

**GOVERNMENT OF MEGHALAYA
SOCIAL WELFARE DEPARTMENT**

No. SW (S) 122/2016/550

Dated Shillong, the 29th September, 2022

From Smti. B.L. Pakyntein, MCS,
Deputy Secretary to the Govt of Meghalaya,
Social Welfare Department

To,

The Director, Government of India,
Ministry of Social Justice & Empowerment,
(Department of Social Justice & Empowerment),
Shastri Bhawan, New Delhi - 110001

Subject :- Annual Report on the working of the Scheduled Castes and the
Scheduled Tribes (Prevention of Atrocities) Act, 1989 for the calendar
year ended 31st December, 2021.


Ref. :- 1. No. PCR-11016/1/2022-PCR, dt. 24.01.2022.
2. No. PCR-11016/1/2022-PCR, dt. 19.09.2022.

Sir,

With reference to the subject cited above, I am directed to inform that the
information sought for the Annual Report on the working of the Scheduled Castes and
the Scheduled Tribes (Prevention of Atrocities) Act, 1989 for the calendar year ended
31st December, 2021 was furnished to the Ministry vide this Department's letter No.
SW (S) 122/2016/545, dt. 31.03.2022 (copy enclosed).

Forwarded for kind information.

Yours faithfully


Deputy Secretary to the Govt of Meghalaya,
Social Welfare Department

**GOVERNMENT OF MEGHALAYA
SOCIALWELFARE DEPARTMENT**

No. SW (S) 122/2016/545

Dated Shillong, the 31st March, 2022

From :- Smti. N. Myrboh,
Deputy Secretary to the Government of Meghalaya,
Social Welfare Department

To,
The Under Secretary to the Government of India,
Ministry of Social Justice & Empowerment,
Department of Social Justice & Empowerment,
Shastri Bhawan, New Delhi - 110001

Subject: - Annual Report on the working of the Scheduled Castes and Scheduled Tribes (Protection of Atrocities) (PoA) Act, 1989 and Protection of Civil Rights Act, 1955 for the calendar year ended 31st December, 2021.

Ref. :- 1. No. PCR-11016/1/2022-PCR, 24.01.2022.
2. F. No. PCR-11015/1/2022-PCR, dt. 24.01.2022.

Sir,

In inviting a reference to the Ministry's letters on the subject cited above, I am directed to furnish herewith the information as per the prescribed formats of the Ministry on the Annual Report for the year ended 31st December, 2021 on the working of the Scheduled Castes and Scheduled Tribes (Protection of Atrocities) (PoA) Act, 1989 and Protection of Civil Rights Act, 1955.

This is for kind information and necessary action.

Yours faithfully



Deputy Secretary to the Govt of Meghalaya,
Social Welfare Department

THE SCHEDULED CASTES AND THE SCHEDULED TRIBES

(PREVENTION OF ATROCITIES) ACT 1989

SYNOPSIS

**FOR PREPARATION OF MATERIAL FOR INCORPORATION IN THE ANNUAL
REPORT TO BE PREPARED BY THE CENTRAL GOVERNMENT FOR BEING
PLACED IN PARLIAMENT AS PER SECTION 21(4) OF THE ACT**

Sl. No	Question	Replies
1.	Overview of the status of offences of atrocities against members of SCs and STs in the State, and of the steps taken by the State Government/Union Territory Administration towards implementation of the PoA Act as amended by the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015 (No. 1 of 2016), enforced with effect from 26.01.2016	-
2.	Legal aid and other facilities provided to persons subjected to atrocities to enable them to avail themselves of justice (Ref.- Section 21{(2)(i)} of the Act)	-
3.	Registration of cases as per provisions of the amended PoA Act. (Ref: Section 3 of the Act as amended)	Registration of cases is being done
4.	Specification an appropriate Scheme to ensure implementation of the rights and entitlements of victims and witnesses in accessing justice. (Ref: Section 15A(11)of the Act.	Steps will be taken as and when cases are registered
5.	Travelling and maintenance expenses paid to witnesses, including the victims of atrocities, during investigation and trial of offences under the Act (Ref: Section 21{(2)(ii)} of the Act as amended)	Steps will be taken as and when cases are registered
6.	Investigation of the case and filing of charge sheet within sixty days (Ref: Rule 7 (2) of the PoA Rules as amended)	Steps will be taken as and when cases are registered

7.	Relief and rehabilitation of victims of atrocities: Provisions of relief within seven days. Provision and necessary authorization by the State Government/UT Administration to the District Magistrate for immediate withdrawal of money from the treasury. (Ref: Section 21(2)(iii) of the Act read with Rule 12(4) and Rule 12 (4A) of the PoA Rules; 1995 as amended)	-
8.	Officers appointed for initiating or exercising supervision over prosecutions for contravention of the provisions of the Act: Setting up of SC/ST Protection Cell (Ref: Section 21(2)(iv) of the Act read with Rule 8 of PoA Rules, 1995)--/	Public Prosecutors appointed by Government will be utilised.
9.	Constitution and frequency of conduct of meetings of State, District and Sub-Divisional Level Vigilance & Monitoring Committees and review of implementation of the provisions of the PoA Act, Scheme for the rights and entitlements of victims and witnesses in accessing justice as specified in sub-section (ii) of Section 15A of Chapter IVA of the Act, relief and rehabilitation of atrocity victims, prosecution of cases and review of various reports received by the State Governments/UT Administrations. (Ref: Section 21(2)(v) of PoA Act read with Rule 16, 17& 17A of PoA Rules, 1995 as amended)	-
10.	Periodic Survey conducted on the working of the provisions of the PoA Act (Ref: Section 21(2)(vi) of the Act)	-
11.	Areas identified where members of SCs and STs are likely to be subjected to atrocities and measures adopted to ensure their safety (Ref: Section 21(2)(vii) of the Act)	-
12.	Special Courts and Exclusive Special Courts set up for speedy trial of cases under the PoA Act (Ref: Section 14 of the PoA Act as amended)	Special Courts have been set up
13.	Specification of Special Public Prosecutors and Exclusive Public Prosecutors (Ref: Section 15 (1 and 2) of the PoA Act as amended)	The District and Session Judges, Nongstoin, Shillong, Tura, Jowai, Nongpoh and Williamnagar have been designated as Special Court.
14.	Setting up of SC/ST Protection Cells (Ref: Rule 8 of the PoA Rules as amended).-	Protection Cell has been set up in CID under the charge of DIG and SSP, CID.

15.	Special Police Stations set up to investigate offences of atrocities against members of SC/ST.	-
16.	Non-SC/ST officers punished for wilful, neglect of duties (Ref: Section 4 of the PoA Act as amended)	No cases reported.
17.	Nodal Officers nominated to co-ordinate functioning of the District Magistrates and Superintendent of Police and other officers, responsible for implementing provisions of the Act. (Ref: Rule 9 of PoA Rules, 1995 as amended)	District Social Welfare Officers can be appointed to coordinate with the District Magistrate / Superintendent of Police and other District stakeholders.
18.	Special Officers appointed for identified areas to co-ordinate with the District magistrate, Superintendent of Police or other officers responsible for implementing the provisions of the Act, various committees and the Scheduled Castes and the Scheduled Tribes Protection Cell (Ref: Rule 10 of PoA Rules, 1995 as amended)	
19.	Implementation of a Plan for effectively implementing provisions of the Act and its notification in the State Gazette (Ref. Rule 15 of PoA Rules, 1995 as amended)	Training imparted to Police Personnel in Police Training School, Shillong.
20.	Steps taken by State Government/Union Territory Administration by way of:	
(i)	Sensitisation, awareness programmes and publicity.	
(ii)	Training programmes to sensitise police and other officers, in regard to provisions of the Act and the Rules, as amended.	
(iii)	Filing of appeals in superior Courts against acquittals.	
(iv)	Recognition of Persons/Organizations for having done explanatory work in prevention of atrocities.	
(v)	Review of performance of Special Public Prosecutors and Exclusive Special Public Prosecutors.	
Write-up on the issues at SI. No. 2 to 20 above should be supported by data in formats given in Annexure I to XXIII.		

ANNEXURE I TO XXIII REFERRED TO IN SYNOPSIS, SEEKING
MATERIAL FOR ANNUAL REPORT FOR CALENDAR YEAR
2021, UNDER SECTION 21(4) OF THE SCHEDULED CASTES
AND THE SCHEDULED TRIBES (PREVENTION OF ATROCITIES)
ACT, 1989.

TRAVELLING AND MAINTENANCE EXPENSES PAID TO WITNESSES, INCLUDING THE VICTIMS OF ATROCITIES, DURING INVESTIGATION AND TRIAL OF OFFENCES UNDER THE ACT

[Ref. Section 21{(2)(ii)} of the Act)

State/ UT: MEGHALAYA

Total number of Districts: 12 (twelve)

[illegible]

REGISTRATION OF CASES AS PER PROVISIONS OF THE AMENDED PoA ACT

State/UT: MEGHALAYA

Section	Gist of Provision	Number of cases registered
3 (as amended)	Expanded, re-phased and new offences of atrocities under Section 3 of the PoA Act as amended	
		One case has been registered in the East Khasi Hills District
Nil		

Annexure - IV

**SPECIFICATION OF APPROPRIATE SCHEME TO ENSURE IMPLEMENTATION OF
THE RIGHTS AND ENTITLEMENTS OF WITNESSES IN ACCESSING JUSTICE**

(Ref: Section 15A(11) of the Act)

State: **MEGHALAYA**

Chapter of the PoA Act as amended	Section	Sub-Section	Gist
IV A	15A	11	Specification of an appropriate Scheme to ensure implementation of the rights and entitlement of victims and witnesses in accessing justice as specified in sub-section 11 (a) to (n)
Nil			

STEPS TAKEN BY WAY OF ECONOMIC AND SOCIAL REHABILITATION OF VICTIMS OF ATROCITIES: RELIEF TO ATROCITY VICTIMS

(Ref; Section 21(2)(iii) of the Act read with Rule 12(4) of the PoA Rules, 1995, as amended)

State/ UT : **MEGHALAYA**

Total number of Districts: **12 (twelve)**

[illegible]

INVESTIGATION AND FILLING OF THE CHARGE SHEET WITHIN SIXTY DAYSState/ UT: **MEGHALAYA**

Rule	Gist of Provision	Action Taken	
		Number of cases in which investigation and filling of the charge sheet was done	
		<i>within sixty days</i>	<i>later than sixty</i>
7(2)	Completion of investigation and filing of charge sheet of the PoA related cases in the Special Court / Exclusive Special Court within a period of sixty day.	Nil	

RELIEF AND REHABILITATION OF VICTIMS OF ATROCITIES

(Ref: Section 21(2)(iii) of the Act read with Rule 12 (4) and Rule 12 (4A) of the PoA Rules, 1995 as amended)

State/UT: **MEGHALAYA**

Rule	Gist of Provision	Action Taken	
		Number of cases in which the relief amount was paid to concerned person(s) within	
		seven days	later than seven days
12 (4)	Provisions of relief to the concerned within seven days as per 'Minimum amount of relief specified in Annexure-I of the Schedule of the PoA Rules as amended	Nil	
12 (4) (A)	Authorization by the State Government/UT Administration to the District Magistrate for immediate withdrawal of money from the treasury so as to timely provide relief amount	Whether authorization has been:	
		Done	Not done

OFFICERS APPOINTED FOR INITIATING OR EXERCISING SUPERVISION OVER PROSECUTIONS FOR CONTRAVENTION OF THE PROVISIONS OF THE ACT: SETTING UP OF SC/ST PROTECTION CELL

(Ref; Section 21(2)(iv) of the Act read with Rule 8 of PoA Rules, 1995)

State/UT: **MEGHALAYA**

Composition of the Cell	Activity of the Cell	Number
	Surveys of identified areas conducted	Nil
	Investigations done about the probable causes leading to an offence under the Act.	Nil
	Enquiries made about the investigation and spot inspections conducted by various officers.	Nil
	Enquiries made about the wilful negligence by a public servant.	Nil
	Reviews conducted to assess the position of cases registered under the Act.	Nil

Annexure - IX

CONSTITUTION, FREQUENCY OF CONDUCT OF THE MEETINGS OF STATE, DISTRICT AND SUB DIVISIONAL LEVEL VIGILANCE & MONITORING COMMITTEES

(Ref: Section 21(2)(v) of PoA Act read with Rule 16, 17 & 17A of PoA Rules, 1995 as amended)

State/ UT: **MEGHALAYA**

Year

A. State Level Committee:

(a) Whether constituted - **Yes**

(b) Number of meetings held in a calendar year – **No meeting held.**

B. District Level Committees:

District Level Committee			
Sr. No.	District	Date of last constitution of the DLVMC	Number of meetings held during the year
	11 (eleven) Districts in the State	No. SW(S) 169/2009/ 540, dt. 29.11.2013.	NIL

N.B: A fresh notifications for constituting District Level Committee will be issued for the new District of Eastern West Khasi Hills District carved out of West Khasi Hills District and was created on November, 2021.

C. Sub Divisional Level Committees (SDVMC):

Sub Divisional Level Committees			
Sr. No.	Sub Divisional	Date of constitution of the SDVMC	Number of meetings held during the year
	Sohra Sub-Division, Amlarem Sub-Division, Raksamgre Sub-Division, Dadenggre Sub-Division, Mawshynrut Sub-Division. Pynursla Sub-Division, Ranikor Sub-Division. Chokpot Sub-Division.	No. SW(S) 169/2009/ 597, dt. 24.06.2013.	NIL

PERIODIC SURVEY CONDUCTED ON THE WORKING OF THE PROVISIONS OF THE ACT*(Ref: Section 21(2)(vi) of the Act)*State/UT: MEGHALAYATotal Number of Districts: 12 (twelve)

Sr. No.	Where periodic surveys were conducted	
	District	Number of surveys conducted
	Nil	
	Total:	

**AREAS IDENTIFIED WHERE MEMBERS OF SCs AND STs ARE LIKELY TO BE
SUBJECTED TO ATROCITIES AND MEASURES ADOPTED TO ENSURE THIS
SAFELY**

(Ref. Section 21(2)(vii) of the Act)

State/ UT: MEGHALAYA

Total Number of Districts: - 12 (twelve)

Sr. No	Identified District	Specific areas within District, identified as 'atrocidity -prone' areas	Measures taken for the removal of such disability in such areas
	Nil	Nil	Nil
	Total:		

Annexure - XII

SPECIAL COURTS AND EXCLUSIVE SPECIAL COURTS SET UP FOR SPEEDY TRIAL OF CASES UNDER THE PoA ACT (Ref. Section 14 of the PoA Act as amended)

State/ UT: **MEGHALAYA**

Total Number of Districts: - 12 (twelve)

Sr. No.	Name of the District where set up	
	<i>Special Courts</i>	<i>Exclusive Special Courts</i>
	District and Session Judge Court has been designated as Special Court in the District.	NIL
Total	12	✓

SPECIFICATION OF SPECIAL PUBLIC PROSECUTORS AND EXCLUSIVE SPECIAL PUBLIC PROSECUTORS (Ref. Section 15 (1) and (2) of the PoA Act as amended)

State: - MEGHALAYA

Number of		Number of	
Special Courts in the State/UT	Special Public Prosecutors specified for conducting cases in the Special Courts	Exclusive Special Courts in the State/UT	Exclusive Special Public Prosecutors specified for conducting cases in the Exclusive Special Courts
12	NA	NA	NA

Annexure - XIV

SETTING UP OF SC/ST PROTECTION CELL (Ref. Rule 8 of the PoA Rule as amended)

State: - MEGHALAYA

Whether the SC/ST Protection Cell has been set up	Whether the SC / ST Cell is discharging all the responsibility specified in Rule 8 of the PoA Rule	Whether additional responsibility has been entrusted to SC / ST Protection Cell which is other than that specified under Rule 8
Yes	Yes	No

**SPECIAL POLICE STATIONS SET UP TO INVESTIGATE OFFENCES AGAINST
MEMBERS OF SCHEDULED CASTES AND SCHEDULED TRIBES**

State: - MEGHALAYA

Total number of Districts: - 12 (twelve).

Sr. No.	District where special police station has been set up		Name of Districts where special police station has not been set up
	<i>Name of the District</i>	<i>Number of Special Police Stations</i>	
	NIL		
	Total	Total	Total

NON - SC /ST OFFICERS PUNISHED FOR WILFUL NEGLECT OF DUTIES

(Ref: Section 4 of Act as amended)

State: - MEGHALAYA

Number of officers punished for first offence under Section 4 of the PoA Act as amended	Number of officers punished for second and subsequent offence under Section 5 of the PoA Act.
NIL	

**NODAL OFFICERS NOMINATED TO CO-ORDINATE FUNCTIONING OF THE
DISTRICT MAGISTRATES AND SUPERINTENDENT OF POLICE AND OTHER
OFFICERS RESPONSIBLE FOR IMPLEMENTING PROVISIONS OF THE ACT**

(Ref: Rule 9 of PoA Rules, 1995 as amended)

State: - MEGHALAYA

- (i) **Whether quarterly progress reports received from the SC/ST Protection Cells.**

No.

- (ii) **Whether the review was undertaken of the reports mentioned above.**

No.

**SPECIAL OFFICERS APPOINTED FOR IDENTIFIED AREAS TO CO-ORDINATE
WITH THE DISTRICT MAGISTRATE, SUPERINTENDENT OF POLICE OR OTHER
OFFICERS RESPONSIBLE FOR IMPLEMENTING THE PROVISIONS OF THE ACT,
VARIOUS COMMITTEES AND THE SCHEDULED CASTES AND THE SCHEDULED
TRIBES PROTECTION CELL**

(Ref: Rule 10 of PoA Rules, 1995 as amended)

State: - MEGHALAYA

Total number of Districts:- 12 (twelve)

Sr. No.	Identified District	Whether Special Officer appointed (Yes/No)	Designation of the Special Officer
	NIL		
	Number of Districts	Total Number:	

**IMPLEMENTATION OF A PLAN PREPARED FOR EFFECTIVELY IMPLEMENTING
PROVISIONS OF THE ACT AND ITS NOTIFICATION IN THE STATE GAZETTE.**

(Ref: Rule 15 of PoA Rules, 1995)

State: - **MEGHALAYA**

1.	Whether the plan has been formulated (Yes/No).	No
2.	If yes, please described its gist, an also attach its copy as required under Rule 15 (2) of the PoA Rules, as amended.	NA

STEPS TAKEN BY STATE GOVERNMENT/UNION TERRITORY ADMINISTRATION

State: - MEGHALAYA

Number of Publicity / Awareness Programmes conducted	Number of Officers sensitized, amongst	
	Police	Others
NIL	Nil	NIL

APPEALS FILED IN SUPERIOR COURTS IN CASES WHICH ENDED IN ACQUITTAL

State: - MEGHALAYA

Number of cases which ended in acquittal	Number of cases in which appeals filed in superior courts against acquittal
<p>NIL</p>	<p>NIL</p>

**ACTION TAKEN TO RECOGNIZED / REWARD PERSONS / ORGANIZATIONS WHO
HAVE DONE EXEMPLARY WORK IN PREVENTION OF ATROCITIES AND REMOVAL
OF UNTOUCHABILITY.**

State: - MEGHALAYA

Sr. No.	Name of persons rewarded	Work done	Names of Organization rewarded	Work done.
	NIL			

REVIEW OF PERFORMANCE OF PUBLIC PROSECUTORS

(Ref: Rule 4 (2 & 3) of the PoA Rules as amended)

State: **MEGHALAYA**

**Names of Special Public Prosecutors and Exclusive Special Public Prosecutors
changed for not pleading the PoA Act related cases effectively.**

1.

2.

3.

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NIL

Total Number:-

5.15 MEGHALAYA

5.15.1 COMMITTEES

STATE LEVEL VIGILANCE AND MONITORING COMMITTEE

A State Level Vigilance & Monitoring Committee under the Chairpersonship of Chief Minister reviews implementation of the PoA Act.

DISTRICT LEVEL VIGILANCE AND MONITORING COMMITTEE

The District Level Vigilance & Monitoring Committees have been constituted in all districts of the State, under the Chairpersonship of the District Magistrate to review implementation of the PoA Act.

SUB-DIVISIONAL LEVEL VIGILANCE AND MONITORING COMMITTEES

The Sub-Divisional Vigilance and Monitoring Committees have also been constituted in all Sub-Divisions under the Chairpersonship of Sub-Divisional Magistrate.

5.15.2 STATE LEVEL SC AND ST PROTECTION CELL

The Scheduled Castes and Scheduled Tribes Protection Cell has been set up at the State Police Headquarters under the supervision of Deputy Inspector General of Police (CID) with supporting staff comprising of Special Superintendent of Police (CID).

5.15.3 IDENTIFICATION OF ATROCITY PRONE AREAS

No area has been identified as atrocity prone where the members of Scheduled castes/Scheduled Tribes are likely to be subjected to atrocities.

5.15.4 SPECIAL COURTS

The District and Session Judge Court of each District has been designated as Special Court to try cases under the PoA Act.