HEALTH

1. Exploitation of Mentally Retarded Person(s)
2. Public Health Hazards
3. Malfunctioning of Medical Professionals
4. Irregularities in Govt. Hospitals/Primary Health Centers
5. Lack of Proper Medical Facilities in the State
6. Custodial Death (Mental Hospital)

JAILS

1. Custodial Death (Judicial)
2. Custodial Rape (Judicial)
3. Exploitation of Child Prisoners
4. Irregularities in Jail
5. Lack of Proper Food
6. Delay in Producing under tails in Courts
7. Sexual Harassment in Jails
8. Alleged custodial rape in Judicial Custody



LABOUR

1. Bonded Labour
2. Exploitation of Labour
3. Forced Labour
4. Hazardous Employments
5. Slavery

POLICE

1. Arbitrary use of power
2. Abduction/kidnapping
3. Abduction/Rape
4. Attempted Murder
5. Atrocities on SC/ST (by Police)
6. Custodial Death (by Police)
7. Custodial Rape (by Police)
8. Custodial Torture
9. Custodial Violence
10. Death in Police Firing
11. Death in Police Encounter
12. Death in Police Firing
13. Fake Encounters
14. Failure in taking Lawful action
15. False Implications
16. Illegal Arrest
17. Unlawful Detention
18. Indiscriminate Arrest
19. Police Motivated Incidents
20. Victimization
21. Police Inaction
22. Inaction by Local Administration
23. Murder



POLLUTION/ECOLOGY/ENVIRONMENT

1. Ecological Disturbances
2. Environmental Pollution
3. Misuse of Scientific and Technological Development
4. Pollution Effecting Surroundings

REHABILITATION

1. Compensation
2. Allotment of Land
3. Facilities.

Sl. No.	Period	Subject/Topic
01	17 & 18 October 2021	Celebration of 28 th Anniversary Day of the National Human Rights Commission, Delhi
		At Vigyan Bhawan, New Delhi
		31 st BHRM meeting (17 & 18 Oct 2021)
		Annual Meeting of the State Human Rights Commission



PARTICIPATION IN CONFERENCE/WORKSHOP/SEMINAR ETC.

The National Human Rights Commission, New Delhi organizes Conference/workshop/Seminar from time to time. The Hon'ble Chairperson and the Hon'ble Member of the Commission attended/participated in the following Seminar/Workshop:-

Sl. No.	Periods	Subject/Topic	Venue
01.	12 th & 13 th October 2021	Celebration of 28 th Foundation Day of the National Human Rights Commission. & NHRC-SHRC meeting.	At Vigyan Bhawan, New Delhi.

Annual Training Camp at Yangang

Shri Aita Raj Subba, Assistant Director (Admn.) Sikkim State Human Rights Commission has attended the programme as guest lecturer on Human Right and Human Right Trafficking at ATC SK-III of 1 Sikkim Girls Bn and Boys Bn NCC, Gangtok at Police Training Centre, Yangang, South Sikkim on 24th Nov, 2021 and 4th December 2021.



सत्यमेव जयते

By virtue of the power vested in me by sub-section (1) of Section 22 of the Protection of Human Rights Act, 1993, (10 of 1994) I, Ganga Prasad, Governor of Sikkim do hereby appoint **Justice (Retd.) Vijay Kumar Bist** as the Chairperson, Sikkim State Human Rights Commission with effect from the date he assumes charge of his office.

Given at Raj Bhavan, Gangtok, East Sikkim this 31st day of October 2019, in the seventieth year of the Republic of India.

GOVERNOR OF SIKKIM



GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No:86/Home/2019

Dated: 04/11/2019

NOTIFICATION

The Warrant signed by the Hon'ble Governor on 31st October, 2019 is hereby published for information of general public.

WARRANT

By virtue of the power vested in me by sub-section (1) of Section 22 of the Protection of Human Rights Act, 1993, (10 of 1994), I, Ganga Prasad, Governor of Sikkim do hereby appoint Justice (Retd.) Shri Vijay Kumar Bist as the Chairperson, Sikkim State Human Rights Commission with effect from the date he assumes charge of his office.

Given at Raj Bhavan, Gangtok, East Sikkim this 31st Day of October, 2019 in the seventieth year of the Republic of India.

Governor of Sikkim

-Sd/-

(S.C.GUPTA) IAS
CHIEF SECRETARY AND HOME SECRETARY
GOVERNMENT OF SIKKIM

Copy to:

1. ✓ Justice (Retd.) Shri Vijay Kumar Bist as the Chairperson, Sikkim State Human Rights Commission;
2. Additional Chief Secretary to the Governor, Raj Bhawan;
3. Secretary, HCM;
4. Registrar General, High Court of Sikkim, Gangtok.
5. All Secretaries and HoDs;
6. Joint Director, Information and Technology Department for hoisting on Government website;
7. Gazette Section for publication in the Official Gazette;
8. File & Guard File.



JOINT SECRETARY (CONFIDENTIAL)
HOME DEPARTMENT



GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No: 87/Home/2019

Dated: 04/11/2019

NOTIFICATION

In exercise of the powers conferred under sub-section (1) of section 22 of the Protection of Human Rights Act, 1993, State Government constituted a Committee for the purpose of recommending the names of the Chairperson and the members as provided under sub-section (2) of section 21 of the said Act.

On the recommendation of the Committee the State Government is hereby pleased to appoint Justice Shri Vijay Kumar Bist, Retired Chief Justice of the High Court of Sikkim as Chairperson of the Sikkim State Human Rights Commission from the date on which he enters upon his office.

He shall have the same status, salary, allowances, prerequisites and other terms and conditions of service as are available to the sitting Chief Justice of the Sikkim High Court, except that his salary shall be minus the pension already being drawn by him.

By order and in the name of the Governor.

-Sd/-

(S.C.Gupa, IAS)

Chief Secretary and Home Secretary
Government of Sikkim
File No. 147/SHRC/19

Copy to: -

1. Justice Vijay Kumar Bist as Chairperson, Sikkim State Human Rights Commission;
2. Additional Chief Secretary to Hon'ble Governor, Raj Bhawan;
3. Secretary to HCM;
4. Secretary, Sikkim State Human Rights Commission;
5. Pr. PS to the Chief Secretary;
6. PA to the Additional Chief Secretary, Home Department;
7. Joint Director, Information and Technology Department for uploading on Government website;
8. Gazette Section for publication in the Official Gazette;
9. File & Guard File.



JOINT SECRETARY-II (CONFIDENTIAL)
HOME DEPARTMENT



गंगा प्रसाद
GANGA PRASAD



सत्यमेव जयते

राज्यपाल सिक्किम
GOVERNOR OF SIKKIM

राज भवन
गान्तोक-737103
(सिक्किम)
RAJ BHAVAN
GANGTOK-737103
(SIKKIM)

SKM/GOV/251/2019
10th June, 2019

WARRANT

By virtue of the power vested in me by sub-section (1) of Section 22 of the Protection of Human Rights Act, 1993, (10 of 1994), I, Ganga Prasad, Governor of Sikkim do hereby appoint Shri M.G. Kiran, IAS (Retd.) as the Member, Sikkim State Human Rights Commission with effect from the date he assumes charge of his office.

Given at Gangtok, East Sikkim this 10th Day of June, 2019 in the 69th Year of the Republic of India.

Ganga Prasad

(Ganga Prasad)
Governor of Sikkim

10-6-2019





SIKKIM



GOVERNMENT

GAZETTE

**EXTRAORDINARY
PUBLISHED BY AUTHORITY**

Gangtok	Thursday 13 th June, 2019	No. 265
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GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No: 50/Home/2019

Dated: 10/06/2019

NOTIFICATION

The warrant signed by the Hon'ble Governor on 10th June, 2019 is hereby published for information of general public.

WARRANT

By virtue of the power vested in me by sub-section (1) of Section 22 of the Protection of Human Rights Act, 1993, (10 of 1994). I, Ganga Prasad, Governor of Sikkim do hereby appoint Shri M.G. Kiran, IAS (Retd.) as the Member, Sikkim State Human Rights Commission with effect from the date he assumes charge of his office.

Given at Gangtok, East Sikkim this 10th Day of June, 2019 in the 69th Year of the Republic of India.

Governor of Sikkim

A.K. Shrivastava, IAS
Chief Secretary
Government of Sikkim
File No. 10/512/LD/2019



SIKKIM



GOVERNMENT

GAZETTE

EXTRAORDINARY
PUBLISHED BY AUTHORITY

Gangtok Friday 02nd August, 2019 No. 324

GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No: 60/Home/2019

Dated: 24/07/2019

NOTIFICATION

The Governor of Sikkim is hereby pleased to appoint Shri M.G.Kiran, IAS (Retd.) as Member, Sikkim State Human Rights Commission with effect from 10th June, 2019.

The terms and conditions of his appointment shall be as under :-

1. He shall hold office for a term of five years from 10th June, 2019, i.e the day he entered upon his office or until he attains the age of seventy years, whichever is earlier.
2. He shall have the same status, salary, allowances, perquisites and other terms and conditions of services as are admissible to the State Chief Information Commissioner.
3. His salary shall be minus Pension, he is drawing.

By order and in the name of the Governor.

A.K.Shrivastava, IAS
Chief Secretary
Government of Sikkim
File No. 10/512/LD/2019



**DESCRIPTION OF HON'BLE CHAIRPERSON AND OFFICERS
WORKED IN THE COMMISSION DURING THE PERIOD FROM
01-04-2020 TO 31-03-2021**

<u>Sl.No.</u>	<u>Name of Officers</u>	<u>Designation</u>	<u>Residential Address</u>
1.	Hon'ble Mr. Justice Vijai Kumar Bist	Chairperson	-----
2.	Shri M.G. Kiran, I.A.S. (Retd.)	Member	Below Convey Ground, Tadong, Gangtok
3.	Shri Jagat B. Rai	Secretary	Lingding, Gangtok. East Sikkim
4.	Shri Aita Raj Subba	Assistant Director	Deorali, Gangtok
5.	Ms. Sujata Sengupta Manna	PS to Hon'ble Chairperson	Development Area Gangtok



STATEMENT/DETAILS OF STAFF WORKED
DURING THE PERIOD FROM
01-04-2020 TO 31-03-2021

Sl. No.	Name	Designation	Remarks
1.	Ms. Lalita Karkidoli	Stenographer, Grade - II	Regular from GOS
2.	Mr. Tenzing Rapden	Jr. Accountant	Regular from GOS
3.	Ms. Hemlata Sharma	Accounts Clerk	Regular from GOS
4.	Ms. Ohmu Hangma Subba	LDC	Regular
5.	Ms. Tika Maya Chhetri	LDC-cum-Typist	Regular
6.	Mr. Chandra Bdr. Chettri	Driver	Regular
7.	Mr. Lako Tshering Lepcha	Driver	Regular
8.	Mr. Sanjay Subba	Process Server	Regular
9.	Ms. Kabita Rai	Peon	Regular
10.	Mr. Kul Prasad Sharma	Residential Orderly	Regular
11.	Mr. Indra Kumar Chettri	Peon	Regular
12.	Ms. Mona Gautam	Residential Orderly-cum-Cook	Regular
13.	Mr. Krishna Prasad Basnet	Driver	On M.R.
14.	Mr. Karna Bdr. Chettri	Driver	On M.R.
15.	Mr. Tek Bdr. Rai	Drive	On M.R.
16.	Mr. Phurba Tshering Lepcha	Peon	On M.R.
17.	Mr. Aniket Chettri	Safai Karmachari	On M.R.



Sikkim State Human Rights Commission
Annual Statement of Accounts
Statement showing Budget for the F.Y-2021-2022

Head/Sub - Head/Detailed Heads of Commission	Budget Provision	Expenditure	Supplementary budget	Balance	Surrender of Funds
2070-00.001-63-44-31 Grants in Aid	2,55,00,000/-	2,01,00,000/-	NIL	54,00,000	54,00,000/-

NOTE

1. Proper accounts and other relevant records are maintained by the Commission.
2. Monthly expenditure report is being sent by the Commission to the Director (Budget), Finance, Revenue & Expenditure Department, Govt. of Sikkim, Gangtok by 7th day of each succeeding month positively.
3. Quarterly reconciliation of accounts is being made by the Commission with the Office of Accountant General, Deorali, Gangtok
4. The Balance amount shown as saving above was surrendered due to Covid-19 lockdown vide Notification No. 10/Home/2021 dated 22/04/202 and austerity measures adopted by the Commission.

Prepared by.

Sd/-
 Tenzing Rapden Bhutia
 Junior Accountant
 Sikkim State Human Rights Commission

Sd/-
 Aita Raj Subba
 Assistant Director cum D&D.O
 Sikkim State Human Rights Commission



लोकहितार्थ सत्यमिच्छ
Dedicated to Truth in Public Interest

No. VLC-11/Reconciliation/2021-22/21

कार्यालय वरिष्ठ उप - महालेखाकार (ले० एवं हक०), सिक्किम
लेखापरीक्षा भवन, देवगली, पो० तादोङ, गान्तोक - 737102
OFFICE OF THE SR. DY. ACCOUNTANT GENERAL (A&E), SIKKIM
Lekhpariksha Bhawan Deorali, P.O. Tadong, Gangtok-737102

Date:

08 JUL 2022

TO WHOM IT MAY CONCERN

This is to certify that the Sikkim State Human Rights Commission, Gangtok, East Sikkim have completed reconciliation of expenditure booked in this office for the period 1st, 2nd, 3rd and 4th quarter ending pertaining to the financial year 2021-22. Observation and reconciliation certificate of accounts with the Pay & Accounts Office concerned are being received through online platform on quarterly basis.


Senior Accounts Officer/VLC



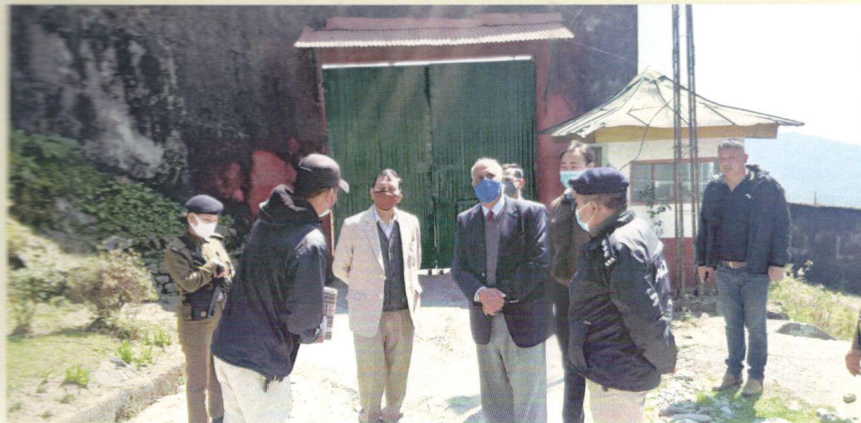
**STATEMENT OF COMPLAINT CASES PENDING, RECEIVED AND DISPOSAL BY
SIKKIM HUMAN RIGHTS COMMISSION DURING THE PERIOD 01-04-2021 TO 31-03-2022**

Sl. No.	Complaint Case No.	Date of Institution	Name & address of the Complainant	Name & address of the Opposite Party	Nature/Subject objective	Date of disposal/ Pending
1.	07 of 2019	27/08/2019	Dr. Sonam Yangchen Bhutia, Assistant Professor, Department of Law	Social Justice Empowerment & Welfare Department (W&CDD) Govt. of Sikkim.	Old age disability pension to the inmates of old age homes in Sikkim	10/08/2021
2.	01 of 2020	02/03/2020	Mr. M.K. Subba & others	Superintendent of Police, Central Jail, Rongyek	Leakage of accused photographer from Central State Jail, Rongyek in social media & torture of police.	Pending
3.	04 of 2020	16/06/2020	Mr. Nawin Kiran Pradhan	Superintendent of Police, East Sikkim, Gangtok	Brutal attack against Mr. J.B. Darnal	Pending
4.	05 of 2020	22/10/2020	Mingma Lhamu sherpa	Superintendent of Police, East Sikkim, Gangtok	Physical assaulting causing death of Prem Kumar Ramudamu and severe injury of Mr. Sangay Wangchuk of Ranka, East Sikkim	07/04/2021
5.	06 of 2020	30/10/2020	Ms. Lalita Gurung	Superintendent of Police, East Sikkim, Gangtok	Abuse of power by Police	10/08/2021
6.	07 of 2020	23/12/2020	Mr. M.K. Subba	Superintendent of Police, State Central Prison, Rongyek & Namchi.	Negligence of Covid-19 guidelines in jail	11/08/2021
7.	01 of 2021	11/06/2021	Suo-Motu	Superintendent of Police, East Sikkim, Gangtok	Suicidal death of Nobin Chettri at Covid Case Centre, Palzor Stadium	30/11/2021
8.	02 of 2021	11/06/2021	R.K. Pariyar Retd. PCE-cum-Secretary	Robin Sewa, SDM, Gangtok	Humiliation and torture to a Senior Citizen by SDM Gangtok	11/08/2021
9.	03 of 2021	16/06/2021	Suo-Motu	Superintendent of Police, East Sikkim, Gangtok	Suicidal death of 30 yrs. Old women at Forest colony, Gangtok	08/03/2022
10.	04 of 2021	22/06/2021	Suo-Motu	Superintendent of Police, East Sikkim, Gangtok	Suicidal death of 12 yrs old girl by hanging herself	30/11/2021
11.	05 of 2021	30/06/2021	Suo-Motu	Superintendent of Police, West Sikkim, Gangtok	Suicidal death of 23 yrs old boy by hanging after denial of internet recharge by his parents.	30/11/2021



**STATEMENT OF COMPLAINT CASES PENDING, RECEIVED AND DISPOSAL BY
SIKKIM HUMAN RIGHTS COMMISSION DURING THE PERIOD 01-04-2021 TO 31-03-2022**

12	06 of 2021	30/06/2021	Suo-Motu	Superintendent of Police, East Sikkim, Gangtok	Suicidal death of couple hanging in their rental room	28/09/2021
13.	07 of 2021	23/08/2021	Suo-Motu	Superintendent of Police, West Sikkim, Gangtok	Suicidal case of minor girl due to molestation while returning house from school	30/11/2021
14	08 of 2021	28/09/2021	Anjana Silwal, Samdong House, Sichey	Devi Maya Chettri and 2 others	Domestic violence to the Complainant	Pending
15	09 of 2021	09/11/2021	Premila Sapkota	Panchayat concern area	Force to Stay quarantine for long period	Kept in abeyance
16.	10 of 2021	18/11/2021	Seema Mishra	D.G.P., Sikkim Police	Unlawful arresting & confining to a women	Pending
17	11 of 2021	19/11/2021	Yawan Rai	Pr. Home Secretary & S.P. Central State Prison, Rongyek	Premature release from Jail	01/12/2021
18	12 of 2021	17/02/2022	V.K. Prasad	Bhanu Kumar Pradhan	Torture by the House owner	Pending
19.	13 of 2021	10/03/2022	Suo Motu	S.P. Central State Prison, Rongyek	Premature release from Jail	10/03/2022



Visit of Hon'ble Chairperson at Sikkim Central Prison, Rongyek on 10-03-2022



Hon'ble Chairperson with students for Internship