



राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes

(भारत के संविधान के अनुच्छेद 338क के अंतर्गत दीवानी न्यायालय की शक्तियों को प्रयोग करने वाला एक संवैधानिक निकाय)
(A Constitutional body exercising powers of a Civil Court under Article 338A of the Constitution of India)
File No.- NCST/ATY-1105/KA/1/2023-APCR

NOTICE

Date : 11/05/2023

1. **Shri. Kumar Rao M**

Deputy Commissioner And District Magistrate,
Deputy Commissioner Office,
Rajatadri, Manipal,
Udupi, Karnataka 576104
Email Id: udupidc@gmail.com

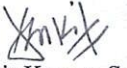
2. **Shri Hakay Akshay Macchindra**

Superintendent Of Police,
Office Of Superintendent Of Police,,
Bannanje, Udupi,
Karnataka 576101
Email Id: spudp@ksp.gov.in
Tel. No: 9480805401

Sub: Representation dated 15/03/2023 received from Shri Piniya Naik, Udupi, Karnataka regarding constant abuse, harassment and intimidation through casteist remarks, black magic and putting nails on the road cutting access to temple, school, agriculture work and houses

Whereas a petition/complaint/information has been received by this Commission from **Piniya Naik dated 15/03/2023** as enclosed and the Commission has decided to investigate/inquire into the matter in pursuance of the power conferred upon it under Article 338A of the Constitution of India. You are hereby directed to submit the facts and information on the action taken on the allegations/matters to the undersigned **within 7 day(s)** of receipt of this notice either by post or in person or by any other means of communication.

Please take notice that in case the Commission does not receive reply from you within the stipulated time, the Commission may exercise the powers of Civil Court conferred on it under of Article 338A of the Constitution of India and issue summons for your appearance in person or by a representative before the Commission.


(Ankit Kumar Sen)
Research Officer

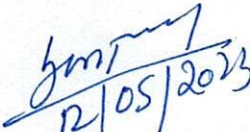
Telephone No. : 24645826

Email ID : researchofficer-aprc@ncst.nic.in

Copy to

✓ Piniya Naik - Piniya Naik ,
1-6, Mundadi Melmane, Kadoor Village,
Bramhavara Taluk, Udupi- 576 234- Karnataka
Phone No- 9845091526
piniyanaik@gmail.com

NIC-NCST


12/05/2023

To

The Chairperson

National Commission for Scheduled Tribes,

New Delhi

Subject: Complaint against Atrocity committed against ST community

I am writing this emotional plea to bring to your attention the plight of the SC/ST and backward community people who are financially unstable, who are victims of caste-based discrimination and atrocities. **I belong to the Scheduled Tribe community, and we have been facing constant abuse, harassment, and intimidation by an upper-caste individual – Balakrishna Vaidya s/o Narasimha Vaidya a resident of Nalkur village, who has resorted to using casteist remarks, black magic, putting nails on the road cutting people's/children's access to temple, school, agriculture work and houses.**

The children and people who use the route to go to the temple and school are now in fear. This heinous act has caused immense fear and distress among the workers who are building our house, and they are reluctant to come to work due to the fear of being harmed.

I have lodged a complaint with the Bramhavara police on 17/02/2023 and have been continuously following up on it, but it has not been registered as an FIR, despite being a clear violation of the SC/ST Atrocities Act.The accused is an influential person with political connections, and we fear for our safety and well-being. There are constant efforts to erase evidence of the crime and manipulate things, but we have tried to document things to the best of our capacity.

I would also bring it to you notice that the people being affected here are of SC/ST, Backward communities and are below poverty line, and every time they come in numbers to share their plight leaving aside work, that might cost them a day's meal and their children sleeping without food. This constant oppression has continued and people are still being abused.

The accused has deliberately targeted us because of our lower caste, which is a gross violation of our fundamental rights. Being a Dialysis patient and having to visit the hospital three times a week, it is getting more and more difficult for me to follow up with the police station.This is taking a heavy toll on my mental and emotional state.

I request your intervention to ensure justice is served, and the perpetrator is brought to book. I also urge you to provide us with adequate protection to prevent any further harm to us. We hope for a speedy resolution to this matter and justice to prevail.

Thank you for your attention and support.

Yours sincerely,

Piniya Naik

1-6, Mundadi Melmane,

Kadoor Village, Bramhavara Taluk,

Udupi- 576 234

Phone no- 9845091526

Signature:



Date: 15/03/2023

Timeline of Events:

- 1) 16/02/2023 - Crime committed by the accused (Photos attached)
- 2) 17/02/2023 - Went to Bramhavara Police station and gave a complaint (Copy attached)
- 3) Police constables visited the spot of crime on the same day
- 4) 23/02/2023 - Bramhavara station Police Sub-Inspector visited the spot and a follow up complaint was given on the same day (copy attached)
- 5) 26/02/2023 - E-complaint filed (attached with acknowledgement)
- 6) 28/02/2023 - Police Sub-inspector visited the spot again
- 7) 07/03/2023 - Visited police station
- 8) 09/03/2023 - Circle Inspector visited the spot of crime
- 9) 12/03/2023 - Around 50 families gathered at the spot of crime signing a plea in the presence of police personnel (Attached)

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