



Banglar

Manabhadhikar Suraksha Mancha (masum)

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

Respected Sir,

Through this complaint, I again seek to draw your attention to the villagers of 202 Khasbos Darikamari village who have been suffering due to restrictions on their livelihood by the Border Security Forces. Lack of basic amenities in agriculture and undue, despotic restriction is a severe threat to the villagers. The village is situated under Mekhliganj Sub Division, Jamaldaha Gram Panchayat and under the jurisdiction of Mekhliganj Police Station in the District of Cooch Behar. The village has about 2600 people out of which about 1380 people are male and about 1220 people are female. All villagers are Hindu by birth and belong to Scheduled caste category. The chief occupation in the village is farming. About 300 families have their own agricultural land that lies beyond the barbed fences.

In this village the distance between the barbed fence and main international border pillar is 200 to 250 meter and Border Security Force personnel attached with Jamaldaha Border Out Post, Bravo Company under 140 Battalion used to guard 3 fencing gates. Outside of the 3 fencing gates total 1000 bigha of land are situated. Out of 1000 bigha of land, only 300 bigha of land are under cultivation by the villagers.

Now, what is the most important fact is that during this time of nationwide lockdown due to spread of Covid 19 virus, the Border Security Force authority of Jamaldaha Border Out Post, Bravo Company, 140 Battalion BSF closed these three fencing gates and thereby restricted the movement of the village farmers from going to their agricultural field for cultivation. From the middle of the 23 March, 2020 Border Security Force permanently closed the gate number 1, 2 and 3. It is to be mentioned that the villagers have to cross this fencing gates to reach their agricultural fields. More than one and half months they cannot go to the field for cultivation. Several times the farmers and villagers requested to on duty Border Security Force personnel attached with Jamaldaha Border Out Post, Bravo Company under 140 Battalion for opening the gate, but every time BSF personnel refused their request and told that they were not allowed to open the fencing gate.

When our District Human Rights Monitor talked with the villagers of 202 Khasbos Darikamari village, they expressed that in the agricultural field beyond the fence Boro paddy, jute and corn have been harvested about more than 200 bigha of land; and tea garden have been situated within more than 100 bigha of land. As the Border Security Force authority not letting them go to their agricultural field beyond the fences, the crops are being wasted in the field due to lack of proper care. Boro paddies are completely destroyed without sufficient water and pesticides. When the villagers requested to the on duty BSF personnel to open the fencing gate as the crops in the field are being destroyed, the on duty Border Security Force personnel did not listen to them. They told that they had nothing to do if the crops in the field are destroyed.

The villagers are very much disappointed as there is huge monetary loss upon them. Cultivation is the only source of income of these farmers and BSF directly imposed illegal restriction upon their farming. The value of their financial loss in this current situation is about Rs. 10,000/- per bigha of land for Boro paddy and tea garden and Rs. 7000/- per bigha for other vegetables and jute and corn.

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

1. Mani Burman, son of Late Sushil Burman, Dagh No. – 2285, Khatiyani No. – 164 under 202 Khasbos Mouza; Tea garden 3 bigha, Financial loss Rs. 30,000/-
2. Gokul Burman, son of Late Bhabendra Burman, Dagh No. – 2245, Khatiyani No. – 1081 under Darikamari Mouza; Boro Paddy cultivation 2 bigha of land and Tea garden 2 bigha of land; Total financial loss Rs. 40,000/-
3. Parimal Burman , son of Late Bhabendra Burman, Dagh no. – 2284, 2285 Khatiyani No. – 1082 under Darikamari Mouza, Tea garden 2 bigha, Boro paddy cultivation 2 bigha land; Total financial loss Rs. 40,000/-
4. Ashwini Burman, son of Late Birbhadra Burman, Dagh no. – 2268, Khatiyani No.- 346 under Darikamari Mouza, Tea garden 2 bigha, Boro paddy cultivation 3 bigha of land, Total financial loss Rs. 50,000/-
5. Santosh Burman, son of Late Biseswar Burman, Dagh no. – 2285, Khatiyani no. – 164 under Darikabari Mouza; Tea garden 5 bigha and Boro paddy cultivation 3 bigha, Total financial loss Rs. 80,000/- and many others

On 19.04.2020 at about 12.00 noon Mr. Rabindranath Dakua sent one message from his whatsapp no. 6297570012 to the whatsapp number (8373082138) of the Block Development Officer of Mekhliganj Block where he stated all the problems which the villagers are being faced due to restriction by the Border Security Force authority. After that one Gram Panchayat member of Jamaladaha Gram Panchayat namely Mr. Nirmal Burman talked with the Block Development Officer of Mekhliganj Block and narrated the problems of the farmers and villagers due to acute restriction by BSF but the Block Development Officer told him to mitigate and resolved the matter with showing love and respect towards the Border Security Force authority. When Mr. Nirmal again told that the villagers are being faced continuous financial loss and asked who will compensate them, then Block Development Officer did not say anything and till date no administrative action has been taken in respect of this matter.

Sir, this restriction imposed upon the farmers by the Border Security Force authority of Jamaldaha Border Out Post, Bravo Company, 140 Battalion is completely illegal and violation of the order of Ministry of Home Affairs, Government of India. 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 attached with Jamaldaha Border Out Post, Bravo Company under 140 Battalion BSF who without any reason illegally restricted the farmers of 220 Khasbos Darikamari village to go to their own field for cultivation.

This arbitrary attitude of Border Security Force authority of Jamaldaha Border Out Post, Bravo Company, 140 Battalion imposed upon the villagers of 202 Khasbos Darikamari 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.

I request your urgent intervention in this case by fulfilling these demands 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 and open the gate number 1,2 and 3 immediately.
- The Border Security Force should be posted at the zero point instead of in the middle of the village.
- BSF should not be illegally restricted the life and livelihood of the villagers particularly of the farmers.
- Farmers should be allowed to go their agricultural field beyond the fences and continue their agricultural work without any obstruction.
- The villagers should be provided with agricultural support.
- Every farmer should be compensated in respect of their financial loss as their crops are destroyed and for huge financial loss for illegal restriction of the BSF attached with Jamaldaha Border Out Post.

Thanking you.
Yours sincerely

Dipyaman Adhikary
Assistant Secretary
Banglar Manabadhikar Suraksha Mancha (MASUM)



Attached Documents

Pictures of that place



৩৩ জন অসমীয়াৰ নামত এই বিজ্ঞান সভাৰ
 ২৫ অসমীয়া হ'বী বন্দ্য। ৭৭ জনী-অসমীয়া বন্দ্য
 ৩৩ জনী- অসমীয়া-হ'বীকৈ বন্দ্যকৰ
 * বৃত্তান্ত কৰিবলৈ আৰম্ভ ২৫।

সমীচক-সমষ্টি

অসমীয়া অসমীয়া বন্দ্য, অসমীয়া,

২/ Dinal Barman.

২/ Minol Barman .

৩/ অসমীয়া বন্দ্য

৪/ Parimal Barman

৫/ Jyoti Barman

৬/ Pusponath Roy

৭/ Bittu Roy Borsuniga

৮/ Gokul Barman

৯/ Mintu Barman

১০/ Anit Barman

১১/ RUP Roy

১২/ Ankim Barman

১৩/ অসমীয়া বন্দ্য

১৪/ অসমীয়া

১৫/ অসমীয়া

১৬/ অসমীয়া বন্দ্য

১৭/ Sakuntla Barman

১৮/ অসমীয়া . অসমীয়া

১৯/ Anjali Roy

২০/ Bishnu Roy

