



राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)
(A Constitutional body under Article 338A of the Constitution of India)

File No.- NCST/ATY-1026/TS/10/2023-APCR

Date : 23.01.2024

To,

1. **Shri G. Sudheer Babu**

Commissioner Of Police (Rachakonda),
Rachakonda Police Commissionerate,
Vayupuri Colony,
Beside Malkajgiri Court, Neredmet,
Hyderabad, Telangana 500056
Email Id: cp-rachakonda@tspolice.gov.in

2. **Sri. K. Rama Krishna Reddy**

Chairman
Telangana Co-Operative Oil Seeds
Growers Federation Ltd.
9th Floor Parisrama Bhawan
Bhasheerabagh
Hyderabad-500004 (Telangana).
E.mail: chairmantsoifed@gmail.com

Sub: Representation received from Smt. B. Swana Latha, W/o D. Sharath Kumar, Deputy Manager, Telangana State Cooperative Oil Seeds Growers Federation Limited, 9th Floor, Parisrama Bhawan, Bhasheerabagh, Hyderabad, Telangana regarding caste based abuse, threats and implicating in false cases.

Sir,

I am directed to enclose herewith a copy of the Minutes of the Meeting held on 03.01.2024 under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes on the above mentioned subject for necessary action. It is requested that compliance report may be submitted to this Commission within 30 days positively for placing the same before the Hon'ble Commission.

Encl: as above

Yours faithfully,

nic


(एच.आर.मीना /H.R. Meena)

अनुसंधान अधिकारी/ Research Officer
Email ID : hari.rammeena@ncst.nic.in

Copy to:-

Smt B Swana Latha

W/o Shri D Sharat Kumar,
Telangana State Cooperative Oil Seeds Growers Federation Limited
9th Floor Parisrama Bhawan
Bhasheerabagh
Hyderabad- 500004 (Telangana).

NATIONAL COMMISSION FOR SCHEDULED TRIBES
Case File No. NCST/ATY-1026/TS/10/2023-APCR

Minutes of Meeting chaired By Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes (NCST) on 03.01.2024 in the case of Smt. B. Swana Latha, W/o D. Sharath Kumar, Deputy Manager, Telangana State Co-operative Oil Seeds Growers Federation Limited, Hyderabad, Telangana regarding caste based abuse, threats and implicating in false cases.

Date of Meeting: 03.01.2024
List of Participants is Annexed.

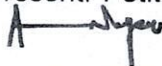
A Representation dated 10.12.2022 was received in the NCST from Smt. B. Swana Latha, W/o D. Sharath Kumar, Deputy Manager, Telangana State Cooperative Oil Seeds Growers Federation Limited, Hyderabad, Telangana regarding caste based abuse, threats and implicating her in false cases.

2. The Commission took up this matter with the Commissioner of Police, Hyderabad City, Telangana and the Chairman, Telangana State Co-Operative Oil Seeds Growers Federation Ltd., Hyderabad, Telangana vide Notice dated 10.04.2023.
3. In response to Commission's notice dated 10.04.2023, reports/replies were received from the Commissioner of Police, Hyderabad City and the Telangana State Co-operative Oil Seeds Grower's Federation Limited, Hyderabad.

The Commissioner of Police, Hyderabad City informed through the report dated 19.04.2023 that based on the statement of petitioner Smt. B. Swarna Latha, a case has been registered at PS Saifabad vide Cr. No. 165/2023 u/s 3(1) (r) (s)(w) (II) of SCs & STs (PoA) Act and Section 384, 506 IPC. The detailed investigation is under process.

The Telangana State Co-operative Oilseeds Grower's Federation Ltd., (TSOILFED) Hyderabad vide their letter dated 26.04.2023 reported that the employee has not submitted any representation to TSOILFED pertaining to the alleged caste based abuse. Thus, this particular case is a personal and private case. Hence, the TSOILFED does not have any facts or information to offer in the case.

4. On examination of replies of The Commissioner of Police, Hyderabad City and the Telangana State Co-operative Oilseeds Grower's Federation Ltd., (TSOILFED), Hyderabad the Commission fixed a Meeting on 03.01.2024 with the Commissioner of Police, Hyderabad and the Chairman, Telangana State Co-operative Oilseeds Grower's Federation Ltd., Hyderabad.
5. On behalf of the Commissioner of Police, the Assistant Commissioner of Police, Saifabad, Hyderabad appeared in the Meeting. Any Officer of Telangana Co-operative Oil Seeds Growers Federation Limited was not present. Petitioner was also not present in the Meeting.


अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

6. The matter was discussed in detail. The Assistant Commissioner of Police, Saifabad, Hyderabad submitted before the Commission that on the complaint of the complainant, a case has been registered at PS Saifabad under relevant sections of IPC and SC/ST PoA Act. It is revealed from the investigation that the incident was allegedly committed on 11.11.2022 with the complainant but there is discrepancy in the date of offence and also non matching of the electronic evidence. The case has reached a stage where the oral evidence lead the case, is not supported by other evidences. The caste of the complainant is itself in question and its verification is pending before the District Collector. It is revealed that provisions attracting the SC/ST PoA Act cannot be decided or confirmed when the caste status of the complainant is doubtful. It is also revealed through the CCTV footage that, the complainant is due to pay some amounts to the accused and the complainant had issued some cheques, which were dishonoured. The accused filed criminal case against the complainant at which, the complainant came upon the accused in violent manner by raising her voice and shouting in front of all the other members of the federation. The complainant is not able to give proper explanation of the issues.

7. After hearing the matter, the observations and recommendations of the Commission are as under:

- Necessary action has been taken by the Police authorities on the complaint of the petitioner and so far, no evidence has been found to establish the allegations levelled in the complaint.
- So far as the incidence of Caste based abuse is in question. The caste certificate verification of the petitioner is pending with the District Collector.
- The petitioner has never filed any complaint in the matter before her Department i.e. Telangana State Co-operative Oilseeds Grower's Federation Ltd., (TSOILFED) Hyderabad. Hence, action by her Department was not required.
- The District Collector, Warangal may furnish the verified copy of caste certificate of complainant to the Commission and police authorities may take further action in accordance of the law in the matter.

Action taken report may be submitted to the Commission within 30 days.


(ANANTA NAYAK)
MEMBER

National Commission for Scheduled Tribes

अनंत नायक/ANANTA NAYAK
सदस्य/Member
राष्ट्रीय अनुसूचित जनजाति आयोग
NATIONAL COMMISSION FOR SCHEDULED TRIBES
भारत सरकार/Govt. of India
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NATIONAL COMMISSION FOR SCHEDULED TRIBES
Case File No.- NCST/ATY-1026/TS/10/2023-APCR

List of participants

National Commission for Scheduled Tribes

Shri Ananta Nayak
Hon'ble Member

Shri R.K. Dubey
Deputy Director

Shri H.R. Meena
Research Officer

Shri Radhakanta Tripathy
Spl. Rapporteur.

**Officers from O/o Commissioner of Police, Rachkonda and
O/o the Telangana Co-operative Oil Seeds Growers Federation Limited, Hyderabad**

Shri R. Sanjay Kumar
Asst. Commissioner of Police,
Saifabad, Hyderabad

Petitioner

Not present