

Speed Post

RW
Pl. 9/11/13

No. 13012/42/2013-KVI
Government of India
Ministry of Home Affairs
(J&K Division)
New Delhi

Dated 29th April, 2013

To

Col. Ashok Kumar Singh
Veteran, D-249
Sector. P3, Near Centrla School,
Greader Noida- 201310
U.P.

Subject : Information under RTI Act, 2005.

Please refer to endorsement of letter No. A-43020/01/2013-RTI dated 1.4.2013 with reference to your RTI application dated 7.3.2013 for providing information about human rights violations.

2. As regards K-VI desk of the Ministry of Home Affairs, the details of Human Rights violations by Security Forces as provided by Army, CRPF, CISF, ITBP and BSF are enclosed herewith. Other information does not pertain to this desk.

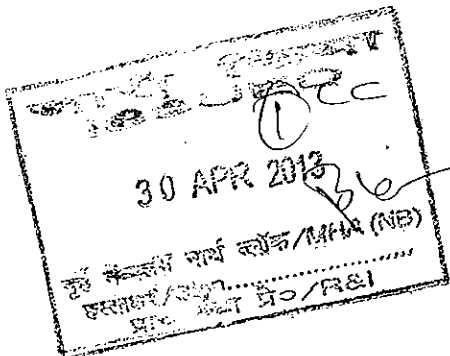
3. The Appellate Authority in this matter is Shri R.K. Srivastava, Joint Secretary (Kashmir), Room No. 127-A, North Block, New Delhi.

Bhopal Singh
Director & CPIO
Telefax : 23094790

Copy to :-

DS(K-I), MHA

Shri Surojit Ghosh, US (RTI), MHA, New Delhi w.r.t. their letter No. a-43020/01/2013-RTI dated 1.4.2013.



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O/C

HUMAN RIGHTS VIOLATIONS BY SECURITY FORCES

IN JAMMU AND KASHMIR (1990-2010)

Sl. No.	Allegations received	Allegations investigated	Allegations found false	Allegations found true	Personnel punished	Allegations under investigation
Army	995	981	956	25	25	14
CRPF	194	192	180	12	12	2
ITBP	6	6	4	2	2	0
BSF	239	233	193	41	41	5
CISF	0	0	0	0	0	0
Total	1434	1412	1333	80	80	21

**HUMAN RIGHTS VIOLATIONS BY SECURITY FORCES
IN JAMMU AND KASHMIR (1990-2010)**

Sl. No.	Year	Allegations received	Allegations investigated	Allegations found false	Allegations found true	Personnel punished	Allegations under investigation
Army							
1	1994	14	14	11	3	3	0
2	1995	15	15	12	3	3	0
3	1996	30	30	28	2	2	0
4	1997	143	143	142	1	1	0
5	1998	53	53	50	3	3	0
6	1999	125	125	123	2	2	0
7	2000	176	173	171	2	2	3
8	2001	117	117	116	1	1	0
9	2002	150	150	147	3	3	0
10	2003	16	16	15	1	1	0
11	2004	13	13	11	2	2	0
12	2005	34	34	33	1	1	0
13	2006	21	21	20	1	1	0
14	2007	27	26	26	-	0	1
15	2008	17	17	17	-	-	0
16	2009	21	18	18	-	-	3
17	2010	18	16	16	-	-	2
18	2011	1					1
19	2012	4					4
	Total	995	981	956	25	25	14

Sl. No.	Year	Allegations received	Allegations investigated	Allegations found false	Allegations found true	Personnel punished	Allegations under investigation
CRPF							
1	1990	55	55	52	3	3	0
2	1991	50	50	43	7	7	0
3	1992	10	10	10	0	0	0
4	1993	2	2	2	0	0	0
5	1994	3	3	3	0	0	0
6	1995	6	6	5	1	1	0
7	1996	1	1	1	0	0	0
8	1997	3	3	3	0	0	0
9	1998	0	0	0	0	0	0
10	1999	5	5	5	0	0	0
11	2000	4	4	4	0	0	0
12	2001	13	13	13	0	0	0
13	2002	14	14	13	1	1	0
14	2003	2	2	2	0	0	0
15	2004	0	0	0	0	0	0
16	2005	0	0	0	0	0	0
17	2006	2	1	1	0	0	1
18	2007	1	1	1	0	0	0
19	2008	3	3	3	0	0	0
20	2009	4	4	4	0	0	0
21	2010	10	10	10	0	0	0
22	2011	6	5	5			1
23	2012	0					
	Total	194	192	180	12	12	2

CISF							
Sl. No.	Year	Allegations received	Allegations investigated	Allegations found false	Allegations found true	Personnel punished	Allegations under investigation
1	1994-2009	-	-	-	-	-	-

ITBP							
Sl. No.	Year	Allegations received	Allegations investigated	Allegations found false	Allegations found true	Personnel punished	Allegations under investigation
1	1994-98	Nil	Nil	Nil	Nil	Nil	Nil
2	1999	1	1	1	-	-	0
3	2000	2	2	-	2	2	0
4	2001	1	1	1	-	-	0
5	2002	1	1	1	-	-	0
6	2003	1	1	1	-	-	0
7	2004	-	-	-	-	-	0
	2005	-	-	-	-	-	0
	2006	-	-	-	-	-	0
	2007	-	-	-	-	-	0
	2008	-	-	-	-	-	0
	2009	-	-	-	-	-	0
	2010	-	-	-	-	-	0
	2011	-	-	-	-	-	0
	2012						
	Total	6	6	4	2	2	0

BSF							
Sl. No.	Year	Allegations received	Allegations investigated	Allegations found false	Allegations found true	Personnel punished	Allegations under investigation

	1990	16	15	4	11	11	1
	1991	20	19	5	14	14	1
	1992	27	27	16	11	11	
	1993	5	5	4	1	1	
1	1994	10	10	10	-	-	0
2	1995	6	6	6	-	-	0
3	1996	11	11	10	1	1	0
4	1997	16	16	16	0	0	0
5	1998	6	6	6	-	-	0
6	1999	16	16	16	-	-	0
7	2000	10	10	9	1	1	0
8	2001	40	40	40	-	-	0
9	2002	27	27	25	2	2	0
10	2003	4	3	3	-	-	1
11	2004	8	8	8	-	-	0
12	2005	4	4	4	-	-	0
13	2006	1	1	1	-	-	0
14	2007	6	6	6	-	-	0
15	2008	1	1	1	-	-	0
16	2009	2	2	2	-	-	0
17	2010	1	0	0	-	-	1
18	2011	1					1
	2012	1	1	1	0	0	0
	Total	239	233	193	41	41	5
	Grand Total	1434	1412	1333	80	80	21

22/4

FN.No.13030/3/2013-RTI
 Government of India
 Ministry of Home Affairs
 (J&K Division)

SERTI K-VI
 29/4/13

48/10-02
 P1 Juvnl.

22/4/13

New Delhi Dated: 22 April 2013.

To
 Col. Ashok Kumar Singh,
 Veteran, D-249,
 Sect. P 3, Near Central School,
 Greater Noida, - 201310,
 U.P.

Sub: Information under RTI Act, 2005.

Sir,

Please refer to endorsement of letter No.A-43020/01/2013-RTI dated 1.4.2013 with reference to your RTI application dated 7.3.2013 for providing information about number of terrorists charged and punished for murdering soldiers in counter insurgency operations.

2. For item No. 1, the details of the Security Forces personnel who had been killed by the terrorists since 2000 is given below:-

Year	No. of SFs Killed	Year	No. of SFs killed
2000	397	2007	110
2001	536	2008	75
2002	453	2009	79
2003	314	2010	69
2004	281	2011	33
2005	189	2012	15
2006	151	2013 (Upto March)	8

3. As far as items No. 2,3, & 4 are concerned, you may please approach to State Govt. of J&K for the same. RTI Act, 2005 is not applicable to the State Govt. of J&K.

4. The Appellate Authority in this matter is Shri R.K. Srivastava, Joint Secretary (Kashmir), Room No. 127-A, North Block, New Delhi.


Yours faithfully,

(Mrs. Sulekha)
 Deputy Secretary & CPIO
 Tele.No. 23092696

✓ Copy along with a copy of RTI Application to DA (K.II) (Shri Chopal Singh), MHA, for furnishing the reply in respect of point No.6 directly to the applicant under intimation to this Desk.

Encls: As above.

Copy for information to Shri Surojit Ghosh, US (RTI), MHA, New Delhi w.r.t. their letter No.A-43020/01/2013-RTI dated 1.4.2013.


(Mrs. Sulekha)
Deputy Secretary & CPIO

20/03/2013

CR-86080/13/K-16

(163)

No.A-43020/01/2013-RTI
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya

New Delhi, Dated the 01/04/2013.

OFFICE MEMORANDUM

Subject: Application of Shri/Smt/Kum. Col. Ashok Kumar Singh
under the Right to Information Act, 2005.

The undersigned is directed to forward herewith an application dated 07/03/2013 under the RTI Act, 2005 of Shri/Smt/Kum. Col. Ashok Kumar Singh (received in this Ministry on 18/03/2013 /by transfer from

Kashmir Division for providing information, as the requested information pertains to/more closely related to the functions of the said Division. It is requested that if the subject matter pertains to any other CPIO/Public Authority, the application may be further transferred to that Authority directly, under intimation to the applicant.

3. The applicant has paid the requisite fee of Rs.10/- vide Receipt No. 24122 dated 20/03/2013 (copy enclosed) / not paid the fee since he claims to/belongs to the Below Poverty Line (BPL) Category.

Encl: As above.

Surojit

(Surojit Ghosh)

Under Secretary to the Govt. of India.

To

(i) Director (NE)
M.H.A.
North Block,
N. Delhi

(ii)

Dy. Secretary (K-16)
M.H.A.
North Block,
N. Delhi

Copy for information to:

Shri/Smt/Ms. Col. Ashok Kumar Singh
Veteran D-249, Sector P3,
Near Centre School
Greens, Noida - 201314 (UP).

(He/She is requested to contact the above-mentioned CPIO/Public Authority for further information in the matter)

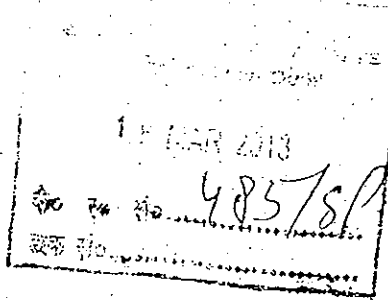
Handwritten signatures and initials including 'Surojit', 'G. O. K. (11)', 'u/y', and 'S. Jain'.

1848/RTI/2013
21/3/13

(65)

APPLICATION UNDER THE RIGHT TO INFORMATION ACT 2005

1 To,
5 The Public Information Officer
9 C/o Director (A&V)
4 Ministry of Home Affairs,
3 R. No. 94-B, North Block,
New Delhi-110001



Subject: Information required under the Right to Information Act 2005

Hello,

Kindly provide me with the following information requested under the purview of the Right to Information Act, 2005.

Regarding: How Many Terrorists have been Charged and Punished For Murdering Soldiers in CI Ops since year 2000.

Our Military, Para Military and CPO have been involved in CI operation for long. These forces operate in disturbed areas under Armed Forces Special Powers Act. My request for information pertains to certain issues as asked below.

Particulars of information required: As per list mentioned below

1. How many soldiers/ personals from Military, Para Military and CPOs since 2000 to till now have been killed by terrorists while they were conducting counter insurgency operations in disturbed areas? Please provide details forces wise, rank and years wise giving separate list for J&K and NE?
2. Do these forces conduct CI operations under law of the land or CI operations are considered an act of war? Please clarify?
3. When these soldiers are killed by the terrorists in CI operation, is an offence of murder committed by them? If so then are any FIR being registered against terrorists? If so then please provide information of FIRs registered in form of a summary (numbers). Please provide such information forces and state wise?
4. How many terrorists since 2000 have been charged, convicted and punished (sentence awarded) for murdering the soldiers in CI Operations? Please provide information forces wise?
5. How many soldiers from these forces have been punished for human rights violations? Please provide details forces wise?

DJCK
DIT (NF)

5. How many soldiers from these forces have been punished for human rights violations? Please provide details forces wise?
6. What is the ratio between soldiers punished for human rights violations and terrorists punished by our law of the land on charges of murdering or injuring soldiers?
7. Is our justice system capable of administering justice in disturbed areas where our forces are conducting CI operations and terrorists/ insurgents move around with the guns?
8. If not then what special arrangements have been made to ensure fair and efficient functioning of justice system in disturbed areas to punish convicted terrorists?

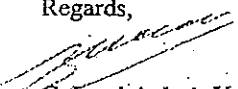
I request you please provide me above information.

Period pertaining to information: 2000-13

Find the application fee for the request attached with this application (Indian Postal Order No. 16F479861 dated 2/3/13 is enclosed). If you feel that above requested information does not pertain to your department then please follow the provisions of Section 6(3) of the RTI Act, 2005/Also as per the provisions of the RTI Act, 2005 please provide the details (Name and Designation) of the first appellate authority w.r.t your department with the reply to the above request., where I may if required file my first appeal.

I do hereby declare that I am a citizen of India. Kindly provide me with the information at the address/email id mentioned with the application. I request you to ensure that the information is provided before the expiry of the 30 day period after you have received the application.

Regards,


Colonel Ashok Kumar Singh

Date: 7 May 2013

Place: Delhi

Address: Colonel Ashok Kumar Singh; Veteran, D, 249,
Sect P3, Near Centre School
Greater Noida - 201310, UP

Phone: 9711390413 Email: veteransfordemocracv@gmail.com