



Government of Karnataka

No.SWD 59 SPA 2019

Karnataka Government Secretariat,  
Vikasa Soudha,  
Bangalore, dated:20.05.2019

NOTIFICATION

The Government of Karnataka, in supersession of the notification of model contingency plan dated 24-11-2000, hereby notify this contingency plan as in Annexure under Rule 15 of The Scheduled Caste/Scheduled Tribes (prevention of atrocities) Rules 1995 and Amended Rules 2016

To prevent the commission of offences of atrocities against the members of SCs/STs, the existing Scheduled Caste/Scheduled Tribes (prevention of atrocities) Act 1989 has been amended with inclusion of more offences and relief to be provided along with the rehabilitation of the victims under the Amended Act 2015 and Rules 2016.

It shall be the duty of the district administration, more particularly the District Magistrate and Superintendent of Police /Commissioner of Police, to ensure that effective steps are taken to prevent the occurrence of atrocities against SC/ST persons within their jurisdiction. This shall include periodic visits to sensitive areas, supervision of investigation / prosecution of offences under the Act, periodically meeting the members of Scheduled Caste/Scheduled Tribes (Prevention of Atrocities) Act 1989 /Amended Act 2015 and Rules 2016 there under.

Whenever an atrocity takes place in the district, it shall be the duty of all departments/ agencies/ corporations / organizations of Government in the district to fulfil their role in the implementation of Contingency Plan effectively so that the victims of atrocities are properly rehabilitated as soon as possible; effective action is taken against the culprits who perpetrated the atrocity and security is restored not only amongst the members of SC/ST affected by the atrocity but also among the general public in the area.

By Order and in the name of  
Governor of Karnataka,

*Rajashree H. Kulkarni*  
(RAJASHREE H. KULKARNI),  
Under Secretary to Government - 2,  
Social Welfare Department.

To:

The Compiler, Karnataka Gazette, Bengaluru for publication in the next issue of the Gazette with a request to supply 1000 copies.

Copy to:

1. The Secretary to Government of India, Ministry of Social Justice and Empowerment, Shastri Bhawan, New Delhi-110115

2. All Additional Chief Secretaries/Principal Secretaries/Secretaries to Government of Karnataka.
3. The Director, National SC/ST Commission, GOI, Koramangala, Bangalore.
4. The Director General and Inspector General of Police in Karnataka, Bangalore.
5. The Commissioner, Social Welfare Department, M.S. Building, Bangalore.
6. The Additional Director General of Police, CRE Cell, Bangalore.
7. All Deputy Commissioners and District Magistrates.
8. All Chief Executive Officers of Zilla Panchayats.
9. All Superintendents of police in all Districts.
10. The Joint Secretary to Government of Karnataka, Social Welfare Department.
11. The Personal Secretary to Hon'ble Minister for Social Welfare Department, Government of Karnataka, Vikasa Soudha, Bangalore.
12. The Deputy Secretary to Government of Karnataka, Social Welfare Department.
13. The Personal Secretary to Principal Secretary, Social Welfare Department, Government of Karnataka, Vikasa Soudha, Bangalore.
14. The Director, Tribal Welfare Department, Bangalore.
15. All Assistant Commissioners Sub-Divisional Magistrates.
16. All Executive Officers of Taluk Panchayats.
17. All Tahasildars of Taluks.
18. SGF/Spare Copies.

Annexure  
**DETAILS OF CONTINGENCY PLAN**

Sl. No.	Scheme	Action to be taken by various authorities	Time limit & Officer/ Department responsible
1	2	3	4
1	<p><u>Rule-12(1)(2)(3):</u>            Visiting the place of atrocity and register of FIR etc.</p>	<p>1. The Dist Magistrate and the Superintendent of Police/ Dy CoP/Commissioner of Police (Cop) shall visit the place or area where the atrocity has been committed, immediately to assess the loss of life and damage to the property and draw a list of victims, their family members and dependents entitled for relief under Rule-12(4).</p> <p>2. SP/Dy CoP/CoP shall ensure that FIR is registered in the book of the concerned Police station in the area and take such other preventive measures including security arrangement apprehending the accused as deemed necessary.</p> <p>3. SP/Dy CoP/CoP after spot inspection shall immediately appoint an investigation officer who is able and experienced and not below the rank of Dy SP for investigation and deploy such police force in the area and take such other preventive measures as he may deemed proper and necessary under Rule 12(3).</p> <p>All proceedings relating to offences shall be video recorded.</p> <p>Independently an officer of DCRE not below the rank of SP shall visit the scene of occurrence and report the facts to the Government and ADGP, DCRE cell.</p>	<p>Within 24 hours            DM/SP/Dy            CoP/CoP            ADGP,DCRE            CELL</p>

2	<p><b>Rule 15 (1) (a)</b> Scheme to provide immediate relief in cash or in kind or both.</p>	<p>The DM or the SDM or any other Executive Magistrate shall make arrangements for providing immediate relief in cash or in kind or both to the victims of atrocity, their family members and dependants as prescribed in annexure-1 of Rule 12(4) of the amended rules 2016. But the immediate relief like food, water, clothing, shelter, medical aid, transport facilities and other essential items necessary for victims shall be provided. Further the Action under Rule-12 (5) (6) and (7) shall also be taken by them.</p> <p>The DM may order appropriate authorities of other Government departments/agencies to arrange for short term/long term relief and rehabilitation measures.</p>	<p>Within 7 days DM/SDM/TM/ JD/DD SWD/ DTWO</p>
3	<p><b>(Rule7):</b> Investigation of atrocity cases and Supervision:</p>	<p>The IO shall complete the investigation on top priority and submit the report to the SPs/DCPs/COP who in turn should send a detailed report to the DG&amp;IGP and head of the DCRE (ADGP, DCRE) immediately and arrange to file the charge-sheet in the Special Court or exclusive Special Court within a period of 60 days..</p> <p>The investigation should be directly and personally supervised by the SPs/DCPs/COP as the case may be.</p> <p>They should also take action against any erring police officials if there is any delay and negligence in the process of investigation and filing charge sheet. Further such officers are also liable for the punishment under Section-4 of the Act.</p>	<p>Dy SP/SP/DCP/ CoP</p>



		<p>investigation and trial;</p> <p>(m) to give adequate briefing on the case and preparation for trial to atrocity victims or their dependents or associated organisations or individuals and to provide the legal aid for the said purpose;</p> <p>(n) to execute the right of atrocity victims or their dependents or associated organisations or individuals at every stage of the proceedings under this Act and to provide the necessary assistance for the execution of the rights.</p>	SP/Dy CoP / CoP
5	<p><b>Rule 15 (1)(b)</b></p> <p>Allotment of agricultural land and house sites to the victims of atrocities if they do not possess the land/house site/houses</p>	<p>The Revenue Department at the divisional / District / Taluk level shall take steps to allot land where available subject to guidelines to be issued from time to time and sites where necessary for the purpose of rehabilitation. Pattas/Hakku patra shall be distributed.</p> <p>Ref: Circular No. RD 39-LGP 2000 dated 24.06.2000.</p> <p>If Government land is not available, the agriculture land may be provided under Land Purchase Scheme by SC/ST Development Corporations</p> <p>The Rural and Urban local bodies and Rajiv Gandhi Rural Housing Corporation may provide the house sites/houses wherever necessary.</p> <p>The SC/ST Development Corporations shall provide Ganga Kalyana scheme to the victims of atrocities who is having agriculture land and for those land is provided under LPS.</p>	<p>DC/AC/ Thahasildar MDs of SC/ST Development Corporations Local Bodies and MD of RGRHC.</p>
6	<p><b>Rule 15 (1)(c)</b></p> <p>Rehabilitation Packages.</p>	<p>The Deputy Commissioner shall implement the rehabilitation measures listed in amended Rules 2016 and as outlined in this Contingency Plan. The immediate need of the victims of an atrocity/ dependents is food, shelter etc.,</p> <p>The Tahasildar/ EO of Taluk Panchayath shall provide shelter to the victims and dependents in schools, community halls or any public building if necessary.</p>	<p>The DC and other Officers as directed by the DC/ CEO,ZP/EO TP/PDOGP</p>

The Rural and Urban Local Bodies like Gram/Taluk Panchayat shall immediately arrange to supply minimum cooking vessel, bedding and cloths required by the victims of atrocity/dependents. If adequate funds are not available in the Gram Panchayat, the Taluka Panchayat may meet the expenditure.

7 **Rule 15 (1)(d)**

Schemes for employment in Government/its under takings to the dependent or one of the family members of deceased.

Application to be made by dependant or a family member of the deceased of atrocities within one year from the date of death, and action to be taken in accordance with Notification No. DPAR 53 SCA 97 Dt. 14-03-2000 and amended Notifications issued by DPAR from time to time.

DC to forward the application within 3 months to RC/ Head of Dept of SWD/TWD

8

**Rule 15 (1)(e)**  
Pension Scheme for widows, dependent children of the deceased, handicapped or old age victims of atrocity.

The competent authority in the Revenue Department/ Tahashildar shall sanction pension to the Widow, handicapped or old age victims of atrocity as per the existing rules.

DC/Tahsildar of Revenue Department within one week.

9

**Rule 15 (1)(f)**  
Mandatory compensation for the victims

As per Rule-12(4) - as per the Scale provided in Annexure-I of the Rules, 2016.

DM/JD/DD SWD

Additional relief to the victims of murder, death, massacre, rape, gang rape, permanent incapacitation and dacoity.

Relief under Rule-12(4) at Sl.No.46 of Annexure-I  
1. Basic pension to the Widow or other dependants of the deceased persons belonging to a SC/ST amounting to Rs.5,000/- per month as applicable to State Government servant with admissible DA to be sanctioned. Employment to one member of the family of the deceased.

DM/  
JD/DD SWD/  
DDPI/DDPU  
Within 3 months

Provide agricultural land, house if necessary by out-right purchase.

2. Full cost of the education upto graduation level and maintenance of children of the victims. Children to be admitted to Ashrama Schools or Residential Schools of Government

		<p>Provision of utensils, rice, wheat, dals, pulses, etc. for a period of three months.</p> <p>Note: Any Assistance/Relief should not be duplicated for the same victim.</p>	
10	<p><b>Rule 15 (1)(g)</b></p> <p>a) Scheme for Strengthening the socio-economic condition of the victim.</p>	<p>The victims of atrocities need assistance for their livelihood. Hence they may be organized into self help groups, trained in skill development and assisted in viable activities for deriving sustainable income under the various schemes. They may be Provided wage employment schemes under MGNAREGA for immediate relief.</p> <p>If the victims or dependants own agricultural land they could be supplied with seeds, fertilizers etc. under the existing schemes by the Agricultural Department.</p> <p>The SC/ST development corporation shall provide Ganga Kalyana Scheme to the victims of Atrocities.</p>	<p>Within 1 month DM/CEO, ZP/</p> <p>JD, Agriculture Department/ EOTP</p> <p>JD/DD of SWD and TWD/ Officers of SC/ST Development Corporation</p>



11	<p><b>Rule 15 (1)(h)</b></p> <p>Providing brick/masonry houses to the victims. (Under Rule-12(4) at Sl.No.47 Annexure-I) of</p>	<p>If the houses of the victims of atrocities are damaged fully they may be provided funds under Dr. Ambedkar Niwas Yojana for construction of new houses.</p> <p>Where resettlement of victims of atrocities becomes necessary, the E.O. of the Taluk Panchayat shall prepare the sites for housing on the land allotted by the D.C.</p> <p>The Grama/Taluka Panchayat shall take up internal roads and drainage required in re-settlement area.</p> <p>Link roads and water supply scheme to the new habitation shall be taken by the Taluka Panchayat under SCSP/TSP.</p>	<p>Within 3 months GP/EOTP/CEO, ZP and urban local bodies, Rajiv Gandhi Rural housing Corporation HOD, SWD/TWD</p>
12	<p><b>Rule 15 (1)(i)</b></p> <p>(a) Health Care</p>	<p>Immediate medical relief will be provided to atrocity victims free of charge at all Government Hospitals at State/ District/ Taluk and PHC levels. For this Purpose, free referral services, transport, emergent medication will be provided to ensure diagnostic/ treatment at District and Specialist Government Hospitals where necessary. Free treatment will be given inclusive of free medicines and the concerned doctor will be made responsible for ensuring proper relief and treatment. In an emergency, the cost of transporting victims and their attendants must be done by Government, either through it's own ambulances or through hired transport. A team of District Surgeon, DHO and one Doctor nominated by DHO should be automatically activated who would co-ordinate with the District Authority in all relief operations. Further, DHO/District Surgeons will be instructed to constitute Comprehensive Mobile Health care Teams were required to give onsite medical treatment and medicines. The victims are also to be covered under Karnataka Arogya Bhagya Scheme.</p>	<p>DC/DHO/ Dist. Surgeon within 24 hours.</p>
	<p>(b) Supply of essential commodities</p>	<p>The victims of atrocities shall be given rice, wheat, dal, pulses etc., for a period of 3 months as mentioned at Sl No 46</p>	

The DD (F&CS) shall arrange to release rationed commodities from the PDS on priority at BPL prices. The quantum of articles to be released shall depend on the period for which atrocity victims/dependants are to be found. The total quantity may be decided by the DC of the district.

The DC shall arrange to release these commodities from the nearest authorized wholesale depot on credit basis and shall recoup the cost of these items from the funds available under Atrocities Act.

The DC shall report the quantum of rationed articles issued in all such cases immediately to the Commissioner, F&CS who will replenish such stocks in the coming months if need be.

Within 3 Days  
DM/DD  
(F&CS)

(c) Electrification

Concerned ESCOMS shall electrify the rehabilitated colonies of victims of atrocities under SCSP/TSP. Even in case where an individual becomes victim of atrocity and if Govt builds/allots house, such a house will be given electrical connection if necessary by extending the LT line.

ESCOMS shall energise the IP sets provided to the victims of atrocities under Ganga kalyana scheme on priority. The funds provided to Energy Department under SCSP/TSP shall be utilized. Further, these funds may also be utilised for electrification of SC/ST colonies/tandas and providing Kutir Jyothi connections etc.

ESCOMS

(d) adequate drinking water facility

In case of atrocities, adequate drinking water facility shall be arranged if necessary by making temporary arrangement both for drinking and bath /cooking purpose.

DC/CEO,ZP/EO  
TP/PDOGP

	(e) burial / cremation ground	The DC/DM in Revenue Department shall allot land for burial / cremation ground for SC/STs in the village with the funds available under the existing scheme and provide necessary facilities in such allotted burial grounds.	DM/SDM/TM/ RURAL & URBAN LOCAL BODIES
	(f) Link roads	To the habitations/colonies where atrocities have taken place the necessary link road to the village main road may be provided by the RDPR and PWD under SCSP/TSP schemes.	DC/CEO,ZP/EXE. ENGINEER, PWD

A report on the action taken under the Contingency plan in each case of atrocity shall be sent to the Commissioner, Social Welfare Department/Director, Scheduled Tribes, Welfare Department under copy to Social Welfare Department, Government of Karnataka. Contingency Plan is not a substitute for POA Act and Rules but it is a guide to implement the Rehabilitation measures.

*Rajashree H. Kulkarni*  
(RAJASHREE H. KULKARNI)  
Under Secretary to Government - 2  
Social Welfare Department.