



Banglar

Manabdhikar Suraksha Mancha (masum)

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**16.04.2020**

The Chairman,  
National Human Rights Commission,  
Manav Adhikar Bhawan,  
Block-C, GPO Complex, INA,  
New Delhi- 110023

Respected Sir,

I would like to draw your kind attention to another case of arbitrary action and restriction imposed by the BSF on the poor marginalized villagers of Jhaudanga, Barnaberia and Noradaha village. The Villagers live in great penury and the only source of income is derived from their respective share of cultivable lands. The villagers already live their lives in great difficulties with respect to their cultivation as the BSF authorities have their own rules regarding the timing of the gates, obstruction of water etc. These problems already affect the income of the farmers as their lands and crops are all controlled by the irrational rules of BSF and on top of that, new fences will be constructed in these abovementioned villages. The farmers and other authorities have come together and devised a plan that might work best for all the villagers but the BSF and the Central government have refused to work according to the plan devised and wishes to construct fences arbitrarily that may incur massive losses for the villagers.

On 06.08.2018 a complaint was submitted before the District Magistrate, North 24 Parganas reminding the District Magistrate, North 24 Parganas of a request that was made through the memo no. S/L/1030/DL/1/2/18/ADM/LR from the Villagers and farmers of Jhaudanga, Noradaha and Barnaberia claiming the issues that may arise if the fences are not constructed along the zero point. It was verbally informed to them that their request through the complaint has been considered and accepted. Following that a meeting was held with the BSF authority, Block Development Officer, Gaighata and Jhaudanga Gram Panchayat members at Block Development Officer's chamber on 13.07.2018. It was again verbally informed that the fencing will be constructed along the zero point and not elsewhere. Later, the NOC retrieved from Block Land & Land Revenue Officer, Gaighata which had the details of the Dag no. of the land of farmers showed a few discrepancy. It was found out that the land for new fencing will not be constructed at the zero point rather the new fencing will be joining the old fencing construction which is situated within the villages. A discussion regarding this issue was

carried on by Block Development Officer, Gaighata, Panchayat Pradhan, Jharudanga, BSF Personnel, Bahufasali Krishijomi Rokkha Committee, Central Public Works Department officials, Block Land and Land Revenue Officer and many others at the Gaighata BDO Office on 3.08.2018 and 09.09.2019. On 24.01.2020 a complaint has been filed before the District Magistrate, North 24 Pargana; Sub Divisional Officer, Bongaon; Block Development Officer, Gaighata and Gram Panchayat Pradhan, Jharudanga, but no action has been taken on that front yet.

Due to this arbitrary attitude of Border Security Force and concerned Central Government authority imposed upon the villagers of Jharudanga, Noradaha and Barnaberia is not only challenging their life and livelihood but also violating the Article 21 and Article 19 of the Constitution of India which reads as “No person shall be deprived of his life and liberty except according to procedure established by law” and “All citizens shall have the rights to move freely throughout the territory of India” respectively and Article 12 of the International Covenant on Civil and Political Rights and the goal number 16 of the United Nations Sustainable Development Goals, which Government of India has taken pledge to adhere with.

I request your urgent intervention in this case by fulfilling these demands of the villagers:

- BSF personnel should be stationed at the zero point and not within the territory of the villages.
- The BSF should keep the gates at the border fence open from 6 am to 6 pm.
- The new fencing should be constructed along the Ichamati river as agreed by all the authorities in line with the farmers.
- The commission must initiate an investigation by its independent wing to look into the authenticity of the plans devised and the difficulties that might be faced by the villagers if the BSF authorities construct fences arbitrarily.
- The commission should take appropriate measure immediately since innumerable cultivable lands will be at irreparable loss if the construction of the fences within the villages begins.
- The various meetings reflect that the authorities had full knowledge about the impediments that might be faced by the villagers so the commission should take measures to stop them from constructing these fences and work as planned.
- The Commission must also look into the arbitrary implementation of the plan by the central government and the BSF, disregarding the poor villagers and all the decisions made regarding this.

Your Faithfully

Dipyaman Adhikary

Assistant Secretary



Banglar Manabadhikar Suraksha Mancha (MASUM)

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**Victim details:** Villagers of Jhaudanga and Barnoberia village, Jhaudanga Gram Panchayat under Gaighata Block. Mouja- 73 Jhaudanga, 72 Noradah, 71 Barnaberia.

**Details of perpetrators:** 64 Batallion BSF Jhaudanga, now 158 Batallion BSF Jhaudanga

**Complaint sent on 23.01.2020 to-**

- Sub Divisional Officer, Bongaon
- Block Development Officer, Gaighata
- Jhaudanga Panchayat Pradhan of Jhaudanga Gram Panchayat
- District Magistrate, North 24 Pargana

**Discussion regarding the fencing issues faced by the villagers:**

Date & Time: 03.08.2018 and 09.09.2019 at 11 am.

Location: Gaighata BDO's Office Chamber.

Participation in the meeting – Block Development Officer, Gaighata; Panchayat Pradhan, Jhaudanga Gram Panchayat; Border Security Force Personnel, Bahufasali Krishijomi Rokkha Committee; Officials of the Central Public Works Department; Block Land & Land Revenue Officer and many others were present there.

**Details of the case:**

In 1998, the authority Central Public Works Department had constructed fence in Gaighata block which falls under Jhaudanga Gram Panchayat. This block has its border with Bangladesh along the Ichamati river. Central Public Works Department had

constructed a fencing from a stretch of 1.5km from Jhawardanga crossing to Noradaha crossing along the Ramnagar road which also did not acquire any agricultural land hence determined the construction of the old fencing.

This case is regarding the construction of a new fencing which is supposed to be constructed along the lines of Ichamati river which determines the zero point of the international border. The villagers and the farmers of Jhaudanga, Noradoho and Barnaberia fall within the whole border area and hence the fencing at the zero point would save them from a lot of trouble. Currently BSF and CPWD are planning to construct the border fences that go over Jhaudanga and Barnaberia till it connects to the earlier constructed fences on two points along the Ramnagar road. If these fences are built then about 300 farmers of Jhaudanga, Noradaha and Barnaberia will face difficulties in cultivating their lands. Farmers have even informed about this problem in Gaighata.

On 06.08.2018 a written complaint was submitted before the District Magistrate, North 24 Parganas where they requested him to take action as Central Public Works Department will try to start fencing work upon the agricultural land of the farmers and therefore, farmers of Jhaudanga, Noradaha and Barnaberia face problem. Previously the villagers and farmers of Jharudanga, Noradaha and Barnaberia submitted a written application being Memo number S/L/1030/DL/1/2/18/ADM/LR and after that a meeting was conducted with the BSF authority and District Magistrate and it was verbally informed to them that their request had been considered and accepted. Following that another meeting was held with the BSF authority, Block Development Officer, Panchayat Pradhan of Jhaudanga Gram Panchayat in the office chamber of Block Development Officer, Gaighata on 13.07.2018. It was again verbally informed that the fencing will be constructed along the zero point and not elsewhere. Later, the NOC retrieved from Block Land & Land Revenue Officer, Gaighata which had the details of the Dag number of the land showed a few discrepancies. On 03.08.2018 and 09.09.2019 a meeting was convened at the office chamber of the Block Development Officer, Gaighata where all government authorities were present.

It was decided that either the fencing may be made through riverside subject to meeting with the authority of Bangladesh and India, or 150 yards from the middle point in between India and Bangladesh Border pillar. This shall not create any hurdles for the farmers in order to cultivate their lands. This was finalized and was informed to all the farmers and Central Public Works Department decided to work according to this decision. Now, the BSF and the Central government decide that fencing will be constructed along the lines that go over 71 Barnaberia Mouja, 72 Noradaha Mouza and 73 Jhawardanga Mouja road and will meet the old constructed fencing. Therefore, about more than hundred acres of Mouja's of Jhaudanga, Noradaha and Barnaberia will be obstructed because of this new decision of Border Security Force authority and central

government. The farmers did not agree to this decision as the BSF will occupy lands exceeding to their plan and vast land of crops will be destroyed because of this .The farmers do not agree to this planning and the authorities have completely disregarded their opinion whereas the parties at loss are these poor agrarian laborers completely dependent on the lands and utilizing the lands for agriculture from where they earn their sole income. On 23/1/2020 the farmers have protested on a signed letter and submitted so that their plea is considered. An immediate step must be taken to stop this as it will save the lives of these poor agrarian laborers.

**Attached Documents**

Complaint to the District Magistrate of North 24 Parganas by the villagers

To  
The D.M  
North 24 pgs.  
Barasat, W B

বিষয়ঃ বহুসংখ্যক কৃষি জমি বহুসংখ্যক গ্রামে সীমান্তবর্তী নিম্নমাত্রা কটাতারের বেড়ার ১.৫ কি.মি অংশে স্থানান্তরকরণ।

মহাপুর, মহাপুরা

কম্পানি লিমিটেড যাত্রাকারীজন উত্তর ২৪ পরগণা জেলার অর্গত গাইঘাটা থানার অধীন ভারত বাংলাদেশ সীমান্তবর্তী ৭৩ নং পল্টনঘাট ১২ নং মোড়ার ও ৭৯ নং বর্ধমান নৌজার স্থানীয় বাসিন্দাবৃন্দ। সকলেই প্রান্তিক চাষি এবং কৃষি আমাদের একমাত্র জীবিকা।

আমাদের গাম গ্রামের পূর্ণপাল বরানোর হয়ে যাওয়া ইচ্ছামতী নদীই ভারত বাংলাদেশ সীমান্ত। এই নদী থেকে প্রায় ৪০০ মিটার পশ্চিম দিকের প্রায় সমান্তরালে রাস্তারপাশ রোড ( বাসরোড )। এই রাস্তার পূর্ব পাশ দিয়ে ১.৫ কিমি দৈর্ঘ্যের ভার কটাতার বেড়া। কটাতার পূর্ব পাশ প্রায় ৪০০ ( চাটপত ) বিঘা বহুসংখ্যক জমি। পূর্বের আবেদনের ভিত্তিতে আমাদের দাবি ছিল আন্তর্জাতিক নিম্নমাত্রা কটাতারের অংশে যেমন জিরো পয়েন্ট বা ১৫০ গজ ভিতর দিয়ে সীমান্ত বেড়া নির্মাণ হবে এই অংশেও ডেমসটি হলে অর্থাৎ ১৫০ গজ ছাড়া শত ) বিঘা বহুসংখ্যক জমি কটাতারের বেড়ার এপাশে চলে আসত, এই অংশে বেড়ার উদ্যোগ অনেকটা করে কিন্তু আমাদের সীমান্তও সুরক্ষিত হত।

আমাদের এই দাবীর ভিত্তিতে মালদায় গাইঘাটা বি.ডি.ও. মহাপুরের উপস্থিতিতে ৬৪ BN B.S.F আধিকারিক গলের সঙ্গে গত ০৩/০৫/২০১৮ ও ০৯/০৯/২০১৯ তারিখে গাইঘাটা রক অফিস দু'দফার কৃষকদের সঙ্গে বিশেষ আলোচনায় হয়। শেষ মিটিং এ বি.ডি.ও. মহাপুরের উপস্থিতিতেই তারা বলেন যে এই অংশে কটাতার নির্ধারিত সীমা অর্থাৎ জিরো পয়েন্ট থেকে ১৫০ গজ ভিতর স্থিতি স্থাপন করার জন্য উপায় মহলের অনুমতি নিলেই।

সুধারি গাম পঞ্চায়েত সূত্রে একটি ডায়েরিতে এই মৌজায় বিভিন্ন দাগ নম্বর চিহ্নিত করে টাকা বরাদ্দের ডায়েরিকা অনুরা হাতে গাই ঘাট নম্বর এপি বিবেচন করে দেখা যাচ্ছে সীমান্ত বেড়া পুরানো বেড়ার সঙ্গেই মিশে যাচ্ছে। মিটিংয়ের গুরুত্ব না দিয়ে, মালদায় আধিকারিক গলের উপস্থিতি ও হাফ্ডর এবং আমাদের NOC না দেওয়া কে অগ্রাহ্য করে যদি সত্যিই পুরানো বেড়াকে সীমান্ত না করা হয় তবে আমরা সর্বদায় হবে যাব। নদীর সীমানা দিয়ে আমাদের জমি আছে সেই জমি নিতে আমাদের কোন ক্ষতি নেই। গম রফত করা সেরে দেওয়া হল।

অতএব, মহাপুর / মহাপুরা এই পরিধিভুক্ত আমাদের একান্ত প্রার্থনা বর্তমান ভারকটার বেড়াটি আতে সীমান্ত নির্ধারিত সীমাতে (জিরো পয়েন্ট বা ১৫০ গজ ) দিয়ে নির্মাণ হয় তার ব্যবস্থা বিবেচনা করে আমাদের বাধ্যত করবেন।

তারিখঃ ০২

Copy to

THE SDO, BONGAON 24 PGS (N)  
THE BDO, GAIGHATA 24 PGS (N)  
THE PRODHAN, JHOWDANGA GP

বিনীত  
কৃষক ও গ্রামবাসিন্দ

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23/11/2020

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4. tarak chandra biswas  
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Reserved for Verification  
Receiving Clerk  
S.O.O. BONGAON  
North 24 Parganas

RECEIVED  
22/11/2020

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2) G. S. Subudh	42	Ompr Mondal
3) Subudh Das	43	Narayan Mondal
4) Subudh Das	44	Subudh Das
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22) Subudh Das	62	Prashanta Ghosh
23) Subudh Das	63	Anup Ghosh
24) Subudh Das	64	Subudh Das
25) Subudh Das	65	Aksay Ghosh
26) Subudh Das	66	Sino Kundu Biswas



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  - 73 সুন্দর কন-বিহার
  - 74 বিজয় কুমার
  - 75/ শ্যাম কুমার
  - 76 Amit Biswas
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Minutes of the meeting with BSF personnel and other administrative officers

Proceeding of Meeting of mouza Barnaberia

The meeting is related to Indo-Bangladesh Border Fencing in the area of mouza - Barnaberia Under Thowdanga G.P. The meeting is started at 11-00 AM in presence of B.D.O, Gaighata Development Block, Saripati Gaighata Panchayat Samity, BL & LRO, Gaighata and Officials of 64 BSF personnel, Kalyani, Nadia and local people of Mouza - Barnaberia Under Thowdanga Gram Panchayat.

After a long discussion in the meeting, following are the proceeding noted for the further action :-

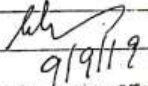
1) Fencing may be made at Locality through riverside subject to meeting with the authority of Bangladesh and India.

OR

2) 150 yard from the middle point in between Indo-Bangladesh Border Pillars.

All the local people, 64 BSF authority and BL & LRO's representative will visit the spot of mouza - Barnaberia, Thowdanga and Angrail on 17/09/2019 at noon where fencing is to be constructed.

There are no further discussion in this regard.  
The meeting was ended with thanks to all.

  
9/9/19.  
Block Development Officer  
GAIGHATA DEV. BLOCK  
Chandpara, North 24 Parganas.

Meeting with BSF Authority and interested villagers  
regarding Indo-Bangladesh Border Fencing

Jhondanga Gram Panchayat

Place :- Gaighata B.O's

Time : 11-00 AM

Office Chamber

Date : 9.9.2019

Mouza:- Baranbaria

Sl No.	Name of Presence with Designation	Signature
	Gabinur Bis.	
1.	Bibhata Biswas. BDO Gaighata	9/9/19
2.	Deeptale Bhattacharya, DC, 64 BSBF	9/9/19
3.	Poojeen Singh Asst. CHM BSF	9/9/19
4.	P.S. CHAKRABORTY SHO KAKATA Landfill	9/9/19
5.	Mouu Verma JE CPWD	9/9/19
6.	Kartick Ch. Pal Jhondanga	9/9/19
7.	mangal chandra Ghosh Amgail	9.9.19
8.	Goutam Mandal Angrail	9.9.19
9.	Gopal chandra Biswas (Jhondanga.)	9.9.19
10.	Ashok Ghosh - (Baranbaria)	9.9.19
11.	Ashok Kumar Ghosh (Jhondanga)	9.9.19
12.	Bhaskar Ghosh (Jhondanga)	9.9.19
13.	Manoj Kumar Ghosh	9.9.19
14.	Ram Prasad Ghosh Angrail	09.09.19
15.	Suranjay Ghosh	09.09.19
16.	Samir Kumar Biswas (Prodhon)	9/9/2019
17.	Kamud Das, Nandana	9/9/2019
18.	Maulanur. Gouffonin P.LLR.Gai	9/9/19
19.	Anat Saha B.L.R.M	9/9/19
20.	Prasanta K. Ghosh B.L.R. Odisha	9.9.19
21.	Lakshman Ch. Das Jhondanga	9.9.19
22.	Satyajit Ghosh Jhondanga	9.9.19
23.	Subrata Saha I.P. Keshya	9/9/19
24.	Dibyanshu Narayan Gula KD J.S.	09.09.19
25.	Anil Biswas Manbar P.S.	09.09.19
26.	Chandramath Ghosh	9.9.19
27.	Sanjay Das (Jhondanga)	9.9.19 Sadhan Das
28.	Sanjay Das (Jhondanga)	9.9.19 Sadhan Das
29.	Sanjay Das (Jhondanga)	9.9.19

