



Banglar

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**25.04.2020**

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

Respected Sir,

Through this complaint, I seek to draw your attention to the villagers of 128 Bhotbari village who have been suffering due to restrictions on their livelihood by the Border Security Forces (BSF) and arbitrary construction of fences without sticking to the rules laid down by the Government of India. Lack of basic amenities, welfare schemes and undue, despotic restriction is a severe issue that the villagers face. The village is situated under the Mekhliganj Sub-Division, Police station – Kuchlibari , Gram Panchayat – Bagdogra , Fulkadabri in the District of Cooch Behar. The village has about 300 families. The chief occupation in the village is farming and daily wage labour. About 200 families have their own agricultural land that lies beyond the barbed fences. The villagers engaged in farming have their residence at a distance of 0.5 km from Kaberi Border Out Post – Alpha Company, 148 Batallion, Gate no. 2.

The villagers don't have proper drinking water facility. Higher education is also neglected as there are no high schools and colleges in the village. There is one Anganwadi centre and one Primary school in the village and no Secondary and Higher secondary school are set up. The villagers have more than 900 bigha of cultivable land but no irrigation facility has been provided by the government. The villagers have repeatedly appealed to the block administration on the issues but no actions were taken.

The fact in concern is that the gate constructed here is at a distance of about 1km to the pillar no. 825 and 826 which is situated between Kaberi Border Out Post 1 no. gate and Fulkadabri 1 no. gate. The cultivable lands of these villagers lie in between the abovementioned pillars and have no way to enter their field directly due to the absence of a proper gate in between the pillars. About 100 such families have their land in between the areas of Pillar no. 825 and 826. Therefore, it becomes really difficult for the villagers to take the long route to the Border Out Post and cover the distance to their cultivable land. About 250 Bigha falls within the mentioned area and due to the lack of proper roads the villagers have stopped cultivating on their lands. For the last 4-5 years about 250 Bigha lands have remain unused and left to dry up. In 2018, a letter had been submitted before the Sub Divisional Officer, Mekhliganj requesting a new gate which would help them to traverse in their own cultivable lands make it easier for them since that is their only source of income. A company Commander from Siliguri, Raninagar had spoken to the villagers regarding the issue and considered their plea but no action has been taken on

that front yet. In 2020, another written letter of request was submitted before the SDO, Mekhliganj but again no action has been taken to free these villagers from this problem.

The construction of the new gate on the CPWD road will massively help these agrarian laborers who have no other means of income and if proper remedy is provided, about 100 families will be saved from this penury.

Some agrarian laborers who have their land in the abovementioned areas are:

1. Nagen Rai, aged about 55 years, Dagh No. – 1001, Khatiyan No. – 159 under 128 Bhotbari Mouza
2. Subodh Barman, aged about 60 years, Dagh No. – 246, Khatiyan No. – 131 under 128 Bhotbari Mouza
3. Satish Barman, aged about 56 years, Dagh no. – 2468, Khatiyan No. – 66 under 128 Bhotbari Mouza
4. Narayan Barman, aged about 55 years, Dagh no. – 6296, Khatiyan No.- 02 under 128 Bhotbari Mouza and many others

More so, during the time of nationwide lockdown due to spread of pandemic Covid19 virus, Alfa Company Border Security Force personnel under 148 Battalion attached with Kaberi Border Out Post without obeying the order of the Home Ministry of the Central Government, illegally placed restriction upon the life and livelihood of the villagers. Besides this the Border Security Force authority harassed the villagers in the name of checking and committed torture upon them. Even they threatened to implicate these innocent villagers into false cases. It is to be mentioned here that on 15 April, 2020 Ministry of Home Affairs, Government of India issued one order being Memorandum number 40-3/2020-DM-I(A) where it was clearly stated under point number 6 that all agricultural and horticultural activities to remain fully functional during this critical time of Covid 19 outbreak. But Border Security Force being an authority under the Home Department of the Government of India violated the order of its own department. Why a strict action should not be taken against those BSF personnel who without any reason illegally restricted the villagers to go to their own field for cultivation.

Due to this arbitrary attitude of Border Security Force and concerned Central Government authority imposed upon the villagers of 128 Bhotbari 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:

- The CPWD and BSF authority should construct fences within 150 yards from the IBP.
- The Border Security Force should be posted at the zero point instead of in the middle of the village.
- An urgent construction of a gate in between the Pillar no. 825 and 826 for easy access to the cultivable land for these villagers.

- The Border Area Development Program (BADP) funds should be utilized for the benefit of the border villages.
- BSF should not be illegally restricted the life and livelihood of the villagers.
- BSF should follow the order of Ministry of Home Affairs, Government of India, Memorandum number 40-3/2020-DM-I (A) dated 15.04.2020.
- The villagers should be provided with agricultural support.

Thanking you.

Yours truly

Dipyaman Adhikary

Assistant Secretary



Banglar Manabdhikar Suraksha Mancha (MASUM)

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	পিতা	ঠিকানা	pillar.no
১/	সুপ্রভা বর্মণ	১২৬ ডোমকা	৪২৫ - ১৩১
৩/	সুপ্রভা বর্মণ		৪২৫
৪/	সুপ্রভা বর্মণ	Bankar Barman	১২৪ বড়বাড়ি
০/	Rema Barman	দায়ালু বর্মণ	১২৪ ডোমকা
৫/	কাল্পাণী বর্মণ	ডায়ালু বর্মণ	১১
৭/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	১১
৮/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	১১
৯/	Shena Roy	হরপ্রসাদ বর্মণ	১২৪ ডোমকা
১০/	PURNA ROY	H	১১
১১/	Ratan Roy	সুপ্রভা বর্মণ	১১
১২/	Kalpana Roy	Ratan Roy	১১
১৩/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	১১
১৪/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	১১
১৫/	Sourav Barman	Hari Barman	৪২৫
১৬/	Palash Barman	১১	
১৭/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	
১৮/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	
১৯/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	
২০/	সুপ্রভা বর্মণ	সুপ্রভা বর্মণ	৪২৫

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	ପ୍ରାଥମିକ	ଦ୍ୱିତୀୟ	ତୃତୀୟ
1	କାନ୍ଥ ବର୍ତ୍ତନ	ବିଦ୍ୟୁତ୍ ବର୍ତ୍ତନ	22 825
2	ଆରତୀ	କାନ୍ଥ	
201	ଆରତୀ ବର୍ତ୍ତନ	ଆରତୀ	226 ଟୋ କାନ୍ଥ
202	ଆରତୀ ବର୍ତ୍ତନ	ବିଦ୍ୟୁତ୍ ବର୍ତ୍ତନ	22 825
203	ଆରତୀ ବର୍ତ୍ତନ	ଆରତୀ ବର୍ତ୍ତନ	
204	ଆରତୀ ବର୍ତ୍ତନ	ଆରତୀ ବର୍ତ୍ତନ	226 ଟୋ କାନ୍ଥ
205	ଆରତୀ ବର୍ତ୍ତନ	ବିଦ୍ୟୁତ୍ ବର୍ତ୍ତନ	22 825
206	ଆରତୀ ବର୍ତ୍ତନ	ଆରତୀ	
207	ଆରତୀ ବର୍ତ୍ତନ	—	
208	ଆରତୀ ବର୍ତ୍ତନ	ବିଦ୍ୟୁତ୍	
209	ଆରତୀ ବର୍ତ୍ତନ	ବିଦ୍ୟୁତ୍	
210	ଆରତୀ	କୋରସ	228 ଟୋ କାନ୍ଥ
211	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	22 825
212	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
213	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
214	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
215	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
216	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
217	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
218	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
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220	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
221	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
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223	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
224	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
225	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
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244	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
245	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
246	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
247	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
248	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
249	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	
250	ଆରତୀ ବର୍ତ୍ତନ	କୋରସ	

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